

1 RESOLUTION R-2024-

2 A RESOLUTION OF THE LONGMONT CITY COUNCIL AUTHORIZING AN
3 INTERGOVERNMENTAL AGREEMENT FOR A WATER RIGHTS EXCHANGE
4 BETWEEN THE CITY OF LONGMONT AND BOULDER COUNTY

5
6 WHEREAS, the City of Longmont (“City”) and Boulder County (“County”) each own
7 shares in both the Beckwith Ditch Company and the Bonus Ditch Company; and

8 WHEREAS, the City is the sole owner of 34 shares in the Bonus Ditch Company (“Bonus
9 Shares”); and

10 WHEREAS, the County is the sole owner of 1.66 shares of the Beckwith Ditch Company
11 (“Beckwith Shares”); and

12 WHEREAS, the City desires to acquire the County’s Beckwith Shares, and the County
13 desires to acquire interest in 0.607 shares from the City’s Bonus Shares; and

14 WHEREAS, the City’s Water Resources Division staff and the County’s Open Space
15 Division staff have performed an equivalency analysis of the proposed exchange of water rights
16 and have concluded that the exchange is equitable to and in the interests of both the City and the
17 County; and

18 WHEREAS, the City Water Board recommended that the City Council adopt a Resolution
19 approving and authorizing the Agreement; and

20 WHEREAS, section 11.1 of the Longmont Municipal Charter authorizes the City to
21 exchange water rights owned by the City for water rights owned by another; and

22 WHEREAS, the Agreement effectuates an exchange of water between the City and the
23 County to their mutual benefit.

1 NOW, THEREFORE, THE COUNCIL OF THE CITY OF LONGMONT, COLORADO,
2 RESOLVES:

3 Section 1

4 The City Council hereby authorizes the Mayor to execute the Agreement for exchange of
5 water rights in substantially the form as that now before the Council. The City Manager or designee
6 is further authorized to execute such other agreements as may be necessary to effectuate the
7 exchange.

8 Section 2

9 The Council repeals all resolutions or parts of resolutions in conflict with this resolution,
10 but only to the extent of such inconsistency.

11 Passed and adopted this _____ day of _____, 2024.

12
13
14 _____
15 MAYOR
16
17

18 ATTEST:
19
20

21 _____
22 CITY CLERK
23
24

25 APPROVED AS TO FORM:
26
27

28 _____
29 ASSISTANT CITY ATTORNEY

DATE

1 APPROVED AS TO FORM:

2
3
4
5 _____
6 SPECIAL WATER COUNSEL
7 Hayes Poznanovic Korver LLC
8
9

DATE

10 PROOFREAD

DATE

11
12
13 APPROVED AS TO FORM AND SUBSTANCE:

14
15
16
17 _____
18 ORIGINATING DEPARTMENT
19

DATE

CA File: 24-003022