

West Virginia  
Clean Water  
State Revolving Fund

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# FY 2010 Annual Report

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(July 1, 2009 – June 30, 2010)

Submitted to the  
U.S. Environmental Protection Agency  
Region III  
September 30, 2010



west virginia department of environmental protection

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## **Exhibits**

- Exhibit 1 - Federal Capitalization Grants
- Exhibit 2a - FY2010 Binding Commitments by Quarter
- 2b - FY2010 Nonpoint Source Commitments
- 2c - FY2010 Financial Assistance Provided
- 2d - FY2010 ARRA Assistance
- Exhibit 3 - FY2010 Sources of SRF Funds by Quarter
- Exhibit 4 - Municipal Bond Commission's Report on Monetary Defaults and Reserve Deficiencies.
- Exhibit 5 - Federal Payments and Binding Commitments
- Exhibit 6 - FY2010 Disbursements
- Exhibit 7 - FY2010 Loan Assistance by Needs Categories
- Exhibit 8 - Projects that Received Bids in FY2010
- Exhibit 9 - DBE Equivalency Requirement
- Exhibit 10 - DBE Chart

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## Introduction

This submittal of the 19<sup>th</sup> annual report to the U.S. Environmental Protection Agency describes the operation of the West Virginia Water Pollution Control Revolving Fund, commonly referred to as the “Clean Water” State Revolving Fund (CWSRF). This report details the CWSRF activities in state fiscal year 2010 (July 1, 2009 - June 30, 2010) and the progress made in meeting the goals and objectives for the program outlined in the FY2010 Intended Use Plan. This report summarizes all financial transactions of the CWSRF, including binding commitments, loans, disbursements, repayments of principal and interest, and investments.

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## Executive Summary

The West Virginia Department of Environmental Protection (DEP) has received 21 capitalization grant awards and amendments from EPA (Exhibit 1). As required by federal law, the required minimum 20% state match has been deposited on or before the dates of the federal payments contained within each grant award.

During FY2010, there were 31 loan/bond agreements issued on Section 212 publicly owned wastewater projects with a cumulative loan amount of \$96,658,193. There were 7 agreements issued to Section 319 nonpoint source projects with a cumulative loan amount of \$6,423,714. Morgantown was the only loan recipient that contained both point and nonpoint source categories. There were 4 loans made to Section 319 nonpoint source projects under the Agriculture Water Quality Loan Program worth \$92,112. There were 53 loans made to individual homeowners worth \$266,850 under the Onsite Systems Loan Program. Exhibit 2c shows a summary of point and nonpoint source loan transactions. The loans under the Ag and OSLP programs were made by intermediary lenders participating with DEP in these two programs.

The FY2010 net binding commitments totaled \$63,919,868 (Exhibit 2a). New commitments to Section 212 projects totaled \$71,890,169 and there were 6 increases and 4 decreases that totaled a net \$9,714,136. New commitments to Section 319 nonpoint source direct loan projects totaled \$6,423,714. New commitments to agriculture nonpoint source projects totaled \$92,112 and new commitments in the onsite systems loan program totaled \$50,000. The DEP did not use any federal grant funds for program administration in FY2010.

For fiscal years 1991 through 2010, the CWSRF has now issued a grand total of \$741,233,043 in binding commitments, which includes municipal projects, nonpoint source projects and prior DEP administrative costs, which are no longer used by the CWSRF program from the capitalization grants.

At the end of FY2010 (June 30, 2010), the CWSRF program was in compliance with all federal requirements regarding state matching funds and the 120% federal binding commitment requirement (Exhibit 5).

On February 17, 2009 Congress passed the American Recovery and Reinvestment Act of 2009 (ARRA) designed to stimulate the economy and create jobs. The CWSRF programs nationwide received \$4 billion and West Virginia's share was \$61,092,100. The DEP received a partial grant for 80% of the ARRA funds on March 27, 2009 and an amendment on August 27, 2009 for the remaining 20%. ARRA assistance provided in FY2009 and FY2010 is contained in Exhibit 2d. Thirty nine projects entered into loan agreements worth \$61,092,100 in ARRA funds and \$50,047,231 in CWSRF base funds for a total CWSRF loan amount of \$111,139,331. Including other funding sources, the total project cost on these 39 ARRA projects was \$139,883,314. The ARRA funds were committed to projects in accordance with the FY2009 Intended Use Plan, Supplement #1.

Section  
**III**

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## Goals and Accomplishments

The goals are re-stated from the FY2010 Intended Use Plan with the DEP response following:

**A. Long term goals**

**1. Expand CWSRF accessibility by creating new financial assistance programs to address NPS pollution control problems.**

Objective 1 – Consider establishing other funding programs within the CWSRF to correct and improve water quality using the West Virginia Watershed Management Framework process.

Objective 2 – Participate in other DWWM and DEP program areas to learn how the CWSRF might be able to provide funding opportunities during the implementation of appropriate water quality management activities, such as watershed assessments, the Chesapeake Bay Agreement, or revisions to the NPS management plan.

*DEP Response: There were no new NPS activities initiated during the fiscal year. The two existing NPS programs continued operating at a sustained level.*

**2. Ensure the CWSRF program operates in perpetuity at its maximum level to provide financial assistance to local entities.**

Objective 1 – Conduct financial capability reviews on all potential loan recipients to assure credit worthiness and fiscal responsibility.

Objective 2 – Maximize investment opportunities.

Objective 3 – Monitor repayment activity of loan recipients and take aggressive action for collection of delinquent payments from loan recipients.

Objective 4 – Utilize EPA’s financial planning model to ascertain the long term effects of different CWSRF policies.

*DEP Response: All of the above objectives were met. Financial reviews were performed on all applications submitted to the Infrastructure and Jobs Development Council. The Water Development Authority continued to monitor repayment activity on all loans and took appropriate action, when necessary, to resolve any financial deficiencies. The Municipal Bond Commission’s report on deficiencies and defaults can be found in Exhibit 4.*

**3. Integrate CWSRF program into DEP’s Watershed Management Framework to increase program effectiveness.**

Objective 1 – Target CWSRF resources toward higher priority watersheds to correct as many pollution problems as possible using priority criteria.

Objective 2 – Assist other DWWM programs in public outreach efforts and assist in developing management strategies.

*DEP Response: CWSRF personnel continue to meet internally with watershed management personnel to identify high priority watersheds and where CWSRF resources can be helpful toward resolving problems.*

**4. Market the CWSRF program throughout the state to increase commitment of funds and maintain program pace.**

Objective 1 – Continue to provide informational articles on CWSRF program activities.

Objective 2 – Issue press releases on new program activities, developments and financial assistance provided to local entities.

Objective 3 – Participate in quarterly and annual meetings of all federal and state associations concerned with water quality, health and economic development issues.

Objective 4 – Provide presentations at various meetings on the status of the program.

*DEP Response: All of these objectives were met in FY2010. With ARRA getting most of the attention during FY2010, press releases were more numerous than usual. In addition, the CWSRF staff presented ARRA program updates at various times during the year.*

## **5. Participate in the monthly meetings of the IJDC.**

Objective 1 – Perform technical reviews on all proposed sewer projects to ensure appropriate technology will be used.

Objective 2 – Coordinate and recommend the most feasible funding sources in accordance with established state rules and procedures.

*DEP Response: These objectives were met in FY2010. 54 applications and preliminary engineering reports submitted to the West Virginia Infrastructure and Jobs Development Council were reviewed for technical feasibility and financial affordability.*

## **6. Incorporate EPA’s strategic plan program activity measures into the CWSRF program implementation.**

Objective 1 - Achieve a targeted fund utilization rate of 90% (cumulative dollar amount of loan agreements divided by cumulative amount available for projects).

Objective 2 – Consider using an integrated planning and priority system to make CWSRF funding decisions.

Objective 3 – Monitor number and dollar value of projects financed with CWSRF loans to prevent polluted runoff from NPS areas.

Objective 4 – Monitor rate of return on federal investment (cumulative dollar amount of assistance disbursements to projects divided by cumulative federal outlays for projects).

*DEP Response: The actual FY2010 fund utilization rate rebounded from FY2009 because the ARRA funds were fully utilized and placed under contract by February 17, 2010. The fund utilization rate increased from 84% to 92%. The use of an integrated priority system given the current program direction would not be of any great benefit to the program. The agriculture loans issued under the nonpoint source program once again decreased from FY2009 levels.*

## **7. Develop effective wastewater management in rural, low income West Virginia communities.**

Objective 1 – Participate in groups to develop wastewater management ideas and programs.

Objective 2 – Encourage changes and increase collaboration at the county level.

Objective 3 – Investigate ways to create new funding opportunities for low income, unsewered communities.

*DEP Response: With the passage of ARRA and “green reserve” funds made available for decentralized wastewater systems, several such projects were identified and*

*renewed efforts were undertaken to try to move these projects forward. In Lincoln County, 19 onsite systems were funded using ARRA money, as well as decentralized systems in Kermit, Mingo County, and Leon in Mason County.*

**B. Short term goals for FY2010**

**1. Continue outreach efforts on new potential loan recipients.**

Objective – Each month identify and contact potential loan recipients who have obtained a CWSRF funding recommendation from the IJDC. Monitor the project as it proceeds through the planning and design phases.

*DEP Response: This objective was accomplished.*

**2. Review the level of success of the Onsite Systems Loan Program implemented in FY2008.**

Objective 1 – Review the monthly financial reports from the West Virginia Housing Development Fund and other nonprofit organizations that are participating in the OSLP.

Objective 2 – Consider making changes in the program as necessary upon completion of the one-year review.

*DEP Response: Monthly financial reports were reviewed routinely. However, the one-year overview of the program was once again not completed due to the work load associated with ARRA.*

**3. Achieve the targeted fund utilization rate “pace” goal of 90% in FY2010.**

Objective – Program pace is defined by EPA as the cumulative loan assistance provided divided by the total amount of funds available. Loan assistance is defined as the cumulative assistance provided by executed loan and bond agreements (does not include preliminary binding commitment letters). The CWSRF will do everything it can to convert the existing preliminary binding commitment letters to actual signed loan agreements in a timely manner.

*DEP Response: An individual fiscal year 2010 fund utilization rate rebounded to 194% because all ARRA funds were placed under contract after the ARRA grant was awarded in FY2009. This allowed the cumulative utilization rate to increase from 84% at the end of FY2009 to 92% at the end of FY2010.*

**4. Complete environmental benefits “one-pagers” for all Section 212 and Section 319 loans closed during FY2010.**

Objective – Document the environmental benefits of each project funded using both narrative and data compilation methods. Expected benefits include reduced bacteria levels in receiving streams and elimination of public health hazards within the community. Section 319 projects will be grouped by NPS activity.

*DEP Response: This objective was accomplished.*

**5. Assure that all ARRA funds are under contract by February 17, 2010.**

Objective – Have all potential projects advertised for bids by October 1, 2009.

