



## MEMORANDUM

TO: Mayor Jones and Members of the Board

FROM: Karen Proctor, Town Administrator

DATE: April 15, 2021

RE: Resolution 2021-05 Authorizing a Supplemental Appropriation for Fiscal Year 2021

### DISCUSSION:

In February 2021 ACWWA received a request to tie into the ACWWA water supply system from a lot located at 16311 E Easter Way. This lot was formerly known by the address of 7100 South Parker Road – Lot 15 Arcadian Acres 4<sup>th</sup> Filing. ACWWA was unable to locate a meter pit and no connection was indicated on their GIS system.

A review of the SETTLEMENT AGREEMENT signed August 10, 2007 (below) between ACWWA and Foxfield indicates in section 3.b that ***“Foxfield will assume full responsibility for constructing residential water services for these three properties.”***

The developer for the property is looking to get approval for a new home 16311 E Easter Way and has indicated that water will be needed probably by June 2021.

The Town’s records indicate the following:

- Water service for 16720 East Easter Avenue has been installed. \$5,700 was paid to Naccarato Excavating in December 2006.
- Tract 14 Arcadian Acres 4th flg and Tract 30 Arcadian Acres 2nd flg: Both property owners accepted payment in lieu of the Town constructing residential water services in December 2006.
- Tract 15 Arcadian Acres 4th flg -16311 East Easter Way, we are unable to locate any documents showing payment to the property owners in lieu of constructing residential water services.

ACWWA is seeking approval to schedule this installation. These funds were not included as part of the 2021 approved budget; therefore, a supplemental appropriation is needed to amend the budget.

