

**Clean Water State Revolving Fund**  
**ORDER OF APPROVAL**

**Applicant/Issuer:** City of Benton Harbor, Berrien County

**Project No.** 5682-01

**Assistance Amount:** \$4,675,000 (Four Million Six Hundred Seventy-five Thousand Dollars)

**Rate:** 2.25% (Two and One-Quarter Percent)

**Term:** Not to exceed Thirty (30) years, with annual principal payments commencing no later than October 1, 2022.

**Pursuant to:** Part 53, Clean Water Assistance, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended.

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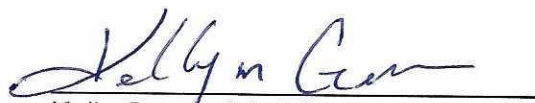
The Director of the Department of Environment, Great Lakes, and Energy of the state of Michigan, acting upon the application submitted by the applicant/issuer for assistance in financing the project pursuant to the referenced Act,

ORDERS that the application is approved based upon the requirements, provisions, and information included in the application and other documents submitted to the Department of Environment, Great Lakes, and Energy, and which are incorporated herein and made part hereof by this reference.

Special conditions of this Order are identified in the attached Exhibits A - C.

This approval is based on the application and other documents currently filed with the Department of Environment, Great Lakes, and Energy. No material change may be made to the application or this approval without the prior written approval of the Department of Environment, Great Lakes, and Energy.

The Department of Environment, Great Lakes, and Energy certifies to the Michigan Finance Authority that the applicant/issuer is eligible to receive assistance as provided by this Order.



Kelly Green, Administrator  
Water Infrastructure Financing Section  
Department of Environment, Great Lakes, and Energy

Dated: August 7, 2020  
Lansing, Michigan

**Clean Water State Revolving Fund**  
**EXHIBIT A**

Cost summary identifying design, construction, and administrative costs.

Asset Management Program / Fiscal Sustainability Costs	\$0
Planning Costs	\$0
Rate Methodology Development Costs	\$0
Design Engineering Cost	\$0
Legal/Financial Service Fees	\$39,500
Administrative Costs	\$1,000
Bond Counsel Fees	\$39,500
Bond Advertisement Costs	\$4,323
Bid Advertisement Costs	\$0
Capitalized Interest	\$0
Land Acquisition/Relocation Costs	\$0
Land Purchase Costs	\$0
Construction Engineering Costs	\$0
Construction Costs (bid contracts)	\$4,326,277*
Construction Costs (force account)	\$0
Equipment Costs	\$0
Other Project Costs	\$0
Contingencies	\$264,400
LESS Other Sources of Funding	<u>(\$0)</u>
<b>TOTAL PROJECT COSTS APPROVED</b> <b>(rounded to nearest \$5,000)</b>	<b>\$4,675,000</b>

\* Represents 36.01 percent of the total costs of this item, as determined by the Alternative Justifiable Expenditure analyses submitted for each construction contract.

**Clean Water State Revolving Fund**  
**EXHIBIT B**

Project description, referencing the permit required by Part 41, Sewerage Systems, of 1994 PA 451.

Permit Numbers: P41002714 Issued on July 1, 2020  
P41002701 Issued on June 24, 2020  
P41002713 Issued on July 1, 2020  
P41002693 Issued on June 18, 2020

**Project Description:**

The project consists of sanitary sewer installation in the following locations:

- Installation of 8-inch to 18-inch diameter sewer on Pipestone Street between Main Street and Vineyard Avenue;
- Installation of 8-inch diameter sewer on Vineyard Avenue from Pipestone Avenue east;
- Installation of 8-inch diameter sewer on Maple Street between Pipestone Avenue and Cedar Street;
- Installation of 8-inch to 18-inch diameter sewer on Territorial Road between Winans Street and Forrest Avenue;
- Installation of 12-inch diameter sewer and 12-inch cured-in-place pipe lining on Benton Street between Territorial Road and Highland Avenue;
- Installation of 8-inch and 12-inch diameter sewer on Highland Avenue between Hull Avenue and Fair Avenue;
- Installation of 8-inch diameter sewer on Nowlen Street between Highland Avenue and Cass Street;
- Installation of 8-inch to 10-inch diameter sewer in the Waukonda Avenue-Stevens Street-Riverside Avenue area to the Stevens/Riverside lift station; and,
- Installation of a 3-inch diameter force main on Stevens Street from the Stevens/Riverside lift station north to Waukonda Avenue.

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**EXHIBIT C**

Additional special conditions.

1. Financial assistance authorized by this Order of Approval is conditioned upon receipt by the Michigan Finance Authority (the "Authority") by August 20, 2020, or such other date approved by the Authority, of all documentation necessary to satisfy the Authority's municipal obligation purchase requirements as set forth in the Shared Credit Rating Act, 1985 PA 227, as amended.
2. Financial assistance authorized by this Order of Approval is conditioned upon issuance, by the applicant or owner, of a Notice to Proceed, to the successful bidder(s) on the project construction contract(s) on or before October 27, 2020, unless prior approval has been authorized by the Department of Environment, Great Lakes, and Energy to extend this date.
3. The applicant must comply with Section 608 of the Federal Water Pollution Control Act (33 U.S.C. 1381 et seq.), which requires that all iron and steel products used in the project be produced in the United States unless the applicant obtains a waiver from the U.S. Environmental Protection Agency.
4. The applicant must comply with the provisions of the Water Resources Reform and Development Act of 2014, which requires all loan recipients for projects involving the repair, replacement, or expansion of a publicly owned treatment works to develop and implement a fiscal sustainability plan.
5. This project is being awarded principal forgiveness, not to exceed 20 percent of the final total project costs. For annual tracking and reporting purposes the amount of principal forgiveness is associated with fiscal year 2019.

Total Loan Amount:	Disadvantaged Community Amount:	Amount of Principal Forgiven:
\$4,675,000	\$4,675,000	\$935,000