

**TOWN OF PALISADE, COLORADO
RESOLUTION NO. 2025-23**

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF
PALISADE APPROVING FIRST AMENDMENT TO THE COOPERATIVE
PLANNING AGREEMENT BETWEEN THE TOWN OF PALISADE,
COUNTY OF MESA, AND CITY OF GRAND JUNCTION TO PROVIDE
CONSENT TO EXTENDING A SANITARY SEWER LINE WITHIN THE
COOPERATIVE PLANNING AREA.**

WHEREAS, the Town of Palisade (“Palisade” or the “Town”) is a statutory town organized pursuant to C.R.S. §31-1-203 and with the authority of the Municipal Code of the Town of Palisade (the “Code”); and

WHEREAS, the Environmental Protection Agency (“EPA”) and the Colorado Department of Public Health (“CDPHE”) have set new, higher wastewater quality discharge standards which the Town’s current systems do not meet; and

WHEREAS, the Town has an agreement with the Clifton Sanitation District to treat the Town’s wastewater; and

WHEREAS, the Palisade to Clifton Sewer Transfer Project (“Project”) is a necessary sewer connection between the Town and Clifton Sanitation District’s Wastewater Treatment Plant; and

WHEREAS, the Town, Mesa County, and City of Grand Junction entered into a Cooperative Planning Agreement (“CPA”) on February 9, 1998, that established a Cooperative Planning Area (“Buffer Zone”) in which certain activities are prohibited; and

WHEREAS, Section 3.b of the CPA prohibits the Town and City from “extend[ing] any municipal utility services that are not already present without mutual consent of all parties” within the Buffer Zone; and

WHEREAS, Section 4.a of the CPA prohibits the Parties from “extend[ing] any sanitary sewer line” within the Buffer Zone; and

WHEREAS, the Project alignment traverses the Buffer Zone to CSD’s wastewater treatment facility; and

WHEREAS, the Parties agree that it is in the public interest to amend the CPA to permit the Project to be constructed; and

WHEREAS, the Board finds it is in the best interest of the health, welfare, and safety of citizens of the Town to approve the First Amendment to the Cooperative Planning Agreement Between the Town of Palisade, County of Mesa, and City of Grand Junction to Provide Consent to Extending a Sanitary Sewer Line Within the Cooperative Planning Area.

NOW, THEREFORE, IT IS RESOLVED THAT THE BOARD OF TRUSTEES OF THE TOWN OF PALISADE, COLORADO, THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Board of Trustees hereby approves the First Amendment to the Cooperative Planning Agreement Between the Town of Palisade, County of Mesa, and City of Grand Junction to Provide Consent to Extending a Sanitary Sewer Line Within the Cooperative Planning Area as set forth in **Exhibit A** to this Resolution

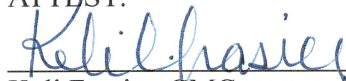
INTRODUCED, READ, AND PASSED THIS 23RD DAY OF SEPTEMBER 2025.

TOWN OF PALISADE, COLORADO

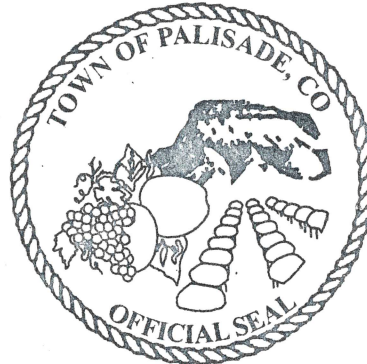


Greg Mikolai, Mayor

ATTEST:



Keli Frasier, CMC
Town Clerk



**FIRST AMENDMENT TO THE COOPERATIVE PLANNING AGREEMENT
BETWEEN THE TOWN OF PALISADE, COUNTY OF MESA, AND CITY OF GRAND
JUNCTION TO PROVIDE CONSENT TO EXTENDING A SANITARY SEWER LINE
WITHIN THE COOPERATIVE PLANNING AREA**

THIS INTERGOVERNMENTAL AGREEMENT (“Agreement”) is made and entered into effective as of the ____ day of _____ 2025, without regard to the date signed, by and between the TOWN OF PALISADE, COLORADO (the “Town”), the COUNTY OF MESA, COLORADO (the “County”), and the CITY OF GRAND JUNCTION (the “City”), (together “the Parties”).

