

A Resolution Authorizing Grant Application for Water Treatment Infrastructure Improvements

WHEREAS, the Federal Clean Water Act Amendments of 1987 and the North Carolina Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of (state whether a wastewater treatment works, wastewater collection system, stream restoration, stormwater treatment, drinking water treatment works, and/or drinking water distribution system or other "green" project), and

WHEREAS, the City of Brevard has a need for and intends to construct on Cathy's Creek a new water intake system, improve the river through stream restoration reducing sediment load, sediment transportation through the river system, and improve aquatic habitat; and

WHEREAS, the City of Brevard intends to request state grant assistance for the project, and

WHEREAS, the City of Brevard is securing the services of the Resource Institute to serve as the project planner and financial agent for grants/loans.

NOW THEREFORE BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF BREVARD, NORTH CAROLINA:

Section 1. That City of Brevard, the **Applicant**, will arrange financing for all remaining costs of the project, if approved for a State grant award.

Section 2. The City of Brevard authorizes the Resource Institute, Inc., 2631 Reynolds Rd, Winston-Salem, NC 27106 to be the financial agent for these project designs.

Section 3. That the City of Brevard will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system, and the repayment of all principal and interest on the debt.


Section 4. That the governing body of the City of Brevard agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the City of Brevard to make scheduled repayment of the loan, to withhold from the City of Brevard any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

Section 5. That the City of Brevard will provide for efficient operation and maintenance of the project on completion of construction thereof.

Section 6. That James R. Fatland, CPFO, City Manager/Finance Director the Authorized Official, and successors so titled, is hereby authorized to execute and file an application on behalf of the City of Brevard with the State of North Carolina for a grant to aid in the construction of the project described above.


Section 7. That the Authorized Official, James R. Fatland, 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; and to execute such other documents as may be required in connection with the application.

Section 8. That the City of Brevard 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.
Adopted and approved this the 18th day of September, 2017.



Jimmy Harris
Mayor

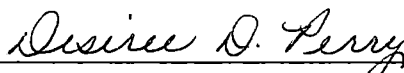




Desiree D. Perry, CMC, NCCMC
City Clerk

CERTIFICATION BY RECORDING OFFICER

The undersigned duly qualified and acting City Clerk of the City of Brevard does hereby certify: That the above/attached resolution is a true and correct copy of the Resolution authorizing the filing of an application with the State of North Carolina, as regularly adopted at a legally convened meeting of the Brevard City Council duly held on the 18th day of September, 2017; and, further that such Resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS WHEREOF, I, Desiree D. Perry, City Clerk, have hereto set my hand this the 19th day of September, 2017.



Signature of Recording Officer - Desiree D. Perry, City Clerk

Title of Recording Officer: City Clerk