

RESOLUTION NO. 43-2006

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, APPROVING THE RE-NEGOTIATION OF THE INTERGOVERNMENTAL AGREEMENT WITH CLACKAMAS RIVER WATER FOR THE PURPOSE OF REVISING THE TERMS TO REFLECT THE CURRENT DRINKING WATER SUPPLY NEEDS OF THE CITY.

WHEREAS, the City and Clackamas River Water (CRW) executed an Intergovernmental Agreement (IGA) in 1998 for the purpose of having the City purchase 0.5 million gallons per day of surplus drinking water from CRW; and

WHEREAS, Section 1.C. of the IGA provides the City the means to modify the IGA to reflect the changing water supply needs of the City; and

WHEREAS, the City is preparing to reconstruct City Well No. 8; and

WHEREAS, it is anticipated the current allocation of surplus water from CRW will provide a water supply above and beyond the needs of the City upon re-activation of City Well No. 8; and

WHEREAS, it is in the best operational interest of the City to utilize CRW for emergency water only; and

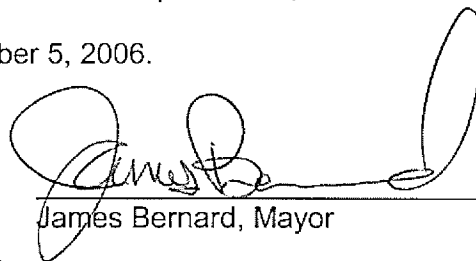
WHEREAS, it is in the best financial interest of the City to purchase water from CRW on per-unit basis, as-needed basis only;

NOW, THEREFORE, BE IT RESOLVED that the City of Milwaukie shall authorize the Community Development/Public Works Director to re-negotiate the terms of the IGA on behalf of the City, such that the City shall only purchase water from CRW on per-unit, as-needed basis at a price to be mutually agreed upon by the City and CRW.

BE IT FURTHER RESOLVED that the Community Development/Public Works Director utilize the re-negotiation of the IGA with CRW to address other water quality, distribution, and billing matters of interest to the two jurisdictions.


Introduced and adopted by the City Council on September 5, 2006.

This resolution is effective on September 5, 2006.


James Bernard, Mayor

ATTEST:

APPROVED AS TO FORM:
Ramis, Crew, & Corrigan, LLP


Pat DuVal, City Recorder


City Attorney