

RESOLUTION NO. 2021-

A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE TOWN OF CASTLE ROCK, THE SOUTH METRO WISE AUTHORITY, DOMINION WATER AND SANITATION DISTRICT, AND PARKER WATER AND SANITATION DISTRICT REGARDING THE WISE PUMP STATION AND INFRASTRUCTURE DESIGN

WHEREAS, the South Metro WISE Authority (the “Authority”) exists to facilitate the acquisition, construction and operation of a water delivery system to its members; and

WHEREAS, the Town of Castle Rock, Colorado (the “Town”), Dominion Water and Sanitation District, and Parker Water and Sanitation District (“PWSD”), (collectively, the “Participants”) are all members of the Authority; and

WHEREAS, the Authority and the Participants are authorized and desire to enter into an Intergovernmental Agreement (the “Agreement”) regarding participation in and payment of the costs associated with the design of the WISE Pump Station and the additional infrastructure needed at and around the Rueter-Hess Reservoir and Water Purification Facility (collectively, the “Pump Station Infrastructure”) to deliver WISE water to the Participants; and

WHEREAS, the Authority and the Participants desire to memorialize their participation in the costs associated with the design and work related to the design of the WISE Pump Station Infrastructure in the Agreement; and

WHEREAS, the Agreement is limited to the funding of the costs associated with the design of the Pump Station Infrastructure; and

WHEREAS, PWSD has agreed to contract for and lead the design activities on behalf of the Authority and the Participants under terms reasonably acceptable in the Denver Metropolitan market and shall oversee all aspects of the contract; and

WHEREAS, the execution of the Agreement is in the best interest of the Authority, the Participants and their respective customers and constituents.

NOW, THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO AS FOLLOWS:

Section 1. Approval. The Agreement between the Authority and Participants regarding the WISE Pump Station and infrastructure design, in the form attached as *Exhibit 1*, is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the Agreement by and on behalf of the Town.

Section 2. Encumbrance and Authorization for Payment. In order to meet the Town's financial obligations under the Agreement, the Town Council authorizes the expenditure

and payment from the Water Resources CIP- WISE Infrastructure account no. 211-4375-443.77-72 for a total authorization not to exceed \$477,118.19, unless otherwise authorized in writing by the Town.

PASSED, APPROVED AND ADOPTED this 7th day of December, 2021, by the Town Council of the Town of Castle Rock, Colorado, on first and final reading by a vote of ____ for and ____ against.

ATTEST:

TOWN OF CASTLE ROCK

Lisa Anderson, Town Clerk

Jason Gray, Mayor

Approved as to form:

Approved as to content:

Michael J. Hyman, Town Attorney

Mark Marlowe, Director Castle Rock Water