

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
AUTHORIZING AN AGREEMENT TO PROVIDE SANITARY SEWER SERVICES
BETWEEN THE CITY OF ABILENE AND THE TOWN OF BUFFALO GAP**

WHEREAS, The City of Abilene (City) has in operation a sanitary sewer collection system and a water reclamation plant that currently treats the sanitary sewer output of Abilene, two satellite cities, and the Hawley Independent School District: and

WHEREAS, there exists sufficient piping and plant capacity to accept sanitary sewage from other smaller cities and public entities in the area; and

WHEREAS, The Town of Buffalo Gap (Buffalo Gap) is located approximately five miles south of the Abilene City limit, and Buffalo Gap currently does not have a sanitary sewer collection system within its City limits; and

WHEREAS, the voters of Buffalo Gap approved the funds for the design and installation of a gravity sanitary sewer collection system and a sewer force main to transport the wastewater to a connection with the City of Abilene sanitary sewer system; and

WHEREAS, the Agreement to Provide Sanitary Sewer Services (Agreement) defines the terms and conditions for which the two parties do agree including the prohibition of Buffalo Gap to expand its sewer collection system into the City's ETJ or to provide sewer connections along the force main extending into the City's ETJ; and

WHEREAS, Buffalo Gap has petitioned the City for the Agreement authorizing a connection and the discharge of the total sewage output of the Town of Buffalo Gap into the City's Cedar Gap Outfall so to be subsequently treated and properly disposed of in accordance with state and federal regulations,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

Part 1: That the Honorable Mayor of the City of Abilene is authorized to execute the Agreement to Provide Sanitary Sewer Services between the City and the Town of Buffalo Gap authorizing a connection and describing the responsibilities of each party.

Part 2: That the effective date of the Agreement shall coincide with the closing date of the loan by Buffalo Gap.

ADOPTED this 20th day of November, 2014.

ATTEST:

Danette Dunlap, City Secretary

Norman Archibald, Mayor

APPROVED:

T. Daniel Santee, City Attorney