

CITY COUNCIL REGULAR MEETING

City Council Chambers

Monday, April 10, 2023 at 7:00 PM

AGENDA

Call to Order, Prayer, Pledge of Allegiance

Adjustment and Approval of the Agenda — *Items will only be added or removed with the approval of the Mayor and City Council.*

Request to Speak/Opportunity for Public Comment — *This is an opportunity for members of the public to express items of interest to the Mayor and City Council. This is not a time to respond or take action. Any necessary action will be taken under advisement. Speakers are asked to use proper decorum and to limit comments to no more than three minutes.*

1. **Public Comment Acknowledgment:** City Manager, Josh Ross will provide clarity on items mentioned during public comment, if needed.

Consent Agenda — *The items of the Consent Agenda are adopted on a single motion and vote, unless the Mayor and City Council wish to withdraw an item for separate vote and/or discussion.*

2. **Approval of Minutes:** City Council will consider adopting the Regular Meeting minutes of the March 13th, 2023 meeting.
3. **Approval of Minutes:** City Council will consider adopting the Work Session Meeting minutes of the March 28th, 2023 meeting.
4. **Adoption of City Mission, Vision, Values, and Goals:** City Council will consider adopting a new mission, vision, values, and goals.

Business Items

5. **Honey Hunters** - Veronica Jeon, COO of the Momentous Group / Gastonia Honey Hunters will be addressing Council regarding the future, updates, and vision for the 2023 Gastonia Honey Hunters.
6. **115 West Pennsylvania Avenue:** City Council will consider approving a Building Rehabilitation Incentive Grant (BRIG) application received from property owner at 115 West Pennsylvania Avenue.
7. **Resolution- Water & Sewer System Revenue Bonds:** City Council will consider approving a revenue bond for the Water Treatment Plant. The first bond amount is \$4,865,000 (Series 2023A) and the second is \$133,000 (Series 2023B).

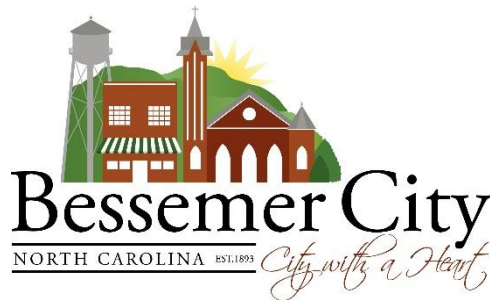
- [8.](#) **Resolution - Stormwater Grant:** City Council will consider approving a resolution regarding a Stormwater grant application.

City Manager's Report

- [9.](#) **Budget Amendment:** City Council will consider approving a budget amendment regarding the damaged Christmas tree.

Council General Discussion — *This is an opportunity for the Mayor and City Council to ask questions for clarification, provide information to staff, request staff to report back, or place a matter on a future agenda.*

Adjourn



CITY COUNCIL REGULAR MEETING

City Council Chambers

Monday, March 13, 2023 at 7:00 PM

MINUTES

Members Present

Mayor, Becky S. Smith, Council Members: Brenda Boyd, Brent Guffey, Dan Boling, Kay McCathen, Donnie Griffin and Joe Will were all present. City Manager, Josh Ross and City Attorney, Dan O'Shea were present as well.

Call to Order, Prayer, Pledge of Allegiance

Mayor Smith called the meeting to order. Olin Byrum, Pastor of First Baptist Church led the audience in prayer. Mayor Smith led the audience in the Pledge of Allegiance.

Adjustment and Approval of the Agenda

By motion of Dan Boling and unanimous vote, the March agenda was approved with the following revision:

- Audit Presentation: Tony Brewer, CPA will present to City Council regarding the City's 2022 financial audit (Move to the March 2023 Work Session)

Special Presentations

Student Appreciation- Students from Bessemer City High School, Bessemer City Central Elementary School, and Bessemer City Primary School were recognized by their principals and City Council as part of the Student Appreciation Program:

Dr. Sheila Wyont, Principal of Bessemer City High School, and Mayor Smith, recognized the following students of the month: Tristan Gordon, 9th grade representative; Brenda Guo, 10th grade representative; Megain Millsaps, 11th grade representative and Joshua Grant, 12th grade representative.

Dr. April Conley, Principal of Bessemer City Central School, and Mayor Smith, recognized the following students of the month: Zain Johnson; 3rd grade representative; 4th Jalyria Speight; and 5th Zara Johnson.

Mr. Bill Kessler, Principal of Bessemer City Primary and Mayor Smith, recognized the following students of the month: Berlynn Pantoja, Kindergarten representative; Briaana Padilla Mencia, 1st grade representative; and Nicholas Gibson, 2nd grade representative.

Bessemer City's 130th Anniversary- Mayor, Becky S. Smith informed all present that on March 6, 2023 was the City of Bessemer City's 130th Anniversary. Then Mayor Smith read the Bessemer City 130th Anniversary Proclamation a loud and declared March 6, 2023 the City's 130th Anniversary, and invited all present to light refreshments.

By motion of Brent Guffey and unanimous vote, the proclamation was adopted. A copy is available at City Hall.

Request to Speak/Opportunity for Public Comment

Mayor Smith opened the floor for public comment. The following individuals came forth:

- Alan Fowler of 433 Besstown Road- Mr. Fowler addressed Council regarding his concerns of a code enforcement issue. A property owner nearby has a conex trailer in his yard. Mr. Fowler was told by City Staff that per the City's code he could not have one.
- Aaron Grosdidier of 517 Costner School Road – Mr. Grosdidier addressed Council regarding City vehicles, the CDBG program, and the Highway 161 sidewalk grant. Mr. Grosdidier requests that all City vehicles be numbered. This would allow for more safety in the City. Mr. Grosdidier indicated that he plans to request a copy of official correspondence between City Staff and NCDOT regarding the Highway 161 sidewalk project. Additionally, he stated that the City has received \$900,000 for the CDBG project and has not begun work.
- City Manager, Josh Ross- Mayor Smith recognized City Manager, Josh Ross to provide clarity on some items discussed during public comment. City Staff in conjunction with the CDBG administrator held the loan closing for the first 5 homes last week. In 2019 the City was awarded a \$750,000 grant to rehabilitate 10 homes. Construction is set to begin within the month. Additionally, per the City's code, conex trailers are not permitted in the City. Code Enforcement staff is currently working to address existing conex trailers that were placed after the adoption of the Land Development Code (LDC) in the City as these are not permitted.

Consent Agenda

The following items on the Consent Agenda were unanimously approved by motion of Brenda Boyd:

1. **Approval of Minutes:** City Council will consider adopting the Regular Meeting minutes of the February 13th, 2023 meeting.
2. **Approval of Minutes:** City Council will consider adopting the Special Session Meeting minutes of the February 23rd, 2023 meeting.
3. **Street Closure-35th Annual Down Home Festival Ordinance** - City administration is requesting the temporary closure of the 100 Block of West Virginia, East Virginia, West Pennsylvania Avenue, and the 100 Block of North and South 12th Street for the 35th Annual Down Home Day Festival on Thursday, May 11th, Friday, May 12th and Saturday, May 13th, 2023.
4. **Street Closure-Sounds of Summer 2023** - City administration is requesting the temporary closure of the 100 Block of West and East Virginia Avenue and the 100 Block of North and South 12th Street for the 2023 Sounds of Summer Series on the 4th Saturday of each month from April to September from the hours of 2:00PM-10:00PM.

One Gaston 2040 -

Leslie Lee, Executive Director at Gaston Together and Gina Shell, Gaston County presented the One Gaston 2040 initiative to Council. One Gaston 2040's vision is to engage county residents, businesses, and organizations in dialogue about their desires for the future of Gaston County and to use that dialogue, along with an examination of data and trends, to create a vision for what Gaston County can achieve between today and 2040. The One Gaston 2040 staff have identified 5 focus areas: One Gaston Shines, One Gaston Grows, One Gaston Works, One Gaston Connects, and One Gaston Cares. Staff will be reaching out to municipalities to partner with 2040 staff to coordinate, plan, and carry out strategic action to implement the Vision.

Public Hearing –Economic Development Grant (Foundry):

City Council held a public hearing regarding an economic development incentive program for Foundry Commercial regarding property located in the Southridge Business Park. The investment is a total of \$15,000,000.00 for a 280,460 square foot facility.

By motion of Donnie Griffin and unanimous vote, the public hearing regarding the economic development incentive was opened at 7:41 PM.

Mayor Smith asked if there was anyone present to speak in favor of the economic development incentive. There was none.

Mayor Smith asked if there was anyone present to speak in opposition of the economic development incentive. There was none.

By motion of Brenda Boyd and unanimous vote, the public hearing regarding the economic development incentive was closed at 7:42 PM.

Resolution Approving Incentives Pursuant to NCGS §158-7.1 And To Authorize Bessemer City To Enter Into An Economic Development Agreement (EDA) With Foundry Commercial (Level II Investment):

Development Services Officer, Nathan Hester informed Council that Foundry is requesting a level 2 investment agreement as the amount of the project has increased. In September 2022 City Council approved a level 1 agreement. The proposed Economic Development Agreement is very similar to other projects in the City like Dhollandia, Tosaf, and Trinity Capital.

By motion of Brent Guffey and unanimous vote, the resolution for the level 2 investment grant for was approved for Foundry Commercial.

Amendment to Audit Contract:

City Staff is requesting the approval of an amendment to the audit contract of City financials. The City's 2022 audit has been delayed due to the ABC Board's financial audit being late. The City's audit was due in October 2022 to the Local Government Commission (LGC). However, the audit cannot be submitted until all component units have submitted all of their documents to the City. The auditor will be present at the March 2023 Work Session to present the findings of the 2022 audit.

By motion Brenda Boyd and unanimous vote, City Council approved the amendment to the audit contract for the 2022 budget.

Loan Closing Approval:

City Staff is requesting the approval of a loan closing regarding the Water Treatment Plant upgrades. The project has been delayed, and will not be completed until the end of the year. However, City Staff would like to close the loan early to avoid an interest payment. Closing this loan will divert funds to USDA. The City will begin paying the loan to USDA.

By motion of Joe Will and unanimous vote, the loan closing for the Water Treatment Plant was approved.

City Manager's Report

City Manager, Josh Ross, addressed Council regarding the following:

- Budget Amendment #1: By motion of Brent Guffey and unanimous vote, the budget amendment regarding the HVAC unit was approved.

Council General Discussion

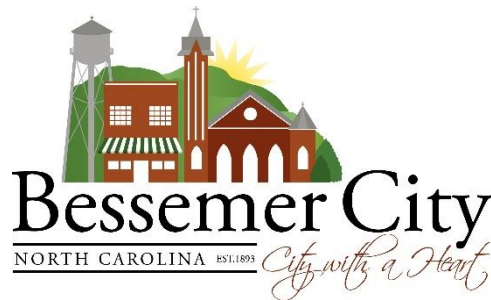
Mayor Smith opened the floor for Council general discussion. Council member, Donnie Griffin commended City Staff on the landscaping and trimming of crepe myrtles in the City.

Adjournment

Being no further business to come before the board, by motion of Brenda Boyd and unanimous vote, the meeting was adjourned at 7:48 PM.

Becky S. Smith, Mayor

Hydeia Y. Hayes, City Clerk



CITY COUNCIL WORK SESSION

City Council Chambers

Tuesday, March 28, 2023 at 3:00 PM

MINUTES

Call to Order

Mayor Becky S. Smith called the meeting to order. Mayor Smith thanked everyone for checking on her and her family during their time of loss.

Members Present

Mayor, Becky S. Smith, Council Members: Joe Will, Kay McCathen, Brenda Boyd, Dan Boling, and Donnie Griffin were all present. Council Member, Brent Guffey was absent. City Manager, Josh Ross and department heads was present as well. A quorum was present.

Audit Presentation

Tony Brewer, CPA addressed Council regarding the 2022 financial audit. Overall the City received a clean audit report. Mr. Brewer presented to Council specific indicators in the report. Mr. Brewer identified 6 Financial Performance Indicators (FPIC) of concern. The City is required to prepare correspondence to the Local Government Commission (LGC) within 60 days regarding these issues. The FPIC were as follows:

- FPIC 1. Water and Sewer Quick Ratio
- FPIC 2. Water and Sewer Unrestricted Cash
- FPIC 3. Audit Not Submitted on Time
- FPIC 4. Uncollected Tax Levy
- FPIC 5. Budget Violation and Pre-Audit Process
- FPIC 6. Material Weaknesses, Significant Decencies or Statutory Violations

Identified FPIC's were mainly contributed to budgetary timing issues and the audit delay with the City's component unit, the ABC store.

By motion of Joe Will and unanimous vote, the 2021- 2022 budget audit was accepted.

