

**CITY OF GREELEY, COLORADO
RESOLUTION _____, 2021**

**A RESOLUTION AUTHORIZING ENTRY INTO THE FIRST AMENDMENT TO AN INTERGOVERNMENTAL
AGREEMENT FOR SEWAGE TREATMENT SERVICES BETWEEN THE CITY OF GREELEY, COLORADO
AND THE CITY OF EVANS, COLORADO**

WHEREAS, the City of Greeley ("Greeley") is authorized by Section 3-5 of the Greeley City Charter and Section 02.07.040 of the Greeley Municipal Code to enter into contracts with other governmental entities for the performance of cooperative or joint activities; and

WHEREAS, Greeley and the City of Evans ("Evans") entered into that certain intergovernmental agreement dated October 1, 2002 ("2002 Sanitary Sewer IGA"), which set the terms and conditions by which Evans provides sanitary sewer treatment services to customers within a portion of the Greeley service area commonly known as the Ashcroft Draw Drainage Basin; and

WHEREAS, Greeley and Evans have a continued common interest in cost-effectively combining their sanitary sewer demand and providing high-quality sanitary sewer treatment services sufficient to meet present and future needs for residential, commercial, and industrial uses in the general vicinity of the Ashcroft Draw Drainage Basin; and

WHEREAS, Greeley plans to construct a new lift station to assist in providing sanitary sewage treatment services to customers in portions of the Ashcroft Draw Drainage Basin, which it anticipates will accommodate 2.9 million gallons per day of peak flow at full build-out; and

WHEREAS, Evans remains agreeable to providing sanitary sewage treatment services to customers in the Ashcroft Draw Drainage Basin until the Greeley Ashcroft Draw Sanitary Sewer Lift Station is constructed and able to facilitate service by Greeley in this area; and

WHEREAS, Greeley and Evans have reached an understanding regarding the terms and conditions of their continued coordination on sanitary sewer treatment services in Ashcroft Draw Drainage Basin, and have reduced their understanding to writing in the form of an amendment to the 2002 Sanitary Sewer IGA attached hereto and incorporated herein as Exhibit A ("First Amendment to Intergovernmental Agreement for Sewage Treatment Services"); and

WHEREAS, the Greeley Water and Sewer Board approved the First Amendment to Intergovernmental Agreement for Sewage Treatment Services at its April 21, 2021 meeting and recommended that the City Council approve the same; and

WHEREAS, it is in the best interest of the citizens of the City of Greeley for the City to continue its coordination on sanitary sewer treatment services with the City of Evans by entry into the First Amendment to Intergovernmental Agreement for Sewage Treatment Services.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GREELEY, COLORADO AS FOLLOWS:

Section 1. The City of Greeley, Colorado is hereby authorized to enter into the First

Amendment to Intergovernmental Agreement for Sewage Treatment Services, in the form attached hereto and incorporated herein as Exhibit A.

Section 2. City staff and legal counsel are hereby authorized to make minor revisions to the First Amendment to Intergovernmental Agreement for Sewage Treatment Services, provided that the material substance of the agreement remains unchanged.

Section 3. This resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED, SIGNED AND APPROVED THIS _____ DAY OF _____ 2021.

ATTEST:

CITY OF GREELEY, COLORADO

City Clerk

Mayor