

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

RESOLUTION NO. 09-06

(Authorization to Fund Design Modifications and Construction of the Dove Creek Pond D - 1 Project)

WHEREAS, the Dove Creek Pond D – 1 is identified in the 1987 “Outfall Systems Planning Lonetree, Windmill And Dove Creeks Area” report, and subsequent report updates; and

WHEREAS, the Dove Creek basin is in need of regional stormwater detention volume to Master Planned levels thereby allowing development of the basin to continue; and

WHEREAS, Resolution No. 53, Series of 2007 authorized \$100,000 for the design of Pond D – 1; and

WHEREAS, staff has recommended Water Quality Capture Volume (WQCV) be added to the design; and

WHEREAS, \$300,000 was identified for the construction of Phase 1 of Pond D – 1 in SEMSWA’s 2008 Capital Project Budget, including \$50,000 from development fees; and

WHEREAS, the estimated budget to modify the Master Planned pond to include additional WQCV and construct the entire project is \$500,000; and

WHEREAS, the Pond W – 4 construction budget has an excess of \$250,000 based on the awarded construction contract plus ten (10) percent contingency; and

WHEREAS, the Memorandum of Understanding between the Arapahoe County Water and Wastewater Authority (ACWWA) and SEMSWA regarding the funding of the Pond W - 4 states ACWWA’s cost sharing percentage of any excess funds will be applied to future projects in the Windmill Creek basin; and

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board authorizes an additional \$500,000 of SEMSWA funds for the design and construction of Pond D – 1, and authorizes the Executive Director to complete the Pond D – 1 design and advertise the project for construction bids.
2. The maximum funding for design modifications, construction engineering services, and construction, without prior approval of the Board, shall be \$500,000.

3. ACWWA's cost sharing percentage of any excess funds from the Pond W – 4 project will only be applied to the Pond D – 1 project with ACWWA approval. If such approval is not received, the additional funds shall be transferred from the budget for Pond W – 5.

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

ATTEST:

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Chairperson

APPROVED AS TO FORM:

Attorney for  
Southeast Metro Stormwater Authority

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