

RESOLUTION NO. 24-52

THE BOARD OF COUNTY COMMISSIONERS OF HUERFANO COUNTY, COLORADO

A RESOLUTION AMENDING AND RESTATING RESOLUTION 24-45 AUTHORIZING A DESIGN AND ENGINEERING LOAN AGREEMENT IN THE AMOUNT OF \$200,000 FOR THE GARDNER PUBLIC IMPROVEMENT DISTRICT FROM THE COLORADO WATER POLLUTION CONTROL REVOLVING FUND

WHEREAS, Huerfano County, Colorado (the "County"), is a duly and regularly created, organized and existing political subdivision and public body corporate of the State of Colorado (the "State"); and

WHEREAS, the Board of County Commissioners serve as the governing body of Huerfano County and are vested with administering the affairs of the County pursuant to state statutes; and,

WHEREAS, the Gardner Public Improvement District (the "District") is a duly and regularly created, organized and existing quasi-municipal subdivision and public body corporate of the State of Colorado (the "State");

WHEREAS, pursuant to C.R.S. § 30-20-510, the Board of County Commissioners constitute ex-officio the Board of Directors of the Gardner Public Improvement District (together or separately the "Board"); and,

WHEREAS, pursuant to C.R.S. § 30-20-512(1)(e), a public improvement district may incur debt to fund its purposes; and

WHEREAS, the Board has determined it is in the best interests of the District and its residents that the District finance the design and engineering for a project to replace the collection system along State Highway 69 and installing a new waste water treatment facility effluent pipe extension.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Huerfano County, Colorado that the following is hereby adopted:

1. **The Project.** The project consists of replacing the collection system along State Highway 69 and installing a new waste water treatment facility effluent pipe extension. The collection system portion of the project consists of upgrades of existing pipes and the replacement of manholes.
2. **Determination of Need.** The Board of the District has determined that a true and very real need exists for the project as described in the Loan Agreement between the Gardner Public Improvement District, CO and the Colorado Water Resources and Power Development Authority.
3. **Approval and Authorization.** The Board of the District has determined that the Loan Agreement, substantially in the form presented to this meeting, is in the best

interests of the District for the completion of the project, and the Board hereby approves the entering into of the Loan Agreement by the District and hereby designates and authorizes the Chairman of the Board of County Commissioners and the County Clerk and Recorder to execute and deliver the Loan Agreement on District's behalf with such changes thereto as such person deems appropriate, and any related documents, including any escrow agreement, necessary to the consummation of the transactions contemplated by the Loan Agreement. The Chairman of the Board of County Commissioners, County Clerk and Recorder, County Administrator, and Finance Officer are designated and authorized to act as authorized officers pursuant to Exhibit B of the Loan Agreement.

4. **Adoption of Resolution.** The signatures in the Loan Agreement from the designated individuals for the Board of the District evidence the adoption by the Board of this Resolution.

INTRODUCED, READ, APPROVED AND ADOPTED ON THIS 17th day of
DECEMBER 2024.



ATTEST:

County Clerk and Recorder and
Ex-Officio Clerk to said Board

BOARD OF COUNTY COMMISSIONERS
OF HUERFANO COUNTY, COLORADO

BY _____
Arica Andreatta, Chairman

Karl Sporleder, Commissioner

Mitchell Wardell, Commissioner