

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

RESOLUTION 21-26

Authorizing the Executive Director to Enter into an Agreement for the Design and Construction  
of Drainage and Flood Control Improvements  
for Rampart Lower Pond and Havana Tributary to Cottonwood Creek

WHEREAS, SEMSWA was formed in part to plan, construct, acquire, operate, and maintain various public drainage and flood control facilities and manage stormwater quality within its Service area; and

WHEREAS, Interstate South Metropolitan District, a Colorado metropolitan district (hereafter call "ISMD") was formed in part to finance and provide for certain public improvements, including roadway and associated drainage structures, traffic control, curb and gutter, park and recreation facilities with the ISMD's service area generally located south of Arapahoe Road and east of Interstate 25 to Cottonwood Creek; and

WHEREAS, Lower Rampart Pond (located at S. Havana St. and E. Easter Ave.) and the Havana Tributary to Cottonwood Creek (located at S. Havana St. and E. Briarwood Ave.) provide drainage and flood control protection to the citizens and property owners of ISMD's service area as well as that of SEMSWA's service area; and

WHEREAS, the Lower Rampart Pond and Havana Tributary to Cottonwood Creek are in need of rehabilitation and maintenance; and

WHEREAS, ISMD contacted SEMSWA regarding transferring its remaining reserves at the end of 2021, approximately \$800,000, in exchange for SEMSWA agreeing to expend those funds on the design and construction of drainage improvements to the Rampart Lower Pond and, if there are any remaining funds, for the design and construction of drainage improvements to the Havana Tributary to Cottonwood Creek; and

WHEREAS, SEMSWA will be solely responsible for the management of both the design and construction of the Project.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board authorizes the Executive Director to enter into an Agreement with the ISMD for the design and construction of the Rampart Lower Pond and Havana Tributary to Cottonwood Creek.

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Date: September 22, 2021

ATTEST:

\_\_\_\_\_  
Secretary

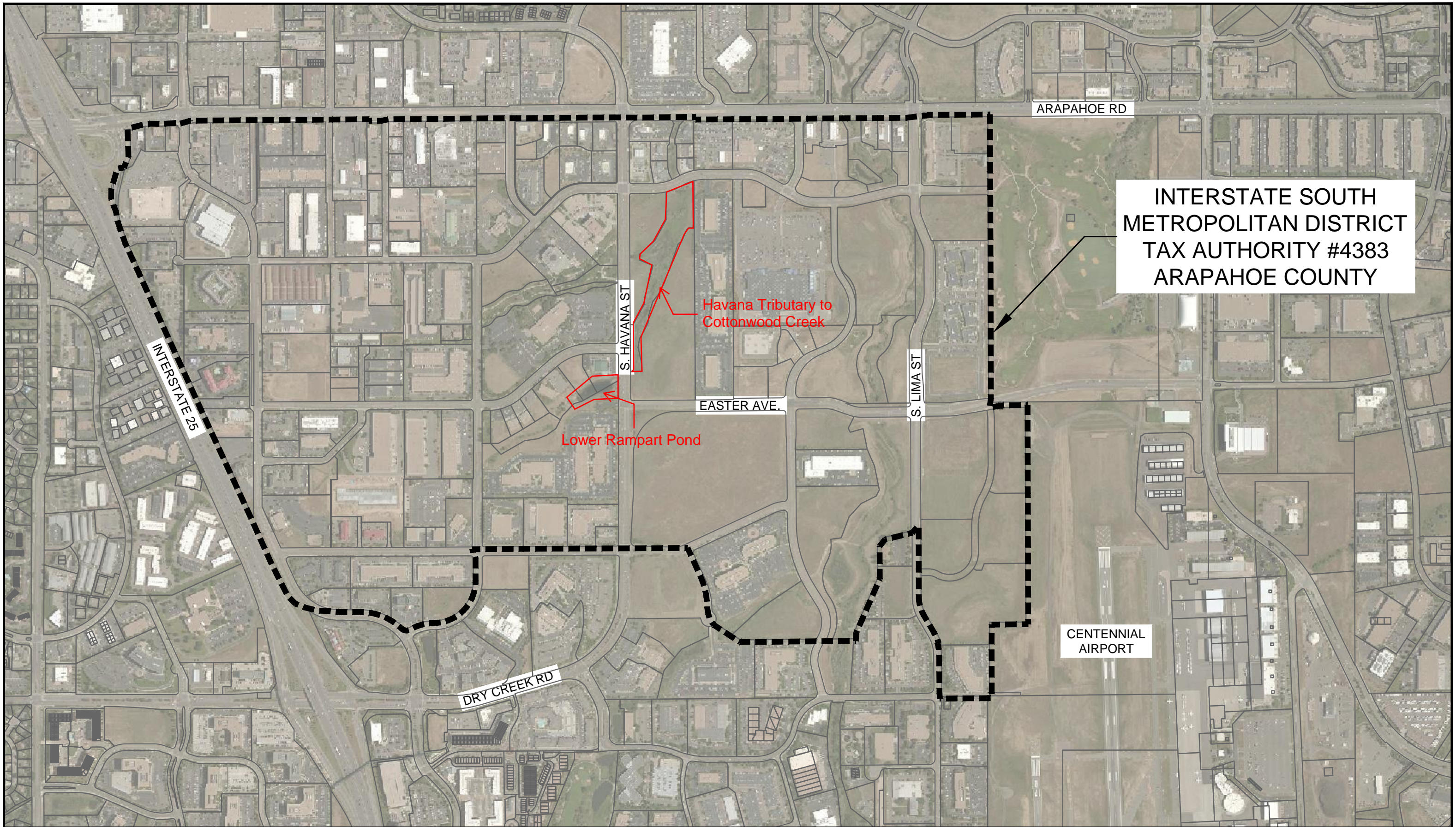
\_\_\_\_\_  
Chairperson

APPROVED AS TO FORM:  
Attorney for  
Southeast Metro Stormwater Authority

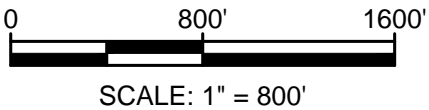
By \_\_\_\_\_  
Edward J. Krisor



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INTERSTATE SOUTH METROPOLITAN DISTRICT  
DISTRICT BOUNDARY



NOVEMBER 2015