*DEP Response: This objective was accomplished.*

**6. Participate in the State Continuing Planning Process initiated by the WV WDA and the Infrastructure and Jobs Development Council.**

*DEP Response: This objective was accomplished. The CPP is due to be completed by January 1, 2011.*

**C. Environmental Results**

During FY 2010, 55 entities received CWSRF disbursements totaling approximately 68.6 million dollars. The majority of the funding continues to be used for actual construction while the remaining portion was used for planning, design, and administrative expenses related to the projects.

West Virginia's CWSRF program provides financial assistance to improve and maintain water quality throughout the State. The projects financed are vital in protecting and improving water quality in rivers, lakes, and streams throughout the State used for drinking water, recreation, coldwater fisheries, warm water fisheries, wildlife use, industrial use, and agricultural use. In addition to the normal projects addressing wastewater issues, with the addition of the funds from the American Recovery and Reinvestment Act (ARRA), the CWSRF provided funding to projects to improve energy and water efficiency and reduce stormwater impacts.

During FY 2010, the CWSRF program contributed to the joint State/EPA mission of achieving clean and safe water by using the following goals:

- Eliminate sewage overflows from combined sewer overflows (CSOs) and from separate sewer system overflows (SSOs),
- Improve and protect designated uses of water bodies, and
- Achieve and maintain CWA compliance.

Of the loans closed during FY 2010, \$21.6 million went to helping systems achieve compliance with standards and \$66.3 million assisted communities with improving impaired water bodies (see graphs below). The following are examples of the types of projects that closed loans with the CWSRF program.

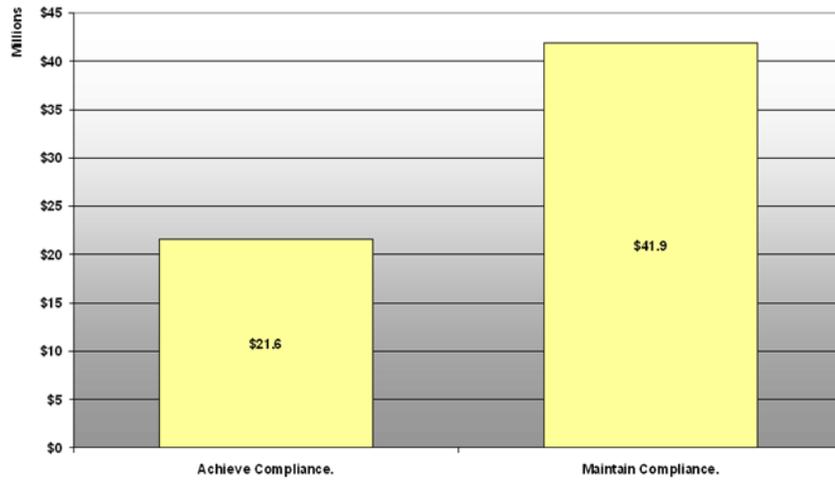
## *Sanitary Sewer Overflows (SSOs)*

### **Malden Public Service District**

The CWSRF issued \$9.4 million of CWSRF (base plus ARRA funds) to Malden Public Service District (PSD) to finance a collection and treatment system improvement project that will reduce the number and volume of sanitary sewer overflow (SSO) events discharging into Campbell's Creek. The collection system work will consist of gravity sewer lining, system point repairs to correct sheared/misaligned pipe, sealing/grouting of manholes and service lateral reconnections. The project will also eliminate three pump stations by construction a gravity line to an existing pump station. All of the pump station sizes will be increased to handle additional flow. The wastewater treatment plant (WWTP) head works will also be upgraded to handle additional flow and any remaining SSO events will be screened.

On February 10, 2005, the PSD entered into a Consent Decree (Civil Action No. 01-C-1259) with the WV Department of Environmental Protection. This Decree authorized the District to utilize the SSO's, for an interim period, and provided a compliance schedule under which the PSD must ultimately be in compliance with all applicable NPDES permit conditions, both with regards to elimination of the temporary SSO's and the treatment plant effluent. The existing system experiences high rates of infiltration and inflow (I/I) and even with these overflows, the amount of flow exceeded the design flow of the WWTP and resulted in violations of the permitted effluent limitations. This project is the first phase toward complying with the Consent Decree. Campbell's Creek is on the 2008 303d list for biological impairment and as exceeding the acceptable fecal coli form counts for water quality standards. At that time, this section of the Kanawha River had not been sampled in order to verify definite criteria for impairment; however, it was known to exceed the acceptable fecal coli form counts for water quality standards.

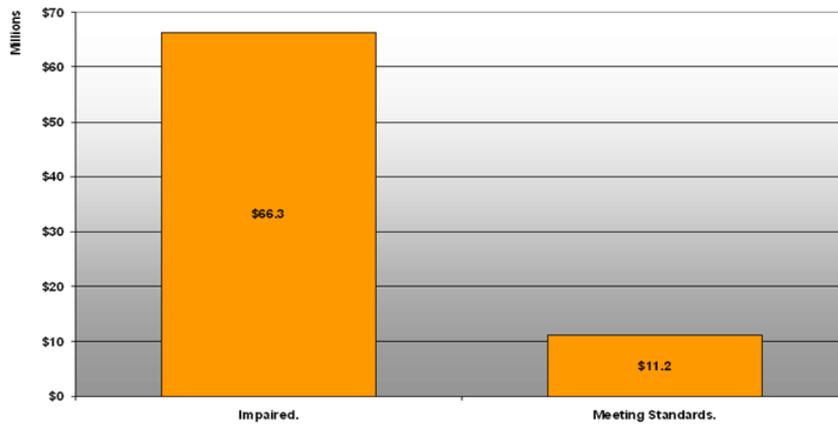
**CW Benefits Reporting  
CWSRF Reported Total Assistance:  
Targeted to Achieve and then Maintain Compliance  
All Projects  
West Virginia**



All Dates from 7/1/2009 thru 6/30/2010

8/6/2010

**CW Benefits Reporting  
CWSRF Reported Total Assistance:  
Targeted to Impaired Waterbodies  
All Projects  
West Virginia**



All Dates from 7/1/2009 thru 6/30/2010

8/6/2010

**Improve and Protect Designated Uses of Water Bodies**  
**Lincoln County Commission**

The CWSRF issued \$718,626 of ARRA funds (all debt forgiven) to the Lincoln County Commission to install onsite treatment systems to 19 homes in the community of Alkol in the Left Fork of the Mud River watershed. This project is a continuation of a cooperative agreement between the Lincoln County Commission and the U. S. EPA where 40 homes received onsite systems. This project was classified as green and the systems consist of a septic tank, effluent filter, peat secondary treatment system, and ultra-violet light disinfection. This project will also provide some useful data for the State via the sampling and analysis that will be performed for the next two years to demonstrate how effective these technologies are in reducing bacterial contamination from homes and tributaries.

The existing customers are served primarily by failing septic systems or direct discharges. Prior to the project with EPA, the recipient's data indicated that 61% of the 195 watershed tributary samples taken were over acceptable e-coli limits. The homes, for the most part, are on small lots with high water tables and are close to tributaries. These homes get their drinking water from wells on their property. The residents of this community are some of the poorest and most rural in the state and nation and a few of the homes are getting upgraded electric to handle the pump in the septic system. The 2000 median household income (MHI) for Lincoln County was \$28,297 and the MHI for this area was \$19,120. By comparison, the MHI for the country was \$50,046. This area is considered to be a severely disadvantaged community in this state and the largest stumbling block to the project was the lack of an affordable funding package. Without the use of ARRA funds, these residents would still be waiting for a wastewater system to eliminate the health hazards caused by a lack of wastewater treatment.



## **Town of Leon**

The CWSRF issued approximately \$1.1 million of ARRA funds (all debt forgiven) to the Town of Leon for the construction of a 30,000 GPD extended aeration package plant and a collection system to serve 160 customers in the Town of Leon, the community of Brownsville, and along Leon – Baden Road (County Rte. 23). This project was classified as a green decentralized sewer system project.

The residents are currently served by inadequate or failing septic systems or direct discharges. The Mason County Health Department has documented that the most of the lots are too small for conventional septic systems and that throughout the years, septic systems have been installed and the effluent was connected to storm drains which run to a ditch line along Main Street and then into Thirteen mile Creek. On August 31, 2004, a sample was taken of the water in the ditch line and the results indicated very high levels of e-coli and total coli form bacteria. The sanitarian also noticed thousands of mosquito larvae present in the water. Data indicates high levels of fecal coli form in Thirteen mile Creek and the stream will be listed on the State's 2010 303(d) list.

This project will have a positive impact on Thirteen mile Creek and will eliminate health hazards from the continuous discharge of raw sewage. The use of debt forgiveness, via ARRA funds helped make this an affordable project for the residents whose anticipated user rates will exceed 2.0% of the Town's median household income of \$21,429. Leon was one of the remaining 16 incorporated towns in the State without wastewater treatment facilities.

## **Energy Efficiency**

### **Sanitary Board of Bluefield**

As mentioned previously, with the passage of ARRA, the CWSRF was required to spend 20% of its allotment on green projects. The WV CWSRF chose to offer this money in the form of debt forgiveness. The Town of Leon and the Lincoln County Commission projects listed above were also classified as green projects under the innovative technology category. The Sanitary Board took advantage of this opportunity to improve the energy efficiency of their wastewater treatment facility.

The project consisted of replacing the Coil filter rotary drum sludge press with a belt filter press and replacing the aeration system. The Coil filter press was over 33 years old, inefficient, and required seven electric motors totaling 74 ½ hp. The belt filter press requires four electric motors totaling 30 hp. The existing aeration system was providing a disproportionate amount of air from a few isolated points. This resulted in poor oxygen transfer and higher energy usage. The new system will have blowers that will be automatically controlled by the level of dissolved oxygen in the basin and new fine bubble membrane diffusers that will increase the oxygen transfer. This will result in lower energy costs and reduced blower operation. It is anticipated that this project will have an annual CO<sub>2</sub> emission reduction of 666.09 metric tons and an annual energy savings of 927,685.8 kW-hr. The potential power savings to the system are \$55,661 per year.

**D. Engineering Summary**

During FY2010, the CWSRF engineering staff performed the following activities in support of the program's goals and objectives.

<b><u>Activity</u></b>	<b><u>FY 2010</u></b>
FONSIs issued (1)	9
CEs issued (2)	17
Facilities plans approved	28
Plans/Specs approved	47
Addenda approved	72
Change Orders approved	136
O&M Manuals approved	2
Site Visits/Inspections	216
Plan reviews for BPH	102
WV IJDC application reviews	54
(1) Finding of No Significant Impact (an environmental review)	
(2) Categorical Exclusion	

**E. Administrative Summary**

Activities performed by the CWSRF management section included but were not limited to the following:

<b><u>Activity</u></b>	<b><u>FY2010</u></b>
Commitment Letters Issued	35
Authorization to Advertise	31
Loan/Bond Closings	31
Communities Receiving Payments	55
Onsite Systems Loans	53
Agriculture Loans	4

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## Expanded Uses (Nonpoint Sources)

### A. Agriculture Water Quality Loan Program

FY2010 was the 13<sup>th</sup> fiscal year of operation for the Agriculture Water Quality Loan Program (AgWQLP). The purpose of this program is to provide a source of low interest loans for the financing of best management practices to reduce nonpoint source impacts on water quality in the agricultural community. The program is set up as a cooperative effort between the WVDEP, WV Soil Conservation Agency (SCA), USDA Natural Resources Conservation Service (NRCS), local Soil Conservation Districts (SCD) and local banking institutions.

