

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF GUNNISON, COLORADO
RESOLUTION NO. 2011- 28

A RESSOLUTION REGARDING PROVISION OF A PERMANENT, SAFE AND
RELIABLE SOURCE OF WATER TO ANTELOPE HILLS

WHEREAS, the Board of County Commissioners of Gunnison County, Colorado ("Gunnison County") intends to assist in the provision of a permanent, safe and reliable source of water to Antelope Hills; and

WHEREAS, a component of providing that source of water is execution of a water purchase contract between the Board of County Commissioners of Gunnison County, Colorado and the Antelope Hills Association, Inc. ("Antelope Hills");

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gunnison County, Colorado that Gunnison County authorizes the execution of a Water Purchase between Gunnison County and Antelope Hills, with conditions that include:

1. Antelope Hills will be responsible for maintaining the distribution system;
2. Antelope Hills will continue to own the tanks that will be used for water storage;
3. The budget for, and costs for, provision of water will be re-evaluated annually, as an enterprise fund, and adjusted to pay all costs and expenses;
4. In the event that Antelope Hills defaults on its obligations under the Water Purchase Contract, Gunnison County shall have the authority to file a lien in the nature of a tax lien on the open space owned by Antelope Hills Association, Inc., sell such property and, if necessary, remove or have removed all restrictions and limits on the development of such property.

INTRODUCED by Commissioner Swenson, seconded by Commissioner Chamberland, and adopted this 2nd day of August, 2011.

BOARD OF COUNTY COMMISSIONERS
OF GUNNISON COUNTY, COLORADO

By: [Signature]
Hap Channell, Chairperson

By: [Signature]
Paula Swenson, Vice Chairperson

By: [Signature]
Phil Chamberland, Commissioner

ATTEST:

[Signature]
Deputy County Clerk

