

1 **91-82010**

2 **RESOLUTION: Authorize an Agreement Between the Clean**
3 **Water Action Council of Northeastern**
4 **Wisconsin and Winnebago County LWCD for**
5 **the Implementation of a \$25,000 Supplemental**
6 **Environmental Project to Benefit Sawyer Creek**

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9 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

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11 **WHEREAS**, the Clean Water Action Council of northeastern Wisconsin Inc (CWAC) has entered
12 into a settlement agreement with Utica Energy LLC (UE) resolving a federal Clean Water Act suit filed by
13 CWAC against UE; and

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15 **WHEREAS**, under the settlement agreement, UE has agreed to pay \$25,000 to Winnebago
16 County Land and Water Conservation Department (LWCD) to fund a Supplemental Environmental Project
17 (SEP) to protect and improve the existing water quality of Sawyer Creek in Winnebago County; and

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19 **WHEREAS**, the LWCD staff has the technical expertise required to insure the proper design and
20 installation of eligible projects; and

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22 **WHEREAS**, the LWCD has reviewed and amended the Agreement to provide a realistic timeline
23 to identify, design, and install potential projects that will achieve the goals of the settlement; and

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25 **WHEREAS**, the LWCD has many years of experience administering conservation grants, and this
26 is an opportunity to provide cost sharing for water quality improvement projects to Winnebago County
27 participants within the Sawyer Creek Watershed.

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29 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it
30 hereby authorizes the LWCD to participate in the Settlement Agreement and accept the \$25,000
31 Settlement payment to cost share the eligible water quality improvement projects.

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33 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that the revenue
34 and expenses associated with this program be included in the Land and Water Conservation Department
35 Budget in the accounts indicated in the attachment.

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38 ***Fiscal Note:** This Resolution is cost neutral. The grant funds and participants will cover the costs of the*
39 *installed projects.*

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41 Submitted by:

42 **LAND CONSERVATION COMMITTEE**

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51 Committee Vote:

52 **6-0**

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Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Committee Vote:

5-0

Vote Requirement for Passage:

Two-Thirds of Membership

Approved by the Winnebago County Executive this _____ day of
_____, 2010.

Mark L Harris
Winnebago County Executive