

STATE OF VERMONT
Agency of Natural Resources
Department of Environmental Conservation

Application For Revolving Loan Funds Construction (Step III) of a Pollution Control Project
24 V.S.A. Chapter 120 – Updated 5-18-2012

Section I.

The Town of Williston, in accord with 24 V.S.A. §4754, hereby makes application to the Vermont Department of Environmental Conservation and the Vermont Municipal Bond Bank for financial assistance in the amount of \$ 200,000 pursuant to the provisions of 24 V.S.A. Chapter 120.

These funds are requested to assist in the cost of construction of _____
Gallop Hill Pump Station Upgrade, Contract No. 3

described in detail in Section IV of this application.

Municipal fiscal year end date: June 30th

Federal Tax ID number: 03-6000768

Municipal DUNS number: 028964815

See: http://www.dnb.com/US/duns_update/

Population Served by System: 7,000

Population Served by Project: _____

Agreements contained in the application for a construction loan.

The Selectboard, as legislative body of the applicant hereby agrees to the following requirements for the entire project regardless of other funding sources;

- (a) That if a loan is made, the applicant will pay the remaining costs of the approved project in excess of the loan amount, and indicate all sources of additional funding to complete the project financing;
- (b) The project will be constructed in strict accord with drawings and specifications approved by the Department of Environmental Conservation;
- (c) That it will comply with all state requirements for project management, including but not limited to, obtaining approvals from the Department prior to:
 - Executing engineering agreements and amendments
 - Procurement of goods and services – advertisement or soliciting proposals for bids for construction
 - Executing contracts and small purchase or performing force account work
 - Executing change;
- (d) That it will allow Department staff access to the site to perform routine and final inspections, review financial records and attend monthly project meetings. That the construction contract will provide

that representatives of the Department of Environmental Conservation and the Vermont Municipal Bond Bank will have access to the work and to project records whenever such work is in progress, and that the contractor will provide proper facilities for such access and inspection;

- (e) To provide and maintain competent and adequate engineering supervision and inspection of the project to ensure that construction conforms to approved drawings, specifications and agreements; including equipment and other service;
- (f) That it will submit to the Department of Environmental Conservation and to the Vermont Municipal Bond Bank such documents and information related to this project as they may require including a current estimate of all of the project elements to be funded;;
- (g) That each invoice for which reimbursement is requested be properly identified (agreement date, contract number, small purchase number, etc) when submitted;
- (h) That adequate accounting and fiscal records shall be maintained in accord with generally established or other accounting procedures that may be established by the Department of Environmental Conservation and the Vermont Municipal Bond Bank;
- (i) To provide for proper operation and maintenance, and an operation and maintenance manual when appropriate, for the approved project in accord with standards established by the Department;
- (j) That it will submit to the Department within 4 months of completion (final acceptance of each contract by the owner) record drawings and documentation of costs for each contract and its associated work;
- (k) That it agrees to repay, as part of any loan repayment schedule, outstanding planning advances awarded to the applicant and determined to be due and payable by the Department of Environmental Conservation;
- (l) That it agrees to comply with all applicable state and federal requirements pertaining to the project, including but not limited to requirements of section 602(b)(6) of the Federal Clean Water Act;
- (m) That it will or has secured all lands, rights-of-way, easements, state and federal permits and licenses and approval necessary to construct and operate improvements to be financed by the loan. T24, § 4756 (a) (2);
- (n) That it certifies it will establish legal authority and set, collect and apply rates, charges and assessments, as authorized under section 3507, 3613, 3615 and 3616 of Title 24, sufficient for the purpose of generating annual revenue to repay the principal and the interest on the municipal bond or other debt instrument which evidences the loan by the Vermont Municipal Bond Bank, and to pay reasonably anticipated costs of operating and maintaining the financed project and the system of which it is a part; T24, § 4756 (a) (3);
- (o) That it has created a fund authorized under section 2804 of Title 24, or by other means permitted by law, to repair, replace, improve or enlarge the project for which this loan is made; T24, § 4756 (a) (4);
- (p) That it certifies that the project conforms to a capital budget and program, duly adopted by a town, city or incorporated Village pursuant to 24 V.S.A. Chapter 117 for meeting the water supply, pollution control and solid waste needs of the municipality. T24, § 4756 (a) (9);

The Selectboard, as legislative body of the applicant, hereby authorizes Richard McGuire and as an alternate, Bruce Hoar to act as the authorized representatives of the applicant for the purpose of furnishing to the state of Vermont such information, data and documents pertaining to the application for a loan as may be required and otherwise to act as the authorized representative of the applicant in connection with this project. Correspondence should be sent to the authorized representative at the following address and email:

Name <u>Richard McGuire</u>	Phone# <u>(802)-878-0919</u>
	Phone Cell _____
Address <u>7900 Williston Road</u>	Fax # _____
Address <u>Williston, VT 05495</u>	Email <u>rmcguire@willistontown.com</u>
Alternates Name <u>Bruce Hoar</u>	Phone# <u>(802) 878-1239</u>
	Phone Cell _____
Address <u>7900 Williston Road</u>	Fax # _____
Address <u>Williston, VT 05495</u>	Email <u>bhoar@willistontown.com</u>

Email Correspondence Agreement

A check in this box authorizes the Department of Environmental Conservation to transmit correspondence related to this project via Email to the authorized representative, alternate, and the following email addresses:

<u>Richard McGuire</u>	<u>rmcguire@willistontown.com</u>
<u>Bruce Hoar</u>	<u>bhoar@willistontown.com</u>
<u>Wayne Elliott</u>	<u>welliott@aeengineers.com</u>
<u>Jason Booth</u>	<u>jbooth@aeengineers.com</u>

Done this _____ day of _____, 20____.

By: Town of Williston
(Name of Municipality)

(All or majority of its legislative body)

I, the undersigned, the duly qualified and acting Town Clerk (clerk) of the Town of Williston, hereby certify that the above action was formally taken by the legislative body at a duly noticed meeting held on the _____ day of _____, 20____ and is duly recorded in my office.

Signature of Officer

Print or Type Name and Title