

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

**STATE REVOLVING LOAN PROGRAM
FOR
DRINKING WATER FACILITIES

LOAN APPLICATION**



Florida Department of Environmental Protection
State Revolving Fund Program
Marjory Stoneman Douglas Building
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000

TABLE OF CONTENTS

| | Page Number |
|---|------------------------|
| LOAN APPLICATION | |
| (1) SUBMITTAL..... | 1 |
| (2) COMPLETING THE APPLICATION | 1 |
| (3) ASSISTANCE | 1 |
| PART I - ADMINISTRATIVE INFORMATION | |
| (1) PROJECT SPONSOR..... | 1 |
| (2) AUTHORIZED REPRESENTATIVE | 1 |
| (3) PRIMARY CONTACT | 1 |
| (4) ADDITIONAL CONTACTS..... | 1 |
| (5) PROJECT NUMBER..... | 1 |
| (6) INTERIM FINANCING | 1 |
| PART II - PROJECT INFORMATION | |
| A. PRECONSTRUCTION PROJECT | |
| (1) ACTIVITIES | 2 |
| (2) SCHEDULE..... | 2 |
| (3) COST | 2 |
| B. CONSTRUCTION PROJECT | |
| (1) ACTIVITIES | 2 |
| (2) SCHEDULE..... | 3 |
| (3) COST | 3 |
| PART III - FINANCIAL INFORMATION | |
| (1) PRINCIPAL | 3 |
| (2) TERMS AND REPAYMENT | 3 |
| (3) ANNUAL FUNDING LIMIT..... | 3 |
| (4) INFORMATION ON LIENS | 3 |
| (5) ACTUAL AND PROJECTED REVENUES..... | 4 |
| (6) AVAILABILITY OF PLEDGED REVENUES | 4 |
| (7) LOAN SERVICE FEE..... | 4 |
| PART IV - AUTHORIZATION AND ASSURANCES | |
| (1) AUTHORIZATION..... | 4 |
| (2) ASSURANCES | 4 |
| PART V - SUPPLEMENTARY INFORMATION | |
| SCHEDULE OF PRIOR AND PARITY LIENS | 7 |
| SCHEDULE OF ACTUAL REVENUES AND DEBT COVERAGE..... | 8 |
| SCHEDULE OF PROJECTED REVENUES AND DEBT COVERAGE..... | 9 |
| LIST OF ATTACHMENTS..... | 10 |

LOAN APPLICATION

- (1) SUBMITTAL. Submit the application and attachments to the Department of Environmental Protection, MS 3505, State Revolving Fund Program, Marjorie Stoneman Douglas Building, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000. The application (and supporting documentation) may be submitted electronically to the Department's Project Manager.
- (2) COMPLETING THE APPLICATION.
 - (a) This application consists of five parts: (I) ADMINISTRATIVE INFORMATION; (II) PROJECT INFORMATION; (III) FINANCIAL INFORMATION; (IV) AUTHORIZATION AND ASSURANCES; and (V) SUPPLEMENTARY INFORMATION.
 - (b) All information provided on this application must be printed. Monetary amounts may be rounded.
 - (c) Forms and attachments to be submitted are denoted with italic print.
- (3) ASSISTANCE. Completing this application may require information that can be obtained from the Drinking Water State Revolving Fund Program staff. Please email SRF_Reporting@dep.state.fl.us for assistance in completing this application.

