

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 109-14

AN ORDINANCE

authorizing Amendment No. 2 to the general cooperative agreement with Boone County Regional Sewer District relating to sewer service within Abilene Acres Subdivision; and fixing the time when this ordinance shall become effective.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. The City Manager is hereby authorized to execute Amendment No. 2 to the general cooperative agreement with Boone County Regional Sewer District relating to sewer service within Abilene Acres Subdivision. The form and content of the agreement shall be substantially in the same form as set forth in "Exhibit A" attached hereto.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2014.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor

**AMENDMENT 2 TO THE GENERAL COOPERATIVE
AGREEMENT DATED MARCH 8TH, 2011**

On this _____ day of _____, 20____, the Boone County Regional Sewer District, a common sewer district organized pursuant to Chapter 204 RSMo (“District”) and the City of Columbia, Missouri, a municipal corporation (“City”) hereby amend their agreement of March 8th, 2011 (hereinafter the General Cooperative Agreement).

WHEREAS, the General Cooperative Agreement contemplated that said agreement may be amended from time to time by adding, deleting, and/or revising the Special Conditions and Exhibits as needed and as mutually agreed upon by the Board of Trustees of the District and the City Council of the City; and

WHEREAS, the following are the revisions to the GENERAL CONDITIONS and the SPECIAL CONDITIONS of the General Cooperative Agreement.

REVISIONS TO THE GENERAL CONDITIONS

1. Section 1 is deleted in its entirety. In its place a new Section 1 is included, as follows:
 1. The scope of the this agreement is limited to those geographic areas within the “Boundary of Area Covered by Agreement” on the attached Exhibits 1 through 8, both inclusive, and which are entitled “State Highway HH Cooperative Agreement”, “Westwood Meadows Cooperative Agreement”, “El Rey Heights Cooperative Agreement”, “Cow Branch Watershed Cooperative Agreement”, “Little Bonne Femme Pump Station Cooperative Agreement”, “Jerry Morris Subdivision Cooperative Agreement”, “Water’s Edge, Lakewood Villas, Lakewood Estates, Lakeland Acres and Pin Oak Subdivisions Service Area” And “Abilene Acres Cooperative Agreement”.

All other GENERAL CONDITIONS of the original March 8th, 2011, General Cooperative Agreement shall remain in effect.

END OF GENERAL CONDITIONS, BEGINNING OF SPECIAL CONDITIONS

SPECIAL CONDITIONS

1. Add the following Special Condition 8.
 8. The City and District agree that the customers in the District’s service area shown on Exhibit 8, “Abilene Acres Connection Agreement” are and shall remain connected to the City’s wastewater treatment and collection system as provided for in the GENERAL CONDITIONS of this agreement.

IN WITNESS WHEREOF, the Parties have caused this amendment to be executed by their duly authorized agents on the day and year first above written.

CITY OF COLUMBIA, MISSOURI

BY: _____
Michael Matthes, City Manager

ATTEST

Sheela Amin, City Clerk

APPROVED AS TO FORM:

