

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

RESOLUTION 22-08

Authorization to Amend the Funding Agreement Regarding the Cherry Creek Drainage and Flood
Control Improvements at Arapahoe Road

WHEREAS, In Resolution 21-18 the Board authorized funding in the amount of \$20,000 and participation in an agreement with the Mile High Flood District (MHFD), Cherry Creek Basin Water Quality Authority (CCBWQA) and City of Aurora (City) for design and construction of the Cherry Creek at Arapahoe Road Drainage and Flood Control Improvements (Project); and

WHEREAS, SEMSWA, MHFD, CCBWQA, and The City of Aurora are currently participating in a joint planning study titled "Cherry Creek Master Drainageway Plan " by Muller Engineering, (the Plan); and

WHEREAS, the instability of Cherry Creek at Arapahoe Road has resulted in severe erosion that puts existing infrastructure at risk; and

WHEREAS, Cherry Creek drainage and flood control improvements will address needed stream reclamation and, when practical, water quality enhancements within the upstream and downstream reaches of Cherry Creek at Arapahoe Road (the Project); and

WHEREAS, SEMSWA, MHFD, CCBWQA, and the City of Aurora desire to combine resources to design and construct improvements for the Project as identified in the Plan; and

WHEREAS, \$50,000 is identified in SEMSWA's 2022 Capital Project Budget for the design and construction of the Project; and

WHEREAS, SEMSWA, MHFD, CCBWQA, and the City of Aurora contributed to a previous Cherry Creek project that has been completed and desire to transfer remaining funds held by MHFD to this Project; and

WHEREAS, the funds transfer and increased partner funding identified for the Project is as follows:

	<u>Percentage Share</u>	<u>Previously Contributed</u>	<u>Funds Transfer</u>	<u>Additional Contribution</u>	<u>Maximum Contribution</u>
DISTRICT	36.29%	\$100,000	\$115,531.32	\$225,000	\$440,531.31
CITY	34.21%	\$100,000	\$90,258.84	\$225,000	\$415,258.84
SEMSWA	5.91%	\$20,000	\$1,790.74	\$50,000	\$71,790.74
<u>CCBWQA</u>	<u>23.58%</u>	<u>\$25,000</u>	<u>\$81,247.40</u>	<u>\$180,000</u>	<u>\$286,247.40</u>
TOTAL	100.00%	\$245,000	\$288,828.30	\$680,000	\$1,213,828.30

WHEREAS, MHFD has agreed to manage the Project.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board authorizes funding in an amount not to exceed \$50,000 for the Project.
2. The Executive Director is authorized to execute an agreement with the MHFD, City of Aurora, and CCBWQA for the Project.
3. The SEMSWA funding for the Project is limited to \$70,000 without prior approval of the Board

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

Date: March 16, 2022

ATTEST:

Secretary

Chairperson

APPROVED AS TO FORM:
Attorney for
Southeast Metro Stormwater Authority

By _____
Edward J. Krisor

Cherry Creek at Arapahoe Road



0 0.13 0.25 Miles

— Project Limits Floodplain ↑ Flow Direction

Updated 08/09/2021