Exhibits 2b and 2c contain a chart showing all loans made under the AgWQLP during FY2010 which totals \$92,112. This level of funding was only 29% of the funding provided in FY2009.

### B. Onsite Systems Loan Program (OSLP)

The onsite systems loan program was revitalized starting in FY2007. The West Virginia Legislature amended the CWSRF statute to allow for an expanded definition of a local entity to which CWSRF money can be loaned. The West Virginia Housing Development Fund was then contacted to see if they were interested to act as an intermediary lender in this program. An agreement in principal was reached between DEP and HDF and an initiation of the OSLP occurred in FY2008. A second intermediary lender, Safe Housing and Economic Development, Inc., also signed an agreement with DEP to participate in the program. The DEP transferred \$50,000 to these two entities in FY2010 to be used for making loans to homeowners for the repair or replacement of failing onsite sewage disposal systems. 53 actual loans were issued totaling \$266,850.

### C. Summary

The cumulative binding commitments made to nonpoint source projects in West Virginia under the CWSRF program is now \$23,170,257 as of June 30, 2010.

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## Fund Financial Status

### A. Binding Commitments

As shown in Exhibit 2a, the net binding commitments for FY2010 were \$63,919,868 and are being counted toward meeting the federal requirement that “all assistance provided must equal at least 120% of the cumulative amount of all federal grant payments within one year after receiving such payments”. Exhibit 5 shows the CWSRF compliance rate at 178% at the end of FY2010. This compliance rate does not include the ARRA funds, since no state match was required. The ARRA grant commitments are also identified on Exhibit 5.

### B. Loan and Bond Agreements

As shown in Exhibit 2c, there were 31 new loan/bond agreements issued in FY2010 for Section 212 projects worth \$96,658,193. There were 7 direct loans made to Section 319 nonpoint source projects worth \$6,423,714. Only 11 of these agreements contained extended repayment terms beyond 20 years because ARRA funds were provided to all but two entities which contained loan forgiveness terms. The debt on all of the ARRA loan debt service schedules was forgiven in each loan agreement. The CWSRF base funds provided to these entities carried loan repayment terms between 20 and 38 years.

Also shown in Exhibit 2c, in the Section 319 nonpoint source (NPS) arena under the Agriculture Water Quality Loan Program, there were 4 loans issued worth \$92,112. In this nonpoint program loan agreements and binding commitments are the same.

Under the Onsite Systems Loan Program, there were 53 loans issued worth \$266,850. The DEP transferred \$50,000 to the intermediary lenders in this program during FY2010 which is being counted as binding commitments as shown in Exhibit 2b. Under this program, binding commitments and loan agreements are different.

### C. Sources of Funds

Exhibit 3 shows all sources of funds that became available during FY2010. The sources came from federal capitalization grants, state matches, interest and investment earnings, loan repayments and the ARRA economic stimulus grant. Also included in this exhibit is revenue from administrative fees charged on loans, although this money is held in a separate account, outside the SRF.

**D. Disbursements and Cash Draws**

Exhibit 6 shows all disbursements made from the CWSRF and administrative fee accounts during FY2010. The following table summarizes this information.

<u>Category</u>	<u>Disbursement</u>
Sec. 212 Projects	\$67,060,422 (inc. \$31,424,166 ARRA)
Sec. 319 Projects	\$ 1,677,277 (inc. \$1,535,165 ARRA)
SRF Administrative Account	\$ 0
Administrative Fee Account	\$ 1,666,711

The administrative expenditures supported activities associated with the CWSRF program, including DEP central office support and other EPA approved activities in the Division of Water and Waste Management.

**E. Financial Statements/Audit**

The auditing firm of Teed and Associates was chosen to perform the FY2010 audit. The final FY2010 audit report will be transmitted to EPA in the fall of 2010.

**F. Monetary Defaults**

As you can see from Exhibit 4, at the end of FY2010, there were no communities in monetary default with the CWSRF. The one default that had been reported in previous years has been cured. The communities listed had reserve and/or revenue account deficiencies. The West Virginia Water Development Authority actively monitors these communities on a monthly basis and when necessary, files a complaint with the Public Service Commission of West Virginia for resolution of the deficiencies.

In the Onsite Systems Loan Program, there was one loan recipient that declared bankruptcy in FY2010. This loan as well as others in the future may eventually be deemed to be “uncollectable” by DEP. An “allowance for doubtful accounts” account and a “bad debt expense” account have been established for these loans. This loan will be included in our FY2010 financials. The loan in question was for \$8,422.06.



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## Program Changes

In FY2010 with the passage of ARRA, most of the fiscal year was spent implementing the plan to utilize this economic stimulus money. A supplement #1 to the FY2009 Intended Use Plan was developed in FY2009 and implementation of that plan continued into FY2010.

Because of ARRA money becoming available, base CWSRF program funds was used on those entities that did not qualify for 100% debt forgiveness.

Section  
**VII**

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## Assurances

Consistent with 40 CFR35.3165, the State/EPA Operating Agreement and applicable grant conditions, the DEP assures that it is:

- a. Properly applying the EPA-approved State Environmental Review Process (SERP) to section 212 defined wastewater treatment projects receiving assistance from the Fund;
- b. Diligently working to expend all monies in its CWSRF in an expeditious and timely manner and/or making sure that a well thought out plan or strategy exists for the expenditure of all the funds in its CWSRF;
- c. Accepting federal grant payments in accordance with the payment schedule in the capitalization grant agreement and depositing its state match on or before the date on which quarterly grant payments are made;
- d. Pursuant to 40 CFR 35.3165, entering into binding commitments equal to 120% of federal grant payments within one year;
- e. Providing information for the National Information Management System (NIMS) in a timely manner;
- f. Submitting to EPA an annual Financial Status Report (FSR) SF-269. The annual FSR is due 90 days after the end of each state fiscal year. The final FSR on the grant is due 90 days after all funds are drawn from the capitalization grant;
- g. Submitting its semi-annual Federal Cash Transaction Report SF-272 (FCTRs);
- h. Preparing a program audit for the reporting period; and
- i. Submitting the quarterly reports on MBE/WBE utilization in a timely manner.

# **EXHIBIT 1**

**CWSRF**

**FEDERAL CAPITALIZATION GRANT**

**WEST VIRGINIA CLEAN WATER STATE REVOLVING FUND  
CAPITALIZATION GRANT AWARDS as of JUNE 30, 2010**

	GRANT	DATE	FEDERAL AMOUNT	SOURCE FY FUNDS	FISCAL YEAR	STATE MATCH REQUIRED
1	FY90 GRANT	08/31/90	\$20,889,974	\$14,703,579 \$6,186,395	1989 1990	\$2,940,715 \$1,237,279
2	FY91 GRANT	09/27/91	\$31,353,287	\$9,022,678 \$22,330,609	1990 1991	\$1,804,535 \$4,466,122
3	FY92 GRANT	09/30/92	\$9,661,835	\$9,661,835	1991	\$1,932,367
4	FY93 GRANT	09/29/93	\$30,288,852	\$30,288,852	1992	\$6,057,770
5	FY94 GRANT	09/12/94	\$29,962,449	\$29,962,449	1993	\$5,992,490
6	FY95 GRANT	01/27/95	\$37,792,161	\$18,591,309 \$19,200,852	1994 1995	\$3,718,262 \$3,840,170
7	FY97 GRANT	09/29/97	\$41,165,207	\$3,498,858 \$27,952,749 \$9,713,600	1997 1997 1997	\$699,771 \$5,590,550 \$1,942,720
8	FY98 GRANT	09/25/98	\$20,991,267	\$20,991,267	1998	\$4,198,253
9	FY99 GRANT	09/21/99	\$20,993,049	\$20,993,049	1999	\$4,198,610
10	FY00 GRANT	09/21/00	\$20,921,868	\$20,921,868	2000	\$4,184,373
11	FY01 GRANT	09/19/01	\$20,735,946	\$20,735,946	2001	\$4,147,189
12	FY03 GRANT AMENDMENT	01/02/03 09/26/03	\$20,782,080	\$20,782,080 \$77,200	2002 205(g)	\$4,156,416 \$15,440
13	FY04 GRANT	09/28/04	\$20,821,900	\$20,821,900	2003	\$4,164,380
14	FY05 GRANT	03/16/05	\$20,637,300	\$20,637,300	2004	\$4,127,460
15	FY05 GRANT Amendment	09/28/05	\$16,798,100	\$16,798,100	2005	\$3,359,620
16	FY06 GRANT	09/20/06	\$13,650,912	\$13,650,912	2006	\$2,730,182
17	FY07 GRANT	09/26/07	\$16,684,470	\$16,684,470	2007	\$3,336,894
18	FY08 GRANT	09/24/08	\$10,607,850	\$10,607,850	2008	\$2,121,570
19	FY09 ARRA	03/27/09	\$48,873,680	\$48,873,680	2009	N/A
20	FY09 GRANT (ARRA Amend)	08/27/09	\$12,218,420	\$12,218,420	2009	N/A
21	FY09 GRANT	09/30/09	\$10,607,850	\$10,607,850	2009	\$2,121,570
TOTAL =				\$476,515,657		\$83,084,708