Nancy Thompson, City Counselor

BOONE COUNTY REGIONAL SEWER DISTRICT

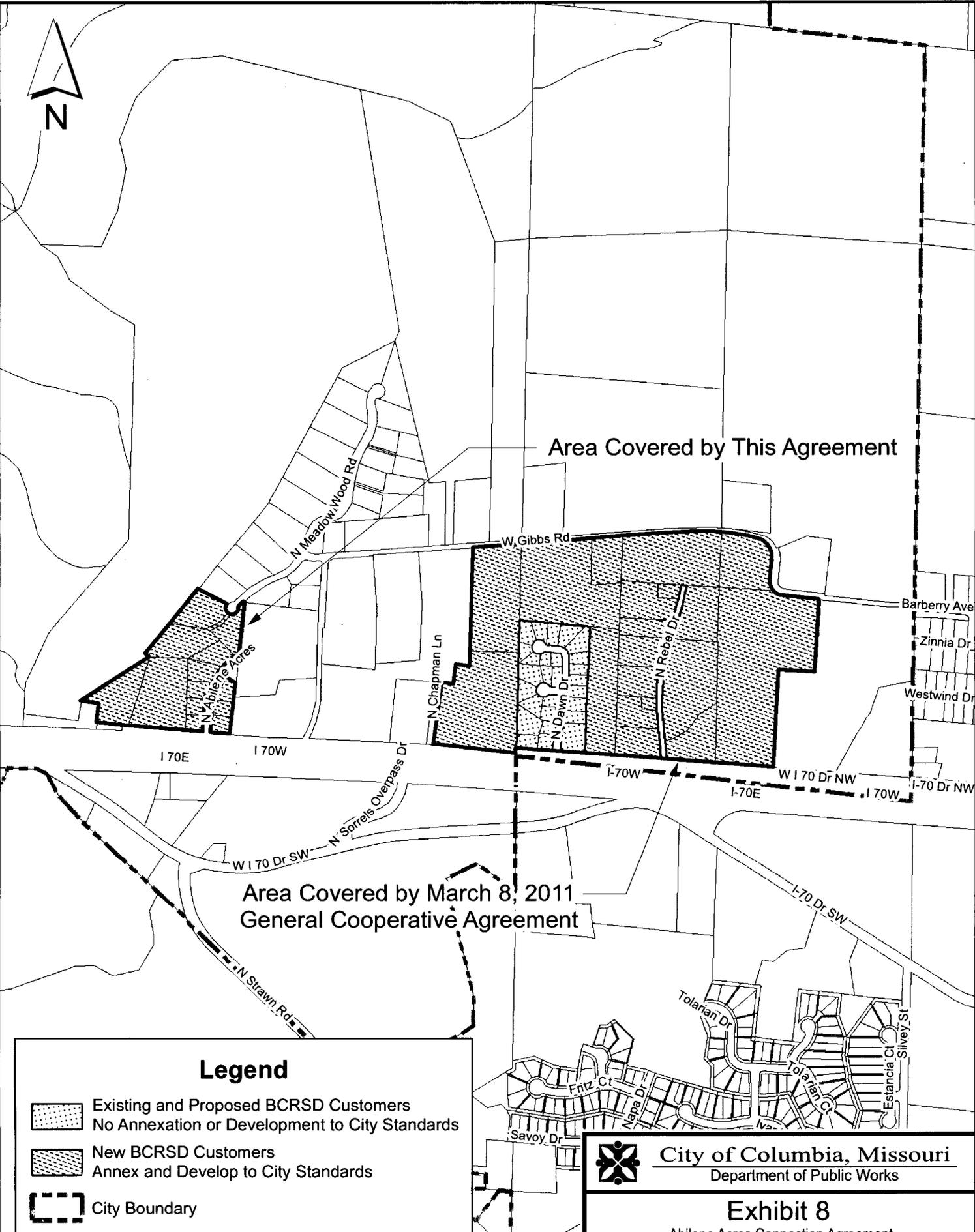
BY: _____
Randall Chann, Chair

ATTEST:

Lesley Oswald, Assistant Secretary

APPROVED AS TO FORM:

John L. Whiteside, General Counsel



Area Covered by This Agreement

Area Covered by March 8, 2011
General Cooperative Agreement

Legend

-  Existing and Proposed BCRSD Customers
No Annexation or Development to City Standards
-  New BCRSD Customers
Annex and Develop to City Standards
-  City Boundary



City of Columbia, Missouri
Department of Public Works

Exhibit 8

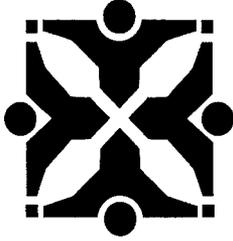
Abilene Acres Connection Agreement

Parcel Information Property of Boone County

Scale: 1" = 800'

Drawn: J.K.M

Date: 3/19/2014



Source: Public Works

JD

Agenda Item No:

To: **City Council**
From: **City Manager and Staff**

MM

Council Meeting Date: Apr 21, 2014

Re: Amending the General Cooperative Agreement with Boone County Regional Sewer District

EXECUTIVE SUMMARY:

Staff has prepared for Council consideration legislation authorizing the City Manager to execute Amendment #2 to the March 8, 2011 General Cooperative Agreement with Boone County Regional Sewer District (BCRSD). This amendment modifies general condition #1, and adds special condition #8, in the existing agreement which authorizes BCRSD to connect the Abilene Acres Subdivision to City sewer, as shown on the attached map.

