

**SOUTHERN CAYUGA LAKE INTERMUNICIPAL WATER COMMISSION
BOLTON POINT WATER SYSTEM
AGREEMENT TO CHANGE WATER RATE BILLING STRUCTURE**

THIS AGREEMENT to change the Water Rate Billing Structure is made as of the 1st day of January, 2018, among the TOWN BOARD OF THE TOWN OF DRYDEN, Tompkins County, New York, on its own behalf and on behalf of all water districts in the TOWN OF DRYDEN, (hereafter referred to as “Dryden”), the TOWN BOARD OF THE TOWN OF ITHACA, Tompkins County, New York (hereinafter referred to as “Ithaca”), the TOWN BOARD OF THE TOWN OF LANSING, Tompkins County, New York, on its own behalf and on behalf of the Town of Lansing Consolidated Water District and the Town of Lansing Consolidated Water District Extension #1 & #2 (the Town of Lansing and such districts are hereinafter collectively referred to as “Lansing Town”), VILLAGE OF LANSING, on its own behalf and as successor to LANSING WATER DISTRICT 1, Tompkins County, New York, (hereinafter referred to as “Lansing Village”), and VILLAGE OF CAYUGA HEIGHTS, Tompkins County, New York, (herein after referred to as “Cayuga Heights”), all served by the Southern Cayuga Lake Intermunicipal Water Commission, all of the parties hereto sometimes collectively or individually referred to hereinafter as “Municipalities” or “Municipality”,

WITNESSETH:

WHEREAS, the above named municipalities have entered into an amended, supplemental, restated and consolidated agreement of municipal cooperation for construction, financing and operation of an intermunicipal water supply and transmission system dated as of June 5, 1979 as the same has been amended from time to time (the “Agreement”); and

WHEREAS, pursuant to the Agreement each municipality agreed to pay to the Southern Cayuga Lake Intermunicipal Water Commission (hereinafter referred to as “Commission”), water revenues based upon, in part, a water rate billing structure based on a 10,000 gallon minimum; and

WHEREAS, the Commission believes it is advisable to adopt a new water rate billing structure based on a 5,000 gallon minimum;

NOW, THEREFORE, in consideration of the premises and the mutual undertakings of the parties pursuant to the Agreement, the parties hereby agree to amend the Agreement effective January 1, 2018, so that the water rate billing structure shall be based on a 5,000 gallon minimum.

This modification agreement may be executed in multiple counterparts which, when taken together, shall constitute a complete document even though each of the counterparts may not bear the signatures of all of the parties.

IN WITNESS WHEREOF, the parties have executed this agreement to become effective as of the day and year set forth above.

TOWN BOARD OF THE TOWN OF DRYDEN ON BEHALF OF THE TOWN OF DRYDEN AND
ON BEHALF OF THE WATER DISTRICTS IN THE TOWN OF DRYDEN AS ATTACHED

By: _____
Town Supervisor

Councilperson

Councilperson

Councilperson

Councilperson

TOWN BOARD OF THE TOWN OF TOWN OF ITHACA ON BEHALF OF THE TOWN OF
ITHACA

By: _____
Town Supervisor

Councilperson

Councilperson

Councilperson

Councilperson

Councilperson

Councilperson

TOWN BOARD OF THE TOWN OF LANSING ON BEHALF OF THE TOWN OF LANSING AND
ON BEHALF OF THE TOWN OF LANSING CONSOLIDATED WATER DISTRICT AND THE
TOWN OF LANSING CONSOLIDATED WATER DISTRICT EXTENSION #1 & #2

By: _____
Town Supervisor

Councilperson

Councilperson

Councilperson

Councilperson

VILLAGE OF CAYUGA HEIGHTS

By: _____

Per Resolution # _____, Dated _____, 2017

VILLAGE OF LANSING ON BEHALF OF SUCH VILLAGE AND AS SUCCESSOR
TO LANSING WATER DISTRICT I

By: _____

Per Resolution # _____, Dated _____, 2017

STATE OF NEW YORK :
: ss.:
COUNTY OF TOMPKINS :

On the ____ day of _____ in the year 2017 before me, the undersigned, personally appeared _____

personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

STATE OF NEW YORK :
: ss.:
COUNTY OF TOMPKINS :

On the ____ day of _____ in the year 2017 before me, the undersigned, personally appeared _____

personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

STATE OF NEW YORK :
: ss.:
COUNTY OF TOMPKINS :

On the ____ day of _____ in the year 2017 before me, the undersigned, personally appeared _____

personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

STATE OF NEW YORK :
: ss.:
COUNTY OF TOMPKINS :

On the ____ day of _____ in the year 2017 before me, the undersigned, personally appeared _____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

STATE OF NEW YORK :
: ss.:
COUNTY OF TOMPKINS :

On the ____ day of _____ in the year 2017 before me, the undersigned, personally appeared _____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

**SCLIWC - BOLTON POINT WATER SYSTEM
2018 WATER RATE BILLING STRUCTURE
EFFECTIVE JANUARY 1, 2018**

MINIMUM BASE CHARGES:

The flat rate charge per 1,000 gallons shall be non-fluctuating and equal to four dollars and ninety six cents (\$4.96). The foregoing rate will be the rate charged for all regular quarterly bills sent after January 1, 2018. Actual or base consumption may occur prior to January 1, 2018. The following minimum base charges shall be applicable to the meter size indicated below, for regular quarterly bills sent after January 1, 2018. The table below shows the amount of water consumption that is permitted before the minimum base charge would be exceeded:

<u>METER SIZE (INCHES)</u>	<u>BASE CONSUMPTION (GALLONS)</u>	<u>MINIMUM BASE CHARGE (DOLLARS)</u>
3/4	5,000	24.80
1	15,000	74.40
1-1/2	22,500	111.60
2	45,000	223.20
3	70,000	347.20
4	100,000	496.00
≥6	175,000	868.00

Multiple Housing and mobile home parks of over two dwelling units, using a master meter, will be computed as follows: The quarterly master meter reading will be divided by the number of dwelling units and the water charge will be figured on this number as if the unit was individually metered. The water charge will then be multiplied by the number of units on the master meter and this will be the billing rendered. If the calculation of the water consumed per dwelling unit is less than the allowable consumption for a three-quarter inch meter, then the billing will be calculated by multiplying the number of units on the master meter times the minimum base charge for a three-quarter inch meter (e.g. if there were 20 dwelling units on the master meter, and total water consumption shown by the master meter was 50,000 gallons, the Commission billing would be \$496.00 (20 units times \$24.80) rather than \$248.00 (50,000 gallons at \$4.96/1000 gallons)).