WHEREAS, the Parties entered into a Cooperative Planning Agreement (“CPA”) on February 9, 1998 that established a Cooperative Planning Area (“Buffer Zone”) in which certain activities are prohibited; and

WHEREAS, Section 3.b of the CPA prohibits the Town and City from “extend[ing] any municipal utility services that are not already present without mutual consent of all parties” within the Buffer Zone; and

WHEREAS, Section 4.a of the CPA prohibits the Parties from “extend[ing] any sanitary sewer line” within the Buffer Zone; and

WHEREAS, due to the Town wastewater treatment system’s difficulties in meeting U.S. Environmental Protection Agency and Colorado Department of Public Health and Environment wastewater discharge limits, the Town has entered into an Intergovernmental Agreement with the Clifton Sanitation District (“CSD”) dated May 4, 2021 to provide wastewater treatment services to the Town; and

WHEREAS, in order to utilize these services, the Town must construct a wastewater transfer pipeline (the “Project”) through the Buffer Zone to CSD’s wastewater treatment facility with the approximate alignment shown on Exhibit A attached hereto and incorporated herein by this reference; and

WHEREAS, the Town has secured a U.S. Department of Agriculture grant and loan to plan for and construct the Project for which it is in the early stages of acquiring right-of-way; and

WHEREAS, in the process of discussing right-of-way acquisitions with affected landowners, the Town has learned that some residents would be interested in utilizing the Project to access wastewater treatment services, which would result in the removal of septic systems in close proximity to the Colorado River and the Grand Valley Canal; and

WHEREAS, constructing the Project and allowing properties encumbered by easements for the Project to connect to it for wastewater services requires consent of the Parties.

NOW, THEREFORE, in consideration of the mutual covenants and agreements identified below, the Parties agree to this IGA as follows:

1. **Incorporation of Recitals.** The forgoing recitals are incorporated herein as if set forth in full.

2. **Amendment to Cooperative Planning Agreement.**

a. Sections 3 and 4 of the Cooperative Planning Agreement are hereby amended as set forth below with underline text added:

3. Within the “cooperative planning area,” neither the City of Grand Junction nor the Town of Palisade will:

a. annex any territory

b. extend any municipal utility services that are not already present without the mutual consent of all parties.

4. Within the “cooperative planning area,” all parties will not:

a. extend any sewer line

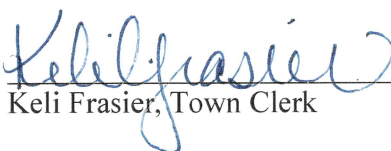
b. recommend amendment to any 201 sewer service area boundary without mutual consent of all parties.

c. Notwithstanding the foregoing Sections 3, 4a. and 4b., nothing herein shall prevent either the Town of Palisade from constructing a wastewater transfer pipeline through the “cooperative planning area” to convey wastewater from the Town of Palisade to the wastewater treatment plant owned and operated by the Clifton Sanitation District as approximately shown on Exhibit A (“Palisade to Clifton Sewer Line”); or the Town of Palisade or the Clifton Sanitation District from providing wastewater utility service to properties encumbered by easements for the Palisade to Clifton Sewer Line; provided, however, that such wastewater utility service shall be limited to one single family residence existing in 2024 and no additional service shall be provided without the mutual consent of the parties.

IN WITNESS WHEREOF, the Parties have executed duplicate originals of this Agreement.

