

**RESOLUTION OF THE FAYETTEVILLE PUBLIC WORKS COMMISSION TO
ACCEPT AN AMENDED STATE LOAN OFFER UNDER THE NORTH CAROLINA
WATER REVOLVING LOAN AND GRANT ACT OF 1987**

WHEREAS, the North Carolina Clean Water Revolving Loan and Grant Act of 1987 has authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, water supply systems, and water conservation projects; and

WHEREAS, the North Carolina Department of Environmental Quality (NCDEQ) has amended and increased the previous State Revolving Loan offer of \$6,685,105 by \$11,695,071 to a total of \$18,380,176 for the construction of the Big Rockfish Sanitary Sewer Outfall Lift Station Elimination project (Exhibit A); and

WHEREAS, the Fayetteville Public Works Commission (hereinafter, the "COMMISSION") intends to construct said project in accordance with the approved plans and specifications; and

WHEREAS, the loan terms for Big Rockfish Sanitary Sewer Outfall Lift Station Elimination are 20 years, 0% interest and 2% closing fee.

NOW THEREFORE BE IT RESOLVED BY THE COMMISSION THAT:

1. The COMMISSION does hereby accept the amended State Revolving Loan offer of \$18,380,176 as presented in Exhibit A, contingent upon approval of the same by the City Council of the City of Fayetteville pursuant to Charter Section 6A.19.

2. The COMMISSION does hereby give assurance to NCDEQ that all items specified in the loan offer, Section II – Assurances will be adhered to.

3. Timothy L. Bryant, CEO/General Manager of the COMMISSION, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project; to make the assurances as contained above; to execute the promissory note; and to execute such other documents as may be required in connection with the application.

4. The COMMISSION has substantially complied or will substantially comply with all Federal, State and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

5. The COMMISSION requests that the City Council of the City of Fayetteville approve this loan pursuant to Charter Section 6A.19 by adopting a Resolution in the form attached hereto.

Adopted this 25th day of June, 2025.

FAYETTEVILLE PUBLIC WORKS COMMISSION

Christopher G Davis

Christopher G Davis (Jul 2, 2025 09:42 EDT)

Christopher Davis, Chairman

ATTEST:

Ronna Rowe Garrett

Ronna Rowe Garrett (Jul 3, 2025 12:44 CDT)

Ronna Rowe Garrett, Secretary