

**PRELIMINARY ENGINEERING REPORT (PER) APPROVAL RESOLUTION
JENNINGS NORTHWEST REGIONAL UTILITIES
RESOLUTION #2009-2**

WHEREAS, the Jennings Northwest Regional Utilities, Jennings County, Indiana (District) has entered into an Agreed Order with the Indiana Department of Environmental Management (IDEM); and

WHEREAS, said Agreed Order sets out the requirement for a plan to allow the District's wastewater treatment plant to meet effluent limitations; and

WHEREAS, said Agreed Order sets out the requirement for a plan to allow the District's wastewater collection system to prevent sanitary sewer overflows: and

WHEREAS, the District has caused a Collection System Evaluation and Rehabilitation Plan dated December 2006 (CSERP) and updated February 2009 to be prepared by the consulting firm of Commonwealth Engineers, Inc.; and

WHEREAS, the most cost effective alternative as defined in the CSERP is to rehabilitate the existing wastewater collection system. However, the economic feasibility of this alternative is doubtful without significant financial assistance.

WHEREAS, the District has caused a Preliminary Engineering Report dated November 2005 (PER) and updated February 2009 to be prepared by the consulting firm of Commonwealth Engineers, Inc.; and

WHEREAS, the District has presented the PERs to the public at Public Hearings held on Tuesday, October 25, 2005, Monday, January 15, 2007, and Monday, February 16, 2009; and


WHEREAS, the most cost effective alternative as defined in the PER is to rehabilitate the existing wastewater treatment plant. However, the economic feasibility of this alternative is doubtful without significant financial assistance.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Preliminary Engineering Reports (PERs) are hereby accepted by the District; however, unless and until the District receives additional subsidized funding or principal forgiveness so as to create an average monthly rate not to exceed \$65 per month per user for 4,000 gallons/month of flow, the PERs are not approvable and the Project defined in the PER is not implementable.
2. Pursuant to the terms of our Agreed Order and Compliance Plan, the District hereby submits the PERs to IDEM for their review and comment.

Passed and adopted by the Board of Trustees of the Jennings Northwest Regional Utilities this 5th day of March, 2009 at their regularly scheduled meeting.

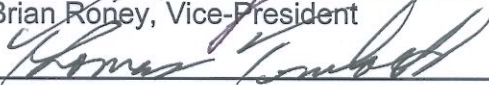
JENNINGS NORTHWEST REGIONAL UTILITIES



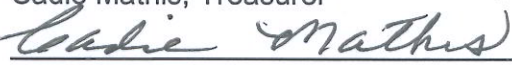
Edwin Whitaker, President



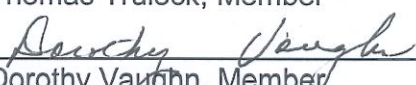
Brian Roney, Vice-President



Cadie Mathis, Treasurer



Thomas Trulock, Member



Dorothy Vaughn, Member

Jeffrey A. Fish, Utility Manager