TOWN OF PALISADE, COLORADO

ATTEST:


Keli Frasier, Town Clerk

By: 
Greg Mikolai, Mayor

Date: 09/23/2025

COUNTY OF MESA, COLORADO

ATTEST:

Bobbie Gross, County Clerk

By: _____
Cody Davis
Chair, Board of County Commissioners

Date: _____

CITY OF GRAND JUNCTION, COLORADO

ATTEST:

Selestina Sandov, City Clerk

By: _____
Cody Kennedy, President of the City
Council

Date: _____

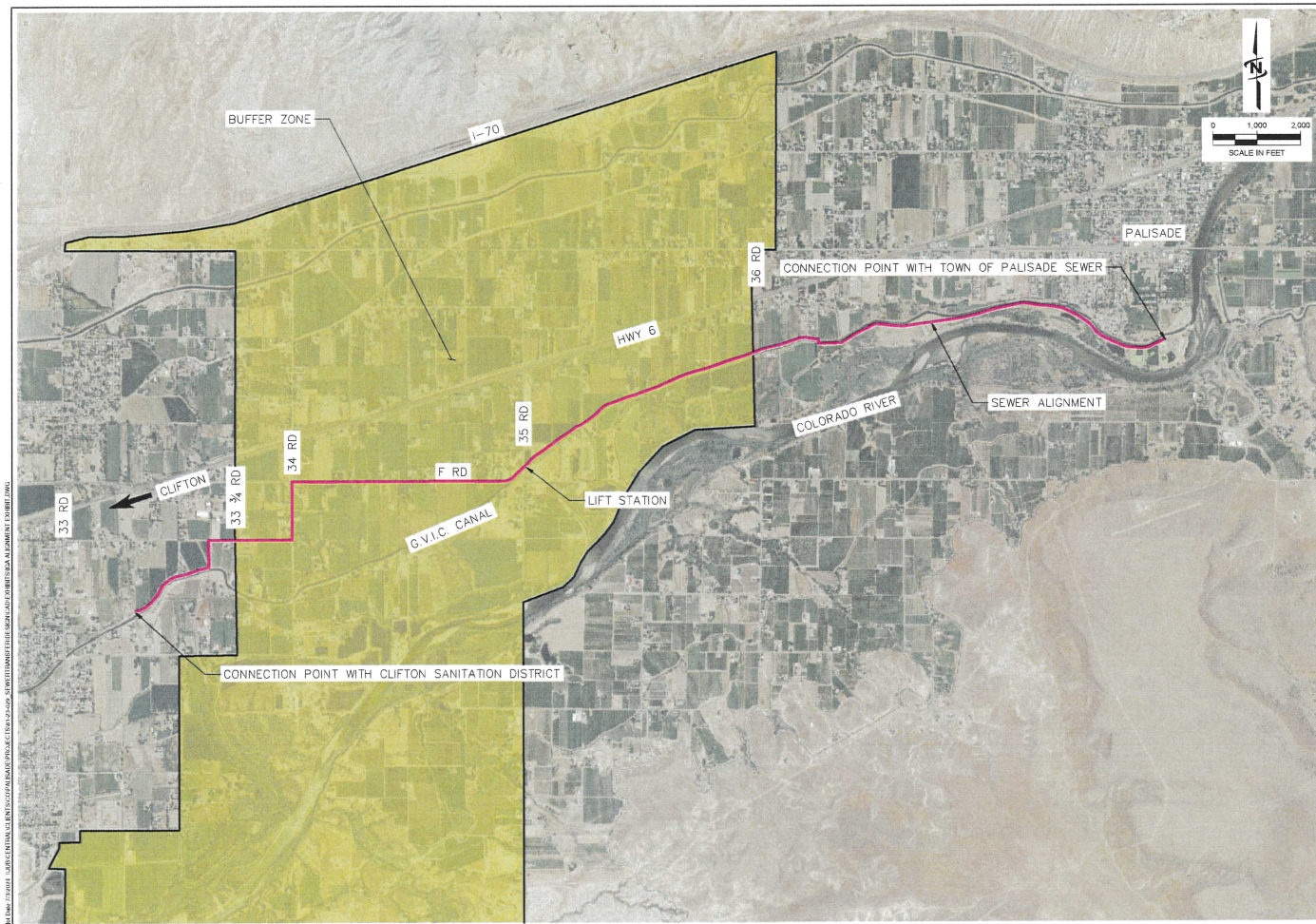


EXHIBIT A
PALISADE TO CLIFTON SEWER LINE