

RESOLUTION 2000 - 17

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A LOAN APPLICATION FOR THE PLANNING, DESIGN AND CONSTRUCTION OF A WASTEWATER COLLECTION AND TRANSMISSION SYSTEM WITHIN THE MUNICIPAL SERVICE DISTRICT OF PONTE VEDRA BEACH.

WHEREAS, St. Johns County is proposing to construct a wastewater collection and transmission system within the Municipal Service District of Ponte Vedra Beach; and

WHEREAS, the costs of this project are proposed to be recovered through the placement of a non ad valorem special assessment upon properties benefiting from the wastewater system; and

WHEREAS, the County will need to finance the costs of planning, design and construction of the proposed system; and

WHEREAS, the Florida Department of Environmental Protection (FDEP) has a low cost loan fund available to local governments for the financing of such projects; and

WHEREAS, the County must prepare, execute and deliver a loan application to FDEP to be eligible to receive funds through such a loan; and

WHEREAS, time is of the essence in the preparation, execution and delivery of the loan application; and

WHEREAS, it will be more practicable and timely to authorize execution of the completed FDEP loan application for the proposed project by the County Administrator; and

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Johns County, Florida, that:

1. The above "Whereas" statements are adopted as a finding of fact.
2. The County Administrator is hereby authorized to execute the FDEP loan application for the planning, design and construction of the proposed system within the Municipal Service District of Ponte Vedra Beach.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, State of Florida, this 8th day of February, 2000.

**BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA**

By: James L. Bryant
Chairman

ATTEST: Cheryl Strickland, Clerk

By: Patricia DeGarde
Deputy Clerk

Request for Inclusion on a Priority List for Wastewater Facilities

*If this request is for a Small Community Preconstruction Loan, complete Item 5, this page, or
If this request is for a Construction Loan, complete Item 6, next page.*

5. Estimated Project Cost for Small Community Preconstruction Loan

a. Post-allowance Costs:

(\$1,000's)

Construction, Demolition and Related Procurement	\$ _____
Eligible Land	\$ _____
Contingency (10% of construction and land).....	\$ _____
Technical Services during Construction	\$ _____
Start-up services	\$ _____
Other (explain).....	\$ _____
Subtotal (of the above construction items)	\$ _____
Loan Repayment Reserve (3% of subtotal).....	\$ _____
Total Post-allowance Cost (excludes capitalized interest)	\$ _____

b. Preconstruction Costs:

(\$1,000's)

Administrative Allowance [see Rule 62-503.420(1), F.A.C.].....	\$ _____
Planning Allowance [see Rule 62-503.420(3), F.A.C.].....	\$ _____
Engineering Allowance [see Rule 62-503.420(2), F.A.C.].....	\$ _____
Subtotal (of the above preconstruction items).....	\$ _____
Loan Repayment Reserve (3% of subtotal).....	\$ _____
Total Preconstruction Cost (to be Identified on priority list, excludes capitalized Interest).....	\$ _____

c. Project Cost (Items 5.a plus 5.b) to be assigned to EPA Needs Categories In Item 7

\$ _____

6. Estimated Project Cost for Construction Loan

(\$1000's)

Construction, Demolition and Related Procurement	\$ _____
Eligible Land	\$ _____
Contingency (10% of construction and land)	\$ _____
Technical Services during Construction.....	\$ _____
Start-up Services.....	\$ _____
Other (explain)	\$ _____
Subtotal "A" of Basic Costs (for calculating Allowances below)	\$ _____

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6. Estimated Project Cost for Construction Loan (continued) (\$1000's)

Administrative Allowance [see Rule 62-503.420(1), F.A.C.] \$ _____

Engineering Allowance [see Rule 62-503.420(2), F.A.C.] \$ _____

Subtotal "B" of Basic Costs plus Allowances (for calculating Fee and Reserve below)..... \$ _____

Loan Repayment Reserve (3% of Subtotal "B")..... \$ _____

Total Cost for Item 6 (Subtotal "B" plus Loan Repayment Reserve)..... \$ _____

7. Loan Service Fee: A loan service fee is assessed on each loan. The fee is not part of the loan. It may be paid at the time of loan agreement execution or it may be paid along with capitalized interest thereon no later than by the time that the second semiannual loan repayment is due. The fee percentage is established each fiscal year in accordance with Rule 62-503.400(1), F.A.C. The authorized fee minimum is 2% and maximum is 4% of the total cost reported in Item 5.b or 6 above. Please check with Bureau of Water Facilities Funding personnel to establish the current year's loan service fee percentage and to obtain more information on how the fee may be paid.

