

RESOLUTION NO. 2021-

**A RESOLUTION APPROVING THE ASSIGNMENT AND ASSUMPTION
AGREEMENT REGARDING THE ESTABLISHING AGREEMENT FOR
THE PLUM CREEK WATER RECLAMATION AUTHORITY**

WHEREAS, on December 14, 1989, the Town of Castle Rock the “Town”), Castle Pines Metropolitan District (“CP Metro”), and Castle Pines North Metropolitan District (“CPNMD”) entered into an Establishing Agreement for the Plum Creek Water Reclamation Authority (the “Authority”), as amended (the “Establishing Agreement”); and

WHEREAS, recently, CPNMD has received voter authorization for the inclusion of its water and wastewater services and infrastructure into the Parker Water and Sanitation District (“PWSD”), which inclusion is currently anticipated to close on January 3, 2022; and

WHEREAS, accordingly, CPNMD desires to assign all of its rights and responsibilities under the Establishing Agreement to PWSD effective upon inclusion (the “Assignment”); and

WHEREAS, Section 11.12 of the Establishing Agreement requires consent of all the members of the Authority for the Assignment; and

WHEREAS, the Town and CP Metro, as the other two members of the Authority, desire to approve the Assignment.

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

Section 1. Approval. The Assignment and Assumption Agreement by and between the Town, PWSD, CPNMD, and CP Metro regarding the Establishing Agreement for the Plum Creek Water Reclamation Authority in the form attached as ***Exhibit 1*** is hereby approved.

PASSED, APPROVED AND ADOPTED this 2nd day of November, 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