Department Head Reports

Bessemer City department heads gave reports on their department's status:

JoD Franklin, Parks and Recreation Director- Mr. Franklin addressed Council regarding a new staff member, Stinger Park, and programmed athletics. Stinger Park is 90% complete, and is in the substantial completion stage. Baseball and softball are underway, and we have a total of 14 teams in the league.

Jamie Ramsey, Director of Operations & Special Projects- Mr. Ramsey addressed Council regarding the gas extension bid request. City Staff is requesting bids for the Natural Gas System Improvements in Southridge Parkway – Phase 1. This is a natural gas line that will feed Foundry Commercial's new \$15 million investment. Bids will be taken until Tuesday, April 18, 2023, at 2 PM at which time they will be

publicly opened and read. This project involves the installation, tie-ins to the existing natural gas distribution system and commissioning of approximately 3,000 linear feet of 6-inch, 4-inch and 2-inch polyethylene natural gas mains and appurtenances. The methods of installation for the mains will include direct bury, bore, and horizontal directional drill.

Tom Ellis, Director of Public Safety- Chief Ellis addressed Council about the recent incident at the high school, ongoing investigations, Code Enforcement, and the operations. All division are functioning great. The City recently received a good report from the recent NC Department of Standards and DCI audits. The Fire Department is doing well, and is preparing for their next ISO inspection.

Diane Jenkins, Finance Director- Ms. Jenkins addressed Council regarding the financing audit and general changes to reporting. The 2022-2023 audit will be completed by the same firm, Eddie Carrick, CPA, PC.

Allan Farris Community Center Rental Policy

JoD Franklin, Parks & Recreation Director addressed Council regarding the proposed changes to the Community Center and the Swimming Pool. The fees for the Center have not been increased since 2016, and the swimming pool since 2007. Also, the City's insurance carrier has informed staff that patrons utilizing public property for private use must obtain an insurance policy. The following fees were approved by general consensus:

Allan Farris Community Center

Effective July 1st

\$300 Rental (5 hours)

\$150 Cleaning/Security Deposit (Refundable)

\$100 General Liability Policy (completed and paid via online link <https://gatherguard.com/> -must submit copy of proof with remaining payment)

Additional time \$50 per hour

**\$150 Deposit due with application*

**City Staff will be paid \$30 an hour for working rental*

Bessemer City Swimming Pool

Effective April 1st

\$250 (Up to 75 guest) OR **\$300** (76-100+ guest)

\$100 General Liability Policy (completed and paid via online link <https://gatherguard.com/> -must submit copy of proof with remaining payment)

\$50 Security Deposit due with application

Appointed Advisory Boards

City Staff informed the Board of upcoming openings on the Boards. Per Council request, the initial dates of appointment were added to a detailed spreadsheet. On April 1st, City Staff will begin advertising for new applicants, as well as notify current applicants serving on the Board that their terms will expire June 30, 2023.

City Manager's Report

Josh Ross, City Manager- Mr. Ross addressed Council about the CDBG project, potential offer to purchase City property, the FY 23-24 budget, and Stinger Park. City Staff was contacted by an interested party to purchase a portion of City owned property to develop single family housing. Said portion of land is unutilized land around the memorial cemetery. The interested party plans to submit a formal offer for a future meeting. This would initiate the upset bid process. At the next Work Session the proposed budget for fiscal year 2023 – 2024 will be reviewed.

Council General Discussion

Mayor Smith opened the floor for Council general discussion. Council member, Donnie Griffin inquired about Stinger Park contractors repairing a neighbors building. City Staff informed him that contractors have already began conversations with the citizen to get his property fixed, as it was damaged during construction. Council member, Kay McCathen inquired about the new restaurant downtown. City Staff informed her that it should be opened within the next 60 – 90 days.

Adjourn

Being no further business to come before the board, the meeting was adjourned at 5:32 PM by motion of Donnie Griffin and unanimous vote.

Becky S. Smith, Mayor

Hydeia Y. Hayes, City Clerk



CENTRALINA
REGIONAL COUNCIL

City of Bessemer City Council Retreat Report

February 2023



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SESSION OBJECTIVES & AGENDA

Centralina Regional Council worked with the City of Bessemer City to design a retreat to prepare for the FY23-24 budget development and strategic planning process.

The objectives of the retreat were to:

- Build on the momentum from last year's retreat
- Discuss the City's long-term and strategic planning needs in light of growth and change
- Finalize the City's vision, mission, values, and goals

The retreat included a variety of engaging presentations, discussion, and participant activities. Centralina staff facilitated the discussion to draw out all perspectives and voices while keeping participants on track through ground rules and other techniques.

Thursday, February 23rd
<i>Breakfast</i>
<i>Welcome Remarks & Meeting Objectives</i>
<i>Regional Growth Outlook Presentation</i> <ul style="list-style-type: none"> • To provide context for the session, Centralina staff will present an overview of growth patterns in Gaston County and the region.
<i>Strategic Foundations: The Vision for Bessemer City</i> <ul style="list-style-type: none"> • The Council will review and discuss vision statement options.
<i>Strategic Foundations: Focus on Mission</i> <ul style="list-style-type: none"> • The Council will review and discuss mission statement options.
<i>Strategic Foundations: Reflecting on Values</i> <ul style="list-style-type: none"> • The Council will review and refine core values.
<i>Lunch Break</i>
<i>Strategic Foundations: Towards City Goals</i> <ul style="list-style-type: none"> • The Council will review and refine current goals.
<i>Department Presentations</i> <ul style="list-style-type: none"> • Public Works: Streets/Maintenance Division, Water, and Natural Gas Division – Jamie Ramsey • Administration: Development Services – Nathan Hester • Administration: City Clerk & Human Capital – Hydeia Hayes • Administration: Finance & Customer Service – Diane Jenkins • Parks & Recreation – Andrea Nixon & Brandon Willis • Public Safety – Michael Gordon & Tom Ellis

Friday, February 24th
<i>Breakfast</i>
<i>Presentation from Donnie Hicks, Gaston County EDC</i>
<i>Presentation from Doug Chapman, McGill Associates</i>
<i>Break</i>
<i>Manager Presentation</i>
<i>Adjourn</i>

STRATEGIC FOUNDATIONS

The following report captures insights from the interactive components of the agenda and key takeaways from the facilitated group discussion. It does not recap presentations from internal or external speakers.

Vision, Mission & Values

The foundational elements of a strategic plan are the vision, mission, and values. The retreat provided an opportunity to revisit and refine the concepts developed for each of these elements during the previous year's retreat.



The Vision for Bessemer City

Vision statements are the foundation of any strategic plan. They declare where a community wants to be in the future, framed in an aspirational, forward-thinking manner. They also describe intended future outcomes of decision-making, public policy, planning and investment. During the retreat, the Council reviewed two vision statement concepts drafted by Centralina using the inputs from the vision discussion at last year's retreat. Each option is focused on one of two themes:

Option 1: Connected & Inclusive Future

Bessemer City will be a welcoming community that connects people to each other, to economic opportunities and to a high quality of life.

Option 2: Managed Growth & Development

Bessemer City will be a unique and transformative community that grows sustainably and supports a thriving economy.

The Council and staff discussed words and phrases in the two options that they liked and disliked and came to consensus around the following vision statement:

Bessemer City strives to be a unique and welcoming community that connects people to economic opportunities and a higher quality of life.

Focus on Mission

A mission statement defines and communicates the City's purpose and how its work supports its vision. To be compelling, the mission statement must also answer "why" the organization exists and "what" it does. During the retreat, Council reviewed two mission statement options drafted by Centralina using the inputs from last year's retreat:

Option 1: Lead with the "What"

Bessemer City provides exceptional customer service and high-quality services in a fiscally responsible manner so that all can thrive here.

Option 2: Lead with the "Why"

Bessemer City creates a safe community with a high quality of life by providing exceptional customer service and public services in a fiscally responsible manner.

After discussing the words and phrases that they liked and disliked within each option, the Council and staff came to consensus around the following mission statement:

Bessemer City provides high quality public services in a responsible manner that creates success.

Reflecting on Values

Core values guide the Council's behavior and actions in interacting with each other, City staff and members of the public. During the retreat, the Council reviewed the list of core values developed during last year's retreat.

Accountability (6 dot votes)

- Taking responsibility for votes and decisions
- Doing our best for citizens and staff
- Being present and prepared to make decisions

Respect (6 dot votes)

- Showing respect for staff and constituents
- Friendly
- Communicating in a calm manner
- Actively listening

Open-mindedness (5 dot votes)

- Listening for understanding
- Giving others the benefit of the doubt
- Respecting for others' opinions
- Hearing all sides

Ethics (3 dot votes)

- Setting an example
- Compassion
- Doing what will benefit the City

Commitment/Dependability (2 dot votes)

- Putting the City first
- Doing what is right
- Following your heart and your ethics
- Always being fair/applying the same rules to everyone

Honesty (2 dot votes)

- Telling the truth when it hurts

The Council then reflected on examples of how they have demonstrated these values over the past year and how they would like to see them demonstrated going forward.

Strategic Goals

Goals are tied to the vision statement and help to define it further. Goal statements should lead with an action verb, be clear and unambiguous, and strike a balance between attainable and sufficiently ambitious.

Towards City Goals

During the retreat, Council and City staff reviewed the City's current goals and the potential revisions they identified during last year's retreat. They then participated in an interactive exercise in which they suggested refinements for each goal. Through a facilitated discussion, the group came to a consensus around a list of revised goals. The following table shows the current goals and the proposed changes to refine the goals.

Current Goals	Proposed Refined Goals
Goal #1: A desirable place to live and work that is open to growth	Goal #1: Promote a desirable place to live and work that provides a healthy quality of life.
Goal #2: A safe and secure community for residents and visitors	Goal #2: Ensure a safe and secure community for residents and visitors.
Goal #3: A sustainable community with high quality and dependable infrastructure and utilities	Goal #3: Invest in high quality infrastructure to support a thriving and diverse economy.
Goal #4: A thriving, viable and diverse economy	<i>Language from this goal included in Proposed Goal #3</i>
Goal #5: Provide opportunities for citizens	Goal #4: Provide opportunities for citizen engagement and promote volunteerism.

Goal #6: Sustainable organizational capacity	Goal #5: Foster organizational sustainability that embraces innovation and creativity.
Goal #7: Embrace innovation and promote creativity	<i>Language from this goal included in Proposed Goal #5</i>
Goal #8: Promote a healthy quality of life	<i>Language from this goal included in Proposed Goal #1</i>

During the interactive exercise, the Council and City staff also brainstormed strategies for implementing the goals:

Goal #1: Promote a desirable place to live and work that provides a healthy quality of life.

Ideas to Implement

- Recruit diverse businesses and housing
- Being open-minded to ideas and diversity
- Parks, family-friendly community events
- Public safety

Additional Feedback

- “Income diversity – corporate housing and affordable housing”
- “Ask the public what they like”

Goal #2: Ensure a safe and secure community for residents and visitors.

Ideas to Implement

- Invest in public safety
- Provide training for Police and Fire
- Keep blight away

Goal #3: Invest in high quality infrastructure to support a thriving and diverse economy.

Ideas to Implement

- Continually stay ahead of growth
- Public-private investment in infrastructure
- New technology

Additional Feedback

- “Minority businesses”
- “City can’t control economy”

Goal #4: Provide opportunities for citizen engagement and promote volunteerism.

Ideas to Implement

- Citizen's Academy
- Coaching
- Farmer's Market
- Continue to provide programs for all ages – youth, seniors
- Junior Fire & Police programs
- Recreation leagues

Additional Feedback

- "Need structured volunteer opportunities"

Goal #5: Foster organizational sustainability that embraces innovation and creativity.

Ideas to Implement

- Competitive pay and benefits
- Staff training
- New technology
- Building artwork

Additional Feedback

- "Find ways to stay in the lead"

CONCLUSIONS & NEXT STEPS



By creating new vision and mission statements, a set of core values, and a refined list of goals, the City Council and City staff are well-positioned for a productive budget process and have created a solid foundation for the City's next strategic plan

As a next step, Centralina recommends continuing the goals conversation with further discussion around the implementation ideas suggested during the retreat.

Centralina is available as a resource for this process, as needed, moving forward.

Vision, Mission, Values, and Goals

Item 4.

Vision... Our Future

Bessemer City strives to be a unique and welcoming community that connects people to economic opportunities and a higher quality of life.

Mission... Our Purpose

Bessemer City provides high quality public services in a responsible manner that creates success.

