

**RESOLUTION NO. 2024- 11**

**A RESOLUTION OF THE CITY COUNCIL OF  
THE CITY OF FAIRFIELD BAY, ARKANSAS  
APPROVING ADDENDUM NUMBER 2 TO  
LYNN CREEK CROSSING REPAIRS  
LOAN AGREEMENT WITH  
ARKANSAS NATURAL RESOURCES COMMISSION  
LOAN AGREEMENT 01177-WDF-L;  
AND FOR OTHER PURPOSES**

*WHEREAS*, The Fairfield Bay City Council previously approved a loan agreement with the Arkansas Natural Resources Commission for repairs at the Lynn Creek Crossing, and subsequently approved Addendum Number 1, on or about December 1, 2020; and

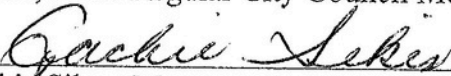
*WHEREAS*, The final loan payment is due in the near future, as a balloon payment; and

*WHEREAS*, the Natural Resources Commission has agreed to a second Addendum, extending the repayment period for an additional five (5) years, which will assist the City in extending the time for repayment of the remaining balance of the loan;

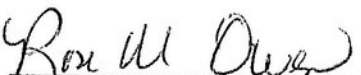
***NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRFIELD BAY, ARKANSAS:***

1. That the City Council RATIFIES, CONFIRMS, AUTHORIZES, AND APPROVES Addendum Number 2 to Loan Agreement 01177-WDF-L, Project No. WRD-004-101 (Lynn Creek Crossing Repairs), a copy of which is attached hereto, extending the payment terms for an addition five years (in lieu of a balloon payment due in March of 2024).
2. This Resolution shall be immediately effective upon its passage by the Council, and publication by the Recorder-Treasurer.

SO BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF FAIRFIELD BAY, Arkansas, on this 12<sup>th</sup> day of February, 2024, at the Regular City Council Meeting.

  
\_\_\_\_\_  
Jackie Sikes, Mayor  
City of Fairfield Bay

A true copy, ATTEST:

  
\_\_\_\_\_  
Rose O. Owen, Recorder-Treasurer  
City of Fairfield Bay

Kelly Law Firm, PLC  
Attorney for City of Fairfield Bay  
February 8, 2024

**ADDENDUM NO. 2 TO  
LOAN AGREEMENT 01177- WDF- L  
PROJECT NO. WRD-004-101 (EnABLE #18-22)**

WHEREAS, on September 13, 2018, the CITY OF FAIRFIELD BAY, (hereinafter referred to as the "Applicant"), applied to the ARKANSAS NATURAL RESOURCES COMMISSION (hereinafter referred to as "ANRC") for the purpose of acquiring necessary financial assistance from ANRC in the amount of \$250,805.00 for the repair and replacement of drainage culvert (hereinafter referred to as the "Project").

WHEREAS, on September 19, 2018, ANRC approved the above-described application in the form of a 10-year loan not to exceed \$250,805.00 from the Water Development Fund, to be disbursed on an as-needed basis, and resolved to enter into an Agreement with the Applicant to provide a loan from ANRC. Approval was contingent upon the Applicant establishing and maintaining a three percent (3%) depreciation fund.

WHEREAS, on February 1, 2019, the Applicant entered into **Loan Agreement 01177- WDF- L** with ANRC.

WHEREAS on October 29, 2020, the Applicant requested that the terms of the Loan Agreement not exceed five (5) years and ANRC so agreed.

WHEREAS on November 20, 2023, the Applicant requested that the balance of the loan (\$133,895) be refinanced over five (5) years and ANRC so agreed.

NOW THEREFORE, the Applicant and ANRC agree to amend **Loan Agreement 01177- WDF- L** as follows:

1. Paragraph 3 of the Repayment Provisions shall be amended to read as follows:

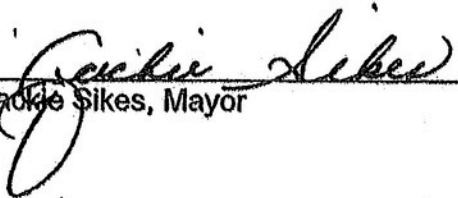
The initial term of the Agreement executed herein is deemed to be no more than five (5) years at two and three-quarters percent (2.75%) interest. Payments will be made as stated in the repayment schedule that is attached hereto as Attachment A.

