

**RESOLUTION NO. 1366
CITY OF PRINEVILLE, OREGON**

**A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF
PRINEVILLE AND APPLE, INC. REGARDING THE ASR PROJECT**

Whereas, Apple, Inc. (“Apple”) desires to proceed with the aquifer storage and recovery project (“ASR Project”) to enhance regional water supply resiliency by developing ecologically friendly water storage alternatives to allow the City to continue meeting the water supply needs of its residential, commercial, and industrial customers; and

Whereas, Apple desires to have the City and the City is willing to construct the ASR Project; and

Whereas, Apple will fund the actual costs of the ASR Project in an amount not to exceed Eight Million Seven Hundred Forty Thousand Dollars (\$8,740,000.00); and

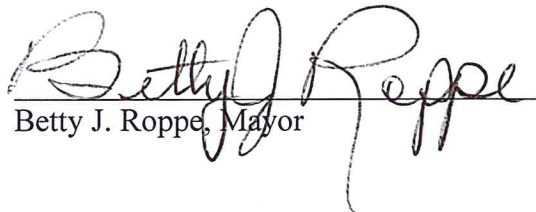
Whereas, Apple desires to reserve (i) an anticipated peak daily demand capacity of 2,250,100 gallons (“Reserved Capacity”) and (ii) the right to be refunded for all or any portion of the Reserved Capacity that Apple may elect to release to the City for use by other customers; and

Whereas, City staff and Apple have negotiated an Agreement setting out the obligations of the City and Apple; and

Whereas, City staff believes it is in the best interest of the City to approve and execute the Agreement;

Now, Therefore, the City of Prineville resolves that the Agreement between City and Apple attached hereto is approved and the mayor is authorized and directed to sign the Agreement.

Passed by the City Council this 28th day of August, 2018.


Betty J. Roppe, Mayor

ATTEST:


Lisa Morgan, City Recorder