Values

- | | |
|------------------|---------------------------|
| *Accountability | *Ethics |
| *Respect | *Commitment/Dependability |
| *Open-Mindedness | *Honesty |



Goals

- #1 Promote a desirable place to live and work that provides a healthy quality of life.
- #2 Ensure a safe and secure community for residents and visitors.
- #3 Invest in high quality infrastructure to support a thriving and diverse economy.
- #4 Provide opportunities for citizen engagement and promote volunteerism.
- #5 Foster organizational sustainability that embraces innovation and creativity.





2022 EVENTS RECAP

<p>300+</p> <p>Live Events in 2022</p> <ul style="list-style-type: none"> Honey Hunters Baseball San Antonio Christmas at the AML City Wrestling High School Friday Parties 	<p>180k+</p> <p>Approximate Event Attendees in 2022</p> <ul style="list-style-type: none"> Corporate Holiday Corporate Meetings/Conferences Gastropub College Baseball Little League Baseball 	<p>5M+</p> <p>Digital Impressions in 2022</p> <ul style="list-style-type: none"> Diner en Blanc Community Foundation Nonprofit 5K Fundraisers Graduations Big Questions Graduation Function
<p>ThisIsMomentous.co</p>		







2022 Social Media Growth


The Momentous Group

Momentous Accounts


Total Growth




@momentous_group
September-November 2022



@momentousse
January-November 2022





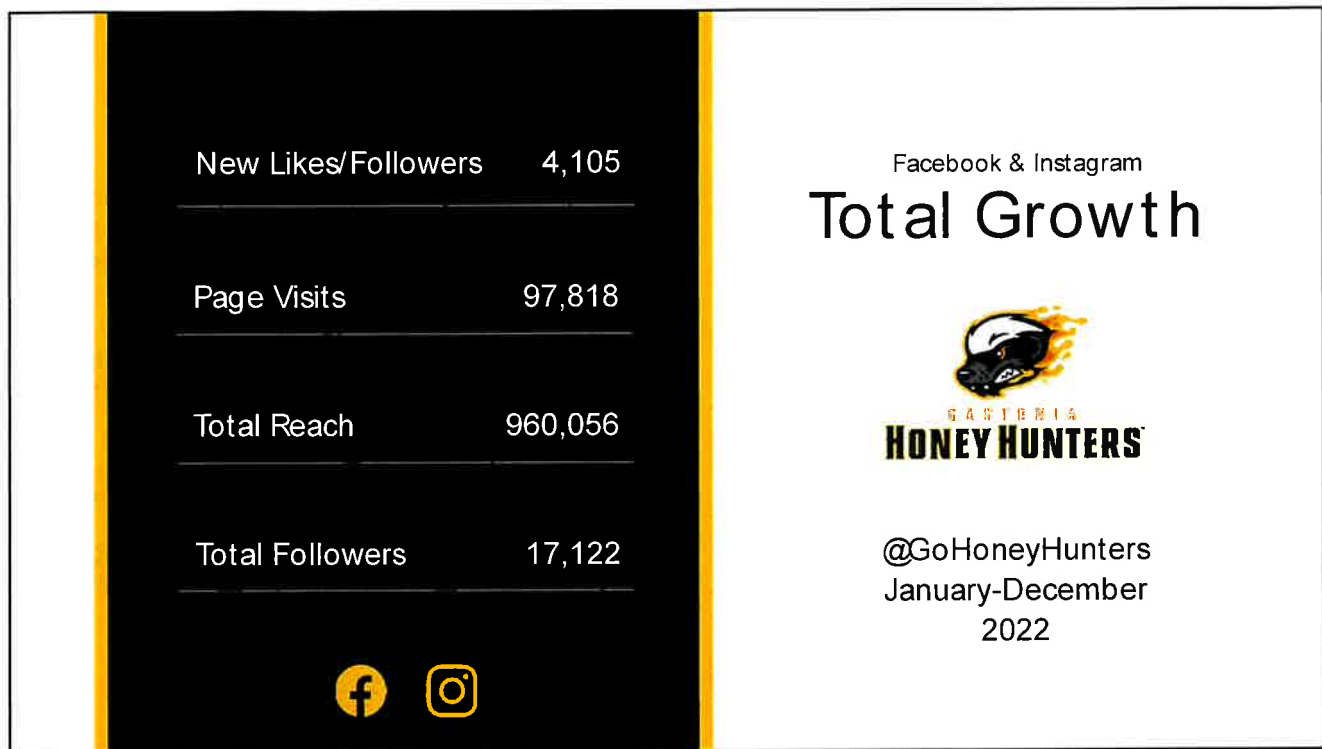
@momentoushg
January-November 2022



@thisismomentous
November- December 2022

New Likes/Followers	101
Page Visits	1,649
Total Reach	7,737
Total Followers	479



Social Media Reach Growth- 2022



In comparison to 2021, our social media reach in 2022 was up by 155% and 480% on Facebook and Instagram respectively

Top Post Interactions- 2022



▲ BREAKING NEWS ▲ We are super excited to annou...
September 4, 2022 at 6:50 PM
ID: 613555520512356

Interactions

👍 899 reactions 💬 173 comments ➦ 243 shares

The Magic Johnson announcement post received, by far, the most amount of reactions, comments, and shares across all social media platforms.

Performance

Reach

Total
8,670 Worst Best

Reactions, comments ...

Total
1,315 Worst Best

Results

Total
636 Worst Best

This shows us that our audience is interested in the wild, unexpected announcements/promotions, as well as potential celebrity appearances.

(metrics shown are for Facebook post)

Top Post Reach- 2022



🔥 NO HITTER GAME 🔥 Roger Bernal's first day on the ...
July 27, 2022 at 10:50 PM
ID: 583082566392925

Interactions

👍 579 reactions 💬 83 comments ➦ 29 shares

The No Hitter Game post reached the most individual accounts (even surpassing Magic Johnson)

Performance

Reach

Total
10,636 Worst Best

Reactions, comment...

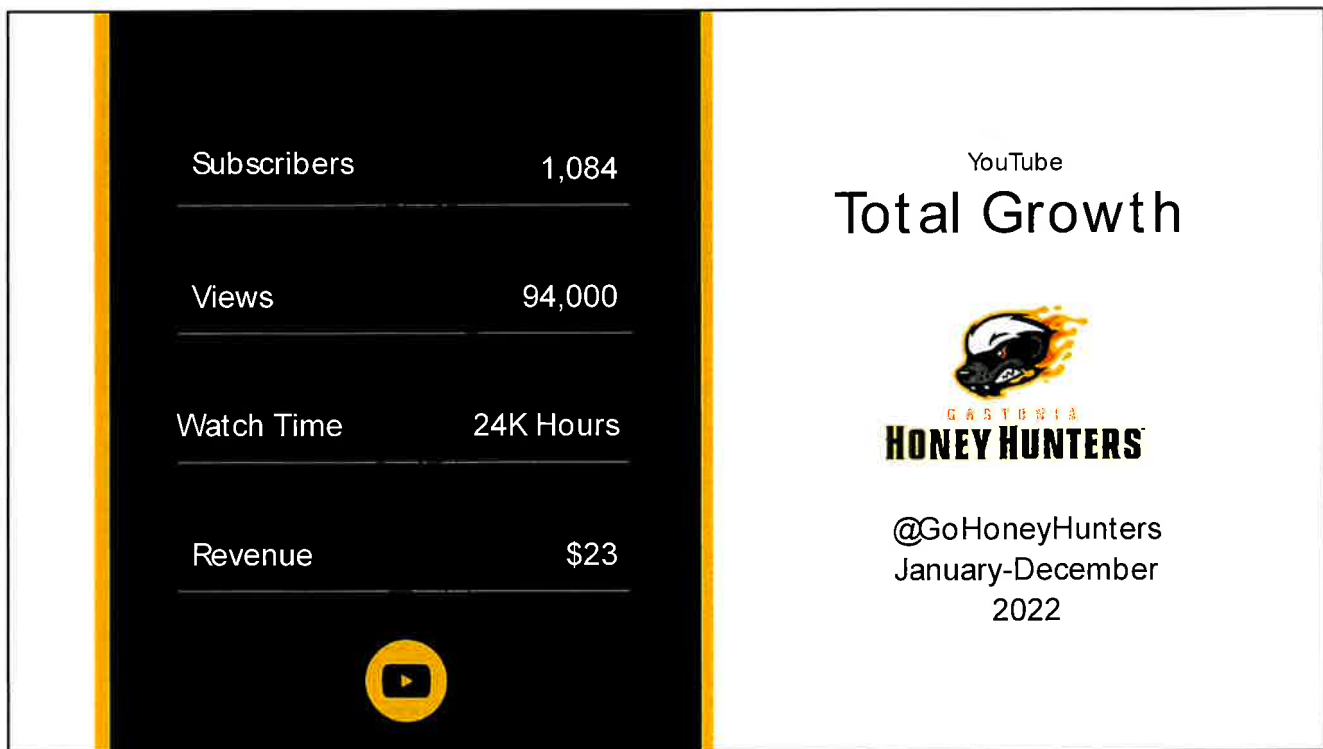
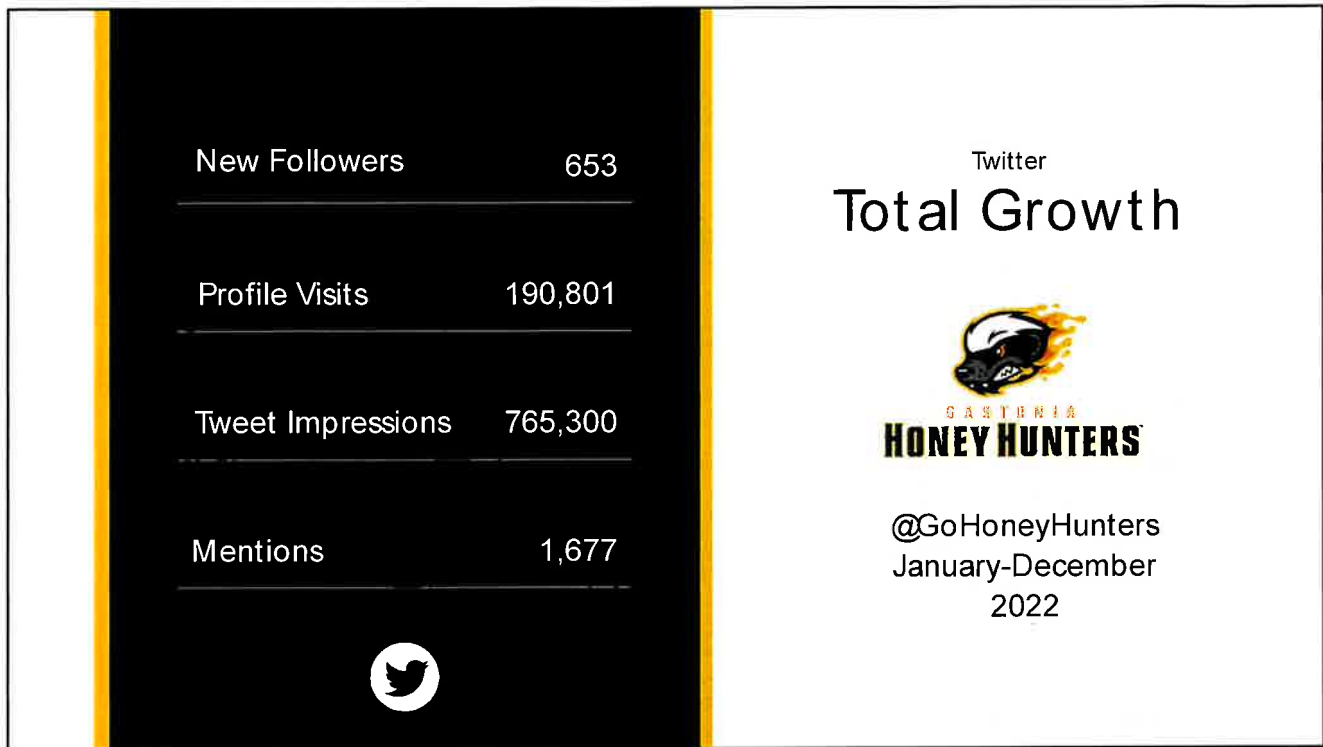
Total
691 Worst Best