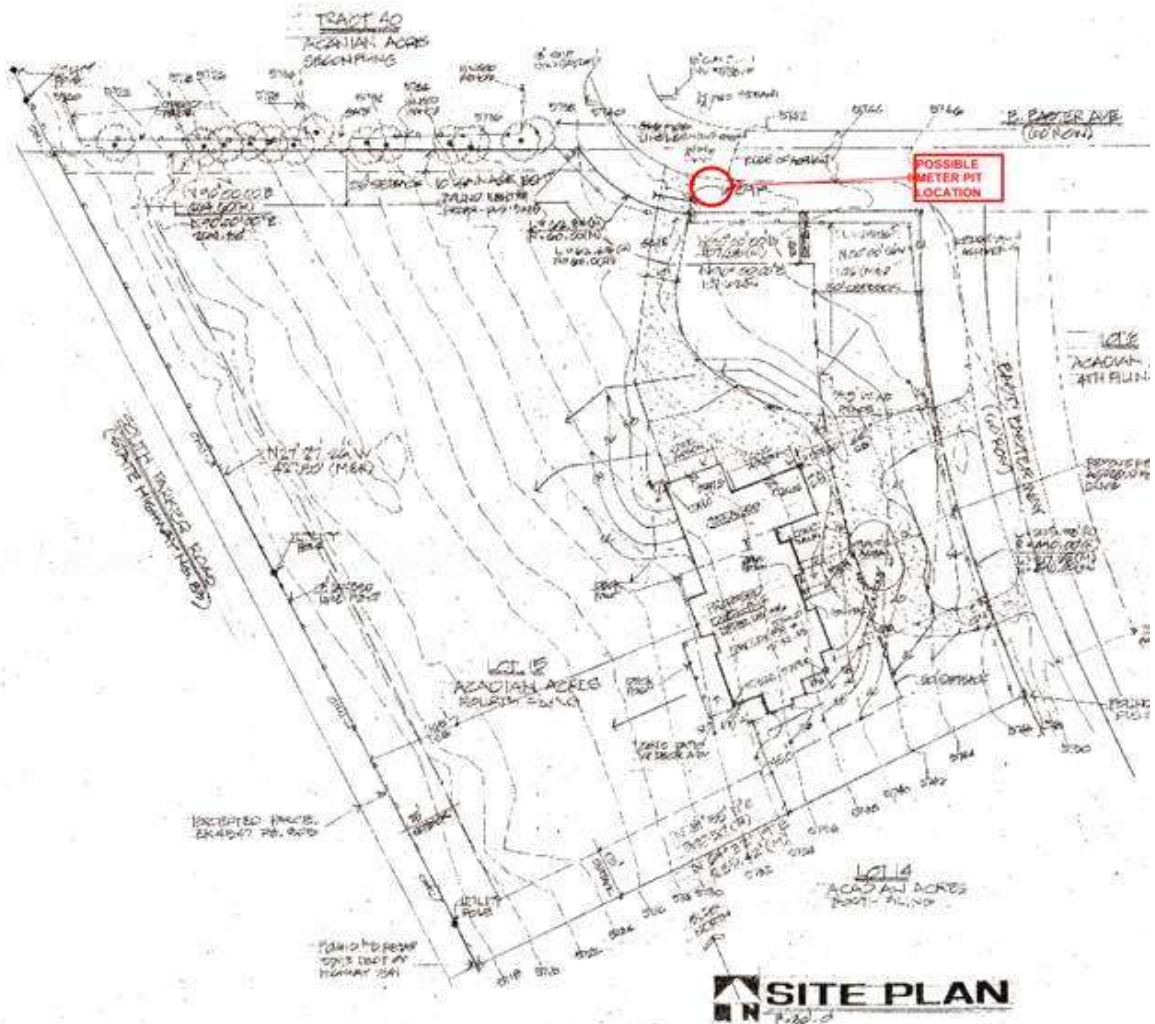
**I. SPECIFIC TERMS OF SETTLEMENT**

1. **Steel Marker Posts.** Foxfield shall provide labor necessary to remove steel marker posts currently marked for removal. ACWWA will replace steel marker posts with fiberglass marker posts on the 36-inch water line.
2. **Missing Valve Richfield/Hinsdale.** Both parties will relinquish any claims each may have against the other regarding this matter.
3. **Missing Water Services.**
  - a. Foxfield will install a water service at 16720 E. Easter Avenue, at its cost, which is estimated to be \$6,000. ACWWA will compensate Foxfield \$3,231, which equals the original contract cost of the water service (\$1,057) plus one-half of the difference (\$2,471) between the original contract cost and the estimated current cost.
  - b. ACWWA will pay Foxfield \$3,178 as reimbursement for water service line stubs not installed for the following three residential properties along Parker Road: 7100 South Parker Road (Tract 15, Arcadian Acres Fourth Filing), vacant lot with no known address (Tract 14, Arcadian Acres Fourth Filing), and vacant lot with no known address (Tract 30, Arcadian Acres Second Filing). In addition, ACWWA will pay Foxfield \$8,089 and Foxfield will assume full responsibility for constructing residential water services for these

1

three properties or refunding amounts to these three property owners in lieu of constructing the residential water services.

Attached as Exhibit B is a Quote from A&S Utilities in the amount of \$9,980 for the water line tap and meter pit installation at 16311 East Easter Way.



**RECOMMENDED MOTION:**

*"I move to approve Resolution 2021-05 Authorizing a Supplemental Appropriation for Fiscal Year 2021"*

**ATTACHMENT:**

- Exhibit A: Resolution 2021-05 Authorizing a Supplemental Appropriation for Fiscal Year 2021
- Exhibit B: A&S Utilities Quote

Trustee's Resolution

Resolution No. 05, Series 2021

A RESOLUTION OF THE BOARD OF TRUSTEES  
OF THE TOWN OF FOXFIELD  
AUTHORIZING A SUPPLEMENTAL APPROPRIATION FOR FISCAL YEAR 2021

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF  
THE TOWN OF FOXFIELD, COLORADO, AS FOLLOWS:

Section 1. That the 2021 Budget and Appropriations be hereby supplemented by increasing the following funds, to-wit:

	From:	To:
<u>Capital Exp &gt; \$5,000</u>	\$457,457	\$467,437

Section 2. The Board of Trustees may, by resolution, transfer any unexpended balance in any of the funds to any fund or to a reserve.

PASSED ON FIRST AND FINAL READING THIS 15<sup>th</sup> day of April, 2021.

BOARD OF TRUSTEES,  
TOWN OF FOXFIELD, COLORADO

\_\_\_\_\_  
Lisa Jones, Mayor

ATTEST:

\_\_\_\_\_  
Randi Gallivan, Town Clerk

# A&S Utilities Inc

10036 Saint Paul St, Thornton, CO, 80229  
 PH: 720-410-4380  
 m.chavez@asutilitiesinc.com


**PROPOSAL SUBMITTED TO**
**DATE**

ACWWA

03/12/2020

**DESCRIPTION:**
**LOCATION:**

16311 E EASTER  
 AVE, FOXFIELD  
 CO 80016

**COST:**

DESCRIPTION	QTY	NOTES	TOTAL
Material			
MOBILIZATION			\$300.00
Permit fees			\$500.00
Traffic control			\$200.00
Asphalt Cutting			\$350.00
Remove & Replace Asphalt			\$900.00
¾" Top			\$500.00
Parts		Saddle corp, 3/4" copper, curve stop & box, Meter pit and yoke	\$2800.00
Equipment			
EXCAVATOR			\$400.00
DUMP TRUCK		W/ HAUL OFF	\$850.00
BOBCAT SKIDSTEER			\$280.00
BEDDING			\$200.00
Labor			
FOREMAN	1		\$1150.00
OPERATOR	1		\$600.00
PIPE TECH	1		\$550.00
LABORER	1		\$400.00

**Total Amount Due** **\$9,980.00**

This proposal may be accepted to form a binding contract upon and payment to A&S Utilities Inc.

