

A
RESOLUTION
OF THE CITY COUNCIL
CONCURRING WITH THE DISSOLUTION OF
THE CHERRYMOOR WATER DISTRICT,
AND ACCEPTING TRANSFER OF SAID
DISTRICT'S WATER ASSETS, FUNCTIONS AND
RESPONSIBILITIES TO THE CITY.

WHEREAS, the Cherrymoor Water District (hereinafter referred to as "Cherrymoor") is a provider of water service inside the City of Cherry Hills Village, Colorado (hereinafter referred to as "City"); and

WHEREAS, Cherrymoor is located entirely within the City boundaries; and

WHEREAS, Cherrymoor currently provides water service to its inhabitants; and

WHEREAS, it is in the public interest, health, welfare and safety to centralize and to consolidate fragmented domestic water and sanitary sewer service within the City's geographic boundaries; and

WHEREAS, the Cherrymoor Board of Directors will adopt a Dissolution Resolution; and

WHEREAS, Cherrymoor has tendered a Dissolution Agreement and plan to the City whereby it will be dissolved and its water service related assets, functions and responsibilities transferred to the City in a manner that assures each provider, and its inhabitants thereof, that water services will be continued on an equivalent basis.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO, THAT:

Section 1. The dissolution of the Cherrymoor Water District is in the best interest of the public health, safety, prosperity and general welfare, and the City hereby concurs with the Dissolution Resolution that will be adopted by the Board of said District.

Section 2. It is essential to the public health, safety and general welfare of the inhabitants of Cherrymoor for there to be a continuation of water service to the property and residents within the District after dissolution.

Section 3. In the event Cherrymoor is dissolved as planned, it is in the public interest, health, welfare and safety for the City to accept the transfer of Cherrymoor's water related facilities and assets and to cause water service to be provided to the area and residents within said dissolved District, pursuant to the City's Total Service water contract with the City of Denver.

Section 4. Having read and reviewed the Agreement for Dissolution tendered by Cherrymoor, the City Council of the City of Cherry Hills Village, Colorado, hereby finds that said Agreement is in the best interest of the public health, safety, prosperity and general welfare of the inhabitants of the City, and that said Agreement provides an adequate plan and provision for the continuation of water service to the residents and property lying within said District.

Section 5. BE IT FURTHER RESOLVED that said Agreement for Dissolution is hereby approved and accepted and the Mayor of the City of Cherry Hills Village, Colorado, is hereby authorized to execute said Agreement on behalf of the City.

Introduced, passed and adopted at the regular meeting of,
City Council this 11th day of December, 2001, by a vote of
5 Yes and 0 No.


Viola Lahana, Mayor Pro-Tem

ATTEST:


Jennifer Pettinger, City Clerk