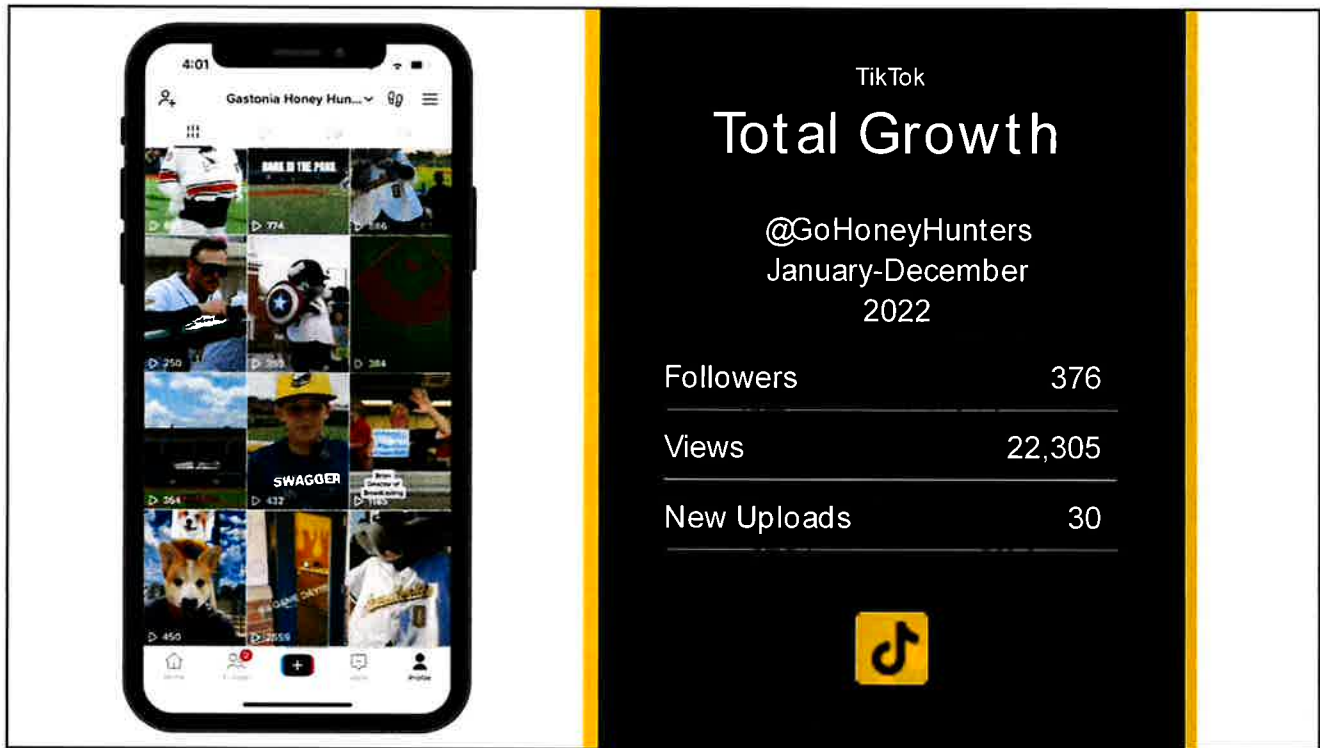
Results


Total
-- Worst Best

This shows us that our audience is interested in the the baseball statistics, achievements, and player aspect of things.

(metrics shown are for Facebook post)










A Look Ahead at 2023

What we hope to achieve on social media in the new year

Social Media Goals

- 01 Increased fan engagement & interaction
- 02 Increase brand awareness/brand recognition for both Momentous & Honey Hunters with a highlight on the Momentous brand(s)
- 03 Target the differing platform audiences with their preferred information styes/graphics
- 04 More collaboration across departments to achieve goals/campaigns to assist in their goals and needs
- 05 More campaigns/posts to feature players, front office, and fans



2022 Community Outreach Growth

The Momentous Group

2022 PR & COMMUNITY RELATIONS END OF YEAR RECAP

35 COMMUNITY EVENTS ATTENDED

ACROSS GASTON, CLEVELAND, YORK & LINCOLN COUNTIES

13 CHAMBER OF COMMERCE MEETINGS & EVENTS

59 NEWSLETTERS SENT

10 PROMOTIONAL EMAILS SENT

THROUGH MOMENTOUS HOSPITALITY GROUP AND MOMENTOUS SPORTS & ENTERTAINMENT

127 GAME STORIES SENT

COMMUNITY EVENTS PROMOTING POSITIVE, HEALTHY, & INCLUSIVE LIFESTYLES

Mount Holly
 SpringFest
 Rock Hill High School Career Fair
 Gaston College Career Fair
 Gaston County Employee Health Fair
 DE&I Summit
 Walk & Roll Together Gaston | Hispanic Heritage Month Celebration
 Life Enrichment Center of Shelby, NC
 Two (2) Food Drives with Crisis Assistance Ministry

COMMUNITY EVENTS PROMOTING POSITIVE, HEALTHY, & INCLUSIVE LIFESTYLES

City of Gastonia's Easter Egg
 Hunt
 W.A. Bess DanceFit Fundraiser
 Nellie's Southern Kitchen 4th of July Block
 Party
 City of Gastonia July 4th Celebration
 Three (3) Summer Concert Series at the Rotary Pavilion
 Spooktacular with the Partnership for Children of Gaston & Lincoln Counties
 Two (2) Coffee & Cars | Becoming a monthly event
 Allen Tate Block Party | For our sponsor Chad Simpson



2022 MEDIA AND CHAMBER IMPRESSIONS

JOINED ROTARY CLUBS

FIRST CORPORATE GROUP IN THE CLUB | ON BEHALF OF THE MOMENTOUS GROUP

PRESENTED TO MONTCROSS AREA CHAMBER MEMBERS

PRESENTING THE GASTONIA HONEY HUNTERS BRAND

PERSONAL MEETINGS WITH EVERY LOCAL CHAMBER OF COMMERCE

EFFORTS TO STRENGTHEN LOCAL RELATIONSHIPS AND INCREASE BRAND AWARENESS

PROMOTIONS WITH MEDIA PARTNERS

INCREASING BRAND AWARENESS THROUGHOUT THE GREATER CHARLOTTE AREA:

WBTV, FOX46, iHeartMedia, Beasley Media, RadioOne, WGNC, ESPN Radio, Queen City News, Gaston Gazette

2022 PR & COMMUNITY RELATIONS END OF YEAR RECAP

10 CHRISTMAS PARADES

GASTONIA, BELMONT, BESSEMER CITY, CRAMERTON, DALLAS, LOWELL,
MCADENVILLE, MT. HOLLY, SHELBY, & STANLEY



2022 PR & COMMUNITY RELATIONS END OF YEAR RECAP

HIGH SCHOOL INTERNSHIP PROGRAMS

Working with CTE Directors from Gaston County High Schools to start internship programs, job shadowing, and speaking with their classes to answer questions they have about the Sports, Entertainment, and Hospitality Industries.

This year, we have connected with Highland School of Technology, Ashbrook High School, Forestview High School, and Hunter Huss High School to pursue internship & job shadow opportunities as well as part-time positions during the Honey Hunters season.

A LOOK AHEAD INTO 2023

Supporting local high schools through the internship program and providing several opportunities for their students. We see this as a chance to help them develop or pursue their passions for this industry. The Momentous Group and it's subsidiaries will also attend every career fair at local schools throughout 2023.

A LOOK AHEAD INTO

COFFEE &

CONTINUING THE MONTHLY CLASSIC CAR SHOW & PARTNERING WITH LOCAL CHARITIES TO SUPPORT THE COMMUNITY

CARS

BASEBALL CAMPS

OUR GOAL TO HAVE YOUTH BASEBALL TEAMS COME TO CAROMONT HEALTH PARK WITH THE HONEY HUNTERS TEAM

COMMUNITY DAY 2023

CONTINUING THIS ANNUAL EVENT FOR LOCAL COMMUNITIES

GASTONIA HONEY HUNTERS PLAYERS & MASCOT APPEARANCES

EXECUTING MORE EVENTS & APPEARANCES TO GET OUR TEAM AND MASCOT OUT IN THE COMMUNITY ON A MORE PERSONAL, FACE-TO-FACE LEVEL

STRENGTHENING RELATIONSHIPS

CONTINUING CHAMBER EVENTS, ROTARY EVENTS, AND CITY & COUNTY MEETINGS



Coming in 2023

The Momentous Group



FUSE SESSIONS INTIMATE CONCERT SERIES



STAY TUNED FOR MORE GENRES AND DATES TO BE ANNOUNCED SOON



FUSE FEST



3 CONCERTS
COMING TO CAROMONT HEALTH PARK

COUNTRY

OLD SCHOOL R&B

GOSPEL/CHRISTIAN



M THE MICHIGAN HOCKEY CLUB

HONEY HUNTERS

2023 PROMO NIGHTS

APRIL & MAY

- 23 APRIL EXHIBITION GAME: HONEY HUNTERS EAR FEST
- 28 APRIL OPENING NIGHT
- 9-11 MAY GASTON & YORK COUNTY REGIONAL WEEK
- 16-18 MAY LINDSEY & CLEVELAND COUNTY SCHOOLS WEEK
- 27 MAY MILITARY APPRECIATION NIGHT
- 29 MAY MEMORIAL DAY

JUNE

- 2 JUNE LARRY WILSON: HERITAGE NIGHT
- 3 JUNE ART IN THE RINK
- 4 JUNE COMMUNITY DAY: STAY IN THE RINK
- 16 JUNE WIT FIGHT
- 17 JUNE CLASSIC FAN NIGHT
- 18 JUNE CACON WHITE NIGHT: OUR CLASSIC FAN NIGHT
- 30 JUNE HANUKKAH NIGHT

JULY

- 1 JULY DOUBLE HEADER
- 2 JULY SUN DROP SUNDAY
- 14 JULY CHRISTMAS IN JULY
- 15 JULY FAITH & FAMILY NIGHT
- 16 JULY SUPERHERO & SUNDAY NIGHT

AUGUST

- 4 AUGUST KID'S NIGHT
- 5 AUGUST COLORS OF CANCER NIGHT
- 6 AUGUST FIRST RESPONDER'S DAY
- 18 AUGUST REVALRY SCHOOL NIGHT
- 19 AUGUST BLACK OUT NIGHT
- 20 AUGUST TEACHER APPRECIATION

SEPTEMBER

- 2 SEPTEMBER EARLY GAME: BIRTHDAY BLOW-OUT
- 3 SEPTEMBER BIRTHDAY BASH
- 10 SEPTEMBER

Single Game Tickets Go On Sale!

1. Building Rehabilitation Incentive Grant (BRIG) Program: Application Form

CONTACTS

Applicant(s) Name: J+M Holdings - JC Varggs
 Applicant Address: 6640 Wilkinson Blvd.
 City: Belmont State: NC Zip: 28012
 Phone: 704-309-0192
 Email Address: JC@belmontplaces.com
 Business Name: J+M Holdings
 Project Address: 115 W. Pennsylvania Ave
 Property Owner(s) Name (if different from above): _____

Does the applicant own the project building? ☒ Yes ☐ No (Property owner must also sign below)

The undersigned applicant(s) affirms:

- Work done prior to grant approval (by City Council and written agreement) is not eligible for funding.
- The project will be completed within one (1) year from date of approval.
- I/we have read and understand the conditions, process, and guidelines of this grant program and agree to abide by its provisions.
- I/We acknowledge the project must meet certain requirements as required by the City.
- All required permits are responsibility of the applicant.
- The information submitted herein is true and accurate to the best of my/our knowledge.

Applicant Signature: JC Varga Date: 2/24/23

Owner Signature (if Applicable): JC Varga Date: 2/21/23

Please submit Application to:

City of Bessemer City
 ATTN: Building Rehabilitation Incentive Grant (BRIG) Program Application
 132 W. Virginia Avenue
 Bessemer City, NC 28016

Please direct all questions or concerns to the Department of Economic Development
 (704) 729-6505 or jross@bessemercity.com



2. Building Rehabilitation Incentive Grant (BRIG) Program: Application Form

PROJECT INFORMATION

Project Description (Please describe what you anticipate to do. Also, please review the scoring sheet to understand what the review process will be looking for):

Cosmetic update to interior space

New Floors

New paint - walls

New paint - ceilings

New roof.

New back office - replace rotted roof.

Project Start Date: 27,500 Anticipated Completion Date: 10,000
Total Cost of Project (estimate): _____ Grant Amount Requesting: _____

Preferred Contractor(s):

smart systems
H+S roofing
LL Floor

Job: Paint, Floors, wood.
Job: roof
Job: Floors.
Job: _____
Job: _____
Job: _____

What permits will you need for this project?

PLEASE ATTACH:

- Project Plans, photos, and drawings
- Photos of current site
- Color samples and finished texture (if applicable)
- Project list



Please direct all questions or concerns to the Department of Economic Development
(704) 729-6505 or jross@bessemercity.com



3. Building Rehabilitation Incentive Grant (BRIG) Program: Application Form

QUOTE TALLY

Depending on the scope of your project and if you are required to submit more than one quote per project element (determined in your Pre-Application Consultation), please use the space below to outline each project element's set of quotes. If quotes are written, please put them in the appropriate section below and attached a copy of the quote to this form.

