

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS
DECLARING THE CITY OF PFLUGERVILLE'S INTENT TO ADOPT AGREEMENT
WITH MANVILLE WATER SUPPLY CORPORATION**

WHEREAS, at their regular meeting on March 12, 2013, the City Council adopted Resolution No. 1357-13-03-12-0131 declaring the City's intent to establish a cooperative water policy with Manville and directing and authorizing the City Manager to negotiate and collaborate with Manville to create a water policy to be jointly adopted by the parties; and

WHEREAS, Mayor Jeff Coleman, Councilmember Wayne Cooper and City Manager Brandon Wade have held meetings with Manville representatives on March 20, 2013, April 16, 2013, June 26, 2013, July 15, 2013 and August 12, 2013 for negotiations, collaboration and planning; and

WHEREAS, the City Council finds that these discussions have identified a mutual desire to dissolve the North Travis County MUD No. 5 wholesale water agreement with Manville Water Supply Corporation and to establish a new wholesale water agreement between the City of Pflugerville and Manville Water Supply Corporation for the sale of water to the City of Pflugerville; and

WHEREAS, the City Council of the City finds it appropriate at this time to provide a statement of intent to adopt agreement with the Manville Water Supply Corporation and to establish significant points of such agreement;

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

That City Council hereby declares this statement of intent to adopt an agreement with the Manville Water Supply Corporation that:

1. Dissolves the wholesale water agreement that provides for the sale of water by Manville Water Supply Corporation to the North Travis County MUD No. 5; and
2. Establishes a new wholesale water agreement that provides for the sale of water by Manville Water Supply Corporation to the City of Pflugerville in the amount of 685 thousand gallons per day at Manville's uniform wholesale rate for a period ending on the same date as the current North Travis County MUD No. 5 contract with an effective start date of October 1, 2014; and
3. Assigns to Manville Water Supply Corporation certain capacity rights in a pipeline; and
4. Relinquishes the Manville Impact Fee charge to the North Travis County MUD No. 5 area.

APPROVED this 10th day of September, 2013.

CITY OF PFLUGERVILLE, TEXAS

Jeff Coleman, Mayor

ATTEST:

Karen Thompson, City Secretary