**CURRENT CUMULATIVE****\$559,600,365**

22	FY2010 GRANT	?	\$31,762,000	\$31,762,000	2010	\$6,352,400
23	FY11 GRANT	?	\$0	\$0	2011	\$0

FUTURE TOTAL =

\$508,277,657

\$89,437,108

**FUTURE CUMULATIVE****\$597,714,765**

# **EXHIBIT 2a**

**FY2010**

**Binding Commitments**

NEW BINDING COMMITMENT TRANSACTIONS BY QUARTER FY2010						
PROJECT	NUMBER C - 544	BINDING /SIGNATURE		CUMULATIVE AMOUNT	TOTAL CUMULATIVE	TYPE
		DATE	AMOUNT			
<b>1st Quarter</b>						
Harpers Ferry-Bolivar PSD	429	7/8/2009	489,745			BPA inc.
Winfield	440-01	8/26/2009	238,900			BPA inc.
Malden PSD	073-01	8/26/2009	6,040,875			BPA inc.
Mason	452	9/2/2009	663,100			BPA
Parkersburg	420		(197,258)			BPA dec.
Marlinton	434	9/18/2009	739,745			BPA inc.
Beckley (Green)	C547050	9/18/2009	296,952			BPA
Beckley	349-01	9/18/2009	679,316			LA
Beckley (Phase II-ARRA)	439-02	9/18/2009	1,432,267			BPA
Belle	177-03	9/24/2009	530,896			BPA
Pennsboro	409	9/24/2009	2,801,000			BPA
Oceana	383	9/29/2009	195,897			BPA
OSLP Nonpoint Source	n/a	8/14/2009	50,000			onsite
Ag Nonpoint Source (2 loans)	n/a	n/a	50,748	14,012,183	14,012,183	BMPs
<b>2nd Quarter</b>						
Central Hampshire PSD	140-02	10/23/2009	1,791,405			BPA
North Beckley PSD	157-03	10/29/2009	2,262,129			BPA inc.
Putnam PSD	456	10/29/2009	2,100,500	21,199,231		BPA
Grantsville	454	11/12/2009	2,543,661			BPA
Nitro	423	11/12/2009	3,035,778			BPA
Leon	133	11/20/2009	1,097,917			BPA
St. Marys	032-03	11/20/2009	5,125,392			BPA
Union PSD	417	11/20/2009	4,437,907			BPA
Wardensville	325	12/2/2009	459,564			BPA
Hinton	325-02	12/2/2009	1,662,000			BPA
Hamrick PSD	069-01	12/4/2009	736,512			BPA
Williamstown	335-02	12/9/2009	140,000			BPA inc.
Chelyan PSD	222-02	12/15/2009	5,299,138			BPA
Scotts Run PSD	108-02	12/18/2009	5,627,979			BPA
OSLP Nonpoint Source	n/a	n/a	0			onsite
Ag Nonpoint Source (0 loans)	n/a	n/a	0	36,319,882	50,332,065	BMPs
<b>3rd Quarter</b>						
Huntington	341	1/12/2010	4,022,945			LA
Jefferson County PSD (2007)	248	n/a	(18,205,263)			BCL dec.
Canaan Valley PSD	446	1/22/2010	4,923,671	33,773,757		BPA
Davis	C547350	1/22/2010	270,925			BPA
CWVRAA	C547250	1/22/2010	1,093,787			BPA
Shepherdstown	C547450	1/25/2010	375,772			BPA
Lewisburg	C547400	1/27/2010	1,982,850			BPA
Bluefield	C547300	1/28/2010	2,883,295			BPA
Morgantown	205	1/28/2010	15,461,827			LA
Bridgeport	C547150	1/28/2010	1,978,974			BPA
Greater St. Albans PSD	406-02	1/29/2010	4,084,030			BPA
Lincoln County Commission	C547200	1/29/2010	718,626			BPA
OSLP Nonpoint Source	n/a	n/a	0			onsite
Ag Nonpoint Source (0 loans)	n/a	n/a	0	19,591,439	69,923,504	BMPs
<b>4th Quarter</b>						
Pocahontas Co. PSD (2004)	415		(5,711,000)			BCL term.
Hinton	391		(334,000)			BCL term.
OSLP Nonpoint Source	n/a	n/a	0			onsite
Ag Nonpoint Source (2 loans)	n/a	n/a	41,364	-6,003,636	63,919,868	BMPs

## TOTAL FY2010 BINDING COMMITMENTS

Section 212 WWT Projects	
New Commitments	71,890,169
Closings Adjustments	9,714,136
BCL Terminations	(24,250,263)
Section 319 Nonpoint Source-Direct Loans	6,423,714
Section 319 Nonpoint Source-Ag	92,112
Section 319 Nonpoint Source-OSLP	50,000
<b>TOTAL TRANSACTIONS</b>	<b>63,919,868</b>

BAN LEV - Deferred commitment  
BCL - Binding Commitment Letter  
BCL inc - increase to BCL  
BCL dec - decrease to BCL  
BPA - Bond Purchase Agreement  
BMP - Best Management Practice  
LA - Loan Agreement  
Term - Termination

## COMMITMENT TOTALS BY QUARTER:

1st Quarter	14,012,183
2nd Quarter	36,319,882
3rd Quarter	19,591,439
4th Quarter	-6,003,636
<b>TOTAL TRANSACTIONS</b>	<b>63,919,868</b>

# **EXHIBIT 2b**

**FY2010**

**Nonpoint Source Binding Commitments**

## Nonpoint Source Binding Commitments in FY2010

### A. WV Agriculture Water Quality Loan Program

#### PL-534 Program

	Binding Commitments	Total Amt Loaned
Balance Forward - end of FY2009		\$4,623,433
First Quarter	\$50,748	
Second Quarter	\$0	
Third Quarter	\$0	
Fourth Quarter	<u>\$41,364</u>	
subtotal	\$92,112	
Cumulative Amount		\$4,715,545

#### EQIP / 319 Program

	Binding Commitments	Total Amt Loaned
Balance Forward - end of FY2009		\$1,403,247
First Quarter	\$0	
Second Quarter	\$0	
Third Quarter	\$0	
Fourth Quarter	<u>\$0</u>	
subtotal	\$0	
Cumulative Amount		\$1,403,247

Cumulative Agriculture projects \$6,118,792

### B. Onsite Systems Loan Program

	Binding Commitments	Total Amt Loaned
Balance Forward - end of FY2009		\$661,548
First Quarter	\$50,000	
Second Quarter	\$0	
Third Quarter	\$0	
Fourth Quarter	<u>\$0</u>	
subtotal	\$50,000	
Cumulative Amount		\$711,548

### C. Direct Loans to NPS Projects

	Binding Commitments	Total Amt Loaned
Balance Forward - end of FY2009		\$9,916,203
7 ARRA projects	<u>\$6,423,714</u>	
Cumulative Amount	\$6,423,714	\$16,339,917

#### Total FY2010 NPS Binding Commitments

PL 534 Ag Program	\$92,112
EQIP Ag Program	\$0
Onsite Systems Loan Program	\$50,000
Direct Loans (7)	<u>\$6,423,714</u>
	\$6,565,826

#### Grand Total NPS Commitments (FY98-FY2010)

PL 534 Ag Program	\$4,715,545
EQIP / 319 Ag Program	\$1,403,247
Onsite Systems Loan Program	\$711,548
Direct NPS Loans (9)	<u>\$16,339,917</u>
	<b>\$23,170,257</b>

# **EXHIBIT 2c**

**FY2010**

**Financial Assistance Provided**

# WEST VIRGINIA CLEAN WATER STATE REVOLVING FUND

## Financial Assistance Provided in FY2010

<u>Section 212 Projects</u>	<u>County</u>	<u>ARRA Debt</u>		<u>Base</u>	<u>Int. Rate</u>	<u>Admin. Fee</u>	<u>Term</u>	<u>Issue Date</u>
		<u>Forgiveness</u>	<u>Program</u>					
1 Clarksburg	Harrison	1,000,000	1,000,000		0.0%	1%	20	7/8/2009
2 Harpers Ferry-Bolivar PSD	Jefferson	629,612	629,612		0.0%	1%	20	7/21/2009
3 Malden PSD	Kanawha	6,614,965	2,834,985		0.0%	0.25%	38	8/26/2009
4 Winfield	Putnam	1,023,934	1,214,966		0.0%	1%	20	8/26/2009
5 Mason	Mason	555,200	107,900		0.0%	n/a	10	9/2/2009
6 Marlinton	Pocahontas	1,400,105	0		0.0%	n/a	10	9/18/2009
7 Beckley	Raleigh	0	679,316		2.0%	1%	20	9/18/2009
8 Beckley	Raleigh	396,484	1,035,783		0.0%	1%	38	9/18/2009
9 Belle	Kanawha	255,500	275,396		0.0%	1%	30	9/24/2009
10 Pennsboro	Ritchie	2,801,000	0		0.0%	n/a	10	9/24/2009
11 Oceana	Wyoming	195,897	0		0.0%	n/a	10	9/29/2009
12 Central Hampshire PSD	Hampshire	1,791,405	0		0.0%	n/a	10	10/23/2009
13 North Beckley PSD	Raleigh	2,415,521	4,544,324		0.0%	1%	30	10/29/2009
14 Putnam PSD	Putnam	1,050,000	1,050,500		0.0%	1%	30	10/29/2009
15 Grantsville	Calhoun	2,200,300	343,361		0.0%	n/a	10	11/12/2009
16 Nitro	Kanawha	1,125,000	1,910,778		0.0%	1%	20	11/12/2009
17 Leon	Mason	1,097,917	0		0.0%	n/a	10	11/20/2009
18 St. Marys	Pleasants	2,067,400	3,057,992		0.0%	1%	20	11/20/2009
19 Union PSD	Kanawha	1,363,613	3,074,294		0.0%	1%	20	11/20/2009
20 Wardensville	Hardy	179,782	279,782		0.0%	1%	38	12/2/2009
21 Hinton	Summers	1,662,000	0		0.0%	n/a	10	12/2/2009
22 Hamrick PSD	Tucker	520,731	215,781		0.0%	0.25%	30	12/4/2009
23 Williamstown	Wood	660,000	800,000		0.0%	1%	38	12/9/2009
24 Chelyan PSD	Kanawha	2,537,569	2,761,569		0.0%	1%	20	12/15/2009
25 Scotts Run PSD	Monongalia	3,939,585	1,688,394		0.0%	0.25%	38	12/18/2009
26 Huntington	Cabell	0	4,022,945		2.0%	1%	20	1/12/2010
27 Canaan Valley PSD(decent)	Tucker	1,958,455	2,965,216		0.0%	0.0%	38	1/22/2010
28 Bluefield (energy)	Mercer	2,883,295	0		0.0%	n/a	10	1/28/2010
29 Greater St. Albans PSD	Kanawha	2,807,210	1,276,820		0.0%	0.25%	30	1/29/2010
30 Shepherdstown (energy)	Jefferson	375,772	0		0.0%	n/a	10	1/25/2010
31 Morgantown	Monongalia	(see below)	15,380,227		2.0%	1%	20	1/28/2010
		<b>45,508,252</b>	<b>51,149,941</b>					
		<b>96,658,193</b>						

### Section 319 Projects

#### Direct Loans (7):

1 Beckley (storm water)	Raleigh	296,952	0		0.0%	n/a	10	9/18/2009
2 Bridgeport (storm water)	Harrison	1,978,974	0		0.0%	n/a	10	1/28/2010
3 CWVRAA (storm water)	Kanawha	1,093,787	0		0.0%	n/a	10	1/22/2010
4 Davis (storm water)	Tucker	270,925	0		0.0%	n/a	10	1/22/2010
5 Lewisburg (water meters)	Greenbrier	1,982,850	0		0.0%	n/a	10	1/27/2010
6 Lincoln County PSD (onsite)	Lincoln	718,626	0		0.0%	n/a	10	1/29/2010
7 Morgantown (rain gardens)	Monongalia	81,600	0		0.0%	n/a	10	1/28/2010
Agriculture WQLP (4)		0	92,112			n/a	n/a	n/a
Onsite Loan Program (53)		0	266,850			n/a	n/a	n/a
		<b>\$6,423,714</b>	<b>\$358,962</b>					

### **Grand Total**

**\$103,440,869**

Note: Morgantown was a single loan, the only loan that contained point and nonpoint source categories.

