

SOUTHEAST METRO STORMWATER AUTHORITY  
acting by and through  
SEMSWA WATER ACTIVITY ENTERPRISE

RESOLUTION 25-11

Authorization to Amend the Funding Agreement Regarding the Unnamed Creek Drainage  
and Flood Control Improvements – Quincy Avenue to Shawnee Way

WHEREAS, in Resolutions 19-14, 20-02, and 21-06 the Board authorized funding in the amount of \$1,575,000 and participation in an agreement with the Mile High Flood District (MHFD) for design and construction of the Unnamed Creek Drainage and Flood Control Improvements – Quincy Avenue to Shawnee Way (the Project); and

WHEREAS, SEMSWA and the MHFD participated in a planning study titled “West Toll Gate Creek Major Drainageway Plan, December 2012” (the Plan); and

WHEREAS, the instability of the Unnamed Creek Reach 9 between Quincy Avenue and Shawnee Way (the Reach) has resulted in channel erosion and reduction in flood capacity that put existing infrastructure and structures at risk; and

WHEREAS, SEMSWA and MHFD desire to design and construct improvements for grade control, stabilization and capacity improvements for flood conveyance as identified in the Plan for the Reach; and

WHEREAS, SEMSWA and MHFD transferred the separate special (interest) fund in the amount of \$7,694.54 held by MHFD for the West Toll Gate at Himalaya project to the Project; and

WHEREAS, \$40,000 is identified in SEMSWA’s 2025 Capital Project Budget and \$40,000 is identified in the MHFD 2025 Capital Project Budget for final site stabilization of the Project; and

WHEREAS, SEMSWA and MHFD are combining resources to design and construct the Project, and MHFD has agreed to manage the Project; and

WHEREAS, SEMSWA has adopted a budget for calendar year 2025 subsequent to public hearing, which includes funds for the design and construction of the Project.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board authorizes 2025 funding in an amount of \$40,000 for the Project.
2. The Executive Director is authorized to execute an amended agreement with the MHFD for the Project.
3. The SEMSWA total funding for the Project is limited to \$1,618,847.27 without prior approval of the Board.

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Date: February 19, 2025

ATTEST:

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Chairperson

APPROVED AS TO FORM:  
Attorney for  
Southeast Metro Stormwater Authority

By \_\_\_\_\_  
Edward J. Krisor

