

RESOLUTION NO. 24-2010

**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 POTOSI WATER
SUPPLY CORPORATION BY INCREASING THE MAXIMUM DAILY FLOW RATE**

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

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

WHEREAS, The PWSC received a Notice of Violation from the Texas Commission on Environmental Quality (TCEQ) for failure to provide sufficient production capacity, and the TCEQ advised the PWSC that it must increase its maximum daily flow rate currently contained in its water supply contract with the City of Abilene; and

WHEREAS, PWSC did contract with a Professional Engineer to evaluate its water system, and the Engineer recommended increasing the maximum daily flow rate for Delivery Point No. 2 from 700 gallons per minute (gpm) up to 1,400 gpm; and

WHEREAS, the Engineer and City staff did evaluate the impact that the proposed increase in maximum daily flow rate at Delivery Point No. 2 would have on the City's distribution system and determined that the proposed increase in the maximum daily flow rate would not have a significant impact on current system operation, nor does it require acceleration or expansion of planned system improvements as identified in the 2010 Water Master Plan; and

WHEREAS, it is required that the Abilene City Council and the Corporation's Board of Directors must each approve any modification to the 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 Addendum I to the existing Water Supply Contract between the City of Abilene and the Potosi Water Supply Corporation thus approving the increase in the maximum daily flow rate of Delivery Point No. 2 to 1400 gpm.

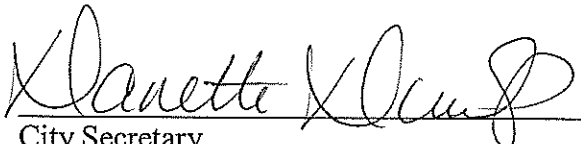
ADOPTED this 23 day of Sept., 2010.

APPROVED:



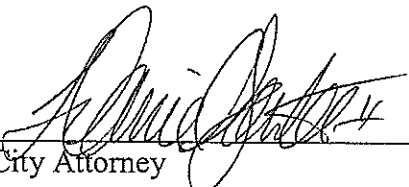
Norm Archibald, Mayor

ATTEST:



City Secretary

APPROVED AS TO FORM:



City Attorney