# **EXHIBIT 2d**

**FY2010**

**ARRA Assistance Provided**

**American Recovery and Reinvestment Act of 2009**

June 30, 2010

**Clean Water State Revolving Fund - Loans Closed on Sewer Projects in FY2009**

IJDC #	Name	County	Bid Opening	Date of Proj. Cert.	Date of Loan Closing	Total Project	Loan Amount	Loan Term	Debt Forgiveness ARRA	Green Reserve ARRA	Percentage Forgiveness	Repayment Amount Base SRF	Other Funding
2003S-754	Kermit	Mingo	18-Mar-09	28-Apr-09	5-May-09	3,438,888	1,938,888	10	0	1,938,888	100%	0	1,500,000 SCBG
95S-148	Claywood Park PSD	Wood	24-Mar-09	20-May-09	18-Jun-09	3,525,000	3,425,000	38	2,397,500		70%	1,027,500	100,000 IJDC
2007S-996	Elkins	Randolph	1-May-09	9-Jun-09	18-Jun-09	1,766,560	1,766,560	30	883,280		50%	883,280	
2001S-588	Marmet	Kanawha	22-Apr-09	9-Jun-09	18-Jun-09	7,134,237	5,629,237	30	3,940,466		70%	1,688,771	1,500,000 SCBG 5,000 City
(4)													
						<b>FY2009 Funded Total =</b>	<b>15,864,685</b>	<b>12,759,685</b>	<b>7,221,246</b>	<b>1,938,888</b>		<b>3,599,551</b>	<b>3,105,000</b>
									<b>\$9,160,134</b>				

**Clean Water State Revolving Fund - Loans Closed on Sewer Projects in FY2010**

IJDC #	Name	County	Bid Opening	Date of Proj. Cert.	Date of Loan Closing	Total Project	Loan Amount	Loan Term	Debt Forgiveness ARRA	Green Reserve ARRA	Percentage Forgiveness	Repayment Amount Base SRF	Other Funding
99S-470	Clarksburg	Harrison	21-Apr-09	26-Jun-09	8-Jul-09	2,000,000	2,000,000	20	1,000,000		50%	1,000,000	
2006S-928	Harpers Ferry-Bolivar PSD	Jefferson	23-Apr-09	10-Jul-09	21-Jul-09	1,259,224	1,259,224	20	629,612		50%	629,612	
2005S-855	Malden PSD	Kanawha	9-Jun-09	10-Aug-09	26-Aug-09	12,424,950	9,449,950	38	6,614,965		70%	2,834,985	2,975,000 RUS
2008S-1046	Winfield	Putnam	16-Jun-09	10-Aug-09	26-Aug-09	2,263,900	2,238,900	20	1,023,934		50%	1,214,966	25,000 TOWN
95S-093	Mason	Mason	17-Jul-09	19-Aug-09	2-Sep-09	663,100	663,100	10	555,200		100%	107,900	
2006S-891	Marlinton	Pocahontas	23-Jun-09	3-Sep-09	18-Sep-09	1,476,741	1,400,105	10	1,400,105		100%	0	76,636 IJDC
2007S-993b	Beckley	Raleigh	9-Jul-09	8-Sep-09	18-Sep-09	1,432,267	1,432,267	38	396,484		50%	1,035,783	
n/a	Beckley (storm water)	Raleigh	9-Jul-09	8-Sep-09	18-Sep-09	344,833	296,952	10		296,952	100%	0	47,881 CITY
2004S-839	Pennsboro	Ritchie	16-Jul-09	14-Sep-09	25-Sep-09	3,250,278	2,801,000	10	2,801,000		100%	0	200,000 SCBG 249,278 IJDC
2009S-1103	Belle	Kanawha	28-Aug-09	8-Sep-09	25-Sep-09	530,896	530,896	30	255,500		50%	275,396	
2006S-905	Oceana	Wyoming	1-Jul-09	25-Sep-09	29-Sep-09	2,389,310	195,897	10	195,897		100%	0	1,500,000 SCBG 693,413 ARC/IJDC
2006S-959	Central Hampshire PSD	Hampshire	4-Aug-09	29-Sep-09	23-Oct-09	2,291,405	1,791,405	10	1,791,405		100%	0	500,000 County
2007S-1003	North Beckley PSD	Raleigh	12-Aug-09	8-Oct-09	29-Oct-09	7,163,455	6,959,845	30	2,415,521		50%	4,544,324	70,000 County 133,610 PSD
97S-355c	Putnam PSD	Putnam	8-Sep-09	7-Oct-09	29-Oct-09	2,100,500	2,100,500	20	1,050,000		50%	1,050,500	
2006S-895	Grantsville	Calhoun	2-Sep-09	21-Oct-09	12-Nov-09	2,668,661	2,543,661	10	2,200,300		100%	343,361	125,000 IJDC
2007S-979	Nitro	Kanawha	11-Sep-09	30-Oct-09	12-Nov-09	3,035,778	3,035,778	20	1,125,000		50%	1,910,778	
95S-126	Leon	Mason	3-Sep-09	30-Oct-09	20-Nov-09	3,565,917	1,097,917	10	1,097,917		100%	0	1,500,000 SCBG 968,000 IJDC
2001S-626	St. Marys	Pleasants	4-Sep-09	9-Nov-09	20-Nov-09	5,164,392	5,125,392	20	2,067,400		50%	3,057,992	39,000 CITY
2003S-776	Union PSD	Kanawha	23-Sep-09	28-Oct-09	20-Nov-09	8,609,907	4,437,907	20	1,363,613		50%	3,074,294	4,172,000 RUS
2000S-523	Wardensville	Hardy	9-Sep-09	28-Oct-09	2-Dec-09	1,601,564	459,564	38	179,782		50%	279,782	1,142,000 SCBG
2001S-634b	Hinton	Summers	10-Sep-09	12-Nov-09	2-Dec-09	1,770,646	1,662,000	10	1,662,000		100%	0	108,646 IJDC
2005S-887	Hamrick PSD	Tucker	9-Sep-09	16-Nov-09	4-Dec-09	943,902	736,512	30	520,731		70%	215,781	200,000 SCBG 7,390 PSD
2007S-992	Williamstown	Wood	18-Sep-09	20-Nov-09	9-Dec-09	1,460,000	1,460,000	38	660,000		50%	800,000	
2003S-746	Chelyan PSD	Kanawha	17-Sep-09	14-Dec-09	15-Dec-09	5,369,138	5,299,138	20	2,537,569		50%	2,761,569	70,000 IJDC
2007S-964	Scotts Run PSD	Monongalia	3-Sep-09	14-Dec-09	18-Dec-09	5,752,979	5,627,979	38	3,939,585		70%	1,688,394	125,000 IJDC
2007S-1007	Canaan Valley PSD (decent)	Tucker	19-Nov-09	5-Jan-10	22-Jan-10	10,634,800	4,923,671	38		1,958,455	100%	2,965,216	5,711,129 STAG/EDA/IJDC/County/CVI
n/a	Davis (storm water)	Tucker	24-Nov-09	7-Jan-10	22-Jan-10	270,925	270,925	10		270,925	100%	0	
n/a	CWVRAA (storm water)	Kanawha	1-Dec-09	5-Jan-10	22-Jan-10	1,093,787	1,093,787	10		1,093,787	100%	0	
n/a	Shepherdstown (energy)	Jefferson	1-Dec-09	7-Jan-10	25-Jan-10	375,772	375,772	10		375,772	100%	0	
2009W-1118	Lewisburg (water meters)	Greenbrier	27-Oct-09	15-Dec-09	27-Jan-10	1,982,850	1,982,850	10		1,982,850	100%	0	
2009S-1113	Bluefield (energy)	Mercer	25-Nov-09	13-Jan-10	28-Jan-10	2,883,295	2,883,295	30		2,883,295	100%	0	
2009S-1077	Morgantown (rain gardens)	Monongalia	1-Dec-09	7-Jan-10	28-Jan-10	15,461,827	15,461,827	20		81,600	100%	15,380,227	
n/a	Bridgeport (storm water)	Harrison	9-Dec-09	13-Jan-10	28-Jan-10	1,978,974	1,978,974	10		1,978,974	100%	0	
2002S-692b	Greater St. Albans PSD	Kanawha	1-Dec-09	13-Jan-10	29-Jan-10	9,084,030	4,084,030	38	2,807,210		70%	1,276,820	5,000,000 IJDC
n/a	Lincoln Co. Comm (onsite)	Lincoln	28-Dec-09	13-Jan-10	29-Jan-10	718,626	718,626	10		718,626	100%	0	
(35)													
						<b>FY2010 Funded Total =</b>	<b>124,018,629</b>	<b>98,379,646</b>	<b>40,290,730</b>	<b>11,641,236</b>		<b>46,447,680</b>	<b>25,638,983</b>
									<b>51,931,966</b>				
						<b>ARRA Totals =</b>	<b>139,883,314</b>	<b>111,139,331</b>	<b>47,511,976</b>	<b>13,580,124</b>		<b>50,047,231</b>	<b>28,743,983</b>
									<b>61,092,100</b>				

# **EXHIBIT 3**

## **Source of CWSRF Funds by Quarter**

## SOURCE OF SRF FUNDS BY QUARTER

SOURCES OF FUNDS	PREVIOUS FY	STATE FISCAL YEAR 2010				FY2010	GRAND
	TOTALS	QTR 1	QTR 2	QTR 3	QTR 4	TOTALS	TOTALS
<b>LOC PAYMENTS</b>							
FY90 - 2008 GRANTS	\$404,815,707.00						
ARRA GRANT	\$48,873,680.00	\$12,218,420.00				\$12,218,420.00	
FY09 GRANT (9/30/2009)			\$10,607,850.00			\$10,607,850.00	
							\$476,515,657.00
<b>CASH DEPOSITS</b>							
FY90 - 2008 STATE MATCHES	\$80,963,138.00						
FY09 MATCH		\$2,121,570.00				\$2,121,570.00	
							\$83,084,708.00
<b>INVESTMENT EARNINGS</b>							
SRF account	\$26,042,426.61	\$49,893.49	\$22,309.53	\$29,021.20	\$32,396.08	\$133,620.30	\$26,176,046.91
Outside the SRF account	\$680,859.56	\$1,220.99	\$1,029.73	\$1,236.91	\$1,638.67	\$5,126.30	\$685,985.86
<b>LOAN REPAYMENTS</b>							
Principal (212)	\$141,084,336.80	\$5,627,591.18	\$5,450,331.76	\$5,505,388.37	\$5,675,300.64	\$22,258,611.95	\$163,342,948.75
Interest (212)	\$19,965,441.85	\$603,476.77	\$591,992.17	\$583,446.71	\$621,189.80	\$2,400,105.45	\$22,365,547.30
Principal (NPS & DNPS & OSLP)	\$4,885,825.02	\$165,418.41	\$204,451.07	\$181,173.82	\$172,205.41	\$723,248.71	\$5,609,073.73
Interest (NPS & DNPS & OSLP)	\$131,850.45	\$35,105.00	\$34,747.04	\$34,387.28	\$34,025.73	\$138,265.05	\$270,115.50
<b>ADMINISTRATIVE FEES</b>							
SRF Projects *	\$10,882,923.09	\$466,308.09	\$465,979.50	\$469,686.20	\$489,261.46	\$1,891,235.25	\$12,774,158.34
NPS Projects	\$89,976.40	\$11,488.60	\$11,108.60	\$11,048.60	\$11,468.60	\$45,114.40	\$135,090.80
<b>TOTALS</b>	\$738,416,164.78	\$21,300,492.53	\$17,389,799.40	\$6,815,389.09	\$7,037,486.39	<b>\$52,543,167.41</b>	\$790,959,332.19
	<b>CUMULATIVE TOTALS</b>						
	<b>FOR FY2010</b>	<b>\$21,300,492.53</b>	<b>\$38,690,291.93</b>	<b>\$45,505,681.02</b>	<b>\$52,543,167.41</b>		

