

RESOLUTION NO. R23-44

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF A SYSTEM CONSERVATION IMPLEMENTATION AGREEMENT (SCIA) WITH THE UNITED STATES BUREAU OF RECLAMATION AND THE CENTRAL ARIZONA WATER CONSERVATION DISTRICT (CAWCD) TO IMPLEMENT THE LOWER COLORADO CONSERVATION AND EFFICIENCY PROGRAM (LC CONSERVATION PROGRAM).

WHEREAS, the purpose of the LC Conservation Program is to increase system conservation and efficiency opportunities to address the unprecedented drought in the Lower Colorado River Basin and it is a part of the commitment made by the Department on August 16, 2022, to address the drought crisis with prompt and responsive actions and investment to ensure the entire Colorado River Basin can function and support all who rely on it; and

WHEREAS, the LC Conservation Program is funded in part by the Inflation Reduction Act of 2022 that provides \$4 billion in funding specifically for water management and conservation efforts in the Colorado River Basin and other basins experiencing comparable levels of long-term drought; and

WHEREAS, Glendale holds a CAP water entitlement for a maximum of 17,236 acre-feet per year of CAP water under Subcontract No. 07-XX-30-W0493, dated May 25, 2007, as amended (“Glendale Subcontract”), among the United States, CAWCD, and Glendale; and

WHEREAS, Glendale agrees to participate in the LC Conservation Program and make available up to 7,000 acre-feet of Glendale’s CAP water entitlement for the LC Conservation Program in calendar year 2023, up to 7,000 acre-feet in calendar year 2024, and up to 7,000 acre-feet in calendar year 2025 totaling up to 21,000 acre-feet over three years, in exchange for monetary compensation; and

WHEREAS, Glendale’s LC Conservation Program proposal was selected by Reclamation for inclusion in the LC Conservation Program under a set fixed price of \$400.00 per acre-foot; and

WHEREAS, Glendale has a history of working with the United States, CAWCD, and others in calendar year 2022 by entering into an agreement to help mitigate the impacts of the drought by conserving water in Lake Mead as system water in exchange for financial compensation; and

WHEREAS, the Parties desire to enter into this SCIA whereby Glendale agrees to reduce its scheduled delivery volume from its CAP water delivery schedule by up to 7,000 acre-feet of water in calendar year 2023 and intends to reduce its CAP delivery schedule by up to 7,000 acre-feet in calendar year 2024 and up to 7,000 acre-feet in calendar year 2025 under the conditions of and as provided within this SCIA and allow such volumes to remain in Lake Mead in exchange for financial compensation.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. That it is deemed in the best interest of the City of Glendale and the citizens thereof for the City of Glendale to enter into the nonbinding System Conservation Implementation Agreement with the United States Bureau of Reclamation and CAWCD to implement the Lower Colorado Conservation and Efficiency Program (LC Conservation Program).

SECTION 2. That the City Manager or designee and the City Clerk are authorized and directed to execute and deliver any and all documents necessary to effectuate said System Conservation Implementation Agreement on behalf of the City of Glendale.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 13th day of June, 2023.

Mayor Jerry P. Weiers

ATTEST:

Julie K. Bower, City Clerk (SEAL)

APPROVED AS TO FORM:

Michael D. Bailey, City Attorney

REVIEWED BY:

Kevin R. Phelps, City Manager