

VILLAGE OF YELLOW SPRINGS, OHIO
Resolution 2008- 12

Selecting LJB Inc. Engineering as the Village's Design Consultant on the Morris Bean Sewer Connection Extension.

Whereas, Ohio EPA was authorized to receive federal earmark funds through a State and Tribal Assistance Grant (STAG), and

Whereas, the Village of Yellow Springs has expressed interest in getting the Morris Bean Wastewater Package Plant removed to reduce the potential for degradation to the area's groundwater supply, which serves as the Village's drinking water, and

Whereas, the Village of Yellow Springs authorized this extension in 2005, and

Whereas, due to the rules of the STAG grant, only non-profit or government agencies are authorized to expend grant funds, and

Whereas, the Village is the logical entity to manage this connection to our sewer system, and

Whereas, the engineering firm of LJB Inc. of Kettering, Ohio was selected based on the experience of the firm, staff and on similar projects and in our community, and

Whereas, the Village Solicitor has expressed concern about a conflict of interest in this matter and has suggested legal counsel on this matter be referred to the Law Firm of Altick and Corwin for legal advice, and

NOW, THEREFORE, THE COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS, OHIO HEREBY RESOLVES THAT:

Section 1. The Village Manager is authorized to enter into an agreement for services with the law firm of Altick and Corwin for the purposes of advising the Village on the terms and conditions of the design contract.

Section 2. The Village of Yellow Springs selects the engineering firm of LJB Inc. of Kettering, Ohio to serve as the Village's Morris Bean Sewer Connection Extension

Section 3. The Village Manager is authorized to enter into an agreement with LJB Inc. for design of the Village's Morris Bean Sewer Extension in an amount not to exceed \$56,800.

Section 4. The Village Manager is authorized to make necessary arrangements for expenditure of design funds as needed until grant reimbursement is secured.

Judith Hempfling, President of Council

Passed: April 7, 2008

Attest: _____
Deborah Benning, Clerk of Council

ROLL CALL

Judith Hempfling __Y__ Karen Wintrow __Y__ Kathryn Van der Heiden __Y__
John Booth __Y__ Lori Askeland __Y__