DISCUSSION:

In March 2011, the City and BCRSD entered into a general connection agreement (Council Bill B57-11) authorizing BCRSD to connect existing customers in the State Highway HH area, Westwood Meadows Subdivision, El Ray Heights Subdivision and Cow Branch Watershed area. The 2011 general connection agreement also renewed previous 20-year wholesale treatment agreements that had lapsed for the Little Bonne Femme area and the Jerry Morris Subdivision.

The March 2011 general connection agreement was amended in March of 2013 (Council Bill R49-13). This amendment #1 renewed a previous 20-year wholesale treatment agreement that had lapsed for the Water's Edge, Lakewood Villas, Lakewood Estates, Lakeland Acres and Pin Oak Subdivision Service area.

This proposed Amendment #2 modifies general condition #1, and adds special condition #8, which authorizes BCRSD to connect the Abilene Acres Subdivision to City sewer. All other general and special conditions stipulated in the March 2011 agreement remain the same, where treatment costs are charged to BCRSD at 80% of the current sewer rates for the properties served. This proposed amendment also stipulates that the properties in the Abilene Acres Subdivision shall annex and develop to City standards.

FISCAL IMPACT:

There will be no net fiscal impact to the City due to this agreement.

VISION IMPACT:

<http://www.gocolumbiamo.com/Council/Meetings/visionimpact.php>

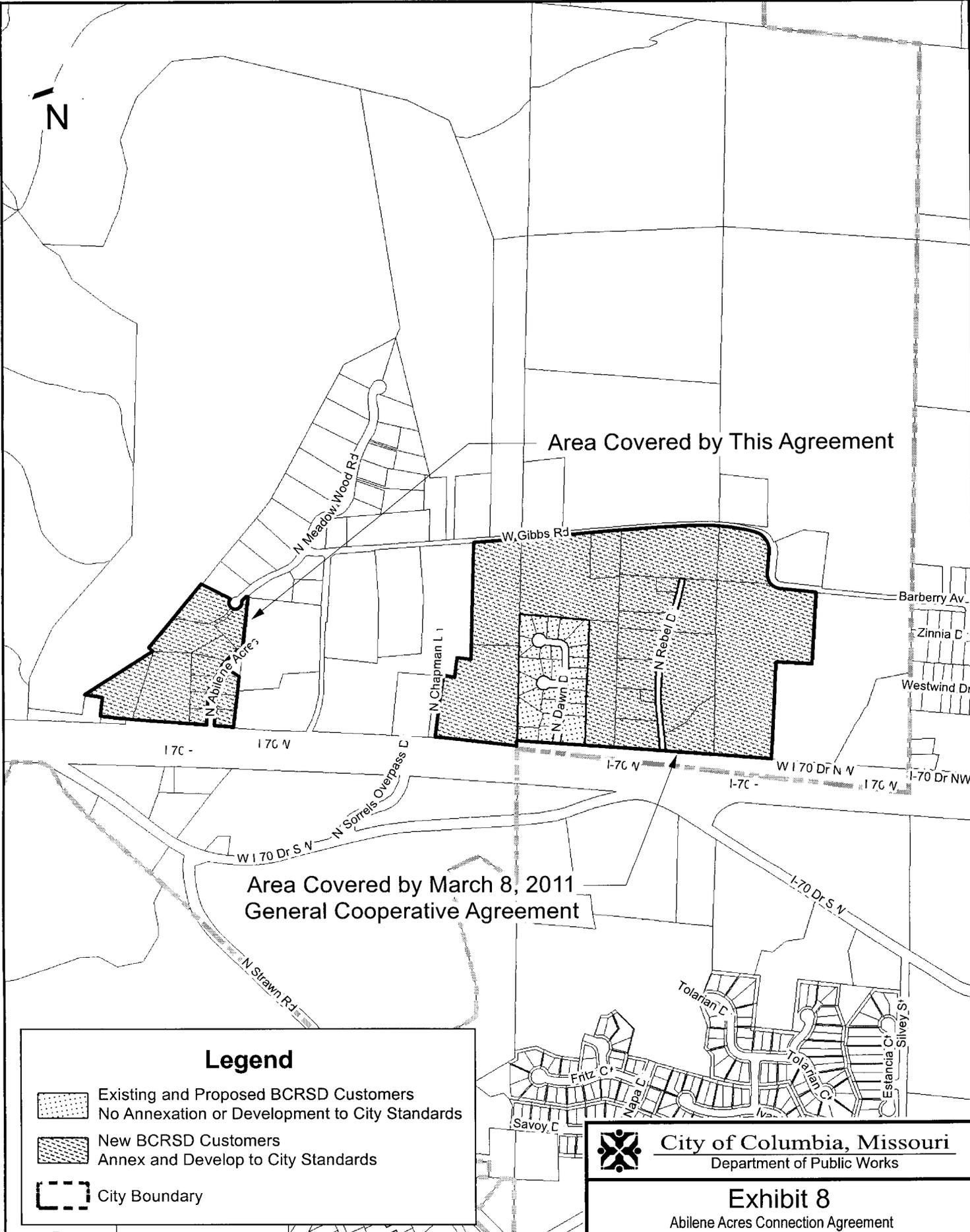
This agreement will allow properties within Abilene Acres to connect to City sewer, thus eliminating a privately owned and operated wastewater treatment facility and will help protect the water quality of Perche Creek Watershed.

