

BOARD RESOLUTION 2013 – 018
APPROVAL OF CONSTRUCTION WORK PLAN AMENDMENT #3


WHEREAS, a Construction Work Plan Amendment #3 covering the period through June 2015 has been prepared by staff; and,

WHEREAS, the Construction Work Plan Amendment #3 has been reviewed and accepted by Public Utility District No. 1 of Jefferson County management; and,

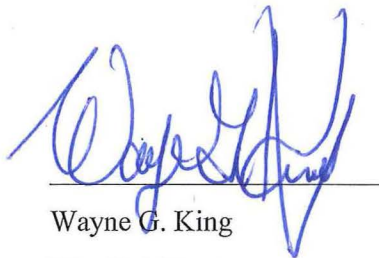
WHEREAS, construction projects and their associated cost estimates from the Construction Work Plan Amendment #3 have been included in the Long Range Financial Forecast and "B8" FFB loan application being presented for board action at this meeting;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Public Utility District No. 1 of Jefferson County hereby approves and accepts the Construction Work Plan Amendment #3 in support of its construction requirements, as detailed in the financial forecast and "B8" FFB loan application.

ADOPTED by the Commission of the Public Utility District No. 1 of Jefferson County, Washington, at a regular open public meeting held on the 18th day of June, 2013



Barney Burke
President



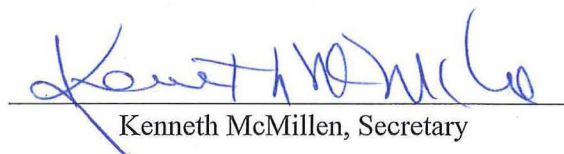
Wayne G. King
Vice President



Kenneth McMillen
Secretary

I, Kenneth McMillen, Secretary of the Public Utility District No. 1 of Jefferson County, do hereby certify that the above is a true and correct copy of a resolution adopted at the meeting of the Board of Commissioners of the Public Utility District No. 1 of Jefferson County on June 18, 2013, at which a quorum was present and voted.

SEAL


Kenneth McMillen, Secretary

AD-3030

U.S. DEPARTMENT OF AGRICULTURE

**REPRESENTATIONS REGARDING FELONY CONVICTION
AND TAX DELINQUENT STATUS FOR CORPORATE APPLICANTS**

Note: You only need to complete this form if you are a corporation. A corporation includes, but is not limited to, any entity that has filed articles of incorporation in one of the 50 States, the District of Columbia, or the various territories of the United States including American Samoa, Federated States of Micronesia, Guam, Midway Islands, Northern Mariana Islands, Puerto Rico, Republic of Palau, Republic of the Marshall Islands, or the U.S. Virgin Islands. Corporations include both for profit and non-profit entities.

The following statement is made in accordance with the Privacy Act of 1974 (5 U.S.C. 552(a), as amended). The authority for requesting the following information for USDA Agencies and staff offices is in §738 and 739 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2012, P.L. 112-55, as amended and/or subsequently enacted. The information will be used to confirm applicant status concerning entity conviction of a felony criminal violation, and/or unpaid Federal tax liability status.


According to the Paperwork Reduction Act of 1985 an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0505-0025. The time required to complete this information collection is estimated to average 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

1. APPLICANT'S NAME Public Utility District No. 1 of Jefferson County	2. APPLICANT'S ADDRESS (Including Zip Code) 230 Chimacum Road Port Hadlock, WA 98339	3. TAX ID NO. (Last 4 digits) 1044
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- 4A. Has the Applicant been convicted of a felony criminal violation under Federal or State law in the 24 months preceding the date of application? ☐ YES ☐ NO
- 4B. Has any officer or agent of Applicant been convicted of a felony criminal violation for actions taken on behalf of Applicant under Federal or State law in the 24 months preceding the date of application? ☐ YES ☐ NO
- 4C. Does the Applicant have any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability? ☐ YES ☐ NO

Providing the requested information is voluntary. However, failure to furnish the requested information will make the applicant ineligible to enter into a contract, memorandum of understanding, grant, loan, loan guarantee, or cooperative agreement with USDA.

