

## **RESOLUTION NO. 2014-05-03**

### **A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT WITH THE FORT MORGAN RESERVOIR AND IRRIGATION COMPANY**

**WHEREAS**, the City of Fort Morgan filed a water case to incorporate the City's wells and augmentation plan; and,

**WHEREAS**, the Fort Morgan Reservoir and Irrigation Company was an objector in the water case; and,

**WHEREAS**, the City and the Fort Morgan Reservoir and Irrigation Company desire to resolve the concerns raised by Fort Morgan Reservoir and Irrigation Company in the City's water change case; and,

**WHEREAS**, the City and the Fort Morgan Reservoir and Irrigation Company have prepared an AMENDMENT TO AGREEMENT BETWEEN FORT MORGAN COMPANY AND CITY OF FORT MORGAN DATED JUNE 3, 1996 attached hereto for reference that will resolve the concerns raised in the water change case; and,

**WHEREAS**, resolution of the concerns will allow the City to proceed with and complete its water case.

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

**SECTION 1.** The City of Fort Morgan hereby authorizes the Mayor to sign the AMENDMENT TO AGREEMENT BETWEEN FORT MORGAN COMPANY AND CITY OF FORT MORGAN DATED JUNE 3, 1996 between the City of Fort Morgan and the Fort Morgan Reservoir and Irrigation Company.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 6<sup>th</sup> day of May 2014, the vote upon roll call being as follows:

Ayes: Mayor McAlister. Councilmembers Castoe, Lindell, Mussman, Northrup, Segura and Shaver

Nays: None.

Absent /Abstain: None.

THE CITY COUNCIL OF THE CITY OF  
FORT MORGAN, COLORADO

[ SEAL ]

BY:

/s/ Terry McAlister  
Terry McAlister, Mayor

ATTEST:

/s/ John Brennan  
John Brennan, City Clerk

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

## CERTIFICATE

I, John Brennan, City Clerk of the City of Fort Morgan, Colorado, do hereby certify that the above and foregoing **Resolution** is a true, perfect and complete copy of the **Resolution** adopted by the City Council 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records of the City of Fort Morgan, Colorado, and that the same has not been, since its adoption, in any respect, rescinded or amended.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 affixed the seal of the City of Fort Morgan this 6<sup>th</sup> day of May, 2014.

/s/ John Brennan  
John Brennan, City Clerk