

**RESOLUTION OF THE FAYETTEVILLE PUBLIC WORKS COMMISSION TO  
DIRECT THE FILING OF AN APPLICATION FOR STATE LOAN ASSISTANCE**

**WHEREAS**, the Fayetteville Public Works Commission ("PWC" or the "Applicant") has need for and intends to construct, plan for, or conduct a study in a project described as the Lead & Copper Service Line Inventory and Verification; and

**WHEREAS**, PWC intends to request State loan and/or grant assistance for the project,

**NOW, THEREFORE, LET IT BE RESOLVED BY THE COMMISSIONERS OF THE FAYETTEVILLE PUBLIC WORKS COMMISSION THAT:**

1. The Applicant will arrange financing for all remaining costs of the project, if approved for a State loan and/or grant award.
2. The Applicant will provide for efficient operation and maintenance of the project on completion of construction thereof.
3. The Applicant 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.
4. The governing body of the Applicant agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of PWC to make a scheduled repayment of the loan, to withhold from PWC 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.
5. Timothy Bryant, the Authorized Representative, and successors so titled, is hereby authorized to execute and file an application on behalf of the Applicant with the State of North Carolina for a loan and/or grant to aid in the study of or construction of the project described above.
6. The Authorized Representative, 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.
7. The Applicant has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, ordinances, and funding conditions applicable to the project and to Federal and State grants and loans pertaining thereto.

**ADOPTED** this the 13th day of September, 2023.

FAYETTEVILLE PUBLIC WORKS COMMISSION

Ronna Rowe Garrett

Ronna Rowe Garrett (Sep 15, 2023 09:23 EDT)

Ronna Rowe Garrett, Chairwoman

ATTEST:

Evelyn O. Shaw  
Evelyn O. Shaw, Secretary

**FORM FOR CERTIFICATION BY THE RECORDING OFFICER**

The undersigned duly qualified and acting Clerk to the Board of Commissioners of the Fayetteville Public Works Commission 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 Fayetteville Public Works Commission duly held on the 13th day of September, 2023; and ,further, that such resolution has been fully recorded in the journal of proceedings and records in my office.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of September, 2023.

  
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Clerk to the PWC Board