SUGGESTED COUNCIL ACTIONS:

Approval of the legislation authorizing the City Manager to execute Amendment #2, to the March 2011 general connection agreement with BCRSD.

FISCAL and VISION NOTES:					
City Fiscal Impact Enter all that apply		Program Impact		Mandates	
City's current net FY cost	\$0.00	New Program/ Agency?	No	Federal or State mandated?	No
Amount of funds already appropriated	\$0.00	Duplicates/Expands an existing program?	No	Vision Implementation impact	
Amount of budget amendment needed	\$0.00	Fiscal Impact on any local political subdivision?	No	Enter all that apply: Refer to Web site	
Estimated 2 year net costs:		Resources Required		Vision Impact?	Yes
One Time	\$0.00	Requires add'l FTE Personnel?	No	Primary Vision, Strategy and/or Goal Item #	9.1
Operating/ Ongoing	\$0.00	Requires add'l facilities?	No	Secondary Vision, Strategy and/or Goal Item #	
		Requires add'l capital equipment?	No	Fiscal year implementation Task #	

N



Area Covered by This Agreement

Area Covered by March 8, 2011 General Cooperative Agreement

Legend

-  Existing and Proposed BCRSD Customers
No Annexation or Development to City Standards
-  New BCRSD Customers
Annex and Develop to City Standards
-  City Boundary

Parcel Information Property of Boone County

 **City of Columbia, Missouri**
Department of Public Works

Exhibit 8
Abilene Acres Connection Agreement

Scale: 1" = 800'	Drawn: J.K.M	Date: 3/19/2014
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Abilene Acres

- Legend**
- Abilene_Acres_point
 - Major_Roads
 - ▭ Columbia Corp Limit
 - ▭ Urban Service Area
 - ▭ Sewer Service Boundary
 - ▭ Boone County Boundaries

 **City of Columbia, Missouri**
Department of Public Works

Abilene Acres - Service Area Correlation

Scale: NTS Drawn: DWH Date: 4/14/2014

