

RESOLUTION OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA TO ACCEPT A STATE LOAN OFFER UNDER THE SAFE DRINKING WATER ACT AMENDMENTS OF 1996

WHEREAS, the Safe Drinking Water Act Amendments of 1996 and the North Carolina Water Infrastructure Fund have authorized the making of loans and/or grants, as applicable, to aid eligible, drinking-water system owners in financing the cost of construction for eligible, drinking-water infrastructure, and

WHEREAS, the North Carolina Department of Environmental Quality (NCDEQ) has amended and increased the previous State Revolving Loan offer of \$10,719,300 by \$5,000,000 to a total of \$15,719,300 for the construction of the P.O. Hoffer WTP/ Glenville Lake WTP Reliability Improvements project (Exhibit A); and

WHEREAS, the City of Fayetteville, NC (CITY) intends to authorize the Fayetteville Public Works Commission (COMMISSION) to construct said project in accordance with the approved plans and specifications,

WHEREAS, the loan terms for P.O. Hoffer WTP/ Glenville Lake WTP Reliability Improvements project are 20 years, 1.02% interest and 2% closing fee, and

NOW THEREFORE BE IT RESOLVED BY THE CITY THAT:

1. The CITY does hereby approve and accept the State Revolving Loan offer of \$15,719,300 as presented in Exhibit A.
2. The CITY 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 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.
4. 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 27th day of November, 2023; such meeting was held in compliance with the Open Meetings Act, at which meeting a quorum was present and voting.

CITY OF FAYETTEVILLE, NORTH CAROLINA

Mitch Colvin, Mayor

ATTEST:

Pamela Megill, City Clerk