\* includes airport adm fees

# **EXHIBIT 4**

**Monetary Defaults**

**and**

**Reserve Deficiencies Report**

**(prepared by the West Virginia**

**Municipal Bond Commission)**

MUNICIPAL BOND COMMISISON  
STATUS REPORT-DEFICIENCY  
FOR GOVERNMENTAL LENDING ISSUES  
AS OF JUNE 30, 2010

<u>ACCOUNT</u>	<u>NAME</u>	<u>PA</u>	<u>ISSUE DATE</u>	<u>CURRENT BALANCE</u>	<u>REQUIREMENT</u>	<u>(DEFICIENCY)</u>
BEI-U-1-97-B-BA-12	1 BELINGTON 97-B W & S SYS DESIGN REVENUE	DEP	8/26/1997	1,896	1,898	(2)
CHT-U-1-00-A-JE-12	2 CHARLES TOWN 00-A WATER & SEWER REVENUE	DEP	6/22/2000	17,303	17,448	(145)
CHT-U-1-98-X-JE-12	CHARLES TOWN 98 WATER & SEWER DESIGN REV	DEP	9/29/1998	2,405	2,413	(8)
EHP-S-1-03-A-HR- 6	3 ENLARGED HEPZIBAH W PSD 03-A SEWER REV	DEP	9/23/2003	0	5,677	(5,677)
EHP-S-2-03-A-HR- 6	ENLARGED HEPZIBAH W PSD 03-A SEWER RES	DEP	9/23/2003	19,271	33,777	(14,506)
FLE-S-1-98-A-TA-12	4 FLEMINGTON 98-A SEWER REVENUE	DEP	6/4/1998	732	734	(2)
FOL-S-1-98-A-BR-12	5 FOLLANSBEE 98-A SEWER REVENUE	DEP	6/4/1998	0	39,536	(39,536)
FOL-S-2-98-A-BR-12	FOLLANSBEE 98-A SEWER RESERVE	DEP	6/4/1998	401,210	430,820	(29,610)
JUN-S-1-04-A-BA-12	6 JUNIOR 04-A SEWER REVENUE	DEP	10/25/2004	2,678	2,695	(17)
KAF-S-2-03-A-FA- 6	7 KANAWHA FALLS PSD 03-A SEWER RESERVE	DEP	11/6/2003	6,010	66,348	(60,338)
KAF-S-2-93-A-FA- 6	KANAWHA FALLS PSD 93-A SEWER RESERVE	DEP	10/12/1993	13,383	158,670	(145,287)
KEN-S-1-07-B-WA-12	8 KENOVA 07-B SEWER REVENUE	DEP	7/12/2007	-83	11,103	(11,186)
KEN-S-2-07-B-WA-12	KENOVA 07-B SEWER RESERVE	DEP	7/12/2007	0	16,206	(16,206)
MUL-S-1-98-A-WY-12	9 MULLENS 98-A SEWER REVENUE	DEP	12/17/1998	12,074	12,165	(91)
MUL-S-2-98-A-WY-12	MULLENS 98-A SEWER RESERVE	DEP	12/17/1998	136,901	136,924	(23)
NWC-S-1-01-A-WA- 6	10 NORTHERN WAYNE CTY PSD 01-A S DESIGN REV	DEP	1/30/2001	1,073	1,487	(414)
NWC-S-2-01-A-WA- 6	NORTHERN WAYNE CTY PSD 01-A S DESIGN RES	DEP	1/30/2001	1,903	16,596	(14,693)
NWC-S-1-05-A-WA- 6	NORTHERN WAYNE CTY PSD 05-A SEWER REV	DEP	10/4/2005	9,782	13,552	(3,770)
NWC-S-2-05-A-WA- 6	NORTHERN WAYNE CTY PSD 05-A SEWER RES	DEP	10/4/2005	6,255	54,180	(47,925)
PER-S-1-92-X-CB- 6	11 PEA RIDGE PSD 92 SEWER REVENUE	DEP	12/28/1992	7,154	7,366	(212)
PEB-S-2-03-A-GA-12	12 PETERSBURG 03-A SEWER RESERVE	DEP	7/15/2003	69,528	69,610	(82)
PEB-S-1-95-X-GA-12	PETERSBURG 95 SEWER REVENUE	DEP	3/2/1995	4,084	4,108	(24)
SAL-S-1-95-A-HR-12	13 SALEM 95-A SEWER REVENUE	DEP	6/27/1995	0	13,945	(13,945)
SAL-S-2-95-A-HR-12	SALEM 95-A SEWER RESERVE	DEP	6/27/1995	77,905	157,500	(79,595)
SAR-S-1-03-A-CB- 6	14 SALT ROCK SEWER PSD 03-A SEWER REVENUE	DEP	7/31/2003	0	4,838	(4,838)
SAR-S-2-03-A-CB- 6	SALT ROCK SEWER PSD 03-A SEWER RESERVE	DEP	7/31/2003	25,027	30,861	(5,834)
SAR-S-1-04-A-CB- 6	SALT ROCK SEWER PSD 04-A SEWER REVENUE	DEP	12/29/2004	0	26,434	(26,434)
SAR-S-2-04-A-CB- 6	SALT ROCK SEWER PSD 04-A SEWER RESERVE	DEP	12/29/2004	75,368	110,922	(35,554)
THO-S-1-97-A-TU-12	15 THOMAS 97-A SEWER REVENUE	DEP	12/17/1997	3,884	3,912	(28)
THO-S-2-97-A-TU-12	THOMAS 97-A SEWER RESERVE	DEP	12/17/1997	23,829	23,869	(40)

WAS-S-1-02-A-MR- 6	16 WARM SPRINGS PSD 02-A SEWER REVENUE	DEP	6/25/2002	3,909	3,932	(23)
WAS-S-2-07-C-MR- 6	WARM SPRINGS PSD 07-C SEWER RESERVE	DEP	2/28/2007	28,990	33,495	(4,505)
WAS-S-1-94-X-MR- 6	WARM SPRINGS PSD 94 SEWER REVENUE	DEP	8/26/1994	5,895	5,929	(34)
WES-S-1-00-A-LE-12	17 WESTON 00-A SEWER REVENUE	DEP	12/20/2000	5,351	9,537	(4,186)
WES-S-1-96-X-LE-12	WESTON 96 SEWER REVENUE	DEP	12/10/1996	3,290	5,847	(2,557)

# **EXHIBIT 5**

**Federal Payments**

**and**

**Binding Commitments**

# FEDERAL PAYMENTS AND BINDING COMMITMENTS

EXHIBIT 5

PAYMENT SCHEDULE	FED. GRANTS Received	FED. FY2009 4th Quarter	FEDERAL FY 2010				FEDERAL FY 2011			
			Qtr 1	Qtr 2	Qtr 3	Qtr 4	Qtr 1	Qtr 2	Qtr 3	Qtr 4
1990 - 2008 Grants	\$404,815,707									
2009 Grant			\$10,607,850							
Future 2010 Grant							\$31,762,000			
Cumulative	\$404,815,707	\$404,815,707	\$415,423,557	\$415,423,557	\$415,423,557	\$415,423,557	\$447,185,557	\$447,185,557	\$447,185,557	\$447,185,557
Cumulative REQ Binding Commitments (120%)	\$453,028,064	\$453,028,064	\$473,049,428	\$473,049,428	\$473,049,428	\$473,049,428	\$498,508,268	\$498,508,268	\$498,508,268	\$498,508,268
Actual Binding Commitments Cumulative	(see note below)	\$14,012,083	\$36,319,882	\$19,591,439	(\$6,003,636)					
Binding Commitments as a % of payments	167%	171%	175%	180%	178%	178%	166%	166%	166%	166%
ARRA Grant (no state match req)	\$48,873,680	\$12,218,428								
Actual Loan Assistance (binding commitment portion included above)	\$9,160,134	\$15,169,649	\$22,610,823	\$14,151,494						
		<b>Start State FY2010</b>	<b>End State FY2010</b>			<b>Start State FY2011</b>	<b>End State FY2010</b>			
		<b>FY 2010 ANNUAL REPORT PERIOD</b>				<b>FY 2011 ANNUAL REPORT PERIOD</b>				

Note: this carry-forward number was reduced by \$957,395 from the FY2009 annual report to match up with official numbers entered in NIMS (National Information Management System). The discrepancy was a result of an incorrect number in the administrative costs in past annual reports.

