

EM SUBMISSION NO.: 2011EM028

PRESENTED: 1-5-12

ADOPTED: 1-9-12

BY THE EMERGENCY MANAGER:

RESOLUTION AUTHORIZING ENTERING INTO A 4TH AMENDMENT TO THE 1973 CITY/COUNTY WATER SUPPLY AGREEMENT

The City of Flint (City) and the County of Genesee, by and through the Genesee County Drain Commission (County), entered into an exclusive water sale/purchase agreement dated June 28, 1973, that provided for the sale of water by the City to the County in order to supply water to County communities outside the City; and

The water sold by the City to the County is purchased from the City of Detroit; and

The City of Detroit has changed its billing structure to include a fixed monthly rate; and

The City has agreed to provide potable water to the County under emergency situations with water from its treatment plant; and

Payments made to the City by the County for the true cost of water shall be made pursuant to Section I (E) of the 4th Amendment to the 1973 City/County Water Supply Agreement; and

In consideration of the above changes, a 4th Amendment to the 1973 City/County Water Supply Agreement is required pursuant to the amending document attached hereto and made a part hereof.

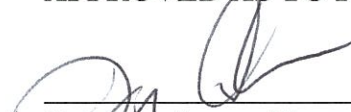
IT IS RESOLVED that the Emergency Manager shall, on behalf of the City of Flint, enter into the 4th Amendment to the 1973 City/County Water Supply Agreement.

APPROVED AS TO FORM:



Peter M. Bade, Chief Legal Officer


APPROVED AS TO FINANCE:



Jerry Ambrose, Financial Advisor

EM DISPOSITION:

ENACT ☒ FAIL ☐ DATED 1-9-12



Michael K. Brown, Emergency Manager

RESOLUTION STAFF REVIEW

December 22, 2011

Agenda Item Title:

Resolution Authorizing Entering into a 4th Amendment to the 1973 City/County Water Supply Agreement

Submitted By:

Law Department

Summary of Proposed Action:

The City of Detroit has changed its billing structure to include a fixed monthly rate, which requires a 4th Amendment to the 1973 City/County Water Supply Agreement.

Background:

Financial Implications:

Payments made to the City by the County for the true cost of water shall be made pursuant to Section I (E) of the 4th Amendment.

Other Implications:

None

Staff Recommendation:

Approval of this resolution.

Staff Person:



Peter M. Bade
Chief Legal Officer