

RESOLUTION NO. 09-10

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILLIAMS,
CALIFORNIA AMENDING RESOLUTION NO. 09-01 REGARDING DEDICATING A
SOURCE OF REPAYMENT FOR THE CWSRF LOAN**

WHEREAS, the requirements of the Clean Water State Revolving Fund (“CWSRF”) require each recipient of funds, excluding grants, to establish one or more dedicated sources of revenue for the repayment of CWSRF assistance; and

WHEREAS, any potential recipient of CWSRF funding assistance must establish a dedicated source of repayment by ordinance or resolution prior to the issuance of the funding agreement; and

WHEREAS, the City of Williams (the “City”) wishes to qualify for or otherwise be entitled to receive CWSRF funding assistance; and

WHEREAS, on November 12, 2008, the City enacted Resolution No. 08-17 imposing rates on the users of the City’s sewer system; and

WHEREAS, on February 11, 2009, the City enacted Resolution No. 09-01 pledging revenue received from its sewer rates as its dedicated source of repayment qualifying it to receive CWSRF funding assistance; and

WHEREAS, since the adoption of Resolution No. 09-01, the applicable project number for the City’s WWTF Upgrade and Expansion Project has changed; and

WHEREAS, the City wishes to revise Resolution No. 09-01 to reflect the new project number for the City’s WWTF Upgrade and Expansion Project; and

WHEREAS, the City wishes to revise Resolution No. 09-01 to clarify that it is pledging the net revenues received from the City’s sewer rates as its dedicated source of repayment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Williams:

1. **Incorporation of Recitals**. The City Council hereby finds and determines that the Recitals of this Resolution are true and correct and are hereby incorporated into this Resolution as though fully set forth herein.

2. **Amendment**. Section 3 of Resolution No. 09-01 is hereby amended to read in full as follows.

3. **Dedicated Source of Repayment**. The City hereby dedicates net revenues of the Sewer Enterprise Fund and the Sewer Impact Fund to payment of any and all Clean Water State Revolving Fund financing on City of Williams WWTF Upgrade and Expansion Project No. C-06-4049-110. This dedicated source of revenue shall remain in effect throughout the term of such

financing unless modification or change of such dedication is approved in writing by the State Water Resources Control Board.

4. **Effective Date.** This Resolution shall be effective as of the date of its adoption.

PASSED AND ADOPTED by the City Council of the City of Williams this 26th day of May, 2009.

AYES: Councilmembers Troughton, Jr., Barker, Johnson, and Mayor Ash.

NOES: None.

ABSTAIN: None.

ABSENT: Councilmember Fulcher.

Patricia Ash, Mayor

ATTEST:

Monica Aguayo, Deputy City Clerk

CERTIFICATION

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the City Council of the City of Williams held on May 26, 2009.

Monica Aguayo, Deputy City Clerk

For Rene L. Miles, City Clerk