

RESOLUTION NO. 198-2021

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AUTHORIZING THE RENEWAL OF THE WATER SUPPLY CONTRACT BETWEEN THE CITY OF ABILENE AND THE HAMBY WATER SUPPLY CORPORATION.

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

WHEREAS, the original water supply contract between the City and Hamby WSC was made in 1964, it was amended in 1979, and it was renewed in 2004; and

WHEREAS, the 2004 Water Supply Contract described Delivery Points No. 1 and No. 2, but it did not assign a take rate for Delivery Point No. 2; and

WHEREAS, the Texas Commission on Environmental Quality issued a notice of violation to Hamby WSC because its water supply contract with the City does not include an assigned take rate for Delivery Point No. 2 and therefore it is not able to demonstrate that Hamby WSC has adequate water supply quantity for the number of connections of its distribution system; and

WHEREAS, the renewal Water Supply Contract assigns a take rate of 430 gallons per minute to each of Delivery Point No. 1 and No. 2, and also includes several minor edits required by CFR 1780.62, and it establishes a new Connection Charge that will apply whenever the City approves requested increases in a take rate for a new or an existing connection; and

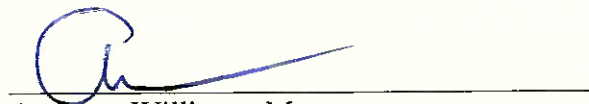
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

That the City of Abilene City Manager is hereby authorized to execute the renewed Water Supply Contract between the City of Abilene and the Hamby Water Supply Corporation.

ADOPTED this 18th day of November, 2021.

ATTEST:


Shawna Atkinson, City Secretary


Anthony Williams, Mayor

APPROVED:


Stanley E. Smith, City Attorney