

**Town of Erie
Resolution No. 21 -072**

**A Resolution of the Board of Trustees of the Town of Erie
Approving a Memorandum of Understanding Concerning a Pilot
Project for Winter Deliveries through the Boulder Supply Canal**

Whereas, the Town is the owner of Units in the Colorado-Big Thompson Project and the Windy Gap Project, and such Units are defined in the Allotment Contracts between Erie, Northern Colorado Water Conservancy District ("NCWCD"), and the Municipal Subdistrict of the Northern Colorado Water Conservancy District;

Whereas, the Town can take delivery of its Units via releases of water from Boulder Reservoir into the Boulder Creek Supply Canal, and then into the Erie Pipeline;

Whereas, the Town has historically taken delivery of its Units through releases into the Boulder Creek Supply Canal during the period of April 1 through October 31;

Whereas, the Town and NCWCD want to evaluate the opportunity for the Town to take delivery of its Units by release into the Boulder Creek Supply Canal during the months of November 2021 and March 2022, in addition to the historic delivery period ("Pilot Project");

Whereas, the Memorandum of Understanding Concerning Pilot Project for Winter Deliveries through Boulder Supply Canal sets forth the terms and conditions on which the Pilot Project will operate; and

Whereas, the Town wishes to approve the Memorandum of Understanding.

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

Section 1. The Memorandum of Understanding Concerning Pilot Project for Winter Deliveries through Boulder Supply Canal, between the Town and NCWCD, 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 Memorandum of Understanding on behalf of the Town.

Adopted this 25th day of May, 2021.

Jennifer Carroll, Mayor

Attest:

Heidi Leatherwood, Town Clerk