

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

RESOLUTION 25-15

Authorization to Enter into an Intergovernmental Agreement to Fund the Design of
West Spring Creek Downstream of E. Phillips Avenue Channel Improvements

WHEREAS, the West Spring Creek Channel Improvements (the Project) is a 1,200 linear foot stream reach identified in the 2010 “Willow Creek, Little Dry Creek, and Greenwood Gulch Systems Planning Study” report; and

WHEREAS, West Spring Creek is generally located north of County Line Road in the Ridge at Foxridge Subdivision between South Holly Street and South Quebec Street; and

WHEREAS, the Project is located immediately downstream of East Phillips Avenue within an open space area owned by the South Suburban Park and Recreation District; and

WHEREAS, the West Spring Creek is severely eroded, and its proximity to existing retaining walls necessitates the Project to stabilize the channel and address existing retaining wall stability or replacement of existing walls; and

WHEREAS, SEMSWA and South Suburban Parks and Recreation District (SSPRD) desire to design channel stabilization improvements, including retaining walls within the Project limits; and

WHEREAS, SEMSWA and SSPRD entered into the West Spring Creek Downstream of E. Phillips Ave. Improvement Design Project Joint Funding Participation Intergovernmental Agreement wherein SSPRD contributed \$50,000.00 to the Project, and SEMSWA contributed \$180,000.00 to the Project; and

WHEREAS, the cost of the final engineering design, ecological permitting services, and other design-related services for the Project has been estimated to be \$550,000; and

WHEREAS, it is typical to budget the engineering design amount plus an additional ten (10) percent (\$55,000) to cover contingencies that may be encountered during design; and

WHEREAS, SEMSWA’s funding share is increased by \$270,000, SSPRD’s funding share is increased by \$50,000; and

WHEREAS, SEMSWA will be responsible for the management of the Project and will use SSPRD’s funds toward the Project’s construction; and

WHEREAS, SEMSWA has adopted a budget for calendar year 2025 subsequent to public hearing, which includes funds for the construction of the Project.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director is authorized to execute an agreement with SSPRD to fund the Project.
2. The Board authorizes the Executive Director to enter into contracts on behalf of SEMSWA for the design of the Project.
3. The SEMSWA funding for the Project is limited to \$450,000 without prior approval of the Board contingent upon SSPRD's funding for the Project is \$100,000.00.

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

Date: February 15, 2025

ATTEST:

Secretary

Chairperson

APPROVED AS TO FORM:
Attorney for
Southeast Metro Stormwater Authority

By _____
Edward J. Krisor

West Spring Creek Downstream E Phillips Avenue Channel Improvements

