

Water Supply Agreement
Addendum No. 1

BETWEEN: Latimer Road Water Association (LRWA)

AND: City of Bay City (City)

EFFECTIVE DATE: January 7, 2020

RECITALS

- A. LRWA and City are parties to a water supply agreement effective November 25, 1980 (the "Original Agreement").
- B. Section 1.1 of the Original Agreement establishes a 40-year term that ends on November 25, 2020.
- C. Although Section 1.6 of the Original Agreement allows LRWA to renew for an additional 20-year term, subject to negotiation and agreement with the City on water rates, the parties do not desire a 20-year renewal and instead, desire to renegotiate and revise the Original Agreement.
- D. City and LRWA do not desire to execute a long-term renewal of the Original Agreement until City completes its Kilchis Regional Water District Master Plan update, Rate Study and construction of a new well.
- E. City and LRWA wish to amend Section 1.6 of the Original Agreement to establish short-term renewal terms allowing the City to supply LRWA with water until the parties have renegotiated the Original Agreement and executed a long-term renewal.

ADDENDUM

City and LRWA agree as follows:

1. Section 1.6 of the Original Agreement is stricken and replaced with the following language:

1.6 Upon expiration of the 40-year term established in Section 1.1, this Agreement shall automatically renew for an additional term ending on January 7th, 2022 (the "Renewal Term"). City and LRWA may enter into a long-term renewal of the Original Agreement after expiration of the Renewal Term, subject to renegotiation of the Original Agreement and mutual agreement between the parties on provisions regarding water rates, seasonal limitations on water withdrawals, water transmission limitations, and the Kilchis Regional Water District.

2. Except as specifically amended above in Section 1 of this Addendum, the Original Agreement remains in full force and effect.

3. City and LRWA agree to begin negotiations for a long-term renewal of the Original Agreement no later than July 1st, 2022

LRWA:

CITY:





[insert signor and title here]

Brian Bettis, Bay City Water Technician

Latimer Road Water Association

City of Bay City

Date: 12-31-2020

Date: 1/29/2021

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