PART I - ADMINISTRATIVE INFORMATION

- (1) PROJECT SPONSOR The American Beach Water and Sewer District
Federal Employer Identification Number 59-1863042 (Nassau County)
DUNS Number 829978514 (Nassau County)
- (2) AUTHORIZED REPRESENTATIVE (person authorized to sign or attest loan documents).
Name Thomas R. Ford Title Chairman, Nassau County, Florida
Telephone 904-530-6010 FAX 904-321-5784 Email tford@nassaucountyfl.com
Mailing Address 96135 Nassau Place, Suite 1, Yulee, FL 32097
- (3) PRIMARY CONTACT (person to answer questions regarding this application).
Name Rob Dickson Title Capital Program Manager, FGUA
Telephone 407-629-6900 FAX 407-629-6968 Email rdickson@govmserv.com
Employer Government Services Group
Mailing Address 280 Wekiva Springs Road, 2070, Longwood, FL 32779
- (4) ADDITIONAL CONTACTS. If more than one additional person is to receive copies of Department correspondence, attach the information (*Attachment #* _____).
Name Mickey Joseph Title Assistant Finance Director
Telephone 407-629-6900 FAX 407-629-6968 Email mjoseph@govmserv.com
Employer Government Services Group
Mailing Address 280 Wekiva Springs Road, 2070, Longwood, FL 32779
- (5) PROJECT NUMBER (listed on the Department's priority list). DW45051
- (6) INTERIM FINANCING. A local government project sponsor that has interim financing may be subject to certain conditions regarding such financing.

Is the project currently being funded with interim financing?

☐

Yes

☒

No

PART II – PROJECT INFORMATION

If you are applying for a planning or design loan for a project that will involve construction, complete only Subpart A below. If you are applying for a loan to construct a project that is already planned and designed, complete only Subpart B below.

A. PLANNING OR DESIGN PROJECT

Information should be provided for each separate facility to be planned and designed as appropriate. For design/build projects (not eligible for design loans) or those where multiple facilities, segments, or phases are involved, please attach information for activities, schedule, and cost for each. (*Attachment #1*)

- (1) ACTIVITIES. Attach a brief description of the scope of planning and design activities to be financed by this loan. Include a list of any engineering services to be performed. (*Attachment #1*) Are these activities the same as those scheduled on the *Request for Inclusion Form*? ☒ Yes ☐ No. If “No”, please explain. (*Attachment #*_____)
- (2) SCHEDULE.
- (a) Provide proposed completion dates for the items. (Please call Department staff to discuss time frames needed to complete required tasks.)
- | | |
|------------------------------------|----------|
| Planning documentation | 11/18/20 |
| Engineering design | 6/1/21 |
| Certification of site availability | 6/15/21 |
| Permitting | 6/15/21 |
- (b) Do you anticipate that an interlocal agreement with another party will be necessary to implement the project? If “Yes”, please explain. (*Attachment #2*) ☒ Yes ☐ No
- (c) Is this a design/build project? ☐ Yes ☒ No
- (3) COST. Is the cost information submitted for the planning or design loan priority list current? If “No”, please explain and submit revised cost information using the appropriate page of the *Request for Inclusion Form*. (*Attachment #*_____) Note that the disbursable amount will be limited to the priority list amount. ☒ Yes ☐ No

PLANNING OR DESIGN APPLICANTS PROCEED TO PART III.

B. CONSTRUCTION PROJECT

- (1) ACTIVITIES.
- (a) Attach a brief description of construction activities to be financed by this loan. Include a list of the contracts (by title) corresponding to the plans and specifications accepted by the Department (*Attachment #1*).
- Are these contracts the same as those scheduled on the *Request for Inclusion Form*? ☐ Yes ☐ No
- If “No”, please explain. (*Attachment #*_____)
- (b) Have any of the contracts been bid? ☐ Yes ☐ No
- If “Yes”, indicate which contracts have been bid. (*Attachment #*_____)
- (c) Was planning or design for this project financed in another SRF loan? ☐ Yes ☐ No
- If “Yes”, give the SRF loan number. _____
- (d) Does this project involve an interlocal agreement with other local governments or other entities? ☐ Yes ☐ No
- If “Yes”, attach a copy of the Department letter accepting the interlocal agreement. (*Attachment #*_____)
- Is the interlocal agreement, as accepted by the Department, fully executed and enforceable? ☐ Yes ☐ No

If "No", please explain (*Attachment #*_____).

(2) SCHEDULE.

(month and year)

(a) Anticipated notice to proceed for first construction contract.

(b) Anticipated completion of all construction contracts.

(3) COST. Is the cost information submitted for the priority list current?

☐ Yes ☐ No

If "No", please explain and submit revised cost information using the appropriate page of the *Request for Inclusion Form*. (*Attachment #*_____). Note that the disbursable amount will be limited to the priority list amount.

