



Legislation Details (With Text)

File #: 2024-034 **Version:** 1 **Name:**

Type: Contract **Status:** New Business

File created: 1/29/2024 **In control:** Board of Directors

On agenda: 2/28/2024 **Final action:** 2/28/2024

Title: Proposed Amendment No. 5 to Water Service Contract with Village of Grosse Pointe Shores, a Michigan City

Sponsors: David W. Jones

Indexes: General Counsel

Code sections:

Attachments: 1. Grosse Pointe Shores Water Contract Amendment No 5 Exhibit B 2023

Date	Ver.	Action By	Action	Result
2/28/2024	1	Board of Directors	Approved	Pass
2/28/2024	1	Legal Committee	Recommended for Approval	Pass

Proposed Amendment No. 5 to Water Service Contract with Village of Grosse Pointe Shores, a Michigan City

Agenda of: February 28, 2024
Item No.: **2024-034**
Amount: Revenue Contract

TO: The Honorable
Board of Directors
Great Lakes Water Authority

FROM: Suzanne R. Coffey, P.E.
Chief Executive Officer
Great Lakes Water Authority

DATE: **January 29, 2024**

RE: Proposed Amendment No. 5 to Water Service Contract with Village of Grosse Pointe Shores, a Michigan City

MOTION

Upon recommendation of David Jones, General Counsel, the Board of Directors (“Board”) of the Great Lakes Water Authority (“GLWA”), **authorizes the Chief Executive Officer (“CEO”) to execute Amendment No. 5 to the 30-year water service contract with Village of Grosse Pointe Shores, a Michigan City;** and authorizes the CEO to take such other action as may be necessary to

accomplish the intent of this vote.

BACKGROUND

On December 12, 2023, the Grosse Pointe Shores (“City”) City Council agreed to the terms of Amendment No. 5 (“Amendment”) to its water service contract with GLWA.

On May 15, 2022, the City enacted a local, mandatory irrigation ordinance requiring all irrigation to occur between the hours of midnight and 6:00AM. In October 2023, the City requested that GLWA consider the effect of the ordinance on its contract flow rates. After conducting a review and discussion of the data with the City, the parties agreed to a reduction in the City’s peak hour flow rate in consideration of the demonstrated, positive effect of the enforcement of the ordinance on its peak hour usage. No other contract values are modified by this Amendment. Accordingly, Exhibit B, attached, has been modified only to update the peak hour value.

JUSTIFICATION

Approval of this Amendment provides a mutually beneficial, stable, long-term framework for interactions between GLWA and the City and incorporates contract peak hour values that better reflect their future usage.

BUDGET IMPACT

The revenues expected to result from this Amendment will be reflected in the FY 2024-2025 schedule of charges.

COMMITTEE REVIEW

This matter is being presented to the Legal Committee for consideration at its meeting on February 28, 2024.

SHARED SERVICES IMPACT

This item does not impact the shared services agreement between GLWA and DWSD.