

**RESOLUTION NO. 119-2017**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT AND TASK ORDER NO. 1 FOR PHASE I (PROJECT INITIATION, NEPA SCOPING, NEEDS ANALYSIS AND PROJECT PURPOSE) WITH STANTEC CONSULTING SERVICES, INC., FOR DEVELOPMENT OF AN ENVIRONMENTAL IMPACT STATEMENT FOR THE CEDAR RIDGE RESERVOIR**

**WHEREAS**, the City of Abilene (City) serves as a major water supplier for its citizens and for surrounding communities in and near Taylor and Jones Counties, Texas; and,

**WHEREAS**, Pursuant to past and current Brazos G Regional Water Plans (Brazos G Plans) and State Water Plans (State Plans) adopted by the Texas Water Development Board, the City is projected to need additional water supplies in the near future; and,

**WHEREAS**, the Cedar Ridge Reservoir is identified in the Brazos G Plans and the State Plans as the recommended water management strategy to meet the need for additional water supplies for the City and this region of the state; and,

**WHEREAS**, the City has evaluated the economic feasibility of the Cedar Ridge Reservoir and determined that the reservoir will provide a cost-effective supply of water for the City, its citizens, and its water supply customers; and,

**WHEREAS**, in order to pursue and accomplish construction of the Cedar Ridge Reservoir it is necessary for the City to secure federal authorizations under Section 404 of the Clean Water Act; and,

**WHEREAS**, on August 11, 2011 the City Council adopted Resolution No. 14-2011 authorizing and directing the City Manager or his designee to prepare, or cause to be prepared, and to make, execute, file, prosecute and amend any and all applications to obtain a permit under Section 404 of the Clean Water Act; and,

**WHEREAS**, on November 27, 2013 the City submitted a permit application to the Fort Worth District U.S. Army Corps of Engineers (USACE) for the discharge of dredged and fill material into "waters of the U.S." pursuant to Section 404 of the Clean Water Act; and,

**WHEREAS**, in a letter dated February 20, 2014 the USACE notified the City that the Cedar Ridge Reservoir constitutes a major federal action that has the potential to significantly affect the quality of the human environment and requires the preparation of an Environmental Impact Statement (EIS) in accordance with the National Environmental Policy Act (NEPA) before further consideration of the Section 404 permit application submitted by the City; and,

**WHEREAS**, the EIS is required to be prepared utilizing a third party contractor arrangement where the City pays for the services of the contractor, and the USACE directs the contractor concerning the development and content of the document, the scope of associated studies and analysis, and any interpretations and conclusions; and,

**WHEREAS**, the City issued a Request for Proposals (RFP) for a professional services contract to develop the EIS for the Cedar Ridge Reservoir on November 27, 2016; and,

**WHEREAS**, on February 28, 2017 the USACE selected MWH (now part of Stantec Consulting Services, Inc.) based on its proposal received on January 17, 2017 and its presentation and interview on February 27, 2017 as the third party contractor to develop the EIS for the Cedar Ridge Reservoir.

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

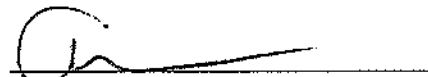
Part 1: The City Manager or his designee is hereby authorized to negotiate and execute a Professional Services Contract and any related documents, materials, agreements, or amendments with Stantec Consulting Services, Inc. for development of an Environmental Impact Statement (EIS) for the Cedar Ridge Reservoir.

Part 2: The City Manager or his designee is hereby authorized to negotiate and execute Task Order No. 1 to the Professional Services Contract and any related documents, materials, agreements, or amendments with Stantec Consulting Services, Inc. for development of Phase I of the EIS (Project Initiation, NEPA Scoping, Needs Analysis and Project Purpose). The proposed reimbursement is based on actual time spent and expenses, with total compensation for Task Order No. 1 not to exceed \$1,147,681.

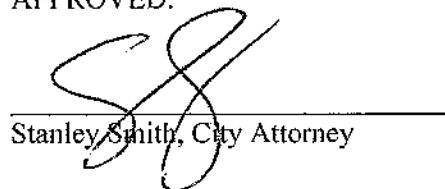
**ADOPTED this 28<sup>th</sup> day of September, 2017.**

ATTEST:

  
Danette Dunlap, City Secretary

  
Anthony Williams, Mayor

APPROVED:

  
Stanley Smith, City Attorney