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TO: Board of Education

FROM: Dale Ellis

DATE: March 6, 2023

SUBJECT: Troy Wastewater/Sewer Agreement

Please find attached the signed Troy Wastewater/Sewer Agreement.

I am available to answer any questions you might have.

MAYOR
CRAIG JONES
MAYOR PRO-TEM
BRUCE HAMILTON
COMMISSIONERS
KAYREN BRANTLEY
ANGELA ELKINS
WALLACE JONES
DAMON PRINCE

TROY
NORTH CAROLINA

TOWN MANAGER
GREG ZEPHIR
TOWN CLERK
CATHY MANESS
ATTORNEY
RUSSELL J. HOLLERS,III

A RESOLUTION TERMINATING THE JUNE 7, 1993 AGREEMENT WITH THE MONTGOMERY COUNTY SCHOOL BOARD PERTAINING TO WASTEWATER/SEWER AGREEMENT

At the regular meeting of the Board of Commissioners of Town of Troy, held in the meeting room at 315 N. Main St., Troy, NC 27371 at 5:00 p.m. on February 6, 2023, the following resolution was introduced, a copy of which had been provided to each Commissioner:

WHEREAS, on June 7th, 1993, the Town of Troy (the "Town") and the Montgomery County Board of Education (the "School Board") entered into an agreement wherein the School Board dedicated certain wastewater/sewer improvements to the Town (the "Agreement"), a copy of which is attached as an exhibit to this resolution;

WHEREAS, the School Board had installed the sewer improvements to serve West Montgomery High School and West Middle School;

WHEREAS, in the Agreement the Town agreed to inspect, maintain, operate, and repair the sewer improvements in exchange for the School Board's annual payments to the Town for such inspection, maintenance, operation, and repair;

WHEREAS, the School Board no longer owns or operates West Montgomery High School and has installed a new pump station and other sewer improvements to service West Middle School;

WHEREAS, the new pump station and improvements meet the Town's specifications for the Town's continued maintenance, operation, and repair;

WHEREAS, the School Board wishes to dedicate the pump station and improvements to the Town, and the Town wishes to accept such dedication and agrees to continue to maintain, operate, and repair all the sewer improvements referred to in the Agreement and the newly installed improvements without further payment from the School Board; and

THE TOWN OF TROY IS AN EQUAL OPPORTUNITY PROVIDER AND EMPLOYER.

WHEREAS, the School Board has proposed the execution by the parties of a written Termination of June 7, 1993, Agreement, a copy of which is attached to this resolution.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Town of Troy approve the Termination of June 7, 1993 Agreement; ratify and approve the actions of any officer, agent or representative of the Town taken in furtherance of the purposes of this resolution; declare that this resolution shall take effect immediately upon its passage; and authorize its Mayor to execute the proposed Termination of June 7, 1993 Agreement on behalf of the Town.

Upon motion duly made and seconded, the foregoing resolution was passed by the following vote:

Commissioners:

AYES: **Unanimous – 5-0**

NOES: **No Votes Against**

Town of Troy Board of Commissioners

By: Craig Jones
Craig Jones, Mayor

Attest: Cathy M Maness
Cathy M Maness, Town Clerk