

RESOLUTION NO. 09 01 03

CONCERNING THE DESIGNATION OF COUNCILMAN SHAVER AND CITY MANAGER MERRILL TO VOTE THE SHARES OF THE CITY WITH REGARDS TO THE WATER SHARES TO BE DISCUSSED AT THE ANNUAL MEETINGS OF THE SOUTHSIDE LATERAL COMPANY, THE FORT MORGAN RESERVOIR & IRRIGATION COMPANY, THE FORT MORGAN WATER COMPANY, LTD, THE JACKSON LAKE RESERVOIR & IRRIGATION COMPANY, AND THE FORT MORGAN WATER ASSET MANAGEMENT, INC.

Whereas, the City Council of the City of Fort Morgan, Colorado, is authorized by Art. IV, Sec. 4(D)(1) of the *Charter of the City of Fort Morgan, Colorado (2008)* to provide for "the construction, maintenance, operation, and disposition of public improvements, public works, public utilities, public services..."; and,

Whereas, the City's holdings in the aforementioned organizations are part of the City's Public Works and Utility Systems; and,

Whereas, the Council has designated Councilmember Ron Shaver and City Manager Pat Merrill to vote the shares of the City with regards to the water shares to be discussed at the annual meetings of the Southside Lateral Company to be held on January 21, 2009, the Fort Morgan Reservoir & Irrigation Company to be held on January 24, 2009, the Fort Morgan Water Company, LTD to be held on January 24, 2009, the Jackson Lake Reservoir & Irrigation Company, to be held on January 24, 2009, and the Fort Morgan Water Asset Management, Inc. to be held on January 24, 2009; and,

Whereas, these votes are of long-term benefit to the City and impact the City's Public Works and Utilities.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT MORGAN, COLORADO:

1. The Council hereby designates Councilmember Ron Shaver and City Manager Pat Merrill as agents for the City to attend, and vote the shares of the City to be discussed at the annual meetings of the Southside Lateral Company to be held on January 21, 2009 at 1:00 p.m., the Fort Morgan Reservoir & Irrigation Company to be held on January 24, 2009 at 1:00 p.m., the Fort Morgan Water Company, LTD to be held on January 24, 2009 at 2:30 p.m., the Jackson Lake Reservoir & Irrigation Company, to be held on January 24, 2009, and the Fort Morgan Water Asset Management, Inc. to be held on January 24, 2009.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 6th day of January, 2009 the vote upon roll call being as follows:

Ayes: Mayor Darnell; Councilmembers Deal, McAlister, Powers, Schafer, Shaver and Simmons.

Nays: None.

Absent /Abstain: None.

THE CITY COUNCIL OF THE CITY OF
FORT MORGAN, COLORADO

[SEAL]

BY: Jack Darnell
Mayor

ATTEST:

Andrea Strand
City Clerk

STATE OF COLORADO)
COUNTY OF MORGAN)
CITY OF FORT MORGAN)

ss.

CERTIFICATE

I, ANDREA STRAND, City Clerk for the City of Fort Morgan, Colorado, do hereby certify and attest that the foregoing **Resolution** is a true, perfect and complete copy of the **Resolution** adopted by the Council of Fort Morgan, Colorado, and is identical to the original thereof appearing in the official records of the City of Fort Morgan, Colorado, and that the same has not been, since its adoption, in any respect, rescinded or amended.

IN TESTIMONY WHEREOF, I have hereunto set my hand and have affixed the seal of the City of Fort Morgan this 7th day of January , 2009.

Andrea Strand
Andrea Strand, City Clerk