

Antelope Creek Operating Agreement

Description: This is a straightforward interlocal agreement to provide for the ongoing responsibilities related to the new Waterway between the City and the Lower Platte South Natural Resources District. The main feature of the agreement is the map that diagrams areas of maintenance and capital improvement responsibilities between the City and the NRD along portions of the Waterway broken down as follows:

- 1) General Provisions - J to Salt Creek sets the basic framework of the NRD as responsible for the waterway to the top of bank and integrates the City public works and trails responsibility in general terms for the other areas.
- 2) J Street to Weir - NRD retains primary maintenance and capital improvement responsibility
- 3) Weir to Vine - City retains primary maintenance and capital improvement responsibility
- 4) Vine to Salt Creek - Shared as shown on the map.

Function: The agreement is needed because JAVA does not do long term maintenance and capital improvements after the Project is completed.

Related Items: These provisions did not belong in the JAVA Interlocal Agreement by application - arising in time after JAVA completes portions of the Project. This agreement assures the Parties that JAVA Project improvements have an underlying backstop of maintenance responsibility. This agreement supplements existing agreements and understandings (e.g. Crescent Green Agreement) for other NRD facilities.

Accountability:

- 1) Budget - Section 10 of the agreement provides a process for an annual review of responsibilities and resources allocation.
- 2) Administration - Section 6 of the agreement provides authority to monitor and implement the provisions.