

RESOLUTION NO. 06-2016

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 LAWN BY INCREASING THE BASE CONTRACT AMOUNT

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

WHEREAS, Lawn owns a surface water treatment plant and a potable water distribution system serving its customers existing within Lawn and rural customers existing outside of Lawn; and

WHEREAS, there exists a Water Supply Contract between the City and Lawn allowing Lawn to connect to Abilene's Public Water Supply (PWS) and describing a Base Contract Amount of 25 million gallons per year of treated water; and

WHEREAS, the Texas Commission on Environmental Quality (TCEQ) requires that the Lawn PWS be operated and maintained in compliance with applicable federal and state regulations, and the TCEQ is encouraging Lawn to contract with a wholesale treated water supplier for Lawn's entire treated water demands; and

WHEREAS, Lawn contracted with a Professional Engineer to evaluate the Lawn public water supply, and the Engineer determined that it is feasible for Lawn to build storage, pump, and pipeline facilities to transport water from City to Lawn; and

WHEREAS, and the Engineer recommends that the existing water supply contract between City and Lawn be amended to increase the Base Contract Amount to 50 million gallons per year, and Lawn did make a formal request to City to amend the existing water supply contract; and

WHEREAS, City staff did evaluate the Purchaser's request to increase the Base Contract Amount up to 50 million gallons per year and has determined that City has a sufficient water supply to meet the increased demands of Purchaser; and

WHEREAS, it is required that the Abilene City Council and the Lawn City Council must each approve of a modification to the existing Water Supply Contract in order to establish the Base Contract Amount at 50 million gallons per year; and

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

Part 1: That the City of Abilene City Manager is hereby authorized to execute Addendum I to the existing Water Supply Contract between the City of Abilene and the City of Lawn thus approving the increase in the Base Contract Amount to 50 million gallons per year.

Part 2: All other terms, provisions, and obligations in the Water Supply Contract made on April 27, 2007 remain in force full and effect.

ADOPTED this 14 day of Jan., 2016.

APPROVED:




MAYOR

ATTEST:



City Secretary

APPROVED :



City Attorney