

A
RESOLUTION
OF THE CITY COUNCIL
CONCURRING WITH THE DISSOLUTION OF
THE CHERRY HILLS FARM METROPOLITAN DISTRICT,
AND ACCEPTING TRANSFER OF SAID
DISTRICT'S WATER ASSETS,
FUNCTIONS AND RESPONSIBILITIES TO THE CITY.

WHEREAS, the Cherry Hills Farm Metropolitan District (hereinafter referred to as "District") is a provider of water service inside the City of Cherry Hills Village, Colorado (hereinafter referred to as "City"); and

WHEREAS, the District is located entirely within the City boundaries; and

WHEREAS, the District currently provides water service to its inhabitants; and

WHEREAS, it is in the public interest, health, welfare and safety to centralize and to consolidate fragmented domestic water service within the City's geographic boundaries; and

WHEREAS, on December 11, 1997, the District's Board of Directors unanimously voted to dissolve the District and authorized the execution of all appropriate documents in connection therewith, including but not limited to, a Dissolution Agreement with the City; and

WHEREAS, the District has tendered a Dissolution Agreement and plan to the City whereby it will be dissolved and its water service related assets, functions and responsibilities transferred to the City in a manner that assures each provider, and its inhabitants thereof, that water service will be continued on an equivalent basis.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO, THAT:

Section 1. The Dissolution of the District is in the best interest of the public health, safety, prosperity and general welfare, and the City hereby concurs with the unanimous decision of the District's Board of Directors as adopted on December 11, 1997, that the District be dissolved.

Section 2. It is essential to the public health, safety and general welfare of the inhabitants of the District for there to be a continuation of water service to the property and residents within the District after dissolution.

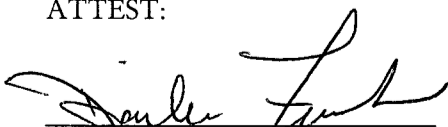
Section 3. In the event the District is dissolved as planned, it is in the public interest, health, welfare and safety for the City to accept the transfer of the District's water related facilities and assets and to cause water service to be provided to the area and residents within said dissolved District, pursuant to the City's Total Service water contract with the City of Denver.

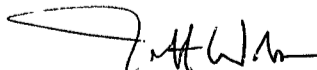
Section 4. Having read and reviewed the Agreement for Dissolution tendered by the District, the City Council of the City of Cherry Hills Village, Colorado, hereby finds that said Agreement is in the best interest of the public health, safety, prosperity and general welfare of the inhabitants of the City, and that said Agreement provides an adequate plan and provision for the continuation of water service to the residents and property lying within said District.


Section 5. BE IT FURTHER RESOLVED that said Agreement for Dissolution is hereby approved and accepted and the Mayor of the City of Cherry Hills Village, Colorado, is hereby authorized to execute said Agreement on behalf of the City.

Introduced, passed and adopted at the regular meeting of,
City Council this 7th day of August, 2001, by a vote of 6 Yes
and 0 No.

ATTEST:


Darlene French, City Clerk


Jeff Welborn, Mayor


Robert C. Widner, City Attorney