EXAMPLE:

PROJECT ELEMENT: Painting

	Contractor Name	Location	Quote
QUOTE 1	John Doe	Bessemer City	\$2,700
QUOTE 2	Jane Doe	Gastonia	\$2,990

PROJECT ELEMENT:

	Contractor Name	Location	Quote
QUOTE 1	Smart Systems	Belmont	5K
QUOTE 2			

PROJECT ELEMENT:

	Contractor Name	Location	Quote
QUOTE 1	H+S Roofing	Charlotte	20K
QUOTE 2			

PROJECT ELEMENT:

	Contractor Name	Location	Quote
QUOTE 1	LL Flooring	Gastonia	2,500
QUOTE 2			

PROJECT ELEMENT:

	Contractor Name	Location	Quote
QUOTE 1			
QUOTE 2			

PROJECT ELEMENT:

	Contractor Name	Location	Quote
QUOTE 1			
QUOTE 2			

PROJECT ELEMENT:

	Contractor Name	Location	Quote
QUOTE 1			
QUOTE 2			



Please direct all questions or concerns to the Department of Economic Development
(704) 729-6505 or jross@bessemercity.com



4. Building Rehabilitation Incentive Grant (BRIG) Program: Application Form

OTHER FORMS

You are responsible for obtaining all necessary permits for your project. Staff recommends waiting to actually pull the permits until your grant has been approved. This way, if the grant application is rejected and/or if you decide not to go forward with the project, you have not wasted funds on permit fees.

Please complete form below. The Planning and Code Enforcement Department will determine the required permit(s) for your project.

Applicant Name: JC Vargas - J+W Holdings
 Applicant Email Address: jc@belmontoffices.com
 Applicant Phone Number: 704-309-0192

1. Property Address: 115 W. Pennsylvania Ave

2. Project Description: Office/warehouse upfit - cosmetic

3. Required Permits (to be completed by the Code Enforcement Officer)

1. N/A
2. _____
3. _____
4. _____
5. _____

4. Required Variance and/or Meetings before the Planning Board/Board of Adjustments (to be completed by the Code Enforcement Officer)

1. N/A
2. _____



Please direct all questions or concerns to the Department of Economic Development
 (704) 729-6505 or jross@bessemercity.com



**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
BESSEMER CITY, NORTH CAROLINA, PROVIDING FOR THE ISSUANCE OF
\$4,865,000 WATER AND SEWER SYSTEM REVENUE BOND, SERIES 2023A
OF THE CITY OF BESSEMER CITY**

BE IT RESOLVED by the City Council (the “*City Council*”) of the City of Bessemer City, North Carolina (the “*City*”), that:

Section 1. The City Council has determined and does hereby find and declare as follows:

(a) A bond order authorizing Water and Sewer System Revenue Bonds of the City was adopted by the City Council on January 10, 2022 (the “*Bond Order*”), which order was effective on approval.

(b) The City issued a Water and Sewer System Revenue Bond Anticipation Note, (the “*Note*”) in the amount of \$4,998,000 which matures on April 20, 2023, in order to pay the capital cost for construction of various improvements to the City’s water and sewer system (the “*Project*”).

(c) It is necessary for the City to issue its \$4,865,000 Water and Sewer System Revenue Bond, Series 2023A (the “*Bond*”) at this time, the proceeds of which, together with other available funds of the City, will refinance the Note in advance of its maturity.

(d) Concurrently with the issuance of the Bond, the City intends to issue its \$133,000 Water and Sewer System Revenue Bond, Series 2023B, the proceeds of which, together with other available funds of the City, will refinance a portion of the Note.

(e) The maximum period of usefulness of the Project originally financed with the proceeds of the Note and refinanced with the proceeds of the Bonds authorized hereby is estimated as a period of 40 years from April 18, 2023, the anticipated date of the Bond, and such period expires on April 18, 2063.

Section 2.

(a) Pursuant to the Bond Order, the City shall issue its Bond in the amount of \$4,865,000, numbered RA-1, dated as of the date of delivery thereof, maturing June 1, 2062 and having mandatory redemptions in annual installments on the first day of June in the following years and in the following amounts:

YEAR OF MATURITY	PRINCIPAL AMOUNT	YEAR OF MATURITY	PRINCIPAL AMOUNT
2023	\$79,000	2043	\$119,000
2024	80,000	2044	122,000
2025	82,000	2045	125,000
2026	84,000	2046	127,000
2027	85,000	2047	130,000
2028	87,000	2048	133,000
2029	89,000	2049	135,000
2030	91,000	2050	138,000
2031	93,000	2051	141,000
2032	95,000	2052	144,000
2033	97,000	2053	147,000

YEAR OF MATURITY	PRINCIPAL AMOUNT	YEAR OF MATURITY	PRINCIPAL AMOUNT
2034	99,000	2054	150,000
2035	101,000	2055	154,000
2036	103,000	2056	157,000
2037	105,000	2057	160,000
2038	107,000	2058	164,000
2039	110,000	2059	167,000
2040	112,000	2060	171,000
2041	114,000	2061	174,000
2042	117,000	2062	177,000

The Bond shall bear interest from the date thereof on the unpaid part of such principal sum at the rate of 2.125% per annum until payment thereof, payable on June 1, 2023, and annually thereafter on the first day of June of each year until paid.

(b) The Bond will be sold to United States of America, United States Department of Agriculture, Rural Development (“USDA”) by private sale in accordance with Sections 8 and 9. The Bond may not be defeased without written consent of USDA during such time as USDA remains the registered owner of the Bond.

(c) The Bond shall bear interest from the date on which it is authenticated.

(d) The principal of and the interest and any redemption premium on the Bond are payable in any coin or currency of the United States of America which is legal tender for the payment of public and private debts on the respective dates of payment thereof.

(e) The Bond Registrar (as defined in the Bond Order) shall pay interest on the Bond on each interest payment date to the person appearing on the registration books of the City hereinafter provided for as the registered owner of such Bond at the close of business on the record date for such interest, which is the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date. During the time that USDA is the registered owner of the Bond, payment of the installments of principal and interest when due and payable on the Bond is to be made at the office of such fiscal agent as USDA designates without presentation or surrender thereof and, during any such time as an assignee thereof is the registered owner of the Bond, payment of the installments of principal when due and payable on the Bond is to be made at the corporate trust office of the Trustee (as defined in the Bond Order or a Series Resolution), on the presentation and surrender thereof, and payment of the interest when due and payable on the Bond is to be made by check mailed to such assignee at his address as it appears on the Bond registration books of the City hereinafter mentioned without the presentation or surrender thereof.

Section 3. The Bond may be redeemed, at the option of the City, as long as USDA is the owner of the Bond, at any time before the maturity of any installment of the principal thereof, either in whole or in part in the inverse order of the maturity dates of the installments of principal, from any money that may be made available for such purpose, at the aggregate principal amount of the installments of principal to be redeemed, together with the interest accrued thereon to the date fixed for redemption, but without any premium. If USDA is not the owner of the Bond, the installments of principal of the Bond due on and after June 1, 2034 may be redeemed, without premium, on or after June 1, 2033.

If all or any part of the Bond is redeemed, the Bond Registrar shall send a notice of redemption by registered mail, at least 40 days before the date fixed for redemption, addressed (a) during the time that USDA is the owner of the Bond, to such other address as USDA may designate by registered or certified

mail forwarded to the City at least 50 days before any redemption date, and (b) during any time as an assignee of USDA is not the owner of the Bond, to the address as it appears on the registration book of the City hereinafter mentioned.

On the date fixed for redemption, notice having been given in the manner and under the conditions hereinabove provided, the Bond or part thereof called for redemption is due and payable at the redemption price provided therefor, plus accrued interest to such date. If money sufficient to pay the redemption price of the Bond or part thereof to be redeemed plus accrued interest thereon to the date set redemption are held at such place as USDA may designate (or, if the Bond has been assigned by USDA, at the corporate trust office of the Trustee under Section 2) in trust for such purpose, interest on the Bond or part thereof called for redemption ceases to accrue, such Bond or part thereof ceases to be entitled to any benefits or security under the Bond Order or to be deemed outstanding, and the registered owners of such Bond or part thereof have no rights in respect thereof except to receive payment of the redemption price thereof, plus accrued interest to the date of redemption.

If an installment of principal of the Bond is redeemed, the Bond Registrar shall direct the registered owner thereof to evidence such redemption by appropriate notation on the schedule attached to such Bond for such purpose.

Section 4. The Bond, on surrender thereof at the principal office or corporate trust office of the Bond Registrar, together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as is satisfactory to the Bond Registrar, may, at the option of the registered owner thereof, be exchanged for a Bond having maturities corresponding to the maturities of the installments of principal of such Bond then unpaid, issuable in fully registered form in the denomination of \$1,000 or any integral multiple thereof, and bearing interest at the same rate.

The transfer of the Bond may be registered by the registered owner thereof only on execution of an assignment thereof duly executed by such registered owner or his attorney or legal representative. Notice of such assignment is to be given promptly by the assignor to the Bond Registrar by registered mail, such notice to be in such form as is satisfactory to the Bond Registrar, and on receipt of such notice, such Bond is to be registered as to both principal and interest on such registration books in the name of the assignee named in such notice. In no event will the Bond Registrar transfer the Bond to any person other than a bank, an insurance company or a similar financial institution unless the Local Government Commission of North Carolina has previously approved such transfer.

The transfer of any bond issued in exchange for the Bond as provided above may be registered only on the registration books of the City on the surrender thereof to the Bond Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as is satisfactory to the Bond Registrar. On any such registration of transfer, the Bond Registrar shall authenticate and deliver in exchange for such Bond a new bond or bonds, registered in the name of the transferee, of any denomination or denominations authorized by this resolution, in an aggregate principal amount equal to the unredeemed principal amount of such Bond so surrendered, of the same maturity and bearing interest at the same rate.

When the Bond is exchanged or the transfer of the Bond is registered hereunder and a new bond or bonds are to be delivered in exchange therefor, the Bond Registrar shall authenticate and deliver at the earliest practicable time bonds in accordance with the provisions of this resolution. The Bond Registrar shall cancel all Bonds surrendered in any such exchange or registration of transfer. The Bond Registrar is not required to make any such exchange or registration of transfer of (a) any Bond or Bonds during a period beginning at the opening of business 15 days before the day of the mailing of a notice of redemption of Bonds or any portion thereof and ending at the close of business on the day of such mailing or (b) any Bond or Bonds called for redemption in whole or in part under Section 3.

As to any Bond, the person in whose name it is registered is deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal or redemption price of any such Bond and the interest on any such Bond is to be made only to or on the order of the registered owner thereof or his legal representative. All such payments are valid and effectual to satisfy and discharge the liability on such Bond, including the redemption premium, if any, and interest thereon, to the extent of the sum or sums so paid.

The City shall appoint such registrars, transfer agents, depositaries or other agents as may be necessary for the registration, registration of transfer and exchange of the Bond within a reasonable time according to then-current commercial standards and for the timely payment of installments of principal and interest with respect to the Bond. The Finance Director of the City is hereby appointed the registrar, transfer agent and paying agent (the “*Bond Registrar*”) for the Bond, subject to the right of the governing body of the City to appoint another Bond Registrar, and as such shall keep at her office the books of the City for the registration, registration of transfer, exchange and payment of the Bond as provided in this resolution; provided, however, that, if the Bond registered in the name of USDA is assigned, the paying agent with respect to such Bond will be the Trustee.

Section 5. The Bond is to bear the manual or facsimile signatures of the Mayor and the City Clerk, each acting on behalf of the City, and the corporate seal or a facsimile of the corporate seal of the City will be impressed or imprinted, as the case may be, on the Bond.

The certificate of the Local Government Commission of North Carolina to be endorsed on the Bond will bear the manual or facsimile signature of the Secretary of said Commission, and the certificate of authentication of the Bond Registrar to be endorsed on the Bonds is to be executed as provided hereinafter.

If any officer of the City or the Local Government Commission of North Carolina whose manual or facsimile signature appears on the Bond ceases to be such officer before the delivery of such Bond, such manual or facsimile signature is nevertheless valid and sufficient for purposes the same as if he had remained in office until such delivery, and the Bond may bear the manual or facsimile signatures of such persons as at the actual time of the execution of such Bond are the proper officers to sign such Bond although at the date of such Bond such persons may not have been such officers.

No Bond is valid or obligatory for any purpose or entitled to any benefit or security under this resolution until it has been authenticated by the execution by the Bond Registrar of the certificate of authentication endorsed thereon.

The Bond and the endorsements thereon are to be in substantially the forms attached as Exhibit A hereto.

