

CITY OF WILLIAMSPORT, PA RESOLUTION

RESOLUTION # 9058

DATE 8-6-20

TITLE

**RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT
BETWEEN CITY OF WILLIAMSPORT AND WILLIAMSPORT SANITARY AUTHORITY (WSA)**

WHEREAS, on December 21, 2017, the parties entered into a MS4 Professional Service Agreement; and

WHEREAS, the December 21, 2017 Agreement provided that the Agreement may be modified by written agreement between the parties; and

WHEREAS, the parties desire to amend the Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Williamsport, that the attached Agreement between the City of Williamsport and Williamsport Sanitary Authority is approved, and,

BE IT FURTHER RESOLVED, the Mayor and City Controller are authorized to execute any documents necessary to effectuate the intent of this Resolution, and the City Clerk is authorized and directed to attest and seal same.

Approved

James M. Frank
City Clerk

Randy Allison
President

ADDENDUM TO MS4 PROFESSIONAL SERVICE AGREEMENT

WHEREAS, on December 21, 2017, the parties entered into a MS4 Professional Service Agreement; and

WHEREAS, the December 21, 2017 Agreement provided that the Agreement may be modified by written agreement between the parties; and

WHEREAS, the parties desire to amend the Agreement.

IT IS HEREBY AGREED BY THE PARTIES AS FOLLOWS:

1. The City of Williamsport acknowledges responsibility to amend the Chesapeake Bay Pollutant Reduction Plan (CB PRP) and agrees to contract jointly with HRG and Loyalsock Township to amend the CBPRP as part of the MS4 NPDES Permit Application of October 2, 2018.
2. The Williamsport Sanitary Authority (WSA) will be the agent of the City for the implementation of the aforementioned HRG Contract.
3. WSA will work with the municipal parties and engineer to establish a schedule with Pa DEP to submit the amended CBPRP.
4. The parties reaffirm the December 21, 2017 Agreement that the WSA, under this Agreement, assumes no responsibility for the ownership or operation of the City of Williamsport Storm Sewer System. The City will continue to be responsible for the day-to-day maintenance including, but not limited to the routine monitoring, operation and maintenance, cleaning, street sweeping, and general maintenance related to the storm sewer facilities and equipment.
5. The parties reaffirm the December 21, 2017 Agreement that the WSA will not be

responsible for failure to meet any requirements of the MS4 permit caused by a failure of one or more coalition or joint permittee members to provide timely information to the WSA, or the failure of one or more members to appropriately address required activities.

6. The City accepts sole responsibility for any fines/penalties assessed by PA DEP related to MS4 compliance including, but not limited to, the CBPRP. The WSA accepts responsibility for any fines/penalties due to its actions.

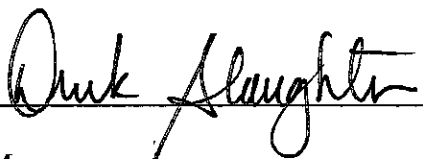
7. The WSA does not assume MS4 permit responsibility and will not be responsible for failure to meet any requirement of the MS4 permit.

8. The parties agreed to cooperate in the future to transfer CBPRP implementation to WSA.

9. The City will pay WSA \$1,000.00 for acting as the City's Agent for implementation of the HRG Contract.

CITY OF WILLIAMSPORT,

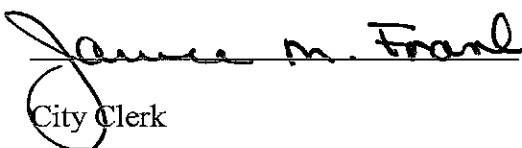
DATED: 8-7-20



Mayor



Controller



City Clerk

WILLIAMSPORT MUNICIPAL
SANITARY AUTHORITY

DATED: _____
