

**DONALA WATER AND SANITATION DISTRICT**

**RESOLUTION 2023-7**

**A RESOLUTION OF AFFIRMATION PARTICIPATION IN THE LOOP WATER AUTHORITY PROJECT**

**WHEREAS**, the Donala Water and Sanitation District (the “**District**”) is a quasi-municipal corporation and political subdivision of the State of Colorado and a duly organized and existing special district pursuant to Title 32, Article 1, C.R.S.; and

**WHEREAS**, the District provides water treatment and distribution to the citizens of the District; and

**WHEREAS**, in accordance with the provisions of the Special District Act (the “**Act**”) and C.R.S. § 24-18-103 the District has a fiduciary obligation to our citizens to exercise the utmost good faith, business sense, and astuteness on behalf of the District.

**NOW, THEREFORE**, be it resolved by the Board of Directors of the Donala Water and Sanitation District in the County of El Paso, State of Colorado that:

1. The District will have an equal vote and voice on the Loop Water Authority governing board.
2. The District finds that further participation in the Loop Water Authority:
  - a. Is in the best interests of the District customers.
  - b. Provides for continued local control of rates, costs, and operation and maintenance.
  - c. May result in an affordable project to recapture reuse water.
  - d. May result in the effective and efficient use of the District’s water rights owned on Fountain Creek.
3. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution, it being the Board’s intention that the various provisions hereof are severable.
4. Any and all actions previously taken by the Board of Directors, or any other persons acting on their behalf pursuant to the any applicable laws, are hereby ratified and confirmed.
5. All acts, orders, and resolutions, or parts thereof, of the Board which are inconsistent or in conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.
6. The provisions of this Resolution shall take effect immediately.

ADOPTED this 20th day of July, 2023.

DONALA WATER AND SANITATION DISTRICT

By   
Wayne Vanderschuere, Chair

ATTEST:

By   
Kevin Deardorff, Secretary