

This Resolution was passed on second reading on November 6, 2023, to reflect clarified information.

Sponsored by Mayor John Dennis

RESOLUTION NO. 20-2023

A REIMBURSEMENT RESOLUTION OF THE CITY OF WEST LAFAYETTE, INDIANA, DECLARING ITS OFFICIAL INTENT TO REIMBURSE EXPENDITURES FOR COSTS RELATED TO THE CONSTRUCTION OF CERTAIN ADDITIONS AND IMPROVEMENTS TO ITS SEWAGE WORKS SYSTEM

WHEREAS, the City of West Lafayette, Indiana (the "City") intends to provide for the construction of certain additions and improvements to its sewage works system consisting of a combined sewer overflow wet weather facility as more particularly described in Exhibit A attached hereto and incorporated herein by reference (the "Project"); and

WHEREAS, the estimated cost of the Project is not to exceed Thirty Million Dollars (\$30,000,000); and

WHEREAS, the City will use funds on hand of the sewage works to pay for certain costs of the Project; and

WHEREAS, the City reasonably expects to reimburse certain costs of the Project and replenish the funds on hand of the sewage works with proceeds of sewage works revenue bonds (the "Bonds") and, if necessary, sewage works revenue bond anticipation notes (the "BANs"), to be issued by the City pursuant to the provisions of Indiana Code 36-9-23, as amended; and

WHEREAS, the City reasonably expects to issue the Bonds and, if necessary, BANs in an aggregate principal amount not exceeding Thirty Million Dollars (\$30,000,000) for purposes of paying and reimbursing certain costs of the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE, INDIANA, THAT the City declares its official intent pursuant to Treasury Regulations Section 1.150-2 and Indiana Code 5-1-14-6(c) to (i) undertake and complete the Project; and (ii) reimburse certain costs of the Project with proceeds of its Bonds and, if necessary, BANs in an aggregate principal amount not exceeding Thirty Million Dollars (\$30,000,000) for purposes of paying and reimbursing the costs of the Project. This resolution shall be in full force and effect upon its passage by the Common Council of the City and approval by the Mayor of the City as required by law.

INTRODUCED ON FIRST AND ONLY READING ON THE 2 DAY OF October, 2023.

MOTION TO ADOPT MADE BY COUNCILOR DeBoer, AND SECONDED BY COUNCILOR Thomas.

DULY RESOLVED, PASSED, AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE, INDIANA, ON THE 2 DAY OF

October, 2023, HAVING BEEN PASSED BY A VOTE OF 9 IN FAVOR AND 0 OPPOSED, THE ROLL CALL VOTE BEING:

	AYE	NAY	ABSENT	ABSTAIN
Blanco	✓			
Brown	✓			
Bunder	✓			
DeBoer	✓			
Lee	✓			
Leverenz	✓			
Parker	✓			
Sanders	✓			
Thomas	✓			


Peter Bunder, Presiding Officer

Attest:

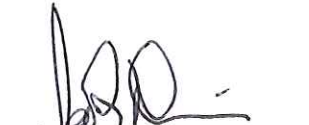

Sana G. Booker, Clerk



PRESENTED BY ME TO THE MAYOR OF THE CITY OF WEST LAFAYETTE, INDIANA ON THE 3 DAY OF October, 2023.


Sana G. Booker, Clerk

THIS RESOLUTION APPROVED AND SIGNED BY ME ON THE 4 DAY OF October, 2023.


John R. Dennis, Mayor

Attest:

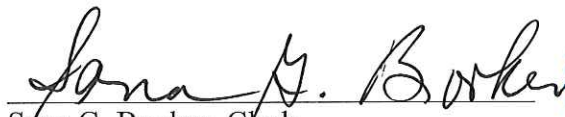

Sana G. Booker, Clerk



EXHIBIT A

Description of the Project

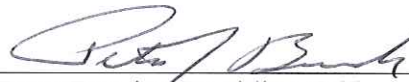
The project includes a new concrete storage basin at the Wet Weather Treatment Facility to provide storage and treatment of approximately 2.5 million gallons of combined sewage that would otherwise overflow to the Wabash River. Treated flow will be disinfected and discharged while flow stored in the basin will be pumped back to the Water Resource Recovery Facility for full treatment. A new diversion structure, pump building, and chemical storage building associated with the new storage basin will also be constructed. The project is a necessary part and final phase of the City's approved Combined Sewer Overflow (CSO) Long-Term Control Plan (LTCP) to significantly reduce untreated wet-weather sewer overflows at CSO Outfall No. 007 located at the Water Resource Recovery Facility. A new Administration and Laboratory Building will be located near the facility entrance which will include additional office and storage space, an updated laboratory, and new industrial pretreatment program facilities to meet the growing needs of the wastewater utility staff.

Resolution No. 09-2023: Vote on second reading to reflect clarified information:

MOTION TO ADOPT MADE BY COUNCILOR DeBoer, AND SECONDED BY COUNCILOR Thomas.

DULY RESOLVED, PASSED, AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE, INDIANA, ON THE 6 DAY OF November, 2023, HAVING BEEN PASSED BY A VOTE OF 9 IN FAVOR AND 0 OPPOSED, THE ROLL CALL VOTE BEING:

	AYE	NAY	ABSENT	ABSTAIN
Blanco	✓			
Brown	✓			
Bunder	✓			
DeBoer	✓			
Lee	✓			
Leverenz	✓			
Parker	✓			
Sanders	✓			
Thomas	✓			


Peter Bunder, Presiding Officer

Attest:



Sana G. Booker, Clerk



PRESENTED BY ME TO THE MAYOR OF THE CITY OF WEST LAFAYETTE, INDIANA ON THE 7 DAY OF November, 2023.


Sana G. Booker, Clerk

THIS RESOLUTION APPROVED AND SIGNED BY ME ON THE 8 DAY OF November, 2023.


John R. Dennis, Mayor

Attest:


Sana G. Booker, Clerk





**WEST
LAFAYETTE**
WATER RESOURCE
RECOVERY

Thursday, October 26, 2023

To: West Lafayette City Council

Re: Resolution No. 20-2023 WW Bond Reimbursement

During the October Council meeting, Resolution No. 20-2023 WW Bond Reimbursement was considered and passed. I was unable to attend while I was at WEFTEC in Chicago.

I appreciate your support and consideration of this practice of reimbursement of design costs for Utility projects from the Bond Proceeds funding the construction of these projects.

This bond reimbursement is for the current ongoing design process for a future CSO project, the final project of our CSO Long-Term Control Plan. This project will be the expansion of our Wet Weather Treatment Facility as described in Exhibit A, rather than the current CSO project.

Sincerely,

A handwritten signature in black ink, appearing to read 'D.S. Henderson'.

David S. Henderson
Utility Director