

RESOLUTION NO. 2133 (4)

Introduced by All Commissioners

AUTHORIZING AND APPROVING A CLEAN WATER STATE REVOLVING FUND LOAN AGREEMENT TO PROVIDE FINANCING FOR THE CITY OF WARRENTON'S NEW WASTEWATER TREATMENT FACILITY PROJECT

WHEREAS, the City of Warrenton, Oregon (the "City") has entered into a loan agreement, pursuant to ORS 468.439, with the State of Oregon Department of Environmental Quality (the "DEQ") for a loan to the City from the State Revolving Fund in the amount of \$7,500,000.00, for the purpose of providing financing for the City of Warrenton's new Wastewater Treatment Facility Project; and

WHEREAS, construction costs have increased the total cost of the project; and

WHEREAS, it is necessary to request that an additional \$2,500,000.00 in loan funds be made available and the City's loan with the DEQ, #R94943, be amended to a total of \$10,000,000.00; and

WHEREAS, the City has reviewed the form of the CWSRF Loan Agreement and Amendment and finds in Article 1 that the City, as "Borrower," agrees to pledge its Sewer System Net Operating Revenues as a first and paramount lien to secure the loan from the State Revolving Fund, and in Article 5 (C) that the City agrees to maintain a loan reserve account in the amount that equals 100% times one-half of the average annual debt service based on the final repayment schedule, and that until the final loan amount is calculated, the loan reserve requirement is \$337,000, and the Borrower shall use the funds in the loan reserve account solely to pay amounts due hereunder until the loan, interest, fees, and any other amounts due hereunder have been fully paid.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Warrenton, Oregon;

Section 1. The City does authorize and approve of the form of the CWSRF Loan Amendment for the financing of the City's new Wastewater Treatment Facility Project in the amount of \$10,000,000.00.

Section 2. Resolution No. 2092 is hereby repealed.

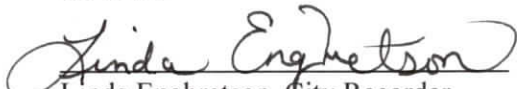
Section 3. This resolution takes effect immediately upon its passage.

Adopted by the City Commission of the City of Warrenton on this 14th day of March, 2006.

APPROVED


Gilbert Gramson, Mayor

ATTEST


Linda Engbretson, City Recorder