

**A RESOLUTION APPROVING A TRANSPORTATION CONTRACT
WITH KAT EXPRESS FOR TRUCKING OF HIGH CHLORIDE WASTE**

BE IT ORDAINED BY THE SOUTH SANGAMON WATER COMMISSION, AS FOLLOWS:

SECTION 1: That certain contract between the South Sangamon Water Commission and KAT Express for trucking of High Chloride Waste, a copy of which is attached hereto as Exhibit "A", is hereby approved.

SECTION 2: That Chairman is authorized and directed to execute said contract on behalf of the Commission, and the proper officers of the Commission are directed to carry out the contract by its terms.


SECTION 3: This Resolution is effective immediately.

PASSED this 22nd day of January, 2019.



CHAIRMAN

ATTEST:



Clerk

AYES: Bloome, Morris

NAYS: none

PASSED: 1/22/2019

APPROVED: 1/22/2019

ABSENT: Hall

TRANSPORTATION CONTRACT

Contract for trucking services between the South Sangamon Water Commission (herein referred to as "SSWC") and trucking company KAT Express (herein referred to as "KAT") located at 6235 State Route 97, Pleasant Plains, Illinois 62677.

Description of Services

KAT will load and transport High Chloride Waste from the SSWC plant located at 9199 Buckhart Road near Rochester, Illinois to a Sewer Access Point below Chatham Water Tower on Walnut Street in Chatham, Illinois or such other location as specified by the SSWC. KAT will be responsible for monitoring the level of the High Chloride Tank at the plant at all times and will keep the tank level from exceeding nine (9) feet as determined by the SSWC SCADA system. Failure to keep the tank below eleven (11) feet is considered grounds to terminate this contract. If the SSWC SCADA is not available to KAT then SSWC staff will notify KAT in the event the tank level gets to nine and a half (9½) feet. Once notified, KAT has the responsibility to keep the tank below eleven (11) feet. KAT services will be twenty-four (24) hours a day, seven (7) days a week, three hundred sixty-five (365) days a year.

Term

This contract will be effective as of January 1, 2019 and will expire on December 31, 2022, unless terminated earlier as provided for herein. SSWC agrees to pay KAT at a rate of \$80.00 per hour for KAT's trucking the High Chloride Waste.

In the event there is a substantial change in the price of diesel fuel and the price exceeds \$4.00 per gallon for diesel fuel, a new hourly rate can be negotiated between SSWC and KAT if mutually agreed to by both parties. Both parties agree to negotiate the new hourly rate in good faith.

In the event either the Illinois EPA or the Federal EPA passes rules or regulations that do not require the hauling of the High Chloride Waste or a change in technology or laws that allow for disposal of the Waste by alternative methods, then the SSWC can terminate this Contract on sixty (60) days written notice to KAT and then this Contract will be null and void.

Insurance

KAT will provide proof of insurance, a copy of the insurance policy that meets or exceeds all State of Illinois and Federal Government requirements and obtain a letter from his insurance agent verifying the policy is current and in full effect. SSWC reserves the right to periodically verify insurance information and KAT agrees to provide the aforementioned verification materials at SSWC's written request.

Payment

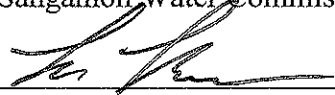
KAT will total the number of hours hauling High Chloride Waste each month and submit an invoice

prior to the 10th of the month following the month trucking services were utilized, to the plant manager or its designee. SSWC will approve/disapprove payment of invoice at its regular monthly meeting (currently held the third Monday). Payment will be mailed to KAT prior to the end of the month. If any invoice is not paid when due, interest will be added to the invoice at a rate of five percent (5%) per year. In the event there is a question/conflict regarding the invoice submitted, a meeting will be scheduled between KAT and the SSWC or their designate in an attempt to resolve question/conflict prior to the regular monthly meeting. If the issue cannot be resolved, KAT will attend the regular monthly meeting to discuss the issue with the SSWC Board of Commissioners.

Agreed this 22nd day of January, 2019.

South Sangamon Water Commission

By



Its Chairman

KAT Express

By



Its Authorized Representative

RESOLUTION CERTIFICATE

STATE OF ILLINOIS)
) SS
COUNTY OF SANGAMON)

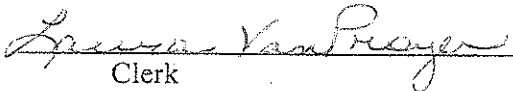
I, the undersigned, do hereby certify that I am the duly qualified and acting Clerk of the South Sangamon Water Commission.

I do further certify that the resolution attached hereto is a full, true, and exact copy of Resolution No. 19-01 adopted by the Commission on the 22nd day of January, 2019, said Resolution being entitled:

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I do further certify that prior to the making of this certificate, the said Resolution was spread at length upon the permanent records of said Commission, where it now appears and remains.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Commission this 22nd day of January, 2019.


Clerk