Town of Erie
Resolution No. 21-01

A Resolution of the Board of Trustees of the Town of Erie Approving the Northern Integrated Supply Project Common Interest, Joint Defense, and Confidentiality Agreement Between the Northern Colorado Water Conservancy District, Through its Northern Integrated Supply Project Water Activity Enterprise, and the Town of Erie, Acting By And Through its Erie Water Activity Enterprise

Whereas, the Town is a participant in the Northern Integrated Supply Project ("NISP"), a regional water project coordinated by the Northern Colorado Water Conservancy District ("NCWCD") for the development of additional water resources for 15 water providers in northern Colorado;

Whereas, NISP is a very substantial water project that is being developed and that will consist of two large reservoirs and related facilities;

Whereas, the development of NISP necessitates information-sharing between the water-provider participants in NISP, including the Town and NCWCD (collectively, the "Parties");

Whereas, the Common Interest Agreement would confirm the existence of a common interest among the Parties for the purpose of NISP, thereby enabling the parties to freely exchange information for the development of NISP and for any legal actions involving NISP, to share labor for NISP, and to reduce legal and engineering fees and other costs related to NISP; and

Whereas, the Common Interest Agreement would acknowledge certain protections of confidentiality and privilege for the information shared between the parties.

Now Therefore be it Resolved by the Board of Trustees of the Town of Erie, Colorado, that:

Section 1.   The Common Interest Agreement 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 Common Interest Agreement on behalf of the Town.

Adopted this 12th day of January, 2021.

_____
Jennifer Carroll, Mayor

Attest:

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Heidi Leatherwood, Town Clerk