

**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 25<sup>th</sup> 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

RESOLUTION TO DECLARE PERSONAL PROPERTY AS SURPLUS AND AUTHORIZE SALE OF  
PROPERTY BY SEALED BID

**WHEREAS**, the Fayetteville Public Works Commission (“PWC”) owns equipment that is identified in inventory as “Transformers, Pad Mount, 500 KVA, totaling 1” (which transformers are collectively the “Equipment”);

**WHEREAS**, the Commissioners have determined that PWC has no use for the Equipment at this time, and the Commissioners believes that the value of the Equipment is at least thirty thousand dollars (\$30,000.00); and

**WHEREAS**, North Carolina General Statute §160A-268 permits PWC to sell personal property with an estimated value of \$30,000 or more by sealed bid upon approval by the Commissioners and after publication of a notice announcing the invitation to bid.

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

1. The Equipment is surplus and its sale by sealed bid is authorized.
2. Following the adoption of this Resolution, Commission staff shall publish notice of the sale in a newspaper of general circulation within Cumberland County, North Carolina, at least seven (7) days before bid opening. The notice shall summarize the contents of this Resolution and specify the date, time, and location of the public bid opening.
3. PWC reserves the right to withdraw the Equipment from sale at any time and the right to reject all bids.
4. After the public bid opening, the Commissioners will award the sale to the highest responsible bidder at its next regular meeting, unless all bids are rejected, or the Equipment is withdrawn from sale.
5. PWC’s Chief Financial Officer is hereby authorized to execute a bill of sale on behalf of PWC to transfer title to the winning bidder.

**ADOPTED** this 25th day of June 2025

FAYETTEVILLE PUBLIC WORKS COMMISSION

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Christopher Davis, Chairman

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PROPERTY BY SEALED BID

**WHEREAS**, the Fayetteville Public Works Commission (“PWC”) owns equipment that is identified in inventory as “Transformers, Pad Mount, 2992 KVA, totaling 40” (which transformers are collectively the “Equipment”);

**WHEREAS**, the Commissioners have determined that PWC has no use for the Equipment at this time, and the Commissioners believes that the value of the Equipment is at least thirty thousand dollars (\$30,000.00); and

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**WHEREAS**, the Commissioners have determined that PWC has no use for the Equipment at this time, and the Commissioners believes that the value of the Equipment is at least thirty thousand dollars (\$30,000.00); and

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