

SOUTHEAST METRO STORMWATER AUTHORITY

Acting by and through

SEMSWA WATER ACTIVITY ENTERPRISE

RESOLUTION NO. 10-40

(Authorization to Modify an Existing Intergovernmental Agreement (IGA) with the Urban Drainage and Flood Control District and Approval of an IGA with the Cherry Creek Basin Water Quality Authority Regarding the Cherry Creek Valley Ecological Park Project)

WHEREAS, with Resolution No. 09-10 the Board authorized funding of \$50,000 and participation in an agreement with the Urban Drainage and Flood Control District (UDFCD) for the design of Cherry Creek stabilization measures through the Cherry Creek Valley Ecological Park (Project); and

WHEREAS, with Resolution No. 10-08 the Board authorized an agreement with Arapahoe County regarding participation in the Project; and

WHEREAS, the UDFCD has appropriated additional funds for the Project; and

WHEREAS, the Cherry Creek Basin Water Quality Authority (CCBWQA) has appropriated funds for participation in the Project; and

WHEREAS, an agreement with the CCBWQA to participate in the Project was executed by SEMSWA's Executive Director on July 12, 2010 in regard to adding a water quality component to the Project; and

WHEREAS, the UDFCD proposes to amend SEMSWA's agreement to increase funds as follows:

	<u>Previously Contributed</u>	<u>Additional Contribution</u>	<u>Maximum Contribution</u>
SEMSWA	\$50,000	0	\$50,000
UDFCD	\$50,000	\$60,000	\$110,000
Arapahoe County	0	\$50,000	\$50,000
CCBWQA	0	\$50,000	<u>\$50,000</u>
TOTAL			\$260,000

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board ratifies the agreement with the CCBWQA regarding participation in the Project.
2. The Executive Director is authorized to amend the existing IGA with the UDFCD to increase funding to the Project based on the additional contributions by the UDFCD, Arapahoe County and the CCBWQA.

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Date: _____

ATTEST:

Secretary

Chairperson

APPROVED AS TO FORM:

Attorney for
Southeast Metro Stormwater Authority

By _____
Edward J. Krisor