PART III - FINANCIAL INFORMATION

Estimates of the capitalized interest, interest rate, pledged revenue coverage, limitations on annual loan amounts for large projects, applicability and amount of repayment reserves, amount of the loan service fee and any other information may be obtained by contacting staff in the State Revolving Fund Management Section.

(1) PRINCIPAL. The requested amount of the loan which does not include capitalized interest is \$231,500

Note that the disbursable amount will be limited to the priority list amount and must be consistent with the project information provided under **PART II** of this application. Also note that the capitalized interest is an inexact estimate, and it is subject to adjustment by the Department to reflect actual disbursement timing. The principal amount of the loan does not include the loan service fee.

(2) TERMS AND REPAYMENT.

(a) Loans for planning and design shall be amortized over 10 years. Construction loans to local government project sponsors are amortized over the lesser of useful life of the project or 20 years unless the project is to serve a small community qualifying as financially disadvantaged. Construction loans to financially disadvantaged small communities may be amortized over the lesser of useful life of the project or 30 years. Construction loans to non-governmental project sponsors are amortized over the lesser of the useful life of the project or 20 years. Interest charges and principal are paid semiannually.

What is the useful life of the project? 40 (years)

Over how many years would you like to amortize the loan? 20 (years)

(b) List all revenues that are to be pledged for repayment of this loan. Revenues from Water and Sewer Service Fees.

(c) Pledged revenue receipts or collections by the project sponsor must exceed the amount of the repayments due to the Department unless there are other collateral provisions. The excess revenue, or coverage, generally is 15% of each repayment.

What coverage is proposed for the loan? 15% (coverage percentage)

(d) Is any other financial assistance being applied to this project?

☐ Yes ☒ No

If "Yes", please list. (*Attachment #*_____)

(3) ANNUAL FUNDING LIMIT. Large project funding (generally, loans in excess of \$10 million) may be provided in increments pursuant to the initial loan agreement and subsequent amendments.

(4) INFORMATION ON LIENS.

(a) Describe, if applicable, all debt obligations having a prior or parity lien on the revenues pledged to repay this loan. (*Attachment #*N/A)


(b) Using the Part V, *Schedule of Prior and Parity Liens*, provide debt service information, if applicable, on each prior and parity obligation.

- (c) For the listed obligations, provide a copy of the ordinance(s), resolution(s), official statement(s), or pages thereof, setting forth the definitions, use of proceeds, debt service schedule, pledged revenues, rate covenants, provisions for issuing additional debt, provisions for bond insurance, and debt rating. (*Attachment #N/A*).
- (d) Describe any other notes and loans payable from the revenues pledged to repay this loan. (*Attachment #N/A*).
- (5) ACTUAL AND PROJECTED REVENUES.
 - (a) Complete the Part V, *Schedule of Actual Revenues and Debt Coverage* for the past two fiscal years.
 - (b) Complete the Part V, *Schedule of Projected Revenues and Debt Coverage*, demonstrating the availability of pledged revenues for loan repayment.
- (6) AVAILABILITY OF PLEDGED REVENUES. All sources must be supported by a written legal opinion. (*Attachment #3*) The opinion must address the following:
 - (a) Availability of the revenues to repay the loan.
 - (b) Right to increase rates at which revenues shall be collected to repay the loan.
 - (c) Subordination of the pledge if pledged revenues are subject to a prior or parity lien.
- (7) LOAN SERVICE FEE. A loan service fee is assessed on each loan. The fee is not part of the loan. The fee along with interest thereon will be deducted from the first available repayments after the final amendment to the loan agreement.

