

**TOWN OF ERIE
RESOLUTION NO. 19-__**

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF
ERIE APPROVING AN AGREEMENT TO MODIFY DITCH AND DITCH
EASEMENT WITH ERIE COAL CREEK DITCH AND RESERVOIR
COMPANY**

WHEREAS, on October 23, 2018, the Board of Trustees awarded a contract for the construction of the Erie Parkway bridge over Coal Creek;

WHEREAS, as part of the bridge construction, the existing pipe crossing for the Erie Coal Creek Ditch and Reservoir Company needs to be relocated, along with the applicable easement; and

WHEREAS, the Board of Trustees finds that it is in the best interest of the Town and the public health, safety and welfare to enter into an Agreement to Modify Ditch and Ditch Easement with the Erie Coal Creek Ditch and Reservoir Company.

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

Section 1. The Agreement to Modify Ditch and Ditch Easement between the Town and the Erie Coal Creek Ditch and Reservoir Company is hereby approved in substantially the form attached hereto, subject to final approval by the Town Attorney. Upon such approval, the Mayor is authorized to execute the Agreement on behalf of the Town.

ADOPTED this 8th day of January, 2019.

Jennifer Carroll, Mayor

ATTEST:

Jessica Koenig, Town Clerk