Section 6. The City covenants to take such action as may be required in the opinion of nationally recognized bond counsel to cause the Bond and all actions of the City with respect to the proceeds thereof to comply with Internal Revenue Code of 1986, as amended (the “*Code*”). In particular, the City covenants as follows:

- (a) At least one of the following two conditions will be satisfied: (i) less than 10% of the proceeds of the Bond reduced by costs of issuance will be used directly or indirectly in the business of a person other than a state or local governmental unit or (ii) less than 10% of the principal or interest on the Bond will be (under the terms of such issue or any underlying arrangement) directly or indirectly (A) secured by an interest in property used or to be used in a private business or by any interest in payments made with respect to such property or (B) derived

from payments made with respect to property, or borrowed money, used or to be used in a private business;

(b) At least one of the following two conditions will be satisfied: (i) less than 5% of the proceeds of the Bond reduced by costs of issuance will be used by nongovernmental persons for a use unrelated or disproportionate to the purposes for which the Bonds were issued or (ii) less than 5% of the principal or interest on the Bond will be (under the terms of such issue or any underlying arrangement) directly or indirectly (A) secured by an interest in property used or to be used in a private business described in (i) or by any interest in payments made with respect to such property or (B) derived from payments made with respect to property the use of which is described in (i), or borrowed money, used or to be used in a private business;

(c) It will not loan directly or indirectly more than 5% of the proceeds of the Bond to nongovernmental persons;

(d) It has not and will not enter into any management contract with respect to the facilities financed with the proceeds of the Bond unless it obtains an opinion of nationally recognized bond counsel that such management contract will not impair the exclusion from a recipient's gross income for federal income tax purposes of the interest on the Bonds;

(e) The City acknowledges that the continued exclusion of interest on the Bond from a recipient's gross income for federal income tax purposes depends, in part, upon compliance with the arbitrage limitations imposed by Section 148 of the Code. The City covenants to comply with all the requirements of Section 148 of the Code, including the rebate requirements, and it shall not permit at any time any of the proceeds of the Bond to be used, directly or indirectly, to acquire any asset or obligation, the acquisition of which would cause the Bond to be an "arbitrage bond" for purposes of Section 148 of the Code;

(f) The Bond is not and shall not be "federally guaranteed" as defined in Section 149(b) of the Code;

(g) The City covenants to file or cause to be filed Form 8038-G in accordance with Section 149(e) of the Code.

(h) The City designates the Bond as a "qualified tax-exempt obligation" eligible for the exception from the disallowance of the deduction of interest by financial institutions allocable to the cost of carrying tax-exempt obligations in accordance with the provisions of Section 265(b)(3) of the Code. The City does not reasonably anticipate issuing more than \$10,000,000 of qualified tax-exempt obligations pursuant to such Section 265(b)(3), including all entities which issue obligations on behalf of the City and all subordinate entities of the City, during calendar year 2018 and will not designate more than \$10,000,000 of qualified tax-exempt obligations pursuant to such Section 265(b)(3) during calendar year 2023.

Section 7. The Local Government Commission of North Carolina is hereby requested to sell the Bonds at private sale pursuant to G.S. 159-123 to USDA, subject to the approval of the Mayor or his designee; provided, however, that the purchase price of the Bond is at least \$4,865,000 plus 100% of accrued interest, if any, and that the maximum interest rate does not exceed 2.125% per annum.

Section 8. The Mayor is hereby authorized to approve the purchase price of the Bond and the rate of interest on the Bond in connection with the private sale of the Bond, subject to the provisions of Section 7.

Section 9. This resolution may be amended or supplemented, from time to time, without the consent of the holder of the Bond if in the opinion of nationally recognized bond counsel, such amendment or supplement would not adversely affect the interests of the registered owners of the Bond and would not cause the interest on the Bond to be included in the gross income of a recipient thereof for federal income tax purposes. This resolution may be amended or supplemented with the consent of the registered owners of a majority in aggregate principal amount of the outstanding Bond, but a modification or amendment may not, without the express consent of any registered owner of the Bond affected, reduce the principal amount of the Bond, reduce the interest rate payable on it, extend its maturity or the times for paying interest, change the monetary medium in which principal and interest is payable, or reduce the percentage of consent required for amendment or modification.

Any act done pursuant to a modification or amendment consented to by the registered owners of the Bond is binding on all holders of the Bond and will not be deemed an infringement of any of the provisions of this resolution, whatever the character of the act may be, and may be done and performed as fully and freely as if expressly permitted by the terms of this resolution, and after consent has been given, no registered owner of the Bond has any right or interest to object to the action, to question its propriety or to enjoin or restrain the City from taking any action pursuant to a modification or amendment.

If the City proposes an amendment or supplemental resolution to this resolution requiring the consent of the registered owners of the Bond, the City shall cause notice of the proposed amendment to be sent to each registered owner by first-class mail, postage prepaid, to the address of such registered owner as it appears on the registration books; but the failure to receive such notice by mail by any registered owner, or any defect in the mailing thereof, will not affect the validity of any proceedings pursuant hereto. Such notice shall briefly set forth the nature of the proposed amendment and shall state that copies thereof are on file in the office of the Finance Director of the City for inspection by the registered owners. If, within 60 days or such longer period as is prescribed by the City following the giving of such notice, the registered owners of a majority in aggregate principal amount of the Bonds then outstanding have consented to the proposed amendment, the amendment will be effective as of the date stated in the notice.

Section 10. This resolution is effective on its passage.

The motion was adopted by a vote of _____.

AYES:

NAYS:

I, HYDEIA Y. HAYES, CITY CLERK OF THE CITY OF BESSEMER CITY, NORTH CAROLINA DO HEREBY CERTIFY that the foregoing is a true and accurate copy of the Resolution entitled **“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BESSEMER CITY, NORTH CAROLINA, PROVIDING FOR THE ISSUANCE OF \$4,865,000 WATER AND SEWER SYSTEM REVENUE BOND, SERIES 2023A OF THE CITY OF BESSEMER CITY”** which was adopted by the City Council at a regular meeting held on the 10th day of April, 2023, to become effective on thereon.

City Clerk

EXHIBIT A**REGISTERED BOND WITHOUT COUPONS**

(Registered as to both principal and interest)

UNITED STATES OF AMERICA**STATE OF NORTH CAROLINA****CITY OF BESSEMER CITY, NORTH CAROLINA****WATER AND SEWER SYSTEM REVENUE BOND, SERIES 2023A****No. RA-1****\$4,865,000**

The City of Bessemer City, North Carolina (the “City”), a municipal corporation in the State of North Carolina, is justly indebted and for value received hereby promises to pay to the

UNITED STATES OF AMERICA**UNITED STATES DEPARTMENT OF AGRICULTURE,****RURAL DEVELOPMENT**

or its registered assigns, the principal sum of

FOUR MILLION EIGHT HUNDRED SIXTY-FIVE THOUSAND DOLLARS

with mandatory redemptions on the 1st day of June in the following years and amounts:

YEAR OF MATURITY	PRINCIPAL AMOUNT	YEAR OF MATURITY	PRINCIPAL AMOUNT
2023	\$79,000	2043	\$119,000
2024	80,000	2044	122,000
2025	82,000	2045	125,000
2026	84,000	2046	127,000
2027	85,000	2047	130,000
2028	87,000	2048	133,000
2029	89,000	2049	135,000
2030	91,000	2050	138,000
2031	93,000	2051	141,000
2032	95,000	2052	144,000
2033	97,000	2053	147,000
2034	99,000	2054	150,000
2035	101,000	2055	154,000
2036	103,000	2056	157,000
2037	105,000	2057	160,000
2038	107,000	2058	164,000
2039	110,000	2059	167,000
2040	112,000	2060	171,000
2041	114,000	2061	174,000
2042	117,000	2062	177,000

and to pay interest from the date hereof on the unpaid part of such principal sum at the rate of 2.125% per annum until payment thereof, payable on June 1, 2023, and annually thereafter on the first day of June of each year until paid. The interest so payable on any such interest payment date will be paid to the person

in whose name this Bond is registered at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date. Both the principal of and the interest on this Bond are payable in any coin or currency of the United States of America which, at the respective date of payment thereof, is legal tender for the payment of public and private debts.

During the time that the United States of America is the registered owner of this Bond, payment of the installments of principal and interest when due and payable on this Bond are to be made at the office of such fiscal agent as the United States of America designates without presentation or surrender hereof and, during any such time as an assignee hereof is the registered owner of this Bond, payment of the installments of principal when due and payable on this Bond are to be made at the corporate trust office of the Trustee (as defined in the Bond Order defined herein or a series resolution), on the presentation and surrender hereof, and payment of the interest when due and payable on this Bond will be made by check mailed to such assignee at his address as it appears on the Bond registration books of the City hereinafter mentioned without the presentation or surrender hereof. On receipt of said payments of principal and interest, written acknowledgment of the receipt thereof will be given promptly to the Bond Registrar hereinafter mentioned, and the City will be fully discharged of its obligation on this Bond to the extent of the payment so made. On final payment, this Bond must be surrendered to the Bond Registrar for cancellation.

This Bond is issued pursuant to and in accordance with Article 5 and Article 9 of Chapter 159 of the General Statutes of North Carolina, both as amended, a bond order (the “*Bond Order*”) adopted by the City Council of the City of Bessemer City, North Carolina (the “*City*”) on January 10, 2022 and effective thereon and a resolution adopted by the City Council of the City on April 10, 2023 (the “*Bond Resolution*”). The proceeds of this Bond are to be used, together with other available funds of the City, to refund in advance of its maturity a Water and Sewer System Revenue Bond Anticipation Note (the “*Note*”) in the amount of \$4,998,000 which matures on April 20, 2023, in order to pay the capital cost for construction of various improvements to the City’s water and sewer systems (the “*Project*”).

The Bond is a special obligation of the City payable solely from the Net Revenues (as defined in the Bond Order) of the City’s System (as defined in the Bond Order) and from the proceeds of the Water and Sewer System Revenue Bonds of the City. NEITHER THE CREDIT NOR THE TAXING POWER OF THE CITY IS PLEDGED FOR THE PAYMENT OF THIS BOND AND NO HOLDER OF THIS BOND HAS THE RIGHT TO COMPEL EXERCISE OF THE TAXING POWER BY THE CITY OR THE FORFEITURE OF ANY OF THE CITY’S PROPERTY IN CONNECTION WITH ANY DEFAULT HEREON. Reference is hereby made to the Bond Order and the Bond Resolution and to all amendments and supplements thereto for a description of the provisions, among other, respecting the nature and extent of the security, the rights, duties and obligations of the City, the rights of the holder of this Bond and the terms on which this Bond is issued and secured.

At the office of the Bond Registrar, in the manner and subject to the conditions provided in the Resolution, this Bond may be exchanged for an equal aggregate principal amount of Bonds having maturities corresponding to the maturities of the installments of principal of this Bond then unpaid, issuable in fully registered form in the denomination of \$1,000 or any integral multiple thereof and bearing interest at the same rate.

This Bond is registered as to both principal and interest in the name of the United States of America on books of the City kept by the Finance Director of the City, as Bond Registrar, and the transfer hereof may hereafter be registered by the registered owner hereof only on execution of an assignment hereon duly executed by such registered owner or his attorney or legal representative. Notice of such assignment is to be given promptly by the assignor to the Bond Registrar by registered mail, such notice to be in such form as is satisfactory to the Bond Registrar, and on receipt of such notice this Bond is to be

registered as to both principal and interest on such registration books in the name of the assignee named in such notice.

This Bond or any part hereof at the time outstanding may be redeemed, at the option of the City, as long as USDA is the owner of the Bond, at any time before the maturity of any installment of the principal thereof, either in whole or in part in the inverse order of the maturity dates of the installments of principal, from any money that may be made available for such purpose, at the aggregate principal amount of the installments of principal to be redeemed, together with the interest accrued thereon to the date set redemption, but without any premium. If USDA is not the owner of the Bonds, the Bonds maturing on and after June 1, 2034 may be redeemed, without premium, on or after June 1, 2033.

On the date designated for redemption, notice having been given and money for payment of the redemption price being held in trust for such purposes, all as provided in the Bond Resolution, this Bond or part hereof becomes and is due and payable, and the interest on this Bond or part hereof so redeemed ceases to accrue.

The Bond Registrar is not required to exchange or register any transfer of (a) any Bond during a period beginning at the opening of business 15 days before the day of the mailing of a notice of redemption of Bonds or any portion thereof and ending at the close of business on the day of such mailing or (b) any Bond called for redemption in whole or in part under the Bond Resolution.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed precedent to and in the issuance of this Bond have happened, exist and have been performed in regular and due form and time as so required, and that the amount of this Bond, together with all other indebtedness of the City, is within every debt and other limit prescribed by said Constitution or statutes.

