

**VILLAGE OF YELLOW SPRINGS, OHIO  
RESOLUTION #2007-32**

**A RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM (S) AND TO EXECUTIVE CONTRACTS AS REQUIRED**

**WHEREAS**, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

**WHEREAS**, the Village of Yellow Springs is planning to make capital improvements to The Yellow Springs Wastewater Treatment Plant in a project named the Wastewater Treatment Plant Compliance Upgrade, and

**WHEREAS**, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the Ohio Public Works Commission programs, and

**WHEREAS**, the Village is currently unable to meet Ohio Environmental Protection Agency (Ohio EPA) standards for phosphorus, ammonia-nitrogen, dissolved oxygen and phosphorus levels and is mandated to bring the Wastewater Treatment Plant into compliance by November 1, 2009, and

**WHEREAS**, the Village is either ineligible for consideration or is not program favored due to household income or location for the most commonly utilized grant funding sources, including the Community Development Block Grant Program, the US Commerce Economic Development Assistance, Ohio Safe Water Fund, Appalachia Regional Commission funds, and the USDA Rural Development Assistance,

**NOW, THEREFORE, THE COUNCIL OF THE VILLAGE OF YELLOW SPRINGS, OHIO HEREBY RESOLVES THAT;**

**Section 1.** The Village Manager is hereby authorized to apply to the Ohio Public Works Commission for funds as described above.

**Section 2.** The Village Manager is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

**Section 3.** The Village Manager is directed to find cash and suitable debt financing for local portion of this project and return to Council for approval of financing instruments that will ensure the Village will have adequate funds in the Capital Projects Wastewater Fund on or before the projects design phase begin date, in keeping with the terms of the Ohio Public Works Issue 2 Grant, and shall certify so on necessary grant submissions.

\_\_\_\_\_  
Karen Wintrow, Vice President of Council

Passed: October 1, 2007

Attest: \_\_\_\_\_  
Deborah Benning, Clerk of Council

**ROLL CALL:**

Karen Wintrow \_\_Y\_\_      Bruce Rickenbach \_\_Y\_\_      Judith Hempfling \_\_Y\_\_

Kathryn Chase \_\_Y\_\_      Kathryn Van der Heiden \_\_Y\_\_