PART IV – AUTHORIZATION AND ASSURANCES

- (1) AUTHORIZATION. Provide an authorizing resolution of the Applicant's governing body or other evidence of authorization (*Attachment #4*) for the following:
 - (a) Pledging revenues to repay the loan.
 - (b) Designation of the Authorized Representative(s) to file this application, provide assurances, execute the loan agreement, and represent the Applicant in carrying out responsibilities (including that of requesting loan disbursements) under the loan agreement.
- (2) ASSURANCES. The Applicant agrees to comply with the laws, rules, regulations, policies and conditions relating to the loan for this project. Applicants should seek further information from the Drinking Water State Revolving Fund Program staff as to the applicability of the requirements if the necessity for the assurances is of concern. Specifically, the Applicant certifies that it has complied, as appropriate, and will comply with the following requirements, as appropriate, in undertaking the Project:
 - (a) Assurances for capitalization grant projects.
 - 1. Complete all facilities for which funding has been provided.
 - 2. The Applicant is advised, pursuant to 40 CFR 35 Section 35.3575, that a number of Federal law, executive orders, and government-wide policies can apply to your project or activity that is receiving Federal financial assistance. The Applicant agrees to read those provisions regarding the application of Federal cross-cutting authorities (cross-cutters) to determine their applicability to your specific project or activity.
 - (b) Assurances for other projects. Please note that Florida Statutes are available at <http://www.leg.state.fl.us>. They are also available at the following physical address: Florida Department of State Division of Library and Information Services R.A. Gray Building 500 South Bronough Street Tallahassee, Florida 32399-0250.
 - 1. Chapter 161, Part I, F.S., "Beach and Shore Preservation Act" and Part III, "Coastal Zone Protection Act of 1985" which regulate coastal zone construction and all activities likely to affect the condition of the beaches or shore.
 - 2. Chapter 163, Part II, F.S., the "Local Government Comprehensive Planning and Land Development Regulation Act" which requires units of local government to establish and implement comprehensive planning programs to control future development.
 - 3. Chapter 186, F.S., State and Regional Planning, which requires conformance of projects with Regional Plans and the State Comprehensive Plan.
 - 4. Chapter 253, F.S., "Emergency Archaeological Property Acquisition Act of 1988" which requires protection of archaeological properties of major statewide significance discovered during construction activities.

5. Chapter 258, Part III, F.S., which requires protection of components or potential components of the national wild and scenic rivers system.
6. Chapter 267, F.S., the "Florida Historical Resources Act" which requires identification, protection, and preservation of historic properties, archaeological and anthropological sites.
7. Chapter 287, Part I, F.S., which prohibits parties convicted of public entity crimes or discrimination from participating in State-assisted projects and which requires consideration of the utilization of Minority Business Enterprises in State-assisted projects.
8. Chapter 372, F.S., the Florida Endangered and Threatened Species Act which prohibits the killing or wounding of an endangered, threatened, or special concern species or intentionally destroying their eggs or nest.
9. Chapter 373, Part IV, F.S., Florida Water Resources Act of 1972, which requires that activities on surface waters or wetlands avoid adversely affecting: public health, safety, welfare, or property; conservation of fish and wildlife, including endangered or threatened species or their habitats; navigation or the flow of water; the fishing or recreational values or marine productivity; and significant historical and archaeological resources.
10. Chapter 380, Part I, F.S., Florida Environmental Land and Water Management Act of 1972 as it pertains to regulation of developments and implementation of land and water management policies.
11. Chapter 381, F.S., Public Health, as it pertains to regulation of onsite wastewater systems.
12. Chapter 403, Part I, F.S., Florida Air and Water Pollution Control which requires protection of all waters of the state.
13. Chapter 582, F.S., Soil and Water Conservation Act which requires conformance with Water Management District's regulations governing the use of land and water resources.
14. Governor's Executive Order 95-359, which requires State Clearinghouse review of project planning documentation and intergovernmental coordination.

Signed this 26th Day of April, 20 21
Authorized Representative  Thomas R. Ford, Chairman
(signature) (name typed or printed)

PART V - SUPPLEMENTARY INFORMATION

**SCHEDULE OF PRIOR AND PARITY LIENS
(EXCLUDING SRF LOANS)**

List annual debt service beginning two years before the anticipated loan agreement date and continuing at least three additional fiscal years. Use additional pages as necessary.

| | | |
|-------------------------------------|------------|---------|
| Identify Each Obligation | <u>N/A</u> | <u></u> |
| Coverage | <u>N/A</u> | <u></u> |
| Insured? | <u>N/A</u> | <u></u> |

| Fiscal Year | Annual Debt Service (Principal + Interest) | | | Total Debt Service | Total Debt Service w/coverage |
|------------------------|---|-----------|-----------|-------------------------------|--|
| | #1 | #2 | #3 | | |

