

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

RESOLUTION NO. ____, SERIES OF 2006
(Authorization to Enter Into an Agreement with Arapahoe County
For The Collection of SEMSWA Fees)

WHEREAS, SEMSWA entered into a letter agreement with The Board of County Commissioners of Arapahoe County (the BOARD) and the Arapahoe County Treasurer (the TREASURER) on or about October *, 2006; and

WHEREAS, the purpose of the letter agreement was to permit and facilitate cooperation among SEMSWA, the BOARD and the TREASURER (the PARTIES) in regard to the TREASURER assisting SEMSWA to collect its fees within its boundaries in Arapahoe County, Colorado; and

WHEREAS, it has been determined that the best and the most economical way for SEMSWA to collect its fees within its boundaries in Arapahoe County, Colorado is to have the TREASURER include those fees in the tax statements that will be mailed out beginning in January 2007; and

WHEREAS, because of the services that the TREASURER will provide to SEMSWA, the TREASURER is entitled to reasonable compensation for his services; and

WHEREAS, SEMSWA, the Board and the TREASURER wish to memorialize their agreement in regard to billing and collection of SEMSWA's fees by the TREASURER; and

WHEREAS, due to the laws and the Constitution of the State of Colorado, the PARTIES cannot bind themselves to a commitment any longer then one year.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director is authorized to execute the necessary agreements with The Board of County Commissioners of Arapahoe County and the Arapahoe County Treasurer in order for the Arapahoe County Treasurer to bill and collect SEMSWA fees within its boundaries in Arapahoe County, Colorado for the year 2007.
2. Such agreement may include reasonable compensation to be paid by SEMSWA to The Board of County Commissioners of Arapahoe County for the services of the Arapahoe County Treasurer taking into consideration the statutory fee to be collected by the Arapahoe County Treasurer of 1½% of the SEMSWA fees collected.

3. The agreement entered into shall be for no longer then one year but may contain provisions for its renewal on an annual basis.

(SEAL)

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Date: _____

ATTEST:

Secretary

Chairperson