

Title

Intergovernmental Agreement Establishing the ROY Water Authority

Presenter:

Travas Deal, Chief Executive Officer, Colorado Springs Utilities

Summary:

An Intergovernmental Agreement among the ROY Partners forming a Water Authority the ROY Water Authority

Background:

Colorado Springs Utilities, the City of Aurora, the Board of Water Works of Pueblo, the City of Fountain, Pueblo West Metropolitan District, and the Southeastern Colorado Water Activity Enterprise, are all political subdivisions of the State of Colorado (collectively “the Members”) and are parties to agreements that establish a program under which the Members forego diversions of water upstream of the City of Pueblo on the Arkansas River and then recapture those foregone diversions downstream for subsequent storage and the exchange of that water back upstream the Members’ benefit (“ROY Program”).

The Members have jointly acquired land, sometimes referred to as the “Haynes Creek Property” for purposes of constructing a water storage reservoir associated with the ROY Program. The Members have also concluded that they can most effectively accomplish the objectives of the ROY Program by establishing a separate governmental entity to own the Haynes Creek Property, develop water resources, systems and facilities to be known as the ROY Water Authority, by entering into an Intergovernmental Agreement establishing the Authority (“ROY Authority Establishing Agreement”).

Utilities is seeking City Council approval of a resolution authorizing the formation of the ROY Water Authority, directing the Chief Executive Officer of Utilities to enter into the ROY Authority Establishing Agreement and authorizing the Mayor to sign the Deed conveying the Haynes Creek Property to the ROY Water Authority.

Previous Council Action:

N/A

Financial Implications:

N/A

City Council Appointed Board/Commission/Committee Recommendation:

The Utilities Board recommends that City Council authorize the formation of the ROY Water Authority and the conveyance of the Haynes Creek Property to the Authority.

Stakeholder Process:

N/A

Alternatives:

Not authorize the formation of the ROY Water Authority

Proposed Motion:

Approval of a Resolution authorizing the formation of the ROY Water Authority, finding that the City's interest in the Haynes Creek Property is surplus property, directing the Chief Executive Officer of Utilities to enter into the ROY Authority Establishing Agreement, and authorizing the Mayor to sign the Deed conveying the Haynes Creek Property to the ROY Water Authority.

Summary of Ordinance Language

N/A