IN WITNESS WHEREOF, the City, by resolution duly passed, has caused this Bond to be manually signed by the Mayor and the City Clerk and the City's corporate seal to be impressed hereon, all as of the 18th day of April, 2023.

Mayor

[SEAL]

City Clerk

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

The issuance of the within Bonds have been approved under the provisions of The Local Government Finance Act of North Carolina.

By: _____
Sharon Edmundson
Secretary of the Local Government Commission

**[SIGNATURE PAGE TO CITY OF BESSEMER CITY, NORTH CAROLINA WATER AND SEWER
SYSTEM REVENUE BOND, SERIES 2023A]**

CERTIFICATE OF AUTHENTICATION

This Bond is issued under the provisions of the within-mentioned Resolution.

**FINANCE DIRECTOR OF THE CITY,
AS BOND REGISTRAR**

Authorized Signature

Date of authentication: April 18, 2023

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto:

(Please print or typewrite Name, Address,
including Zip Code, and Federal Taxpayer Identification or
Social Security Number of Assignee)

the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints

Attorney to register the transfer of the within Bond on the books kept for registration thereof,
with full power of substitution in the premises.

Dated: _____

Signature guaranteed by:

NOTICE: Signature must be guaranteed by a participant of the Securities Transfer Agent Medallion Program (“*STAMP*”) or similar program.

NOTICE: The signature to this assignment must correspond with the name as it appears on the face of the within Bond in every particular, without alteration, enlargement or any change whatever.

TRANSFER FEE MAY BE REQUIRED

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
BESSEMER CITY, NORTH CAROLINA, PROVIDING FOR THE ISSUANCE OF
\$133,000 WATER AND SEWER SYSTEM REVENUE BOND, SERIES 2023B
OF THE CITY OF BESSEMER CITY**

BE IT RESOLVED by the City Council (the “*City Council*”) of the City of Bessemer City, North Carolina (the “*City*”), that:

Section 1. The City Council has determined and does hereby find and declare as follows:

(a) A bond order authorizing Water and Sewer System Revenue Bonds of the City was adopted by the City Council on January 10, 2022 (the “*Bond Order*”), which order was effective on approval.

(b) The City issued a Water and Sewer System Revenue Bond Anticipation Note, (the “*Note*”) in the amount of \$4,998,000 which matures on April 20, 2023, in order to pay the capital cost for construction of various improvements to the City’s water and sewer system (the “*Project*”).

(c) It is necessary for the City to issue its \$133,000 Water and Sewer System Revenue Bond, Series 2023B (the “*Bond*”) at this time, the proceeds of which, together with other available funds of the City, will refinance the Note in advance of its maturity.

(d) Concurrently with the issuance of the Bond, the City intends to issue its \$4,865,000 Water and Sewer System Revenue Bond, Series 2023A, the proceeds of which, together with other available funds of the City, will refinance a portion of the Note.

(e) The maximum period of usefulness of the Project originally financed with the proceeds of the Note and refinanced with the proceeds of the Bonds authorized hereby is estimated as a period of 40 years from April 18, 2023, the anticipated date of the Bond, and such period expires on April 18, 2063.

Section 2.

(a) Pursuant to the Bond Order, the City shall issue its Bond in the amount of \$133,000, numbered RB-1, dated as of the date of delivery thereof, maturing June 1, 2062 and having mandatory redemptions in annual installments on the first day of June in the following years and in the following amounts:

YEAR OF MATURITY	PRINCIPAL AMOUNT	YEAR OF MATURITY	PRINCIPAL AMOUNT
2023	\$3,000	2043	\$3,000
2024	3,000	2044	3,000
2025	3,000	2045	3,000
2026	3,000	2046	3,000
2027	3,000	2047	3,000
2028	3,000	2048	3,000
2029	3,000	2049	3,000
2030	3,000	2050	4,000
2031	3,000	2051	4,000
2032	3,000	2052	4,000
2033	3,000	2053	4,000

YEAR OF MATURITY	PRINCIPAL AMOUNT	YEAR OF MATURITY	PRINCIPAL AMOUNT
2034	3,000	2054	4,000
2035	3,000	2055	4,000
2036	3,000	2056	4,000
2037	3,000	2057	4,000
2038	3,000	2058	4,000
2039	3,000	2059	4,000
2040	3,000	2060	4,000
2041	3,000	2061	4,000
2042	3,000	2062	4,000

The Bond shall bear interest from the date thereof on the unpaid part of such principal sum at the rate of 1.25% per annum until payment thereof, payable on June 1, 2023, and annually thereafter on the first day of June of each year until paid.

(b) The Bond will be sold to United States of America, United States Department of Agriculture, Rural Development (“USDA”) by private sale in accordance with Sections 8 and 9. The Bond may not be defeased without written consent of USDA during such time as USDA remains the registered owner of the Bond.

(c) The Bond shall bear interest from the date on which it is authenticated.

(d) The principal of and the interest and any redemption premium on the Bond are payable in any coin or currency of the United States of America which is legal tender for the payment of public and private debts on the respective dates of payment thereof.

(e) The Bond Registrar (as defined in the Bond Order) shall pay interest on the Bond on each interest payment date to the person appearing on the registration books of the City hereinafter provided for as the registered owner of such Bond at the close of business on the record date for such interest, which is the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date. During the time that USDA is the registered owner of the Bond, payment of the installments of principal and interest when due and payable on the Bond is to be made at the office of such fiscal agent as USDA designates without presentation or surrender thereof and, during any such time as an assignee thereof is the registered owner of the Bond, payment of the installments of principal when due and payable on the Bond is to be made at the corporate trust office of the Trustee (as defined in the Bond Order or a Series Resolution), on the presentation and surrender thereof, and payment of the interest when due and payable on the Bond is to be made by check mailed to such assignee at his address as it appears on the Bond registration books of the City hereinafter mentioned without the presentation or surrender thereof.

Section 3. The Bond may be redeemed, at the option of the City, as long as USDA is the owner of the Bond, at any time before the maturity of any installment of the principal thereof, either in whole or in part in the inverse order of the maturity dates of the installments of principal, from any money that may be made available for such purpose, at the aggregate principal amount of the installments of principal to be redeemed, together with the interest accrued thereon to the date fixed for redemption, but without any premium. If USDA is not the owner of the Bond, the installments of principal of the Bond due on and after June 1, 2034 may be redeemed, without premium, on or after June 1, 2033.

If all or any part of the Bond is redeemed, the Bond Registrar shall send a notice of redemption by registered mail, at least 40 days before the date fixed for redemption, addressed (a) during the time that USDA is the owner of the Bond, to such other address as USDA may designate by registered or certified

mail forwarded to the City at least 50 days before any redemption date, and (b) during any time as an assignee of USDA is not the owner of the Bond, to the address as it appears on the registration book of the City hereinafter mentioned.

On the date fixed for redemption, notice having been given in the manner and under the conditions hereinabove provided, the Bond or part thereof called for redemption is due and payable at the redemption price provided therefor, plus accrued interest to such date. If money sufficient to pay the redemption price of the Bond or part thereof to be redeemed plus accrued interest thereon to the date set redemption are held at such place as USDA may designate (or, if the Bond has been assigned by USDA, at the corporate trust office of the Trustee under Section 2) in trust for such purpose, interest on the Bond or part thereof called for redemption ceases to accrue, such Bond or part thereof ceases to be entitled to any benefits or security under the Bond Order or to be deemed outstanding, and the registered owners of such Bond or part thereof have no rights in respect thereof except to receive payment of the redemption price thereof, plus accrued interest to the date of redemption.

If an installment of principal of the Bond is redeemed, the Bond Registrar shall direct the registered owner thereof to evidence such redemption by appropriate notation on the schedule attached to such Bond for such purpose.

Section 4. The Bond, on surrender thereof at the principal office or corporate trust office of the Bond Registrar, together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as is satisfactory to the Bond Registrar, may, at the option of the registered owner thereof, be exchanged for a Bond having maturities corresponding to the maturities of the installments of principal of such Bond then unpaid, issuable in fully registered form in the denomination of \$1,000 or any integral multiple thereof, and bearing interest at the same rate.

The transfer of the Bond may be registered by the registered owner thereof only on execution of an assignment thereof duly executed by such registered owner or his attorney or legal representative. Notice of such assignment is to be given promptly by the assignor to the Bond Registrar by registered mail, such notice to be in such form as is satisfactory to the Bond Registrar, and on receipt of such notice, such Bond is to be registered as to both principal and interest on such registration books in the name of the assignee named in such notice. In no event will the Bond Registrar transfer the Bond to any person other than a bank, an insurance company or a similar financial institution unless the Local Government Commission of North Carolina has previously approved such transfer.

The transfer of any bond issued in exchange for the Bond as provided above may be registered only on the registration books of the City on the surrender thereof to the Bond Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as is satisfactory to the Bond Registrar. On any such registration of transfer, the Bond Registrar shall authenticate and deliver in exchange for such Bond a new bond or bonds, registered in the name of the transferee, of any denomination or denominations authorized by this resolution, in an aggregate principal amount equal to the unredeemed principal amount of such Bond so surrendered, of the same maturity and bearing interest at the same rate.

When the Bond is exchanged or the transfer of the Bond is registered hereunder and a new bond or bonds are to be delivered in exchange therefor, the Bond Registrar shall authenticate and deliver at the earliest practicable time bonds in accordance with the provisions of this resolution. The Bond Registrar shall cancel all Bonds surrendered in any such exchange or registration of transfer. The Bond Registrar is not required to make any such exchange or registration of transfer of (a) any Bond or Bonds during a period beginning at the opening of business 15 days before the day of the mailing of a notice of redemption of Bonds or any portion thereof and ending at the close of business on the day of such mailing or (b) any Bond or Bonds called for redemption in whole or in part under Section 3.

As to any Bond, the person in whose name it is registered is deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal or redemption price of any such Bond and the interest on any such Bond is to be made only to or on the order of the registered owner thereof or his legal representative. All such payments are valid and effectual to satisfy and discharge the liability on such Bond, including the redemption premium, if any, and interest thereon, to the extent of the sum or sums so paid.

The City shall appoint such registrars, transfer agents, depositaries or other agents as may be necessary for the registration, registration of transfer and exchange of the Bond within a reasonable time according to then-current commercial standards and for the timely payment of installments of principal and interest with respect to the Bond. The Finance Director of the City is hereby appointed the registrar, transfer agent and paying agent (the “*Bond Registrar*”) for the Bond, subject to the right of the governing body of the City to appoint another Bond Registrar, and as such shall keep at her office the books of the City for the registration, registration of transfer, exchange and payment of the Bond as provided in this resolution; provided, however, that, if the Bond registered in the name of USDA is assigned, the paying agent with respect to such Bond will be the Trustee.

Section 5. The Bond is to bear the manual or facsimile signatures of the Mayor and the City Clerk, each acting on behalf of the City, and the corporate seal or a facsimile of the corporate seal of the City will be impressed or imprinted, as the case may be, on the Bond.

The certificate of the Local Government Commission of North Carolina to be endorsed on the Bond will bear the manual or facsimile signature of the Secretary of said Commission, and the certificate of authentication of the Bond Registrar to be endorsed on the Bonds is to be executed as provided hereinafter.

If any officer of the City or the Local Government Commission of North Carolina whose manual or facsimile signature appears on the Bond ceases to be such officer before the delivery of such Bond, such manual or facsimile signature is nevertheless valid and sufficient for purposes the same as if he had remained in office until such delivery, and the Bond may bear the manual or facsimile signatures of such persons as at the actual time of the execution of such Bond are the proper officers to sign such Bond although at the date of such Bond such persons may not have been such officers.

No Bond is valid or obligatory for any purpose or entitled to any benefit or security under this resolution until it has been authenticated by the execution by the Bond Registrar of the certificate of authentication endorsed thereon.

The Bond and the endorsements thereon are to be in substantially the forms attached as Exhibit A hereto.

