

**TOWN OF FLAGLER  
RESOLUTION NO. [152]**

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FLAGLER, AUTHORIZING THE ASSIGNMENT OF AN ENGINEER-OF-WASTE WATER PROJECT, DECLARING AN URGENT NECESSITY, AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.**

**WHEREAS**, the Town of Flagler (the "Town") has been issued a Discharge Permit for the Town's wastewater treatment facility (WWTF) by the Colorado Department of Health and Environment (CDPHE), Water Quality Control Division (WQCD) in late 2024, which imposes specific requirements and deadlines that must be met; and

**WHEREAS**, compliance with the Discharge Permit is essential to ensuring the Town's continued operation of its WWTF in accordance with State and Federal regulations; and

**WHEREAS**, the timely assignment of an Engineer-of-Waste Water Project is necessary to oversee, guide, and ensure the Town's adherence to the requirements of the Discharge Permit, including but not limited to system evaluation, reporting, and infrastructure improvements; and

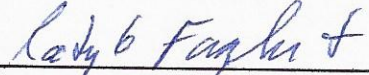
**WHEREAS**, delaying the assignment of an Engineer-of-Waste Water Project could result in non-compliance, potential enforcement actions, and adverse financial and operational impacts on the Town; and

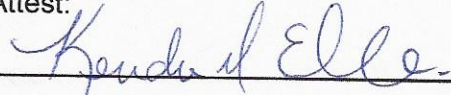
**WHEREAS**, the Board of Trustees finds that addressing this matter is of urgent necessity to protect public health, safety, and welfare and to ensure regulatory compliance.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF FLAGLER, AS FOLLOWS:**

1. **Engineer-of-Record Assignment:** The Town hereby authorizes the selection and appointment of GMS, Inc., Consulting Engineers as the Engineer-of-Waste Water Project to fulfill the technical, regulatory, and reporting obligations required under the Discharge Permit.
2. **Authorization to Execute Agreement:** The Mayor is authorized and directed to execute all necessary agreements, contracts, and documentation with the selected Engineer-of-Waste Water Project to ensure compliance with the Discharge Permit.
3. **Urgency and Immediate Effectiveness:** Due to the time-sensitive nature of this matter and the potential risks of non-compliance, this Resolution is declared urgent and shall take immediate effect upon its passage and adoption.

**PASSED AND ADOPTED** this 10th of March, 2025, by the Town of Flagler Board of Trustees.

  
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Randy Fagerlund, Mayor

Attest:  
  
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Kendra Eberle, Town Clerk

