

RESOLUTION NO. 2019-

**A RESOLUTION APPROVING THE FIRST AMENDMENT
TO THE INTERGOVERNMENTAL AGREEMENT FOR THE OPTION TO PURCHASE
AND RIGHT OF FIRST REFUSAL REGARDING GROUND WATER RIGHTS,
EASEMENTS AND RELATED IMPROVEMENTS**

WHEREAS, pursuant to the terms and conditions set forth in the Water Infrastructure Design and Construction Cost Sharing Intergovernmental Agreement (Plum Creek Raw Water Return Pipeline/Eastern Regional Pipeline Project) dated May 15, 2018 (“Cost Share Agreement”), the Town and Dominion will jointly fund the design and construction of the Plum Creek Raw Water Return Line/Eastern Regional Pipeline Project as more specifically set forth in the Cost Share Agreement.

WHEREAS, Dominion and Castle Rock Water desire to update the Exhibits and amend the Cost Share Agreement to address the timing of the transfer of property interests to the Town, and to make other minor conforming amendments to the Cost Share Agreement.

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

Section 1. Approval. The First Amendment to the Intergovernmental Agreement between the Town of Castle Rock and Dominion Water & Sanitation District in the form attached as *Exhibit 1* is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the Option Agreement by and on behalf of the Town of Castle Rock, Colorado.

PASSED, APPROVED AND ADOPTED this 18th day of June, 2019, 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, Green, Mayor

Approved as to form:

Approved as to content:

Robert J. Slentz, Town Attorney

Mark Marlowe, Director of Castle Rock Water