

RESOLUTION NO. 2020-080

**RESOLUTION AUTHORIZING PAYMENT OF CASTLE ROCK WATER'S  
PORTION OF THE 2020 BINNEY CONNECTION FEE AND  
THE MERIDIAN TITLE CLEAN-UP FEE FOR THE  
WATER INFRASTRUCTURE SUPPLY EFFICIENCY (WISE) PROJECT**

**WHEREAS**, the Town developed a long-term renewable water resources strategic master plan in 2006, which was updated in 2010 and 2016, and which identifies how the Town will move from a nonrenewable supply to a 75 percent renewable supply by the year 2050; and

**WHEREAS**, on May 7, 2013 Town Council approved the South Metro WISE Authority (SMWA) Formation and Organizational Intergovernmental Agreement (IGA), which made the Town of Castle Rock one of ten members of the SMWA; and

**WHEREAS**, on August 14, 2013, the Water Delivery Agreement (WDA) between Denver Water, Aurora Water and SMWA was fully executed. Among the terms of the WDA agreed upon by SMWA members were the modifications to the Western Pipeline Infrastructure and the construction of the future Binney Connection, to be constructed prior to May 31, 2021; and

**WHEREAS**, the SMWA has been collecting funds over the last several years to clean up the title credit with Meridian Metro District; and

**WHEREAS**, SMWA provided the Town with an estimated budget, for the Town's portion of the 2020 Binney Connection Fee (\$5,710,000.00) including a ten-percent (10%) contingency, and the Town's portion of the Meridian Title Clean-up Fee (\$92,000.00), for a total not to exceed \$5,800,000.00; and

**WHEREAS**, in 2019, the Town spent \$3,892,843.25 of the \$6,170,000.00 budgeted for 2019 in the Capital Improvement Program/ WISE Infrastructure fiscal account resulting in a balance of \$2,277,156.75; and

**WHEREAS**, in 2020, the Town anticipates spending approximately \$2,000,000 more than budgeted for 2020 from the Capital Improvement Program/ WISE Infrastructure fiscal account due to delays in the Binney Connection.

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

**Section 1. Approval.** Payment for Castle Rock Water's portion of the 2020 Binney Connection Fee and the Meridian Title Clean-up Fee for the Water Infrastructure Supply Efficiency (WISE) Project is hereby approved.

**Section 2. Encumbrance and Authorization for Payment.** In order to meet the Town's financial obligation for the Binney Connection Fee and the Meridian Title Clean-up Fee for the WISE Project, Town Council authorizes the expenditure and payment from expenditure account 211-4375-

443.77-72, in an amount not to exceed \$5,800,000.00, unless authorized in writing by the Town of Castle Rock.

**Section 3. Approval.** Carryforward of up to \$2,277,156.75 from the 2019 Capital Improvements Program/ WISE Infrastructure account to the 2020 Capital Improvements Program/ WISE Infrastructure account is hereby approved.

**PASSED, APPROVED AND ADOPTED** this 3rd day of March, 2020, 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:**

\_\_\_\_\_  
Robert J. Slentz, Town Attorney

\_\_\_\_\_  
Mark Marlowe, Director of Castle Rock Water