

RESOLUTION NO. _____ - 22

A RESOLUTION DIRECTING THE CHIEF EXECUTIVE OFFICER OF COLORADO SPRINGS UTILITIES TO EXECUTE AN AGREEMENT FOR REGIONAL WASTEWATER SERVICE BETWEEN COLORADO SPRINGS UTILITIES AND ROCK CREEK METROPOLITAN DISTRICT

WHEREAS, City Code §12.5.304 allows Colorado Springs Utilities to provide by contract a connection to the City's wastewater system by institutions, organized sewer districts, governments, municipal corporations, or other similar users which are located outside the corporate limits of the City; and

WHEREAS, the Rock Creek Metropolitan District, a statutory metropolitan district that was formed in 2018, is anticipated to generate up to 0.103 million gallons per day of wastewater needing treatment, and has service boundaries located generally south of Cheyenne Mountain State Park and west of Highway 115; and

WHEREAS, Rock Creek Metropolitan District will construct, operate, and maintain a wastewater collection system that will collect wastewater generated by its customers; and

WHEREAS, Rock Creek Metropolitan District desires a long-term contract with Colorado Springs Utilities for treatment of wastewater generated by its customers; and

WHEREAS, Colorado Springs Utilities is in a position to supply regional wastewater service for Rock Creek Metropolitan District for at least 25-years; and

WHEREAS, in exchange for regional wastewater service Rock Creek Metropolitan District has agreed to the Tariff Rates and Fees for regional wastewater service; and

WHEREAS, Colorado Springs Utilities requests that City Council authorize and direct the Chief Executive Officer of Colorado Springs Utilities to execute a regional Wastewater Service Agreement with Rock Creek Metropolitan District; and

WHEREAS, City Council finds that it is in the best interest of the City and the surrounding community for Colorado Springs Utilities to enter into such a regional Wastewater Service Agreement with the Rock Creek Metropolitan District.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. City Council finds and determines that the Regional Wastewater Service Agreement between Colorado Springs Utilities and the Rock Creek Metropolitan

District attached hereto will benefit the public health, safety and welfare of the surrounding community and is in the best interest of the City.

Section 2. The Chief Executive Officer of Colorado Springs Utilities is authorized and directed to enter into and administer the regional Wastewater Service Agreement with the Rock Creek Metropolitan District in a form substantially similar to that attached hereto.

Section 3. This Resolution shall be in full force and effect immediately upon its adoption.

Dated at Colorado Springs, Colorado this 13th day of December, 2022.

Council President

ATTEST:

Sarah B. Johnson, City Clerk