

RESOLUTION NO. 1383

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DAYTON,
WASHINGTON, AUTHORIZING THE MAYOR TO EXECUTE A WATER QUALITY
COMBINED FINANCIAL ASSISTANCE 2019 AGREEMENT WITH THE STATE OF
WASHINGTON DEPARTMENT OF ECOLOGY TOTALING \$990,000 FOR THE
WASTEWATER TREATMENT PLANT DESIGN PHASE

WHEREAS, the City of Dayton, hereinafter referred to as "City", owns and operates a trickling filter wastewater treatment plant, referred hereinafter to as "WWTP"; and

WHEREAS, the WWTP discharges into the Touchet River year-round; and

WHEREAS, the Touchet River, which is a tributary of the Walla Walla River, is listed on the 303(d) list as impaired for temperature, pH, fecal coliform bacteria, polychlorinated biphenyls (PCBs), chlorinated pesticides, and dissolved oxygen; and

WHEREAS, the Touchet River/Walla Walla total maximum daily loads, hereinafter referred to as "TMDLs", requires the City removes wastewater discharge during critical water quality periods (May - October); and

WHEREAS, specific waste load allocations for nutrients, dissolved oxygen and pH levels during the critical water quality period were assigned to the City's WWTP and its NPDES permit; and

WHEREAS, said prescribed waste load allocations are too restrictive for compliance with current biological and chemical addition nutrient removal technologies used for sanitary wastewater; and

WHEREAS, more advanced systems would be cost-prohibitive to design, build and operate, the City proposes to eliminate discharge to the Touchet River during, at minimum, the critical water periods; and

WHEREAS, the City made application to the State of Washington Department of Ecology, hereinafter referred to as "DOE", for a competitive, low-interest rate Clean Water Act State Revolving Fund Forgivable Principal Loan on October 16, 2017 for the WWTP Design Project, hereinafter referred to as "Project";

WHEREAS, on January 19, 2018 the City received notice of a draft water quality funding offer from the DOE for the Project for a \$990,000 Forgivable Principal loan totaling \$990,000 contingent upon legislature's passage of the 2017-2019 Biennial

Capital Budget, that of which was passed January 2019; and

WHEREAS, Exhibit "A", State of Washington Department of Ecology Agreement No. WQC-2019-Dayton-00111, presents a binding agreement between DOE and the City for the Clean Water Act State Revolving Fund Forgivable Principal Loan for the Wastewater Treatment Plant Design Project; and

WHEREAS, City staff reviewed the CWSRF forgivable loan terms and conditions as provided by Agreement No. WQC-2019-Dayton-00111 and believe, to the best of their ability, the City is compliant with the terms and conditions to the satisfaction of DOE.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DAYTON, WASHINGTON, HEREBY RESOLVES as follows:

Section 1. Agreement. The Mayor is authorized to execute on behalf of the City of Dayton the State of Washington Department of Ecology Agreement No. WQC-2019-00111 for the Wastewater Treatment Plant Design Project in the form attached hereto as Exhibit "A".

Section 2. Implementation. The Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this legislation.

Section 3. Effective Date. That this resolution shall take effect and be in full force upon passage and signatures hereon.

Dated and signed this 26th day of JUNE, 2019.

CITY OF DAYTON


Zac Weatherford, Mayor

Attest/Authenticate:


Trina Cole, City Administrator