

**NORCRESS WATER & SEWER DISTRICT GOVERNING BOARD
SEPTEMBER 3, 2002, 9:00 AM
SPECIAL MEETING
ROOM 118, CUMBERLAND COUNTY COURTHOUSE**

PRESENT: Chairman, J. Breeden Blackwell
Vice Chairman, Talmage Baggett
Commissioner Jeannette Council
Commissioner Kenneth S. Edge
Commissioner John Henley
Commissioner Billy R. King
Commissioner J. Lee Warren, Jr.
James Martin, County Manager
Juanita Pilgrim, Deputy County Manager
Amy H. Cannon, Assistant County Manager
Cliff Spiller, Assistant County Manager
Grainger Barrett, County Attorney
Rhonda R. Britt, Deputy Clerk to the Board

Chairman Blackwell convened the meeting of the NORCRESS Water & Sewer District Governing Board.

MOTION: Commissioner Baggett moved to follow staff recommendations on the items on the Consent Agenda.
SECOND: Commissioner King
VOTE: UNANIMOUS

1. CONSENT AGENDA

- A. Approval of minutes for the June 3, 2002 regular meeting.

ACTION: Approve

- B. Consideration of Resolution Authorizing acceptance of USDA Rural Development Loan/Grant Conditions for NORCRESS Water & Sewer District

BACKGROUND: On August 22, 2002, the County Engineer met with Jackie McLamb, USDA-RD, and Kevin Lindsay to review the financing documents and conditions for the loan and grant package for NORCRESS Water & Sewer District. The NORCRESS Board must agree to these conditions prior to any further consideration of the USDA-RD loan/grant application for the NORCRESS Sewer Project. Attached are the documents and the letter from Mr. McLamb and that explains each condition. A resolution authorizing acceptance of the loan/grant conditions has been prepared.

Mr. McLamb is trying to get the funds for this project obligated in the current Federal fiscal year.

ACTION: Adopt the Resolution Authorizing Acceptance of the USDA-Rural Development Loan/Grant Conditions for NORCRESS Water & Sewer District.

CUMBERLAND COUNTY

NORTH CAROLINA

**AUTHORIZING RESOLUTION BY THE
NORCRESS WATER & SEWER DISTRICT BOARD
United States Department of Agriculture Rural Development Loan-Grant Conditions**

WHEREAS, the United States Department of Agriculture acting under the provisions of the Consolidated Farm and Rural Act (7 U.S.C. 1921 et seq.) 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, and water supply systems; and

WHEREAS, the NORCRESS Water & Sewer District has need for and intends to construct a wastewater collection system project known as NORCRESS Sanitary Sewer System; and

WHEREAS, the NORCRESS Water & Sewer District Board intends to request Federal loan and grant assistance for the project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD:

1. The NORCRESS Water & Sewer District accepts and adopts the following:
 - A. The conditions set forth in the letter of Conditions from USDA Rural Development dated September 3, 2002.
 - B. RUS Bulletin 1780-27, Loan Resolution, dated September 3, 2002.
 - C. RUS Bulletin 1780-12, Water or Waste System Grant Agreement, dated September 3, 2002.
 - D. Form RD 442-7, Operating Budget, dated September 3, 2002.
2. The Chairman of the Board, J. Breeden Blackwell, and/or his successors as Chairman from time to time, is hereby authorized to execute all forms necessary to obtain a loan and grant from the USDA Rural Development, Rural Utility Service "RUS", including, but not limited to the following forms:
 - A. Form RD 1942-46, Letter of Intent To Meet Conditions
 - B. RUS Bulletin 178-0-27, Loan Resolution
 - C. RUS Bulletin 1780-12, Water or Waste System Grant Agreement
 - D. Form RD 442-7, Operating Budget
 - E. Form RD 1940-1, Request for Obligation of Funds
 - F. Form RD 400-1, Equal Opportunity Agreement
 - G. Form RD 400-4, Assurance Agreement
 - H. Form RD 1910-11, Applicant Certification Federal Collection Policies For Consumer Or Commercial Debts
 - I. Form AD 1047, Certification Regarding Debarment, Suspension, and Other Responsibility Matters – Primary Covered Transactions and, copy of AD 1048 for use with Lower Tier Covered Transactions
 - J. Form AD 1049, Certification Regarding Drug-Free Workplace Requirements (Grants) Alternative 1 – For Grantees Other Than Individuals
 - K. RD Instruction 1940-Q, Certification For Contracts, Grants and Loans
3. The NORCRESS Water & Sewer District elects to have the interest rate charged by RUS be the lower of the rate in effect at either the time of the loan approval or loan closing. Should the interest rate be changed between the date of this resolution and the date of actual loan approval, the Chairman shall be authorized to execute new forms reflecting the current interest rate and revised payments as required by RUS.
4. The NORCRESS Water & Sewer District shall establish and maintain a sewer use rate schedule at rates sufficient to meet all budgeted operating, replacement, and debt service expenses, and may from time to time make modifications to the rate schedule necessary to meet revised budget requirements.

IN WITNESS WHEREOF, ADOPTED THIS the 3rd day of September, 2002.

MEETING ADJOURNED.