# **EXHIBIT 6**

**FY2010**

**Disbursements**

## FY2010 DISBURSEMENTS

Exhibit 6

A. Section 212 Projects	Proj#	Total Fed 1st half	Total ARRA 1st half	Total State 1st half	Total Fed 2nd half	Total ARRA 2nd half	Total State 2nd half	Total Fed	Total ARRA	Total State	Total
Beckley	C544439-01	-	-	651,741	-	-	-	-	-	651,741	651,741
Beckley	C544439-02	-	78,450	433,078	-	46,782	135,315	-	125,232	568,393	693,625
Belle	C544177	-	-	1,187,360	-	-	85,675	-	-	1,273,035	1,273,035
Belle	C544177-03	-	250,853	2,700	-	4,527	232,251	-	255,380	234,951	490,331
Bluefield	C547300	-	-	-	-	294,903	-	-	294,903	-	294,903
Canaan Valley	C544446	-	-	-	-	819,421	621,828	-	819,421	621,828	1,441,249
Central Hampshire	C544140-02	-	193,910	-	-	1,052,403	-	-	1,246,313	-	1,246,313
Charleston	C544189-02	-	-	173,124	-	-	141,432	-	-	314,556	314,556
Chelyan	C544222-02	-	55,000	363,590	-	655,554	73,530	-	710,554	437,120	1,147,674
Clarksburg	C544319	-	571,818	886,386	-	321,346	17,202	-	893,164	903,588	1,796,752
Claywood Park	C544063	-	-	1,672,821	-	-	534,550	-	-	2,207,371	2,207,371
Claywood Park	C544063-02	-	1,451,580	241,834	-	680,180	169,343	-	2,131,760	411,177	2,542,937
Crab Orchard MacArthur	C544437	-	-	-	29,988	-	6,012	29,988	-	6,012	36,000
Elk Valley	C544400	-	-	5,115,020	-	-	494,328	-	-	5,609,348	5,609,348
Elkins	C544380-02	-	-	-	78,385	-	15,715	78,385	-	15,715	94,100
Elkins	C544380-03	-	652,047	63,615	-	231,233	152,499	-	883,280	216,114	1,099,394
Fairmont	C544393-01	-	-	319,204	-	-	-	-	-	319,204	319,204
Grafton	C544097	-	-	3,491	-	-	-	-	-	3,491	3,491
Grantsville	C544454	-	42,951	167,689	-	1,086,281	14,659	-	1,129,232	182,348	1,311,580
Hamrick	C544069-01	-	36,826	-	-	231,147	-	-	267,973	-	267,973
Hancock	C544020	-	-	1,712,236	-	-	269,001	-	-	1,981,237	1,981,237
Harpers Ferry	C544429	-	260,308	249,582	-	362,149	198,040	-	622,457	447,622	1,070,079
Huntington	C544341	-	83,100	-	-	79,449	-	-	162,549	-	162,549
Hinton	C544325-02	-	-	-	379,768	-	613,562	379,768	-	613,562	993,330
Kenova	C544041	-	-	6,507	-	-	27,588	-	-	34,095	34,095
Kermit	C544220	-	-	-	-	1,575,735	-	-	1,575,735	-	1,575,735
Leon	C544133	-	54,896	-	-	-	-	-	54,896	-	54,896
Logan	C544364-01	-	-	592,371	-	-	158,108	-	-	750,479	750,479
Malden	C544073	-	1,507,404	1,052,737	-	3,638,304	134,626	-	5,145,708	1,187,363	6,333,071
Marlinton	C544434	-	729,706	-	-	428,388	-	-	1,158,094	-	1,158,094
Marmet	C544074	-	1,361,000	156,185	-	1,602,994	976,203	-	2,963,994	1,132,388	4,096,382
Milton	C544346	-	87,607	85,000	-	352,520	7,500	-	440,127	92,500	532,627
Mason	C544452	-	-	46,213	-	-	63,967	-	-	110,180	110,180
Morgantown (Point Source only)	C544205	-	-	-	705,354	-	5,580,944	705,354	-	5,580,944	6,286,298
Morgantown	C544371	-	-	120,146	-	-	-	-	-	120,146	120,146
Mt. Hope	C544390	-	-	34,809	-	-	-	-	-	34,809	34,809
Nitro	C544423	-	42,094	315,992	-	304,261	87,672	-	346,355	403,664	750,019
North Beckley	C544157-03	-	386,520	310,515	-	2,029,001	648,965	-	2,415,521	959,480	3,375,001
Oceana	C544383	-	22,500	-	-	113,397	-	-	135,897	-	135,897
Parkersburg	C544354	-	-	90,000	-	-	-	-	-	90,000	90,000
Parkersburg	C544420	-	-	76,295	-	-	-	-	-	76,295	76,295
Pennsboro	C544409	-	155,421	-	-	1,012,172	-	-	1,167,593	-	1,167,593
Putnam	C544304	-	-	44,954	-	-	15,454	-	-	60,408	60,408
Putnam	C544456	-	55,188	49,837	-	994,812	383,068	-	1,050,000	432,905	1,482,905
St. Albans	C544406-02	-	-	-	-	1,276,394	41,680	-	1,276,394	41,680	1,318,074
St Marys	C544032-03	-	-	443,135	-	693,749	73,934	-	693,749	517,069	1,210,818
St Marys	C547500	-	-	-	-	-	-	-	-	-	-
Salt Rock	C544185-03	-	-	34,983	-	-	12,484	-	-	47,467	47,467
Scotts Run	C544108	-	26,000	515,921	-	1,316,001	81,361	-	1,342,001	597,282	1,939,283
Shepherdstown	C547450	-	-	-	-	185,123	-	-	185,123	-	185,123
Union	C544417	-	221,895	-	-	630,014	867,885	-	851,909	867,885	1,719,794
Wardensville	C544325	-	26,000	-	-	-	-	-	26,000	-	26,000
Weirton	C544277	-	-	380,805	-	-	69,332	-	-	450,137	450,137
Welch	C544426	-	-	339,401	-	-	7,168	-	-	346,569	346,569

Wheeling	C544351	-	-	1,404	-	-	-	-	-	1,404	1,404
White Sulphur Springs	C544035	-	-	1,913,010	-	-	692,745	-	-	2,605,755	2,605,755
Williamstown	C544335-02	-	20,000	102,823	-	16,625	7,532	-	36,625	110,355	146,980
Winfield	C544440	-	898,163	208,368	-	118,064	564,721	-	1,016,227	773,089	1,789,316

<b>Projects Total</b>	-	9,271,237.00	20,164,882.00	1,193,495	22,152,929	14,277,879	1,193,495	31,424,166	34,442,761	67,060,422
	<b>29,436,119</b>	(1sthalf)	<b>37,624,303</b>	(2ndhalf)	<b>67,060,422</b>	(FY10)	<b>67,060,422</b>			

DISBURSEMENTS CONTINUED ON NEXT PAGE

## FY2010 DISBURSEMENTS

<b>B). SECTION 319 PROJECTS</b>	<b>1Q</b>	<b>2Q</b>	<b>3Q</b>	<b>4Q</b>	<b>TOTAL</b>
1). Agriculture WQLP	\$50,748	\$0	\$0	\$41,364	<b>\$92,112</b>
2). Direct NPS - 7 ARRA Projects (below)					
State Match					
3). Onsite Systems	\$50,000	\$0	\$0	\$0	<b>\$50,000</b>
<b>SECTION 319 TOTAL</b>	<b>\$100,748</b>	<b>\$0</b>	<b>\$0</b>	<b>\$41,364</b>	<b>\$142,112</b>
FEDERAL SHARE OF TOTAL		\$0	\$0	\$0	\$0
STATE SHARE OF TOTAL	\$100,748	\$0	\$0	\$41,364	\$142,112
% OF TOTAL FEDERAL	0%	0%	0%	0%	0%
% OF TOTAL STATE	100%	100%	100%	100%	100%

<b>B2. Section 319 Projects</b>	<b>Proj#</b>	<b>Total Fed 1st half</b>	<b>Total ARRA 1st half</b>	<b>Total State 1st half</b>	<b>Total Fed 2nd half</b>	<b>Total ARRA 2nd half</b>	<b>Total State 2nd half</b>	<b>Total Fed</b>	<b>Total ARRA</b>	<b>Total State</b>	<b>Total</b>	
Beckley	C547050	-	204,566	-	-	22,950	-	-	227,516	-	227,516	
Bridgeport	C547150	-	-	-	-	378,092	-	-	378,092	-	378,092	
Central WV Reg. Airport Auth.	C547250	-	-	-	-	105,700	-	-	105,700	-	105,700	
Davis	C547350	-	-	-	-	71,108	-	-	71,108	-	71,108	
Lewisburg	C547400	-	-	-	-	309,575	-	-	309,575	-	309,575	
Lincoln	C547200	-	-	-	-	443,174	-	-	443,174	-	443,174	
Morgantown (ARRA part only)	C544205	No ARRA funds were disbursed in FY2010 for the NPS part of the Morgantown project.										
<b>Projects Total</b>		<b>-</b>	<b>204,566</b>	<b>-</b>	<b>-</b>	<b>1,330,599</b>	<b>-</b>	<b>-</b>	<b>1,535,165</b>	<b>-</b>	<b>1,535,165</b>	

<b>C). ADMINISTRATION</b>		<b>1Q</b>	<b>2Q</b>	<b>3Q</b>	<b>4Q</b>	<b>TOTAL</b>
1. ADMINISTRATION - #3329	603(D)	\$0.00	\$0.00	\$0.00	\$0.00	<b>\$0.00</b>
2. ADMINISTRATION - #3342		\$419,845.99	\$420,063.33	\$372,645.91	\$454,156.00	<b>\$1,666,711.23</b>
<b>ADM TOTAL</b>		<b>\$419,845.99</b>	<b>\$420,063.33</b>	<b>\$372,645.91</b>	<b>\$454,156.00</b>	<b>\$1,666,711.23</b>
FEDERAL SHARE OF TOTAL		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
STATE SHARE OF TOTAL		\$419,845.99	\$420,063.33	\$372,645.91	\$454,156.00	\$1,666,711.23
% OF TOTAL FEDERAL		0%	0%	0%	0%	0%
% OF TOTAL STATE		100%	100%	100%	100%	100%

Note: 3342 expenses includes CWSRF, central office support, etc.

# **EXHIBIT 7**

**FY2010**

**Loan Assistance by Needs Categories**

**WEST VIRGINIA CLEAN WATER STATE REVOLVING FUND**  
**Loan Agreements by Needs Cost Categories**

	<b>SECTION 212 PROJECTS</b>	<b>I</b>	<b>II</b>	<b>III A</b>	<b>III B</b>	<b>IV A</b>	<b>IV B</b>	<b>V</b>	<b>Other</b>	<b>Total SRF Loan</b>
1	Clarksburg			\$360,000		\$1,140,000	\$500,000			\$2,000,000
2	Bluefield	\$2,883,295								\$2,883,295
3	Harpers Ferry-Bolivar PSD	\$1,259,224								\$1,259,224
4	Malden PSD	\$188,999		\$9,260,951						\$9,449,950
5	Winfield			\$1,679,175			\$559,725			\$2,238,900
6	Mason	\$663,100								\$663,100
7	Marlinton	\$1,190,089		\$210,016						\$1,400,105
8	Beckley (non-ARRA)				\$679,316					\$679,316
9	Beckley	\$1,217,427						\$214,840		\$1,432,267
10	Pennsboro			\$2,801,000						\$2,801,000
11	Belle	\$530,896								\$530,896
12	Oceana			\$117,538	\$78,359					\$195,897
13	Central Hampshire PSD					\$537,422	\$1,253,983			\$1,791,405
14	North Beckley PSD					\$4,175,907	\$2,783,938			\$6,959,845
15	Putnam PSD	\$2,100,500								\$2,100,500
16	Grantsville				\$2,543,661					\$2,543,661
17	Nitro	\$3,035,778								\$3,035,778
18	Leon	\$65,875				\$362,313	\$669,729			\$1,097,917
19	St. Marys	\$5,125,392								\$5,125,392
20	Union PSD	\$1,731,250				\$1,623,994	\$1,082,663			\$4,437,907
21	Wardensville	\$459,564								\$459,564
22	Hinton					\$997,200	\$664,800			\$1,662,000
23	Hamrick PSD					\$294,605	\$441,907			\$736,512
24	Williamstown	\$1,460,000								\$1,460,000
25	Chelyan PSD					\$2,119,655	\$3,179,483			\$5,299,138
26	Scotts Run PSD					\$3,376,787	\$2,251,192			\$5,627,979
27	Huntington (non-ARRA)				\$1,005,736	\$1,810,325	\$1,206,884			\$4,022,945