The estimated amount of the loan service fee is..... \$ _____

8. Total Cost from Item 5 or Item 6 Itemized by EPA Category (prorate nonconstruction costs)

TREATMENT FACILITIES: (\$1000's)

I. Secondary Treatment, Including Outfall or Deep Well Injection..... \$ _____

II. Advanced Levels of Treatment (only the incremental cost in addition to secondary treatment), Including all Costs Attributable to Reclaimed Water Reuse..... \$ _____

SEWERS:

IIIA. Infiltration/Inflow Correction..... \$ _____

IIIB. Major Sewer System Rehabilitation or Replacement..... \$ _____

IVA. New Collector Sewers and Appurtenances (residence and other building laterals are to be excluded) \$ _____

IVB. New Interceptors, Pump Stations, Forcemains, and Appurtenances (the primary purpose of which is not the direct collection of wastewater from residential building laterals, etc.)..... \$ _____

V. Combined Sewer Overflow Correction..... \$ _____

TOTAL TO BE IDENTIFIED ON PRIORITY LIST (must match Item 5.c or Total for Item 6)..... \$ _____

9. Will the project alleviate a documented health hazard?..... No Yes
 If yes, please have the Director of the County Health Department complete the certification form with appropriate attachments (Page 6).

10. Is this project required to accomplish compliance with enforceable pollution control requirements?..... No Yes
 If yes, please attach a copy of the supporting documentation (compliance order, violation notice, etc.).

11. Flow Data

Provide the highest EXISTING MONTHLY AVERAGE DAILY FLOW (as opposed to design or projected flow). You may provide flow data for the category that will generate the highest score or for all applicable categories and the Department will determine which category generates the highest score. When available, flow data are to be reported to the nearest one-thousand gallons per day.

<u>Project Category</u>	<u>Existing Average Daily Flow</u>
Public Health Hazard Elimination (See Item 9)	_____
Compliance with Laws to Eliminate Discharge from Specific Water Bodies	_____

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11. Flow Data (continued)

Other Compliance Projects

- Toxics Control _____
- Sludge Management..... _____
- Reclaimed Water (excluding discharge to surface water)..... _____
- Treatment to Reduce Nutrients before Discharge to Surface Water..... _____
- Other Facilities _____

Projects Not Required for Compliance

- Reclaimed Water or Sludge Reuse..... _____
- Sewer Rehabilitation Necessary for System Integrity _____
- Cost-effective Elimination of Infiltration/Inflow _____
- Other _____

Please attach an explanation of how the flow data was established. For multiple facilities projects, relate specific facilities to the flow data.

- 12. Will this project assist in the restoration or protection of a water body with an adopted SWIM plan? No Yes
If yes, attach excerpts or identify relevant pages of the adopted SWIM plan and explain how the project will assist in the restoration or protection.
- 13. Is the project to serve a small community (municipality or unincorporated community with a total population of 20,000 or less as of the most recent decennial census)? No Yes

For an unincorporated community, attach an explanation of how the community population was established. Include a sketch or map showing census tracts and community boundaries.

14. Project Schedule:

- Is this information being submitted in support of a request for the Department to **Include** a project on the initial priority list yet to be adopted for the upcoming fiscal year? No Yes
If **Yes**, note that there is a March 31 (of the fiscal year for which the project list is being developed) target date deadline. A complete financial assistance application is to be submitted no later than 45 days prior to the target date.
- Is this information being submitted in support of a request for the Department to **Add** a project to the priority list after its initial adoption? No Yes

(Note that the addition of projects to be funded with a preconstruction loan is subject to the availability of a limited set-aside.

