

**RESOLUTION BY THE CITY OF HENDERSONVILLE CITY COUNCIL
AUTHORIZING THE CITY MANAGER TO ENTER INTO A UTILITY EXTENSION
AGREEMENT WITH OP MANAGEMENT, LLC FOR THE OAK PRESERVE
PLANNED RESIDENTIAL DEVELOPMENT**

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 works, wastewater collection system, stream restoration, stormwater treatment, drinking water treatment works, and/or drinking water distribution system or other “green” project; and

WHEREAS, The City of Hendersonville has need for and intends to develop asset inventories, condition assessment of critical assets, and other components of a comprehensive asset management program for the water system; and

WHEREAS, The City of Hendersonville intends to request state grant assistance for the project.

NOW THEREFORE BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF HENDERSONVILLE:

1. That the City of Hendersonville, the Applicant, will arrange financing for all remaining costs of the project, if approved for a State grant award.
2. That the Applicant will provide for efficient completion of the project per program guidelines.
3. That John Connet, City Manager, the Authorized Official, and successors so titled, are hereby authorized to execute and file an application on behalf of the Applicant with the State of North Carolina for a grant to aid in the construction of the project described above.
4. That the Authorized Official, and successors so titled, are 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.
5. 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 by the City Council of the City of Hendersonville, North Carolina on this 7th day of April 2022.

Barbara G. Volk, Mayor

Attest:

Angela Reece, City Clerk

Approved as to form: _____
Angela S. Beeker, City Attorney