

RESOLUTION 2023-03

A Resolution of the Four Corner County Water and Sewer District entering into an Inter local agreement with Garden Center Owners Association Water & Sewer District (GC) to provide sewage treatment and disposal

RECITALS

WHEREAS, Four Corners is a county water and sewer district, validly organized pursuant to Title 7, Chapter 13, parts 22 and 23, MCA. Four Corners was incorporated on May 2, 2003 and in the Four Corners area of Gallatin County, Montana being approximately 7 miles west of Bozeman, Montana; and

WHEREAS, GC water and sewer district validly organized pursuant to Title 7, Chapter 13, parts 22 and 23, Montana Code Annotated ("MCA"); and

WHEREAS, Four Corners owns a public wastewater system consisting of collection and treatment plant located at Elk Grove Subdivision and Rainbow Subdivision in Gallatin County Montana which has an approved and constructed design flow of 700,000 gallons per day (average daily flow), which services all current users of Four Corners' wastewater system; and

WHEREAS, GC has been advised by its engineer that the costs of connecting GC wastewater system within the boundaries of GC and the force main line connecting GC sewage collection to Four Corners treatment plant and disposal areas, being the design, engineering and construction of a wastewater main connecting GC System to the District's system; related improvements; a reserve capacity fee to be paid to Four Corners for the use and reservation of availability of capacity within the District's system; and an appropriate share of the monthly operation and maintenance costs; and

WHEREAS, Four Corners has determined that the wastewater treatment system has capacity available; and

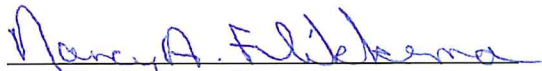
WHEREAS, Four Corners has been advised by its engineers that, in addition to its regular and anticipated use, can accept as additional flow up to 7,000 gallons per day (average daily flow) from GC; and

WHEREAS, pursuant to Title 7, Chapter 13, Part 22, MCA, Four Corners has authority to furnish wastewater treatment services to properties outside Four Corners boundary, as well as the authority to enter into contracts for wastewater treatment services outside its boundary; and

WHEREAS, pursuant to Title 7, Chapter 11, Part 1, MCA, Four Comers and GC have the authority to enter into an agreement for the extension of wastewater treatment services.


NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Four Comers and the Garden Center Owners Association Water & Sewer District that, for the reasons stated above and pursuant to MCA§ 7-11-104, agrees it is to each District's mutual advantage to enter into the an Agreement to provide sewage treatment and disposal pursuant to the terms of the pending Agreement which will be incorporated once signed.

Dated this 16th day of May 2023.



Nancy Flikkema, President

ATTESTED:



Libby Kueneke, Secretary