

RESOLUTION NO. 16-2008

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AUTHORIZING AN AMENDMENT TO THE EXISTING WATER SUPPLY CONTRACT BETWEEN THE CITY OF ABILENE AND THE CITY OF MERKEL BY INSERTING A NEW EXPIRATION DATE AS REQUIRED OF MERKEL BY THE USDA-RUS

WHEREAS, The City of Abilene (City) is currently a regional supplier of potable water to area cities and rural water supply corporations in the area including the City of Merkel; and

WHEREAS, The City of Merkel (Merkel) owns and operates a municipal water supply system serving the citizens of Merkel, and the system includes a metered connection to the Abilene Public Water Supply, a ground storage tank and pump station, and several miles of pipeline extending to Merkel; and

WHEREAS, Merkel has a dire need to replace the aging pipeline system existing between Abilene and Merkel so to improve the quality of service to its customers, and Merkel has contracted with a professional engineer to design a construction project to upgrade the pipeline system; and

WHEREAS, Merkel is seeking financial assistance from the USDA-RUS, and that agency stipulates that the term of the Water Supply Contract shall extend beyond the term of the financial arrangement; and

WHEREAS, there appears to be no foreseeable risk to the City of Abilene either financially or otherwise in amending the expiration date of the existing Water Supply Contract.

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 hereby authorized to execute an amendment to the existing Water Supply Contract between the City of Abilene and the City of Merkel thus changing the effective expiration date listed in Section I.D. from December 31, 2043 to December 31, 2048.

Part 2: That the effective date of this action shall be the 8th day of May, 2008.

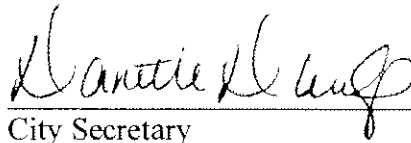
ADOPTED this 8th day of May, 2008.

APPROVED:



Norm Archibald, Mayor

ATTEST:



City Secretary

APPROVED AS TO FORM:



City Attorney