

Water & Sewer Agenda Summary

Date: October 19, 2022

Key Staff Contact: Sean Chambers, Director of Water and Sewer

Title:

Approve Termination of Augmentation Water Agreement with Greeley Urban Renewal Authority

Summary:

The Greeley Urban Renewal Authority (“GURA”) owns a parcel of real property located just east of Highway 85 and the Wastewater Treatment and Reclamation Facility that is commonly referred to as the 8th Street Pit property. GURA has leased the 8th Street Pit property since 1999 to various parties for mining operations.

The City of Greeley entered into a Perpetual Augmentation Water Agreement with GURA on October 4, 2012, which agreement set the terms by which the City would augment the out-of-priority depletions associated with the 8th Street Pit property after the mining operations and associated reclamation activities were completed.

GURA is now under contract to sell the 8th Street Pit property, and the parties have accordingly reached an agreement to formally memorialize their termination of the Perpetual Augmentation Water Agreement and clarify that the City will have no obligation to augment the depletions associated with the 8th Street Pit property after the transfer. Staff and legal counsel recommend approval of the agreement in the form enclosed.

Recommended Action:

Approve Termination of Augmentation Water Agreement with Greeley Urban Renewal Authority

Recommended Motion:

“I move that the Board approve the Termination of Augmentation Water Agreement with Greeley Urban Renewal Authority in the form enclosed, and delegate authority to the Director of Water and Sewer to approve minor amendments before execution, provided that the material substance of the agreement remains unchanged.”

Attachments:

Termination of Augmentation Water Agreement
Perpetual Augmentation Water Agreement with GURA dated October 4, 2012