

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE TO
APPROVE 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 \$6,685,105.00 by \$11,695,071.00 to a total of \$18,380,176.00 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; and

WHEREAS, the COMMISSION has accepted the amended State Revolving Loan offer of \$18,380,176.00 and given assurance to NCDEQ that all items specified in the loan offer, Section II -Assurances will be adhered to; and

WHEREAS, by Resolution No. PWC2025.22, the COMMISSION has requested the City Council of the City of Fayetteville to approve the amended State Revolving Loan offer, pursuant to Charter 6A.19.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL THAT:

1. The CITY does hereby approve the amended State Revolving Loan offer of \$18,380,176.00 as presented in the attached Exhibit A. The CITY does hereby give assurance to NCDEQ that all items specified in the loan offer, Section II – Assurances will be adhered to.
2. Timothy L. Bryant, CEO/General Manager of the Fayetteville Public Works 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.
3. The CITY 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.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, on this, the 11th day of August, 2025; such meeting was held in compliance with the Open Meetings Act, at which meeting a quorum was present and voting.

CITY OF FAYETTEVILLE

ATTEST: By: _____
MITCH COLVIN, Mayor

JENNIFER L. AYRE, City Clerk