

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

RESOLUTION 25-14

Authorization to Amend the Funding Agreement with Cherry Creek Basin Water Quality Authority
to Fund the Piney Creek Reaches 1 and 2 Stream Reclamation Improvements

WHEREAS, in Resolution 22-21, 23-24, and 24-11 the Board authorized funding in the amount of \$420,000 and participation in an agreement with Cherry Creek Basin Water Quality Authority (CCBWQA) for design and construction of the Piney Creek Reaches 1 and 2 Stream Reclamation Improvements (the Project); and

WHEREAS, SEMSWA and CCBWQA now desire to provide additional funding 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, \$75,000 is identified in SEMSWA's 2025 Capital Project Budget and \$25,000 is identified in the CCBWQA's 2025 Capital Project Budget for the design and construction of the Project; and

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

WHEREAS, the SEMSWA and CCBWQA completed the Dove Creek Stream Reclamation Improvements Phase I and II and desire to transfer the remaining balance of \$275,743.68 (SEMSWA funds of \$206,807.76 and CCBWQA funds of \$68,935.92) not spent to 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 additional funding in an amount not to exceed \$75,000 for the Project on the condition that CCBWQA contributes to SEMSWA \$25,000 for the design and construction of the Project.
2. Further, the Board authorizes the transfer of \$206,807.76 from the Dove Creek Stream Reclamation Improvements Phase I and II Project to this Project on the condition that CCBWQA authorizes the transfer of \$68,935.92 from the same project to this Project.

3. The Executive Director is authorized to execute an agreement with CCBWQA for the Project.
4. The Board authorizes the transfer of SEMSWA's unspent funds from the Dove Creek Stream Reclamation Improvements Phase I and II to the Project.
5. The SEMSWA funding for the Project is limited to \$701,807.76 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