PART B – SIGNATURE

5A. APPLICANT'S SIGNATURE (BY) 	5B. TITLE/RELATIONSHIP OF THE INDIVIDUAL IF SIGNING IN A REPRESENTATIVE CAPACITY President of Board	5C. DATE SIGNED (MM-DD-YYYY) 06 18 2013
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The U.S. Department of Agriculture (USDA) prohibits discrimination in all of its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, political beliefs, genetic information, reprisal, or because all or part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). To file a complaint of discrimination, write to USDA, Assistant Secretary for Civil Rights, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, S.W., Stop 9410, Washington, DC 20250-9410, or call toll-free at (866) 632-9992 (English) or (800) 877-8339 (TDD) or (866) 377-8642 (English Federal-relay) or (800) 845-6136 (Spanish Federal-relay). USDA is an equal opportunity provider and employer.

Public Utility District #1

Of Jefferson County

June 18, 2013

Board of Commissioners

Barney Burke, District 1

Ken McMillen, District 2

Wayne G. King, District 3

James G. Parker, Manager

ASSURANCES REQUIRED BY 49 CFR SECTION 24.2(A)


Public Utility District No. 1 of Jefferson County assures that it will comply with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (Uniform Act), 42 U.S.C. 4601-4655, and with implementing Federal regulations in 49 C.F.R. Part 24 and 7 C.F.R. Part 21.

Specifically, Public Utility District No. 1 of Jefferson County assures that:

- (1) Whenever Federal Financial assistance is used to pay for any part of the cost of a program or project which will result in the displacement of any person;
 - (a) Fair and reasonable relocation payments and assistance will be provided to or for displaced persons in accordance with sections 202, 203, and 204 of the Uniform Act;
 - (b) Relocation assistance programs offering the services described in section 205 of the Uniform Act shall be provided to displaced persons; and,
 - (c) Within a reasonable period of time prior to displacement, comparable replacement dwellings will be available to displaced persons in accordance with section 205 (c) (3) of the Uniform Act.

18 Jun 2013

Date



President

Public Utility District #1

Of Jefferson County

June 18, 2013

Board of Commissioners

Barney Burke, District 1
Ken McMillen, District 2
Wayne G. King, District 3

The following statement and certification will become a part of your application currently on file for a loan from the Rural Utilities Service and/or the Rural Telephone Bank.

James G. Parker, Manager

FEDERAL DEBT DELINQUENCY CERTIFICATION

IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT? ____ YES __X__ NO

Note: Example of debts include, but are not limited to, delinquent taxes, guaranteed or direct government loans (more than 31 days past due) and other administrative debts.

If Yes, provide explanatory information.

APPLICANT CERTIFICATION

FEDERAL COLLECTION POLICIES FOR COMMERCIAL DEBT

The Federal Government is authorized by law to take any or all of the following actions in the event that a borrower's loan payments become delinquent or the borrower defaults on its loan: (1) Report the borrower's delinquent account to a credit bureau; (2) Assess additional interest and penalty charges for the period of time that payment is not made; (3) Assess charges to cover additional administrative costs incurred by the Government to service the borrower's account; (4) Offset amounts owed to the borrower under other Federal programs; (5) Refer the borrower's debt to the Internal Revenue Service for offset against any amount owed to the borrower as an income tax refund; (6) Refer the borrower's account to a private collection agency to collect the amount due; and (7) Refer the borrower's account to the Department of Justice for litigation in the courts.

All of these actions can and will be used to recover any debts owed when it is determined to be in the interest of the Government to do so.

Certification

I have read and understand the actions the Federal Government can take in the event that I fail to meet my scheduled payments in accordance with the terms and conditions of my agreements.

Signed: _____

Title: _____

President

Company: Public Utility District No. 1 of Jefferson County

Date: _____

18 Jun 2013

Public Utility District #1

Of Jefferson County

June 18, 2013

LOBBYING CERTIFICATION

Board of Commissioners

Barney Burke, District 1

Ken McMillen, District 2

Wayne G. King, District 3

James G. Parker, Manager

Statement for Loan Guarantees And Loan Insurance

The undersigned states to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying", in accordance with its instructions.

Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, Title 31, U. S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Public Utility District No. 1 of Jefferson County
Organization Name

Barney Burke, President
Name of Authorized Official

Signature

Date

18 Jun 2013

AD-3031

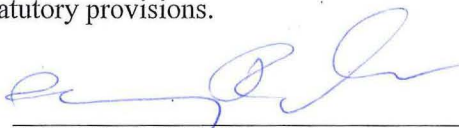
U.S. Department of Agriculture
ASSURANCE REGARDING FELONY CONVICTION
OR TAX DELINQUENT STATUS FOR CORPORATE APPLICANTS

NOTE: The following statement is made in accordance with the Privacy Act of 1974 (5 USC 55a – as amended). The authority for requesting the following information for USDA agencies and offices is in sections 738 and 739 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2012, P.L. 112-55, as amended and/or subsequently enacted. The information will be used to document compliance with appropriations restrictions.

According to the Paperwork Reduction Act of 1995 an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number of this information collection is 0505-0025. The time required to complete this information collection is estimated to average 3 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. The provisions of appropriate criminal and civil fraud, privacy, and other statutes may be applicable to the information provided.

This award is subject to the provisions contained in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2012, P.L. 112-55, Division A, Sections 738 and 739, as amended and/or subsequently enacted for USDA agencies and offices (except Forest Service) regarding corporate felony convictions and corporate federal tax delinquencies.

Accordingly, by accepting this award the recipient acknowledges that it: (1) does not have a tax delinquency, meaning that it is not subject to any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability, and (2) has not been convicted (or had an officer or agent acting on its behalf convicted) of a felony criminal violation under any Federal or State law within 24 months preceding the award, unless a suspending and debaring official of the United States Department of Agriculture has considered suspension or debarment of the recipient corporation, or such officer or agent, based on these convictions and/or tax delinquencies and determined that suspension or debarment is not necessary to protect the interests of the Government. If the recipient fails to comply with these provisions, the agency will annul this agreement and may recover any funds the recipient has expended in violation of the above cited statutory provisions.



APPLICANT'S SIGNATURE (BY)

President of Board

TITLE/RELATIONSHIP OF THE INDIVIDUAL IF SIGNING IN A
REPRESENTATIVE CAPACITY

PON#1 of Jeff Co

BUSINESS NAME

06 18 2013

DATE SIGNED (MM-DD-YYYY)

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AD-3030

U.S. DEPARTMENT OF AGRICULTURE

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- 4A. Has the Applicant been convicted of a felony criminal violation under Federal or State law in the 24 months preceding the date of application? ☐ YES ☒ NO
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- 4C. Does the Applicant have any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability? ☐ YES ☐ NO

Providing the requested information is voluntary. However, failure to furnish the requested information will make the applicant ineligible to enter into a contract, memorandum of understanding, grant, loan, loan guarantee, or cooperative agreement with USDA.

PART B – SIGNATURE

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9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

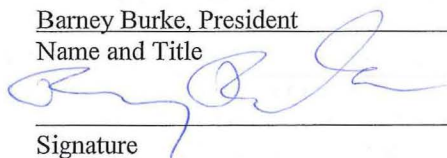
CERTIFICATION

- (1) The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:
- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;
 - (b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 - (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
 - (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.
- (2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Public Utility District No. 1 of Jefferson County
Organization Name

Washington 60 "B8" Jefferson
PR/Award or Project Name

Barney Burke, President
Name and Title


Signature

18 Jun 2013

Date

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS - PRIMARY COVERED TRANSACTIONS

INSTRUCTIONS FOR CERTIFICATION

1. By signing and submitting this proposal, the prospective primary participant is providing the certification set out below.
2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in the covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.
3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the prospective primary participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.
4. The prospective primary participant shall provide immediate written notice to the department or agency to which this proposal is submitted if at any time the prospective primary participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
5. The terms *covered transaction*, *debarred*, *suspended*, *ineligible*, *lower tier covered transaction*, *participant*, *person*, *primary covered transaction*, *principal*, *proposal*, and *voluntarily excluded*, as used in this clause, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. You may contact the department or agency to which this proposal is being submitted for assistance in obtaining a copy of those regulations.
6. The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transactions with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.
7. The prospective primary participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Nonprocurement Programs.