28	Canaan Valley PSD	\$4,431,304				\$295,420	\$196,947			\$4,923,671
29	Shepherdstown						\$375,772			\$375,772
30	Morgantown (non-ARRA only)	\$3,040,734						\$12,339,493		\$15,380,227
31	Greater St. Albans PSD					\$2,450,418	\$1,633,612			\$4,084,030
<b>Total Projects</b>		<b>\$29,383,427</b>	<b>\$0</b>	<b>\$14,428,680</b>	<b>\$4,307,072</b>	<b>\$19,184,046</b>	<b>\$16,800,635</b>	<b>\$12,554,333</b>		<b>\$96,658,193</b>

SECTION 319 PROJECTS		VIIB	VIID	VIII	Total
1	Stormwater - urban (5 - below)		\$3,722,238		\$3,722,238
2	Ag projects (4)	\$92,112			\$92,112
3	OSLP projects (53) + Lincoln Co.			\$985,476	\$985,476
4	Unclassified (1)				\$1,982,850
<b>Total NPS projects</b>		<b>\$92,112</b>	<b>\$3,722,238</b>	<b>\$985,476</b>	<b>\$6,782,676</b>

Stormwater - urban (5)

Beckley	\$296,952
Bridgeport	\$1,978,974
CWVRAA	\$1,093,787
Davis	\$270,925
Morgantown (ARRA only)	\$81,600
	\$3,722,238

OSLP

Lincoln County	\$718,626
OSLP (53)	\$266,850
	\$985,476

Unclassified

Lewisburg	\$1,982,850
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# **EXHIBIT 8**

**FY2010**

**Projects Receiving Bids**

# WEST VIRGINIA CLEAN WATER STATE REVOLVING FUND

## Projects Receiving Bids in FY2010

	<u>Project</u>	<u>County</u>	<u>Bids Opened</u>	<u>Loan Closed</u>
1	Beckley	Raleigh	9-Jul-09	18-Sep-09
2	Beckley (storm water)	Raleigh	9-Jul-09	18-Sep-09
3	Beckley	Raleigh	13-Jul-09	18-Sep-09
4	Pennsboro	Ritchie	16-Jul-09	25-Sep-09
5	Belle	Kanawha	28-Aug-09	25-Sep-09
6	Oceana	Wyoming	1-Jul-09	29-Sep-09
7	Central Hampshire PSD	Hampshire	4-Aug-09	23-Oct-09
8	North Beckley PSD	Raleigh	12-Aug-09	29-Oct-09
9	Putnam PSD	Putnam	8-Sep-09	29-Oct-09
10	Grantsville	Calhoun	2-Sep-09	12-Nov-09
11	Nitro	Kanawha	11-Sep-09	12-Nov-09
12	Leon	Mason	3-Sep-09	20-Nov-09
13	St. Marys	Pleasants	4-Sep-09	20-Nov-09
14	Union PSD	Kanawha	23-Sep-09	20-Nov-09
15	Wardensville	Hardy	9-Sep-09	2-Dec-09
16	Hinton	Summers	10-Sep-09	2-Dec-09
17	Hamrick PSD	Tucker	9-Sep-09	4-Dec-09
18	Williamstown	Wood	18-Sep-09	9-Dec-09
19	Chelyan PSD	Kanawha	17-Sep-09	15-Dec-09
20	Scotts Run PSD	Monongalia	3-Sep-09	18-Dec-09
21	Huntington	Cabell	13-Oct-09	12-Jan-10
22	Canaan Valley PSD (decent)	Tucker	19-Nov-09	22-Jan-10
23	Davis (storm water)	Tucker	24-Nov-09	22-Jan-10
24	CWVRAA (storm water)	Kanawha	1-Dec-09	22-Jan-10
25	Shepherdstown (energy)	Jefferson	1-Dec-09	25-Jan-10
26	Lewisburg (water meters)	Greenbrier	27-Oct-09	27-Jan-10
27	Bluefield (energy)	Mercer	25-Nov-09	28-Jan-10
28	Morgantown (rain gardens)	Monongalia	1-Dec-09	28-Jan-10
29	Bridgeport (storm water)	Harrison	9-Dec-09	28-Jan-10
30	Greater St. Albans PSD	Kanawha	1-Dec-09	29-Jan-10
31	Lincoln Co. Comm (onsite)	Lincoln	28-Dec-09	29-Jan-10

# **EXHIBIT 9**

## **DBE**

### **Equivalency Requirements**

**Region III Compliance Tracking for Amount Equal to the CWSRF Capitalization Grants**

**West Virginia**

**Cumulative Amounts as of SFY Ending June 30, 2010**

State FYE	Capitalization Grant		Equivalency Amount		Over Complied
	Awarded	Cumulative	Annual	Cumulative	
06/30/06	\$37,435,406	\$363,872,475	\$13,502,391	\$486,980,338	\$123,107,863
06/30/07	\$13,650,912	\$377,523,387	\$9,000,000	\$495,980,338	\$118,456,951
06/30/08	\$16,684,470	\$394,207,857	\$5,577,760	\$501,558,098	\$107,350,241
06/30/09	\$10,607,850	\$404,815,707	\$17,329,436	\$518,887,534	\$65,198,147
	\$48,873,680	\$453,689,387			
06/30/10	\$10,607,850	\$464,297,237	\$103,081,907	\$621,969,441	\$145,453,784
	\$12,218,420	\$476,515,657			

FY2010 Project/Borrower	Project Number	Loan Closed	Amount of Loan AEG	Amount of Loan Non-AEG	Total Amount of Loan
Clarksburg		07/08/09	\$2,000,000	\$0	\$2,000,000
Harpers Ferry-Bolivar PSD		07/21/09	\$1,259,224	\$0	\$1,259,224
Malden PSD		08/26/09	\$9,449,950	\$0	\$9,449,950
Winfield		08/26/09	\$2,238,900	\$0	\$2,238,900
Mason		09/02/09	\$663,100	\$0	\$663,100
Marlinton		09/18/09	\$1,400,105	\$0	\$1,400,105
Beckley (non-ARRA)		09/18/09	\$679,316	\$0	\$850,492
Beckley		09/18/09	\$1,432,267	\$0	\$1,432,267
Beckley		09/18/09	\$296,952	\$0	\$296,952
Pennsboro		09/25/09	\$2,801,000	\$0	\$2,801,000
Belle		09/25/09	\$530,896	\$0	\$530,896
Oceana		09/29/09	\$195,897	\$0	\$195,897
Central Hampshire PSD		10/23/09	\$1,791,405	\$0	\$1,791,405
North Beckley PSD		10/29/09	\$6,959,845	\$0	\$6,959,845
Putnam PSD		10/29/09	\$2,100,500	\$0	\$2,100,500
Grantsville		11/12/09	\$2,543,661	\$0	\$2,543,661
Nitro		11/12/09	\$3,035,778	\$0	\$3,035,778
Leon		11/20/09	\$1,097,917	\$0	\$1,097,917
St. Marys		11/20/09	\$5,125,392	\$0	\$5,125,392
Union PSD		11/20/09	\$4,437,907	\$0	\$4,437,907
Wardensville		12/02/09	\$459,564	\$0	\$459,564
Hinton		12/02/09	\$1,662,000	\$0	\$1,662,000
Hamrick PSD		12/04/09	\$736,512	\$0	\$736,512
Williamstown		12/09/09	\$1,460,000	\$0	\$1,460,000
Chelyan PSD		12/15/09	\$5,299,138	\$0	\$5,299,138
Scotts Run PSD		12/18/09	\$5,627,979	\$0	\$5,627,979
Huntington (non-ARRA)		01/12/10	\$4,022,945	\$0	\$4,022,945
Canaan Valley PSD		01/22/10	\$4,923,671	\$0	\$4,923,671
Davis		01/22/10	\$270,925	\$0	\$270,925
CWVRAA		01/22/10	\$1,093,787	\$0	\$1,093,787
Shepherdstown		01/25/10	\$375,772	\$0	\$375,772
Lewisburg		01/27/10	\$1,982,850	\$0	\$1,982,850
Bluefield		01/28/10	\$2,883,295	\$0	\$2,883,295
Morgantown		01/28/10	\$15,461,827	\$0	\$15,461,827

Bridgeport		01/28/10	\$1,978,974	\$0	\$1,978,974
Greater St. Albans PSD		01/29/10	\$4,084,030	\$0	\$4,084,030
Lincoln Co. Commission		01/29/10	\$718,626	\$0	\$718,626
					\$0
					\$0
37					\$0
			<b>\$103,081,907</b>	<b>\$0</b>	<b>\$103,081,907</b>

# **EXHIBIT 10**

## **DBE Chart**

**WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION  
STATE REVOLVING FUND PROGRAM**

Minority-/Women-Owned Business Enterprise Reporting  
FY2010 (July 1, 2009 - June 30, 2010)

Reporting Quarter	Total Procurement	MBE				WBE				Number Reporting
		Construction	Professional	Equipment	Supplies	Construction	Professional	Equipment	Supplies	
<b>1st</b> Jul - Sep	\$13,852,203.00	\$808,522.04	\$743,961.21	\$0.00	\$0.00	\$0.00	\$26,781.25	\$0.00	\$761.75	17
<b>2nd</b> Oct - Dec	\$40,656,338.35	\$72,079.71	\$1,110,789.00	\$15,838.63	\$0.00	\$18,180.00	\$36,354.10	\$0.00	\$0.00	31
<b>3rd</b> Jan - Mar	\$29,431,103.00	\$179,473.72	\$0.00	\$0.00	\$0.00	\$180.43	\$2,707.34	\$0.00	\$0.00	40
<b>4th</b> Apr - May	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	1
Total	\$83,939,644.35	\$1,060,075.47	\$1,854,750.21	\$15,838.63	\$0.00	\$18,360.43	\$65,842.69	\$0.00	\$761.75	
%		1.2629%	2.2096%	0.0189%	0.0000%	0.0219%	0.0784%	0.0000%	0.0009%	
			<b>Total MBE</b>	<b>\$2,930,664.31</b>			<b>Total WBE</b>	<b>\$84,964.87</b>		
			% MBE	3.4914%			% WBE	0.1012%		

\* All but one project are reporting semi-annually; semi-annual report covering period April - September not due until October 2010.