

RESOLUTION NO. 102

BE IT RESOLVED BY THE CITY OF PARKER:

WHEREAS, Bay County, Florida a political subdivision of the State of Florida, acting by and through its Board of Commissioners (the "County") and the City of Parker, Florida, an incorporated municipality existing under the laws of the State of Florida, acting by and through its City Commission (the "City") entered into an Interlocal Agreement dated August 12, 1980 (the "Agreement"); and

WHEREAS, the County issued its \$6,865,000 Sewer System Revenue Bonds, Series 1980 A and 1980 B (the "Revenue Bonds") as authorized by Ordinance No. 80-4 of the County enacted September 23, 1980; and

WHEREAS, the County issued the above bonds to acquire and construct a regional sewer system (the "System") a portion of which is operated and maintained by the City; and

WHEREAS, the effluent from the System is discharged into the waters of St. Andrews Bay adjacent to the City; and

WHEREAS, a portion of the cost of the System was paid with grants from state and federal funds (the "Grants"); and

WHEREAS, it was contemplated by and a condition of said Grants and the Agreement that the proceeds of the Grants and the Revenue Bonds be utilized to construct and maintain a system to serve the City and the other participating municipalities, to-wit, the cities of Callaway, Cedar Grove, and Springfield, and the immediately adjacent unincorporated areas required to be served as a condition of the Grants and applicable law; and

WHEREAS, the design capacity of the system is 3,000,000 gallons, of which capacity 660,000 gallons is allocated by the Agreement for the exclusive use of the City; and

WHEREAS, the County proposes to extend the System to provide sewer service to unincorporated areas other than as required by the Agreement or the Grants or any laws and to operate the extensions to the System other than by designating one of the participating municipalities to serve said area; and

WHEREAS, the proposed extension of the System by the County would result in a reduction of the allocation of the capacity of the System to the City, thereby reducing the ability of the City to meet the legitimate

future needs of its citizens and thereby thwarting the intent of the parties to the Agreement and circumventing the requirements and conditions of the grants; and

WHEREAS, the proposed expansion by the County will result in a substantial increase in the volume of sewage treated by the System and the effluent discharged into the waters of St. Andrews Bay adjacent to the City and a corresponding increase in the pollution of said waters and degradation of the environment and quality of life in the City.

NOW THEREFORE BE IT RESOLVED by the City of Parker:

1. The City opposes any extension of the System to unincorporated areas, except those areas required to be served as a condition of state or federal grants utilized in the construction of the System; and

2. The City opposes any extension of the System to any unincorporated area, whatsoever, except through one of the participating municipalities in accordance with paragraph 14(a) of the Agreement; and

3. The City opposes any extension of the System within or without any municipality in such a manner as to cause a reduction of the portion of the capacity of the System presently allocated to the City of Parker pursuant to the Interlocal Agreement of August 12, 1980.

DATED THIS 18th day of November, 1985.



Earl Gilbert
MAYOR

Bruce Anderson
CITY CLERK