



The State of New Hampshire
Department of Environmental Services

Robert R. Scott, Commissioner



November 14, 2019

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His Excellency, Governor Christopher T. Sununu
 and the Honorable Council
 State House
 Concord, New Hampshire 03301

REQUESTED ACTION

Authorize the Department of Environmental Services to amend a Clean Water State Revolving Fund (CWSRF) loan agreement (P.O.# 9005468) with the Town of Whitefield (VC 177499 B002) to increase funding by \$1,630,000, from \$3,566,000 to \$5,196,000, under the provisions of RSA 486:14 and N.H. Code of Admin. Rules Env-Wq 500 et seq., effective upon Governor & Council approval. The original loan agreement was approved by Governor & Council on August 22, 2018 as Item No. 45. Funding is 100% CWSRF Repayment Funds.

Funding is available in the account as follows:

	<u>FY 2020</u>
03-44-44-441018-2001-301-500832	\$1,630,000
Dept. Environmental Services, CWSRF Loan Repayments, Loans	

EXPLANATION

The purpose of this amendment is to increase the Town of Whitefield's existing CWSRF loan by \$1,600,000 to finance additional project scope items identified by recently updated engineering recommendations to bring the wastewater treatment facility into compliance with their National Pollutant Discharge Elimination System Permit and to provide \$30,000 for an Asset Management Program. This amendment also extends the original loan repayment term from 5 years to 30 years. To date, the Town has spent \$531,205 of the original loan amount.

The Supplemental (final) loan amount will be based upon the total CWSRF funds disbursed, and may be less than \$5,196,000. Under federal capitalization grant requirements, this loan includes principal forgiveness in the amount of up to \$190,000.

Attached is a tabulation of the CWSRF showing the effect of this action on the funds available for loans.

We respectfully request your approval.


 Robert R. Scott, Commissioner

DEPARTMENT OF ENVIRONMENTAL SERVICES
WATER DIVISION
CLEAN WATER STATE REVOLVING FUND

Supplemental information to Governor and Council request for loan agreements under RSA 486:14 and N.H. Admin. Rules Env-Wq 500 for the municipality listed below:

This request will change the balance available for loans as follows:

	CWSRF Repayment
Repayment Funds as of November 14, 2019	\$68,893,844
Loan Agreement(s) This Request:	
Town of Whitefield	\$1,630,000
Other Requested Action(s)	
Town of Littleton	\$49,000
Town of Boscawen	\$60,000
Net Change [†]	\$1,739,000
Balance Available after G & C Approval	\$67,154,844

*Is net of the 4% reduction for CWSRF Program administration
See SRF Loan Status Table for breakdown of Grants by year

AMENDMENT No. 1
TO
STATE OF NEW HAMPSHIRE
WATER POLLUTION CONTROL REVOLVING FUND PROGRAM
TOWN OF WHITEFIELD, NEW HAMPSHIRE
ORIGINAL LOAN AGREEMENT
For Project CS-330168-05

To increase the Town of Whitefield's loan amount for the Wastewater Treatment Facility Upgrade Project from \$3,566,000 to \$5,196,000.

Now therefore, amend the ORIGINAL LOAN AGREEMENT, as approved by Governor and Council on August 22, 2018 as Item No. 45 in the following manner:

Change only Page 1 lines 16 through 17 of the ORIGINAL LOAN AGREEMENT to read as follows:

“...State, in accordance with the terms of this Agreement, the principal sum of **Five Million, One Hundred Ninety-Six Thousand and 00/100 Dollars (\$5,196,000)** (Principal Sum) or such ...”;

And, change Page 1, line 19 of the ORIGINAL LOAN AGREEMENT to read as follows:

“...Loan Recipient. Pursuant to federal capitalization grant requirements and/or other allowances, additional financial assistance in the form of principal forgiveness will be applied to the loan upon the initial repayment as follows: A portion of the principal sum, not to exceed **One Hundred Sixty Thousand and 00/100 Dollars (\$160,000)** or up to 10% of disbursements in excess of Three Million, Five Hundred Sixty-Six Thousand and 00/100 Dollars (\$3,566,000) for costs related to the Wastewater Treatment Facility Upgrade, whichever is less. In addition, the lesser of **Thirty Thousand and 00/100 Dollars (\$30,000)** or 100% of disbursements related to the asset management program for the wastewater system that meets the State's guidelines for asset management programs as determined by the State at the completion of the project. The total amount of principal forgiveness applied to the loan will not exceed **One Hundred Ninety Thousand and 00/100 Dollars (\$190,000)**. In addition to the principal sum, the Loan Recipient agrees to pay the applicable...”;

And, change only Page 2, line 23 of the ORIGINAL LOAN AGREEMENT to read as follows:

“...interest on the Note. The principal shall be paid in full within **30 years** from the date of the Note...”;

And, change only Page 3, line 1 of the ORIGINAL LOAN AGREEMENT to read as follows:

“...Completion date is hereby determined to be **May 2, 2021**; however, should the project ...”.



The State of New Hampshire
Department of Environmental Services



Robert R. Scott, Commissioner

July 30, 2018

His Excellency, Governor Christopher T. Sununu
and the Honorable Council
State House
Concord, New Hampshire 03301

APPROVED G & C
DATE 8/22/18
ITEM # 45

REQUESTED ACTION

Authorize the Department of Environmental Services to approve a Clean Water State Revolving Fund (CWSRF) loan agreement with the Town of Whitefield (VC #177499 B002) in an amount not to exceed \$3,566,000 to finance the Wastewater Treatment Facility Upgrade under the provisions of RSA 486:14 and N.H. Code of Admin. Rules Env-Wq 500 et seq., effective upon Governor & Council approval. Funding is 100% CWSRF Repayment Funds.

Funding is available in the account as follows:

03-44-44-441018-2001-301-500832 FY 2019
Dept. Environmental Services, CWSRF Loan Repayments, Loans \$3,566,000

EXPLANATION

The purpose of the requested action is to authorize the Town of Whitefield to borrow up to \$3,566,000 from the CWSRF to finance the Wastewater Treatment Facility Upgrade (project). The project includes a new process complex to house new process equipment, electrical and HVAC systems, updated headworks, new sequencing batch reactors and appurtenances. The project will also include new sludge handling and effluent flow measurement equipment, decommissioning of the existing lagoons and refurbishing of the existing WWTF building. The project will allow Whitefield to eliminate recurring violations of its existing discharge permit and bring the facility into compliance with a USEPA Consent Order, and as a result improve water quality of the Johns River.

The Supplemental (final) loan amount will be based upon the total CWSRF funds disbursed, and may be less than \$3,566,000. The interest rate for this Original Loan Agreement is 2.0000%.

Attached is a tabulation of the CWSRF showing the effect of this action on the funds available for loans.

We respectfully request your approval.



Robert R. Scott, Commissioner