

RESOLUTION NO. ____ - 26

A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF COLORADO SPRINGS, COLORADO, ON BEHALF OF ITS ENTERPRISE COLORADO SPRINGS UTILITIES, THE CITY OF AURORA, COLORADO ACTING BY AND THROUGH ITS UTILITIES ENTERPRISE, THE BOARD OF WATER WORKS OF PUEBLO, COLORADO, THE PUEBLO WEST METROPOLITAN DISTRICT, THE SOUTHEASTERN COLORADO WATER CONSERVANCY DISTRICT, AND THE STATE OF COLORADO

WHEREAS, the City of Colorado Springs (the “City”), on behalf of its enterprise Colorado Springs Utilities (“Springs Utilities”), is authorized to enter into intergovernmental agreements with other Colorado governmental entities with the approval of City Council; and

WHEREAS, the City of Aurora, Colorado, acting by and through its Utility Enterprise (“Aurora Water”), the Board of Water Works of Pueblo, Colorado (“Pueblo Water”), the Pueblo West Metropolitan District (“Pueblo West”), the Southeastern Colorado Water Conservancy District (“SECWCD”), and the State of Colorado, acting by and through the Department of Natural Resources, for the use and benefit of the Parks and Wildlife Commission and the Division of Parks and Wildlife (“CPW”) are Colorado governmental entities; and

WHEREAS, CPW provides recreation opportunities which include fishing and boating at Twin Lakes and Turquoise Lake (the “Reservoirs”) for the citizens of the State of Colorado and visitors to Colorado; and

WHEREAS, Springs Utilities, Aurora Water, Pueblo Water, Pueblo West, and SECWCD (collectively “Water Entities”) own, lease or otherwise control water storage space in the Reservoirs; and

WHEREAS, the Reservoirs could be subject to infestation of Zebra or Quagga Mussels and other aquatic nuisance species (collectively referred to as “ANS”); and

WHEREAS, CPW has established a program to address ANS at the Reservoirs (“ANS Program”); and

WHEREAS, the Water Entities have determined that it is in their best interests to support the ANS Program and share in the cost thereof; and

WHEREAS, CPW and the Water Entities have negotiated and now desire to enter into the attached intergovernmental agreement that memorializes the terms and

conditions for CPW's operation and the Water Entities' funding of the ANS Program ("ANS IGA"); and

WHEREAS, Springs Utilities requests that City Council approve and authorize the Chief Executive Officer of Springs Utilities to enter into the ANS IGA.

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

Section 1. The City Council hereby finds that the ANS IGA is in the best interests of the citizens of the City and the ratepayers of Springs Utilities and hereby approves the ANS IGA.

Section 2. The Chief Executive Officer of Springs Utilities is authorized and directed to enter into the ANS IGA 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 _____ day of _____, 2026.

Lynette Crow-Iverson, Council President

ATTEST:

Sarah B. Johnson, City Clerk