

RESOLUTION NO. 23-2009

**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 VIEW-CAPS WATER
SUPPLY CORPORATION BY RELOCATING TWO DELIVERY POINTS**

WHEREAS, The City of Abilene (City) is currently a regional supplier of potable water to area cities and rural water supply corporations including the View-Caps Water Supply Corporation (VCWSC); and

WHEREAS, The VCWSC owns a potable water distribution system serving rural customers existing outside the Abilene City limit, and the current Water Supply Contract describes eight metered Delivery Point connections to the Abilene Water system; and

WHEREAS, Abilene owns and operates a potable water pipeline extending north from the Hargesheimer Water Treatment Plant within a right-of-way being the former route of Abilene Southern Railroad, and a section of the pipeline exists within the VCWSC service area; and

WHEREAS, VCWSC did contract with a Professional Engineer to evaluate its water system, and the Engineer recommended the relocation of Delivery Point No. 1 to a point along Wiggins Lane and near the pipeline right-of-way, and the relocation of Delivery Point No. 8 along State Hwy 277 to near the Abilene City limit, and the Engineer did not recommend an increase in the Base Contract Amount; and

WHEREAS, City staff did evaluate the relocation of the delivery points and has determined that the new locations for the delivery points do not require acceleration or expansion of planned system improvements as identified in the 2007 Abilene Water Distribution System Master Plan; and


WHEREAS, it is required that the Abilene City Council and the Corporation's Board of Directors must each approve of a modification to the Water Supply Contract for the relocation of Delivery Point No. 1 and Delivery Point No. 8.

**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 Addendum I to the existing Water Supply Contract between the City of Abilene and the View-Caps Water Supply Corporation thus approving the relocation of Delivery Point No. 1 and Delivery Point No. 8.

ADOPTED this 23 day of July, 2009.

APPROVED:



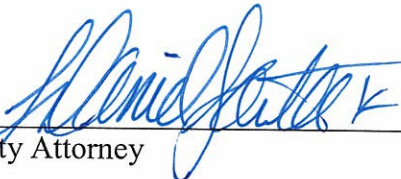
Norm Archibald, Mayor

ATTEST:



City Secretary

APPROVED AS TO FORM:



City Attorney