

SOUTHEAST METRO STORMWATER AUTHORITY  
Acting by and through  
SEMSWA WATER ACTIVITY ENTERPRISE

RESOLUTION NO. 09-36

(Authorization to Fund the Construction Engineering Services for the  
Cottonwood Creek, Easter to Briarwood Design Project)

WHEREAS, Cottonwood Creek from Easter Avenue to Briarwood Avenue is a highly eroded stretch of channel and a channel restoration design has been prepared; and

WHEREAS, SEMSWA previously contracted with Moser and Associates Engineering to complete the design of the Cottonwood Creek Channel Restoration project (Project); and

WHEREAS, engineering construction services are estimated to be \$90,000; and

WHEREAS, \$935,000 is identified for the construction of the Project in SEMSWA's 2009 Capital Project Budget, with \$600,000 from collected Basin Fees and \$335,000 from the Cherry Creek Basin Water Quality Authority (CCBWQA); and

WHEREAS, SEMSWA has received \$524,149.40 in Basin Fees for the Cottonwood Creek basin; and

WHEREAS, SEMSWA is requesting \$80,949.40 in Basin Fees for the Cottonwood Creek basin from Arapahoe County; and

WHEREAS, SEMSWA has an agreement with the CCBWQA for it to contribute \$338,000 towards the construction of Phase I and II of the Project.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director is authorized to enter into an amendment to the existing agreement with Moser and Associates Engineering to include construction related services.
2. The funding for the Cottonwood Creek from Easter Avenue to Briarwood Avenue project construction services is limited to \$90,000 without prior approval of the Board.

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Date: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Chairperson

APPROVED AS TO FORM:

Attorney for  
Southeast Metro Stormwater Authority

By \_\_\_\_\_  
Edward J. Krisor