

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA ON DECEMBER 9th, 2019**

A motion was made by _____ and seconded by _____ for the adoption of the following Resolution, and upon being put to a vote was duly adopted:

- WHEREAS, In 1995, Charlotte City Council approved a Water and Sewer Agreement between the City of Charlotte and the Water and Sewer Authority of Cabarrus County (WSACC), under which the City of Charlotte would construct certain sewer lines along Rocky River in northeast Mecklenburg County, and whereby WSACC would accept and treat wastewater discharged into those lines from Charlotte Water's wastewater collection system (the "Water and Sewer Agreement"); and
- WHEREAS, In 1997, 1998, and 1999, the City of Charlotte and WSACC modified the Water and Sewer Agreement to provide for construction of additional sewer lines along a tributary of Rocky River known as Clarke Creek, which would serve other basins within eastern Mecklenburg County ("Phase I Amendment 1," "Phase II and III Amendment 2," and "Phase IIIB Amendment 3"); and
- WHEREAS, In 2004, the City of Charlotte and WSACC modified the Water and Sewer Agreement to provide for construction of additional sewer lines along Reedy Creek, McKee Creek, and Caldwell Creek, whereby WSACC would accept and treat wastewater discharged into those lines from both eastern Mecklenburg County and Cabarrus County, and whereby WSACC would accept and treat wastewater discharged into those lines from Charlotte Water's wastewater collection system ("Amendment 4"); and
- WHEREAS, In 2005, City of Charlotte and WSACC modified the Water and Sewer Agreement to provide for construction of additional sewer lines in both Mecklenburg and Cabarrus Counties to serve the Fuda Creek Basin in eastern Mecklenburg County ("Amendment 5"); and
- WHEREAS, The City of Charlotte and WSACC now seek to modify the Water and Sewer Agreement to partially fund a project originating in Cabarrus County and extending into Mecklenburg County in order to bypass wastewater flow from the Back Creek Pumping Station near University City Boulevard.

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

That the Modification to the Water and Sewer Agreement between the City of Charlotte and the Water and Sewer Authority of Cabarrus County is hereby approved and ratified and the Director of Charlotte Water and any successor so titled, or his designees, is authorized to execute same.

Adopted this the 9th day of December, 2019 at Charlotte, North Carolina.

Vi Lyles, Mayor, City of Charlotte

CERTIFICATION BY RECORDING OFFICER

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2019, the reference having been made in Minute Book _____, and recorded in full in Resolution Book _____, Page(s) _____.

IN WITNESS WHEREOF, I have hereunto set my hand this 9th day of December, 2019.

Stephanie C. Kelly, City Clerk