PART V - SUPPLEMENTARY INFORMATION

SCHEDULE OF ACTUAL REVENUES AND DEBT COVERAGE

(Provide information for the two fiscal years preceding the anticipated date of the SRF loan agreement.)

| | FY 2019 | FY 2020 |
|---|----------------|----------------|
| (a) Operating Revenues (Source) | | |
| Water & Wastewater | 0 | 0 |
| Other Operating Revenues | 0 | 0 |
| (b) Interest Income | 0 | 0 |
| (c) Other Incomes or Revenues | | |
| Misc. Income | 0 | 0 |
| Connection Fees (Impact Fees) and Developer Contributions | 0 | 0 |
| (d) Total Revenues | 0 | 0 |
| (e) Operating Expenses (excluding interest on debt, depreciation, and other non-cash items) | 0 | 0 |
| (f) Net Revenues (f = d – e) | 0 | 0 |
| (g) Debt Service (including any required coverage) Excluding SRF Loans | 0 | 0 |
| (i) Debt Service (including coverage) for Outstanding SRF Loans | 0 | 0 |
| Net Revenues After Debt Service | 0 | 0 |

Source: Board of County Commissioners of Nassau County Ordinance No. 2020-26

Notes

The American Beach Water and Sewer District was created on August 24, 2020, and did not have any operating activity, including revenues or expenses, for Fiscal Years 2019 and 2020.

PART V - SUPPLEMENTARY INFORMATION

SCHEDULE OF PROJECTED REVENUES AND DEBT COVERAGE

Begin with the fiscal year preceding first anticipated semiannual loan payment and continuing for at least three additional years. Attach a separate page for previous State Revolving Fund loans. (Attachment #N/A)

| | FY 2021 | FY 2022 | FY 2023 | FY 2024 | FY 2025 |
|---|----------------|----------------|----------------|----------------|----------------|
| (a) Operating Revenues | | | | | |
| Water and Wastewater Revenues | - | - | - | - | - |
| Other Operating Revenues - Special Assessments | - | 121,691 | 121,691 | 121,691 | 121,691 |
| (b) Interest Income | - | - | - | - | - |
| (c) Other Incomes or Revenues | | | | | |
| Misc. Income | - | - | - | - | - |
| Connection Fees (Impact Fees) | - | - | - | - | - |
| (d) Total Revenues | - | 121,691 | 121,691 | 121,691 | 121,691 |
| (e) Operating Expenses (excluding interest on debt, depreciation, and other non-cash items) | - | 20,134 | 20,134 | 20,134 | 20,134 |
| (f) Net Revenues (f = d - e) | - | 101,557 | 101,557 | 101,557 | 101,557 |
| (g) Existing Debt Service on Non-SRF Projects (including coverage) | - | - | - | - | - |
| (h) Existing SRF Loan Debt Service (including coverage) | - | - | - | - | - |
| (i) Total Existing Debt Service (i = g + h) | - | - | - | - | - |
| (j) Projected Debt Service on Non-SRF Future Projects (including coverage) | - | - | - | - | - |
| (k) Projected SRF Loan Debt Service (including coverage) | - | 101,557 | 101,557 | 101,557 | 101,557 |
| (l) Total Debt Service (Existing and Projected) (l = i + j + k) | - | 101,557 | 101,557 | 101,557 | 101,557 |
| (m) Net Revenues After Debt Service (m = f - l) | - | - | - | - | - |

Please see Attachment (#5) for an explanation of projections.

Nassau County has identified currently available revenues to repay the local required share of this loan. In the alternative, the revenues pledged for the repayment of any remaining loan balances are the anticipated net special assessment revenues (the "Pledged Funds") collected by American Beach Water and Sewer District

PART V – SUPPLEMENTARY INFORMATION

LIST OF ATTACHMENTS

LIST OF ATTACHMENTS. This application requires the submittal of *Attachments* to provide supplemental information. The application is not complete without the completed *List of Attachments*. Please list all attachments that you are including with this application form.

[illegible]