

Council of City of York, PA
Session 2015
Resolution No.

INTRODUCED BY: Michael Ray Helfrich

DATE:

A RESOLUTION

Consenting to the issuance of Request for Proposals for the purpose of identifying bidders for a 50-year concession lease of the York City Sewer System.

WHEREAS, the City of York, Pennsylvania (the “City”) has heretofore been accepted into the Commonwealth of Pennsylvania’s (the “Commonwealth”) Early Intervention Program (“EIP”) under Act 47 to avoid becoming distressed; and

WHEREAS, the City received on August 14, 2015 from the Commonwealth the EIP III Report, which report, *inter alia*, recommended certain long-term financial improvement initiatives; and

WHEREAS, among the long-term financial improvement initiatives recommended by the Commonwealth in the EIP III Report was a recommendation that the City explore asset monetization with respect to the City’s wastewater treatment plant and collection system (the “Sewer System”); and

WHEREAS, the York City Sewer Authority (the “Authority”), a municipal authority incorporated by the City pursuant to the Municipality Authorities Act, currently owns the Sewer System and leases it to the City for operation; and

WHEREAS, representatives of the City have met with the Board of the Authority, the Sewer System employees and representatives of the surrounding municipalities that interconnect with the Sewer System to inform them of the recommendations contained in the EIP III Report; and

WHEREAS, the City desires to further explore the possibility of asset monetization with respect to the Sewer System through a 50-year concession lease of the Sewer System (the “Concession Lease”); and

WHEREAS, the City desires to authorize and approve the issuance of a Request for Proposals (the “RFP”) for the purpose of identifying bidders for a Concession Lease; and

WHEREAS, the City desires to authorize and approve the engagement of the professionals identified below to advise and assist the City in the process of issuing the RFP in connection with the Concession Lease.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that the Council supports the completion of an RFP process to determine the value of the Wastewater Treatment Plant and Sewer System. The City hereby ratifies and affirms the following appointments to advise and assist the City in connection with the issuance of the RFP for a Concession Lease:

- A) McNees Wallace & Nurick LLC, as Concession Counsel to the City;
- B) Susquehanna Group Advisors, Inc., as Financial Advisor to the City; and
- C) Buchart Horn, Inc., as Engineer to the City.

BE IT FURTHER RESOLVED, the proper officers of the City are authorized, empowered and directed on behalf of the City to execute any and all papers and documents, and to do or cause to be done any and all acts and things necessary or proper for the execution or carrying out of the purposes of this Resolution, and in connection with the issuance of the RFP for a Concession Lease, as the law allows.

PASSED FINALLY:

BY THE FOLLOWING VOTE:

YEAS: _____, _____, _____, _____, _____

NAYS: _____

Carol Hill-Evans, President of Council

ATTEST:

Dianna L. Thompson-Mitchell, City Clerk

Morpheus/Resolutions-2015/sewer-system-concessions-RFP