

RESOLUTION NO. 2021-009

**APPROVING THE NINTH AMENDMENT TO
CENTRAL BROWN COUNTY WATER AUTHORITY
WATER PURCHASE AND SALE CONTRACT**

WHEREAS, the Central Brown County Water Authority (the "Authority"), and the City of De Pere, the Village of Allouez, the Village of Bellevue, the Village of Howard, the Town of Lawrence, and Ledgeview Sanitary District No. 2 (hereinafter jointly known as "Authority Customers") have entered into the Central Brown County Water Purchase and Sale Contract (the "Contract") with an effective date of November 24, 2003; and

WHEREAS, the Contract was subsequently amended effective December 20, 2004, November 14, 2007, September 22, 2008, January 5, 2010, September 24, 2012, May 28, 2014, May 22, 2017, and October 20, 2020; and

WHEREAS, it is proposed that the Contract be amended again to clarify installation requirements for meters and check meters, to increase flexibility in the negotiated terms of Subsequent Contracts, to modify how charges are calculated once a Subsequent Contract is approved, to manage the application of charges paid by Charter Customers and Subsequent Customers, and to allow for future transition to volume-based charges for all Authority Customers after the 2014 Bonds are no longer outstanding; and

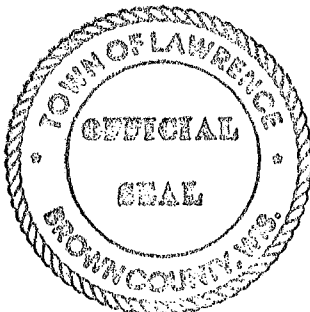
WHEREAS, pursuant to Article 16 of the Contract, this amendment must be approved by the Authority and three-fourths of the Authority Customers in order to be effective; and

WHEREAS, Town of Lawrence is an Authority Customer, and is willing to approve this amendment.

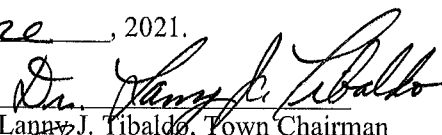

NOW THEREFORE, IT IS HEREBY RESOLVED, as follows:

1. Town of Lawrence approves the Ninth Amendment to Central Brown County Water Authority Water Purchase and Sale Contract, a copy of which is attached to this Resolution.
2. Town of Lawrence shall provide a certified copy of the resolution approving the amendment to the Secretary-Treasurer of the Central Brown County Water Authority.
3. The Ninth Amendment to Central Brown County Water Authority Water Purchase and Sale Contract shall become effective on the first day that the amendment is approved by the Authority and five of the following six Authority Customers: the City of De Pere, the Village of Allouez, the Village of Bellevue, the Village of Howard, the Town of Lawrence, and Ledgeview Sanitary District No. 2. Approval by Ledgeview Sanitary District No. 2 is not effective until the Town of Ledgeview has approved the amendment as a Town Signatory for Ledgeview Sanitary District No. 2.

PASSED AND ADOPTED THIS 14 DAY OF June, 2021.



ATTEST:


Dr. Lanny J. Tibaldo, Town Chairman

Cindy Kocken, Town Clerk-Treasurer