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14. Project Schedule (continued):

If **Yes**, note that a complete financial assistance application is to be submitted no later than the date listed below corresponding to the three-month period in which notification is given that the project has been added to the list. The corresponding target date deadlines also are listed below **for project list additions**.

<u>Notification Period</u>	<u>Application Deadline</u>	<u>Target Date Deadline</u>
January 1 to March 31	May 15	June 30
April 1 to June 30	August 15	September 30
July 1 to September 30	November 15	December 31
October 1 to December 31	February 15	March 31

Provide the actual or anticipated dates for the following activities:

- Completion of the facilities plan as defined under Rule 62-503.200(9), F.A.C..... _____
- Completion of project plans and specifications in conformance with the facilities plan and Rule 62-503.700, F.A.C..... _____
- Obtain the Department's intent to issue a permit or other authorization (if required) for project construction..... _____
- Obtain all required project sites..... _____
- Complete financial assistance application submittal date..... _____
- Target date (anticipated effective date of financial assistance agreement)..... _____
- Start construction..... _____
- Complete construction..... _____

APPLICATION SUBMITTAL AND TARGET DATE CONSIDERATIONS:

In situations described in Rule 62-503.680, F.A.C., and Rule 62-503.430(3), F.A.C., late submittals of applications will have adverse consequences. ***The certification required, under Item 4 above, from the Authorized Representative as part of this form extends to the project sponsor's commitment to meet the submittal requirements for the completed financial assistance application and to meet the target date requirements for executing an assistance agreement.***

Note the following activities associated with an application:

- a. Adopt governing body resolution authorizing the application and designating an Authorized Representative.
- b. Submit EPA Compliance Report (relating to service area demographics) to the Department.
- c. Establish project, including disbursement, schedule.
- d. Adopt governing body resolution establishing pledged revenues.
- e. Establish a loan repayment schedule.
- f. Obtain financial information for each source of pledged revenue as follows: Actual revenues and expenditures for the last two fiscal years, and forecast revenues and debt coverage demonstrating the availability of pledged revenues for loan repayment (and explain the basis of the forecast).
- g. Obtain a legal opinion addressing the availability of pledged revenues for loan repayment, the right to increase rates at which revenues can be collected to repay the loan, and the subordination of the pledge if pledged revenues are subject to a prior or parity lien.
- h. Obtain information concerning liens on the pledged revenues which will have prior or parity status. Information is to be provided for each of the last two fiscal years and estimated throughout the loan repayment period. Describe each obligation, the amount, and repayment terms. Provide resolutions or ordinances recognizing the seniority or parity of unissued debt.

15. Return completed Forms to the Bureau of Water Facilities Funding, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400. Information may also be sent by FAX at (850) 921-2769.

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CERTIFICATION THAT THE PROJECT WILL ELIMINATE A RECORDED PUBLIC HEALTH HAZARD

Check the appropriate description.

- Contamination of drinking water supplies resulting in disease outbreak.
- Discharge of inadequately treated (or disinfected) sewage resulting in closing of areas to shellfishing or frequent closing of public recreation areas.
- Excessive infiltration/inflow resulting in frequent raw sewage overflows in residential areas.
- Failing septic tanks resulting in frequent overflows in residential areas.
- Other (please attach description).

Attach the following information:

- (a) Specific location of the hazard and proposed project, including a sketch or map.
- (b) Extent of the hazard (for example, number of failing septic tanks and the number of people affected).
- (c) Frequency of occurrence (for example, the approximate number of days during the year that the septic tanks overflow, or the annual failure rate).
- (d) Explanation of how the project will eliminate the hazard.

I hereby certify that a public health hazard exists and that the information presented herein and attached hereto is accurate.

(Certification is required by the Director of the County Health Department.)

(signature)

(date)

(name, typed)

(title)

(agency)

(address)

Telephone _____

FAX _____