

RESOLUTION NO. 4-05

A RESOLUTION APPROVING A TEMPORARY WATER CONVEYANCE CONTRACT AMONG THE TOWN OF BERTHOUD, COLORADO, ACTING BY AND THROUGH ITS WATER UTILITY ENTERPRISE, THE UNITED STATES DEPARTMENT OF INTERIOR'S BUREAU OF RECLAMATION, (hereafter Bureau of Reclamation), AND THE NORTHERN COLORADO WATER CONSERVANCY DISTRICT.

WHEREAS, by Decree in Case No. 84 CW 421 of the District Court Water Division 1 dated October 6, 1993, the Town of Berthoud obtained a change of use and change of point of diversion into facilities of the Colorado-Big Thompson Project; and

WHEREAS, the Board of Trustees of the Town of Berthoud finds and determines that it is in the best interest of the citizens of the Town to enter into a temporary water conveyance contract with the Bureau of Reclamation and the Northern Colorado Water Conservancy District for the transmission through and temporary storage of water in the facilities of the Colorado-Big Thompson Project; and

WHEREAS, Section 29-1-201, et seq., C.R.S., authorizes the Town Board, by resolution, to enter in contracts or agreements with other governmental units,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, COLORADO THAT:

The Mayor and Town Clerk are hereby authorized to execute, on behalf of the Town of Berthoud, acting by and through its Water Utility Enterprise, the temporary water conveyance contract among the Town, the Bureau of Reclamation, and the Northern Colorado Water Conservancy District for the conveyance and temporary storage of water through the facilities of the Colorado-Big Thompson Project during the year 2005, which agreement is incorporated by this reference.

This resolution was passed by a vote of 5 in favor and 0 opposed at the regular meeting of the Board of Trustees on the 26th day of April, 2005.

TOWN OF BERTHOUD



Mayor Milan Karspeck

ATTEST:



Town Clerk Mary K. Cowdin