



The State of New Hampshire  
**Department of Environmental Services**

**Robert R. Scott, Commissioner**

April 25, 2023

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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 (PO #9005874) with the City of Lebanon (VC #177422 B002) to increase funding by \$545,497 to \$1,574,170 from \$1,028,673, 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 November 22, 2022, Item #142. Funding is 100% CWSRF Repayment Funds.

Funding is available in the account as follows:

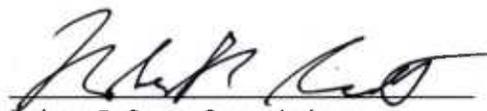
	<u>FY 2023</u>
03-44-44-441018-2001-301-500832	\$545,497
Dept. Environmental Services, CWSRF Loan Repayments, Loans	

**EXPLANATION**

The purpose of this Amendment is to increase the City of Lebanon's existing CWSRF Loan by \$545,497 to fund additional infrastructure improvements along Forest Avenue. The replacement of these deteriorated sewer lines will allow for the elimination of illicit discharges to the sanitary sewer system. To date, no disbursements have been made on this loan.

The Supplemental (final) loan amount will be based upon the total CWSRF funds disbursed and may be less than \$1,574,170. Under federal capitalization grant requirements, this loan includes principal forgiveness of up to \$157,417. Currently, there is \$65,219,761 available to loan after this request.

We respectfully request your approval.

  
Robert R. Scott, Commissioner

AMENDMENT No. 1

TO  
STATE OF NEW HAMPSHIRE  
WATER POLLUTION CONTROL REVOLVING FUND PROGRAM  
CITY OF LEBANON, NEW HAMPSHIRE

ORIGINAL LOAN AGREEMENT  
For Project CS-334092-15

To increase the City of Lebanon's loan amount for the Kimball Street Infrastructure Improvements Project, CWSRF Loan Number CS-334092-15, by \$545,497, from \$1,028,673 to \$1,574,170.

Now therefore, amend the ORIGINAL LOAN AGREEMENT, as approved by Governor and Council on November 22, 2022 as Item No. 142 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 **One Million, Five Hundred Seventy-Four Thousand, One Hundred Seventy and 00/100 Dollars (\$1,574,170)** (Principal Sum) ...";

And, change only Page 1, lines 21 through 22 of the ORIGINAL LOAN AGREEMENT to read as follows:

"...the loan upon the initial repayment as follows: A portion of the principal sum, not to exceed **One Hundred Fifty-Seven Thousand, Four Hundred Seventeen and 00/100 Dollars (\$157,417) or 10%** ...";

And, change only Page 3, line 5 of the ORIGINAL LOAN AGREEMENT to read as follows:

"...date is hereby determined to be **December 2, 2024**; however, should the project experience an...".

Accepted by  
City of Lebanon, New Hampshire



City Manager

4/18/23

Date

Accepted by  
State of New Hampshire



Robert R. Scott, Commissioner

Department of Environmental Services

4/27/22

Date



The State of New Hampshire  
**Department of Environmental Services**



Robert R. Scott, Commissioner

September 13, 2022

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

**APPROVED G & C**

DATE 22 November 2022

ITEM # 142

**REQUESTED ACTIONS**

1. Authorize the Department of Environmental Services to award a grant to the City of Lebanon (VC# 177422 B002) in the amount not to exceed \$440,859 for the Kimball Street Infrastructure Improvements project, effective upon Governor & Council approval through May 23, 2023. 100% Federal Funds.

Funding is available in the following account:

03-44-44-440010-2476-072-500574

Dept Environmental Services, ARPA DES Loans, Grants Federal

Activity code: 00FRF602WB4401F

FY 2023

\$440,859

2. Authorize the Department of Environmental Services to approve a loan agreement with the City of Lebanon (VC# 177422 B002) in an amount not to exceed \$1,028,673 to finance the Kimball Street Infrastructure Improvements project 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 following account:

03-44-44-441018-2001-301-500832

Dept. Environmental Services, CWSRF Loan Repayments, Loans

FY 2023

\$1,028,673

**EXPLANATION**

NHDES selected awardees for the Clean Water Infrastructure projects from pre-applicants who submitted proposed projects to the Clean Water State Revolving Fund (CWSRF) loan program in 2021. Pre-applicants were offered funding for their project utilizing CWSRF ranking criteria, the 2021 CWSRF Project Priority List, and information obtained from a project update solicitation in November 2021.

DES Website: [www.des.nh.gov](http://www.des.nh.gov)

P.O. Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095

Telephone: (603) 271-2513 • Fax: (603) 271-5171 • TDD Access: Relay NH 1-800-735-2964

The City of Lebanon requested a total of \$1,469,532 in funding from NHDES for needed improvements to the wastewater collection system. NHDES, through the American Rescue Plan Act funds (ARPA) and the Clean Water State Revolving Loan Fund (CWSRF) has offered the City \$1,469,532 in a combination of grant and loan funds.

The City will use the grant and loan funding to replace water, sewer, and drainage systems for both Kimball Street and a 1300 ft section of Forest Avenue.

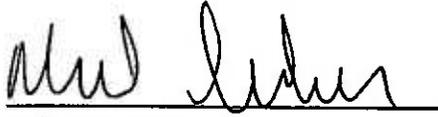
ARPA of 2021 is a \$1.9 trillion economic stimulus bill passed by the 117<sup>th</sup> United States Congress and signed into law by President Biden on March 11, 2021, to speed up the United States' recovery from the economic health effects of the COVID-19 pandemic and the resultant recession. The Act defines eligible uses of the state and local funding, including responding to public health emergencies, responding to workers performing essential work during the COVID-19 emergency, providing revenue relief to states and making investments in water, sewer, and broadband infrastructure. This is an allowable use of ARP FRF funds under Section 602 (c)(1)(D) to make necessary investments in water, sewer, or broadband infrastructure.

In accordance with the final rule from the US Treasury Department for water and wastewater infrastructure investments, project eligibility is aligned with the Environmental Protection Agency's Clean Water State Revolving Fund (CWSRF) and Drinking Water State Revolving Fund (DWSRF). This project is an eligible CWSRF infrastructure project.

The Supplemental (final) loan amount will be based upon the total CWSRF funds disbursed and may be less than \$1,028,673. Under federal capitalization grant requirements, this loan includes principal forgiveness of up to \$102,867. Currently, there is \$106,177,330 available to loan after this request.

In the event that funds become no longer available, general funds will not be requested to support this program. This grant agreement has been approved by the Attorney General's Office as to form, substance and execution.

We respectfully request your approval of this item.

  
Robert R. Scott,  
Commissioner