



VILLAGE OF BALD HEAD ISLAND
Council Meeting
Agenda Item

Agenda Item:	New Business
Date:	9/17/2021

Issue: Request to Adopt Resolution Authorizing Application to NCDEQ Division of Water Infrastructure
Department: Public Services
Presented by: JP McCann
Presentation: No

Background: The Federal Clean Water Act Amendments of 1987 and the North Carolina the 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 for WWTP's. The attached resolution is part of the application process.

Attachments: Resolution Authorizing Application to NCDEQ Division of Water Infrastructure

Recommendation: Adopt Resolution

Action Needed: Yes

Suggested Motion: "I _____ move that the Bald Head Island Village Council adopt the Resolution Authorizing Application to NCDEQ Division of Water Infrastructure as presented."

Funds: N/A

Follow Up: If adopted, the Village Clerk will have the Mayor sign the resolution and will work with the Finance Director to ensure application is complete.

RESOLUTION # 2021 –

**RESOLUTION BY THE VILLAGE OF BALD HEAD ISLAND AUTHORIZING APPLICATION
TO THE NORTH CAROLINA DEPARTMENT OF ENVIRONMENTAL QUALITY, DIVISION
OF WATER INFRASTRUCTURE**

WHEREAS, The Federal Clean Water Act Amendments of 1987 and the North Carolina the 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 Wastewater Treatment Plants (WWTP), and

WHEREAS, The Village of Bald Head Island has need for and intends to refurbish and expand a WWTP system to service and meet capacity demand for island build-out, and

WHEREAS, The Village of Bald Head Island intends to request state loan or grant assistance for the project,

NOW THEREFORE BE IT RESOLVED, BY THE VILLAGE COUNCIL OF THE VILLAGE OF BALD HEAD ISLAND:

That Village of Bald Head Island, the **Applicant**, will arrange financing for all remaining costs of the project, if approved for a State loan or grant award.

That 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.

That the governing body of the **Applicant** agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the Village of Bald Head Island to make scheduled repayment of the loan, to withhold from the Village of Bald Head Island 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.

That the **Applicant** will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Mayor J. Andrew Sayre, the **Authorized Official**, 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 or grant to aid in the construction of the project described above.

That the **Authorized Official**, 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.

That the **Applicant** 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 this the 17th day of September 2021.

J. Andrew Sayre, Mayor

ATTEST:

Darcy Sperry, Village Clerk

CERTIFICATION BY RECORDING OFFICER

The undersigned duly qualified and acting Village Clerk of the Village of Bald Head Island 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 Village of Bald Head Island duly held on the _____ day of _____, 20____; 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 _____ day of _____, 20_____.

Darcy Sperry, Village Clerk