The second term of the Agreement executed herein is deemed to be no more than (5) five years. The second term of the loan will refinance the balance of the loan (\$133,895) for a term not to exceed (5) years at four and one-half percent (4.5%) interest. Payments will be made as stated in the repayment schedule that is attached hereto as Attachment B.


4. All other provision of **Loan Agreement 01177- WDF- L** will remain unchanged.

This Amendment No 2 to Loan Agreement, 01177-WDF-L, shall be effective as of the 1<sup>st</sup> day of January 2024.

**CITY OF FAIRFIELD BAY  
VAN BUREN COUNTY, ARKANSAS**

  
\_\_\_\_\_  
Jackie Sikes, Mayor

**ATTEST:**

  
\_\_\_\_\_  
ROSE M Owen, Treasurer/Recorder  
(Printed Name)

**ARKANSAS NATURAL RESOURCES  
COMMISSION**

  
\_\_\_\_\_  
Eddie Glover, Chairman

**ATTEST:**  
  
\_\_\_\_\_  
Chris Colclasure, Executive Director

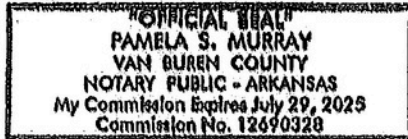
**ACKNOWLEDGMENT**

STATE OF ARKANSAS )  
 ) ss  
COUNTY OF VAN BUREN )

Before me on the 8<sup>th</sup> day of January, 2024, appeared JACKIE SIKES, Mayor and Rose M. Owen Recorder/Treasurer respectively of the City of Fairfield Bay, of Van Buren County, Arkansas, both known to me personally, and being authorized by Ordinance duly adopted by the City subscribed the foregoing Agreement 01177-WDF-L, for all the intents and purposes therein contained.

Pamela S Murray  
NOTARY PUBLIC

MY COMMISSION EXPIRES: 7-29-2025  
(S E A L)



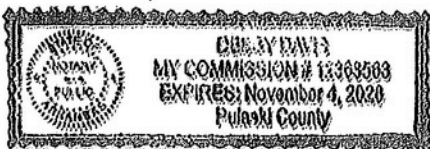
**ACKNOWLEDGMENT**

STATE OF ARKANSAS )  
 ) ss  
COUNTY OF PULASKI )

Before me on the 12<sup>th</sup> day of March, 2024, appeared EDDIE GLOVER, Chairman, and CHRIS COLCLASURE, Executive Director, of the ARKANSAS NATURAL RESOURCES COMMISSION, both known to me personally, and being authorized by resolution duly adopted by ANRC, subscribed the foregoing Agreement, 01177-WDF-L, for all the intents and purposes therein contained.

Darla S. Brooks  
DARLA S. BROOKS, NOTARY PUBLIC

MY COMMISSION EXPIRES: 11/4/2028  
(S E A L)



**Natural Resources Division  
 Fairfield Bay - 01177-WDF-L  
 Loan Amortization Report**

**Interest Rates**

<u>Start Date</u>	<u>End Date</u>	<u>Interest Rate</u>
03/01/2019	12/31/2100	2.750000
06/01/2023	06/01/2028	4.500000

<u>Num</u>	<u>Date</u>	<u>Principal</u>	<u>Rate</u>	<u>Interest</u>	<u>Total</u>	<u>Current Balance</u>
0	//	\$0.00	0.00%	\$0.00	\$0.00	\$133,895.00
1	06/01/2024	\$24,474.88	4.50%	\$6,025.28	\$30,500.16	\$109,420.12
2	06/01/2025	\$25,576.25	4.50%	\$4,923.91	\$30,500.16	\$83,843.87
3	06/01/2026	\$26,727.19	4.50%	\$3,772.97	\$30,500.16	\$57,116.68
4	06/01/2027	\$27,929.91	4.50%	\$2,570.25	\$30,500.16	\$29,186.77
5	06/01/2028	\$29,186.77	4.50%	\$1,313.40	\$30,500.17	\$0.00
<b>Totals:</b>		<b>\$133,895.00</b>		<b>\$18,605.81</b>	<b>\$152,500.81</b>	<b>\$0.00</b>