COST ESTIMATE AND LOAN BUDGET FOR ELECTRIC BORROWERS		BORROWER AND LOAN DESIGNATION		WA 60 "B8" Jefferson	
SECTION A. COST ESTIMATES (cont.)			BORROWER'S COST ESTIMATES	RUS USE ONLY	
1400	5. ACQUISITIONS				
	a. _____ Consumers _____ Miles (distribution)		\$0		
	b. _____				
	c. _____				
	d. _____				
	e. _____				
	f. _____				
	g. _____				
	h. _____				
	TOTAL ACQUISITIONS.		\$0		
1500	6. ALL OTHER				
	a. _____		\$0		
	b. _____		0		
	c. _____		0		
	d. _____		0		
	e. _____		0		
	TOTAL ALL OTHER.		\$0		
SECTION B. SUMMARY OF AMOUNTS AND SOURCES OF FINANCING					
1. GRAND TOTAL - ALL COSTS			\$5,984,825		
2. FUNDS AND MATERIALS AVAILABLE FOR FACILITIES					
a. Loan Funds (Budget Purpose No. 1 - Distribution applied to BP #1 E) \$763,619					
b. Materials and Special Equipment 0					
c. General Funds Purpose 1 \$206					
Purpose 2 \$0					
Purpose 3 \$0					
Purpose 4 \$0					
Total General Funds Applied \$206					
d. Total Available Funds and Materials			\$763,825		
3. NEW FINANCING REQUESTED FOR FACILITIES			\$5,221,000		
4. RUS LOAN REQUESTED FOR FACILITIES. FFB LOAN GUARANTEE			\$5,221,000		
5. TOTAL SUPPLEMENTAL LOAN REQUESTED			\$0		
N/A					
Name of Supplemental Lender					
6. CAPITAL TERM CERTIFICATE PURCHASES (CFC Loan only) 0.0%			\$0		
7. SUPPLEMENTAL LOAN REQUESTED FOR FACILITIES.			\$0		
8. 100% SUPPLEMENTAL LOANS (SEE RUS Bulletin 20-14)*			\$0		
* Identify in section A by budget purpose and separate subtotals.					
SECTION C. CERTIFICATION					
<p><i>We, the undersigned, certify that:</i></p> <ol style="list-style-type: none"> 1. Upon completion of the electrical facilities contained herein and any others uncompleted at this time but for which financing is available, the system will be capable of adequately and dependably serving the projected load for the loan period as contained in our current RUS approved Power Requirement Study and Construction Work Plan. 2. Negotiations have been or will be initiated with our power supplier, where necessary, to obtain new delivery points and/or additional capacity at existing ones to adequately supply the projected load upon which this loan application is based. 3. The data contained herein and all supporting documents have, to the best of my knowledge, been prepared correctly and in accordance with 7 CFR 1710.401(a)(3) <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 30%;"> <p><u>18 Jun 2013</u></p> <p style="text-align: center; font-size: x-small;">Date</p> <p><u>18 Jun 2013</u></p> <p style="text-align: center; font-size: x-small;">Date</p> </div> <div style="width: 60%; text-align: center;"> <div style="margin-bottom: 20px;"> _____ <i>Signature of Borrower's Manager</i> James G. Parker </div> <div> _____ <i>Signature of Borrower's President</i> Barney Burke </div> </div> </div> <div style="text-align: center; margin-top: 20px;"> <p>Public Utility District No. 1 of Jefferson County</p> <p>GFR Initials _____</p> </div>					

Attachment to 740c
WA 60 "B8" Jefferson

Borrower and Loan Designation
WA 60 "B8" Jefferson

STATEMENT

Statement certifying that at least 90% of the Loan funds are for facilities with a useful life of 33 years or longer as required by 7 CFR 1710.115.

To facilitate the determination of the final maturity for this RUS Loan,
Public Utility District No. 1 of Jefferson County
does hereby certify that:



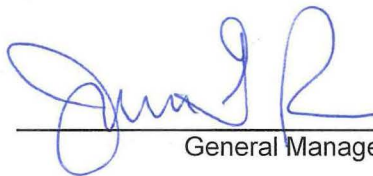
At least 90% of the Loan funds requested as part of this loan application and included on the RUS Form 740c (Cost Estimates and Loan Budget for Electric Borrowers) are for facilities with an anticipated useful life of 33 years or longer.



Less than 90% of the Loan funds requested as part of this loan application and included on the RUS Form 740c (Cost Estimates and Loan Budget for Electric Borrowers) are for facilities with an anticipated useful life of 33 years or longer. A schedule has been attached to this statement listing the facilities with an anticipated useful life of less than 33 years, the anticipated useful life of those facilities and the associated cost estimates (see attached).

18 JUN 2013

Date



Title:

General Manager