

**RESOLUTION NO. 172-2021**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS  
AUTHORIZING THE CITY MANAGER TO ENTER INTO A WATER STORAGE  
SERVICES AGREEMENT WITH THE CITY OF CLYDE, TEXAS**

**WHEREAS**, the City of Clyde, Texas, purchased an assignment of two water purchase agreements originally entered into between WTU and the City of Abilene; and

**WHEREAS**, those water purchase agreements allowed WTU to divert water from Lake Fort Phantom for power plant operation purposes.

**WHEREAS**, the City of Abilene and the City of Clyde have negotiated the proposed Water Storage Services Agreement to allow the City of Clyde to store water in Lake Fort Phantom and divert such water for Clyde's municipal purposes; and

**WHEREAS**, the proposed Water Storage Services Agreement is for an initial term of 40 years, and sets forth the requirements and restrictions placed upon the City of Clyde's storage and diversion of water; and

**WHEREAS**, the City of Clyde will pay the City of Abilene the annual sum of \$36,000 to store and divert the water; and

**WHEREAS**, the proposed Water Storage Services Agreement does not obligate or require the City of Abilene to provide the City of Clyde any services or infrastructure for the storage or diversion of Clyde's water except as specifically provided in the Agreement.


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


Part 1: That the City Council hereby authorizes the City Manager to enter into a Water Storage Services Agreement with the City of Clyde, Texas, regarding the storage and diversion of water in Lake Fort Phantom.

Part 2: That this Resolution becomes effective immediately upon adoption.

**ADOPTED this 28<sup>th</sup> day of October, 2021.**

ATTEST:

  
Shawna Atkinson  
City Secretary

  
Anthony Williams, Mayor

APPROVED:  
  
Stanley Smith, City Attorney