

**VILLAGE OF AURORA BOARD OF TRUSTEES
RESOLUTION #24-31 AUTHORIZING WELLS COLLEGE
WATER PLANT MANAGEMENT LICENSE AGREEMENT**

Introduced by: Trustee Miller

Seconded by: Trustee Bianconi

Dated: September 12, 2024

WHEREAS, Wells College currently owns, maintains and operates a water tower, pumps, intake pipe, equipment, treatment plant and certain transmission and distribution infrastructure (collectively, the “Water Plant”) that provides the Village of Aurora (the “Village”) with water pursuant to a Water Agreement by and between Wells College and the Village dated April 1, 1999; and

WHEREAS, the Water Plant serves the Wells College campus and approximately 400 year-round residents of the Village, and consists of a water pumping station, a distribution system comprised of service lines and an above ground water storage tank, and is tied directly into a separate distribution system owned and operated by the Village; and

WHEREAS, the Water Plant is identified on EPA’s Safe Drinking Water Information System as Public Water System ID No. NY0512920 and is classified as a Community Water System; and

WHEREAS, Wells College is in the process of winding down its operations, will eventually cease to exist and, at a later date, and the Village intends to acquire the real property on which the Water Plant is situated, together with a residential parcel improved by a house located at 139 Main Street in Aurora (“Operator’s House”), at which time the Village will acquire ownership of the Water Plant, its equipment, replacements, materials, improvements and the Operator’s House (the “Conveyance”); and

WHEREAS, until the Conveyance is finalized, and to protect the health, safety and welfare of Village residents, the Village Board of Trustees believes it to be in the best interest of the Village to enter into a License Agreement, pursuant to the terms of which the Village shall operate the Water Plant and the Operator’s House until the Conveyance; and

WHEREAS, in connection with the Village’s operation of the Water Plant and the Operator’s House, it may become necessary for the Village to manage funding grants for the Water Plant that have already been awarded to Wells College, may be in the process of being applied for, or may be applied for in the future (collectively, the “Grants.”)

NOW, THEREFORE BE IT RESOLVED, as follows:

1. The foregoing recitals are hereby incorporated as if set forth herein at length.

