

RESOLUTION NO. 26-2012

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, APPROVING A MEMORANDUM OF UNDERSTANDING WITH CLACKAMAS COUNTY SERVICE DISTRICT #1 AND AUTHORIZING THE MAYOR TO SIGN THE AGREEMENT

WHEREAS, the City has been a wholesale customer of Clackamas County Service District #1 (CCSD#1) for the provision of wastewater treatment at the Kellogg Treatment Plant since construction took place in the 1970's, and

WHEREAS, over the past several years the City has evaluated whether other viable options are available for the provision of treatment services, and

WHEREAS, the City and CCSD#1 have shared information and discussed the benefits of the City either continuing as a wholesale customer of the District or annexing into the District, and

WHEREAS, the City has determined that the best option available to the City is continuing as a wholesale customer under a long term agreement, and

WHEREAS, the City and CCSD#1 each assigned a negotiating term to discuss issues of mutual concern, and

WHEREAS, the City and CCSD#1 have developed a Service Agreement Term Sheet that outlines a proposed agreement between the parties that will be the basis for creation of a full wastewater service agreement, and

WHEREAS, the parties need to finalize a Memorandum of Understanding to establish the basis for appropriate budgeting and rate-setting for the coming fiscal year, and

WHEREAS, the City and CCSD#1 have developed a Memorandum of Understanding that the District shall provide wastewater treatment services to the City and the City shall pay the District for such services consistent with the terms and conditions of the Service Agreement Term Sheet.

Now, therefore, the City of Milwaukie, Oregon, resolves as follows:

- Section 1: That the City Council of the City of Milwaukie agrees to the terms of the Memorandum of Understanding with the Clackamas County Service District #1.
- Section 2: That the City Council of the City of Milwaukie agrees to the terms of the CCSD#1 – Milwaukie Service Agreement term Sheet.
- Section 3: The Mayor is authorized to sign the Memorandum of Understanding on behalf of the City of Milwaukie.

Section 4: This resolution takes effect immediately upon passage.


Introduced and adopted by the City Council on May 15, 2012.




Jeremy Ferguson, Mayor

ATTEST:

APPROVED AS TO FORM:
Jordan Ramis PC



Pat DuVal, City Recorder



City Attorney