Section 6. The City covenants to take such action as may be required in the opinion of nationally recognized bond counsel to cause the Bond and all actions of the City with respect to the proceeds thereof to comply with Internal Revenue Code of 1986, as amended (the “*Code*”). In particular, the City covenants as follows:

- (a) At least one of the following two conditions will be satisfied: (i) less than 10% of the proceeds of the Bond reduced by costs of issuance will be used directly or indirectly in the business of a person other than a state or local governmental unit or (ii) less than 10% of the principal or interest on the Bond will be (under the terms of such issue or any underlying arrangement) directly or indirectly (A) secured by an interest in property used or to be used in a private business or by any interest in payments made with respect to such property or (B) derived

from payments made with respect to property, or borrowed money, used or to be used in a private business;

(b) At least one of the following two conditions will be satisfied: (i) less than 5% of the proceeds of the Bond reduced by costs of issuance will be used by nongovernmental persons for a use unrelated or disproportionate to the purposes for which the Bonds were issued or (ii) less than 5% of the principal or interest on the Bond will be (under the terms of such issue or any underlying arrangement) directly or indirectly (A) secured by an interest in property used or to be used in a private business described in (i) or by any interest in payments made with respect to such property or (B) derived from payments made with respect to property the use of which is described in (i), or borrowed money, used or to be used in a private business;

(c) It will not loan directly or indirectly more than 5% of the proceeds of the Bond to nongovernmental persons;

(d) It has not and will not enter into any management contract with respect to the facilities financed with the proceeds of the Bond unless it obtains an opinion of nationally recognized bond counsel that such management contract will not impair the exclusion from a recipient's gross income for federal income tax purposes of the interest on the Bonds;

(e) The City acknowledges that the continued exclusion of interest on the Bond from a recipient's gross income for federal income tax purposes depends, in part, upon compliance with the arbitrage limitations imposed by Section 148 of the Code. The City covenants to comply with all the requirements of Section 148 of the Code, including the rebate requirements, and it shall not permit at any time any of the proceeds of the Bond to be used, directly or indirectly, to acquire any asset or obligation, the acquisition of which would cause the Bond to be an "arbitrage bond" for purposes of Section 148 of the Code;

(f) The Bond is not and shall not be "federally guaranteed" as defined in Section 149(b) of the Code;

(g) The City covenants to file or cause to be filed Form 8038-G in accordance with Section 149(e) of the Code.

(h) The City designates the Bond as a "qualified tax-exempt obligation" eligible for the exception from the disallowance of the deduction of interest by financial institutions allocable to the cost of carrying tax-exempt obligations in accordance with the provisions of Section 265(b)(3) of the Code. The City does not reasonably anticipate issuing more than \$10,000,000 of qualified tax-exempt obligations pursuant to such Section 265(b)(3), including all entities which issue obligations on behalf of the City and all subordinate entities of the City, during calendar year 2018 and will not designate more than \$10,000,000 of qualified tax-exempt obligations pursuant to such Section 265(b)(3) during calendar year 2023.

Section 7. The Local Government Commission of North Carolina is hereby requested to sell the Bonds at private sale pursuant to G.S. 159-123 to USDA, subject to the approval of the Mayor or his designee; provided, however, that the purchase price of the Bond is at least \$133,000 plus 100% of accrued interest, if any, and that the maximum interest rate does not exceed 1.25% per annum.

Section 8. The Mayor is hereby authorized to approve the purchase price of the Bond and the rate of interest on the Bond in connection with the private sale of the Bond, subject to the provisions of Section 7.

Section 9. This resolution may be amended or supplemented, from time to time, without the consent of the holder of the Bond if in the opinion of nationally recognized bond counsel, such amendment or supplement would not adversely affect the interests of the registered owners of the Bond and would not cause the interest on the Bond to be included in the gross income of a recipient thereof for federal income tax purposes. This resolution may be amended or supplemented with the consent of the registered owners of a majority in aggregate principal amount of the outstanding Bond, but a modification or amendment may not, without the express consent of any registered owner of the Bond affected, reduce the principal amount of the Bond, reduce the interest rate payable on it, extend its maturity or the times for paying interest, change the monetary medium in which principal and interest is payable, or reduce the percentage of consent required for amendment or modification.

Any act done pursuant to a modification or amendment consented to by the registered owners of the Bond is binding on all holders of the Bond and will not be deemed an infringement of any of the provisions of this resolution, whatever the character of the act may be, and may be done and performed as fully and freely as if expressly permitted by the terms of this resolution, and after consent has been given, no registered owner of the Bond has any right or interest to object to the action, to question its propriety or to enjoin or restrain the City from taking any action pursuant to a modification or amendment.

If the City proposes an amendment or supplemental resolution to this resolution requiring the consent of the registered owners of the Bond, the City shall cause notice of the proposed amendment to be sent to each registered owner by first-class mail, postage prepaid, to the address of such registered owner as it appears on the registration books; but the failure to receive such notice by mail by any registered owner, or any defect in the mailing thereof, will not affect the validity of any proceedings pursuant hereto. Such notice shall briefly set forth the nature of the proposed amendment and shall state that copies thereof are on file in the office of the Finance Director of the City for inspection by the registered owners. If, within 60 days or such longer period as is prescribed by the City following the giving of such notice, the registered owners of a majority in aggregate principal amount of the Bonds then outstanding have consented to the proposed amendment, the amendment will be effective as of the date stated in the notice.

Section 10. This resolution is effective on its passage.

The motion was adopted by a vote of _____.

AYES:

NAYS:

I, HYDEIA Y. HAYES, CITY CLERK OF THE CITY OF BESSEMER CITY, NORTH CAROLINA DO HEREBY CERTIFY that the foregoing is a true and accurate copy of the Resolution entitled **“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BESSEMER CITY, NORTH CAROLINA, PROVIDING FOR THE ISSUANCE OF \$133,000 WATER AND SEWER SYSTEM REVENUE BOND, SERIES 2023B OF THE CITY OF BESSEMER CITY”** which was adopted by the City Council at a regular meeting held on the 10th day of April, 2023, to become effective on thereon.

City Clerk

EXHIBIT A**REGISTERED BOND WITHOUT COUPONS**

(Registered as to both principal and interest)

UNITED STATES OF AMERICA**STATE OF NORTH CAROLINA****CITY OF BESSEMER CITY, NORTH CAROLINA****WATER AND SEWER SYSTEM REVENUE BOND, SERIES 2023B****No. RB-1****\$133,000**

The City of Bessemer City, North Carolina (the “City”), a municipal corporation in the State of North Carolina, is justly indebted and for value received hereby promises to pay to the

UNITED STATES OF AMERICA**UNITED STATES DEPARTMENT OF AGRICULTURE,****RURAL DEVELOPMENT**

or its registered assigns, the principal sum of

ONE HUNDRED THIRTY-THREE THOUSAND DOLLARS

with mandatory redemptions on the 1st day of June in the following years and amounts:

YEAR OF MATURITY	PRINCIPAL AMOUNT	YEAR OF MATURITY	PRINCIPAL AMOUNT
2023	\$3,000	2043	\$3,000
2024	3,000	2044	3,000
2025	3,000	2045	3,000
2026	3,000	2046	3,000
2027	3,000	2047	3,000
2028	3,000	2048	3,000
2029	3,000	2049	3,000
2030	3,000	2050	4,000
2031	3,000	2051	4,000
2032	3,000	2052	4,000
2033	3,000	2053	4,000
2034	3,000	2054	4,000
2035	3,000	2055	4,000
2036	3,000	2056	4,000
2037	3,000	2057	4,000
2038	3,000	2058	4,000
2039	3,000	2059	4,000
2040	3,000	2060	4,000
2041	3,000	2061	4,000
2042	3,000	2062	4,000

and to pay interest from the date hereof on the unpaid part of such principal sum at the rate of 1.25% per annum until payment thereof, payable on June 1, 2023, and annually thereafter on the first day of June of each year until paid. The interest so payable on any such interest payment date will be paid to the person

in whose name this Bond is registered at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date. Both the principal of and the interest on this Bond are payable in any coin or currency of the United States of America which, at the respective date of payment thereof, is legal tender for the payment of public and private debts.

During the time that the United States of America is the registered owner of this Bond, payment of the installments of principal and interest when due and payable on this Bond are to be made at the office of such fiscal agent as the United States of America designates without presentation or surrender hereof and, during any such time as an assignee hereof is the registered owner of this Bond, payment of the installments of principal when due and payable on this Bond are to be made at the corporate trust office of the Trustee (as defined in the Bond Order defined herein or a series resolution), on the presentation and surrender hereof, and payment of the interest when due and payable on this Bond will be made by check mailed to such assignee at his address as it appears on the Bond registration books of the City hereinafter mentioned without the presentation or surrender hereof. On receipt of said payments of principal and interest, written acknowledgment of the receipt thereof will be given promptly to the Bond Registrar hereinafter mentioned, and the City will be fully discharged of its obligation on this Bond to the extent of the payment so made. On final payment, this Bond must be surrendered to the Bond Registrar for cancellation.

This Bond is issued pursuant to and in accordance with Article 5 and Article 9 of Chapter 159 of the General Statutes of North Carolina, both as amended, a bond order (the “*Bond Order*”) adopted by the City Council of the City of Bessemer City, North Carolina (the “*City*”) on January 10, 2022 and effective thereon and a resolution adopted by the City Council of the City on April 10, 2023 (the “*Bond Resolution*”). The proceeds of this Bond are to be used, together with other available funds of the City, to refund in advance of its maturity a Water and Sewer System Revenue Bond Anticipation Note (the “*Note*”) in the amount of \$4,998,000 which matures on April 20, 2023, in order to pay the capital cost for construction of various improvements to the City’s water and sewer systems (the “*Project*”).

The Bond is a special obligation of the City payable solely from the Net Revenues (as defined in the Bond Order) of the City’s System (as defined in the Bond Order) and from the proceeds of the Water and Sewer System Revenue Bonds of the City. NEITHER THE CREDIT NOR THE TAXING POWER OF THE CITY IS PLEDGED FOR THE PAYMENT OF THIS BOND AND NO HOLDER OF THIS BOND HAS THE RIGHT TO COMPEL EXERCISE OF THE TAXING POWER BY THE CITY OR THE FORFEITURE OF ANY OF THE CITY’S PROPERTY IN CONNECTION WITH ANY DEFAULT HEREON. Reference is hereby made to the Bond Order and the Bond Resolution and to all amendments and supplements thereto for a description of the provisions, among other, respecting the nature and extent of the security, the rights, duties and obligations of the City, the rights of the holder of this Bond and the terms on which this Bond is issued and secured.

At the office of the Bond Registrar, in the manner and subject to the conditions provided in the Resolution, this Bond may be exchanged for an equal aggregate principal amount of Bonds having maturities corresponding to the maturities of the installments of principal of this Bond then unpaid, issuable in fully registered form in the denomination of \$1,000 or any integral multiple thereof and bearing interest at the same rate.

This Bond is registered as to both principal and interest in the name of the United States of America on books of the City kept by the Finance Director of the City, as Bond Registrar, and the transfer hereof may hereafter be registered by the registered owner hereof only on execution of an assignment hereon duly executed by such registered owner or his attorney or legal representative. Notice of such assignment is to be given promptly by the assignor to the Bond Registrar by registered mail, such notice to be in such form as is satisfactory to the Bond Registrar, and on receipt of such notice this Bond is to be

registered as to both principal and interest on such registration books in the name of the assignee named in such notice.

This Bond or any part hereof at the time outstanding may be redeemed, at the option of the City, as long as USDA is the owner of the Bond, at any time before the maturity of any installment of the principal thereof, either in whole or in part in the inverse order of the maturity dates of the installments of principal, from any money that may be made available for such purpose, at the aggregate principal amount of the installments of principal to be redeemed, together with the interest accrued thereon to the date set redemption, but without any premium. If USDA is not the owner of the Bonds, the Bonds maturing on and after June 1, 2034 may be redeemed, without premium, on or after June 1, 2033.

On the date designated for redemption, notice having been given and money for payment of the redemption price being held in trust for such purposes, all as provided in the Bond Resolution, this Bond or part hereof becomes and is due and payable, and the interest on this Bond or part hereof so redeemed ceases to accrue.

The Bond Registrar is not required to exchange or register any transfer of (a) any Bond during a period beginning at the opening of business 15 days before the day of the mailing of a notice of redemption of Bonds or any portion thereof and ending at the close of business on the day of such mailing or (b) any Bond called for redemption in whole or in part under the Bond Resolution.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed precedent to and in the issuance of this Bond have happened, exist and have been performed in regular and due form and time as so required, and that the amount of this Bond, together with all other indebtedness of the City, is within every debt and other limit prescribed by said Constitution or statutes.

IN WITNESS WHEREOF, the City, by resolution duly passed, has caused this Bond to be manually signed by the Mayor and the City Clerk and the City's corporate seal to be impressed hereon, all as of the 18th day of April, 2023.

Mayor

[SEAL]

City Clerk

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

The issuance of the within Bonds have been approved under the provisions of The Local Government Finance Act of North Carolina.

By: _____
Sharon Edmundson
Secretary of the Local Government Commission

**[SIGNATURE PAGE TO CITY OF BESSEMER CITY, NORTH CAROLINA WATER AND SEWER
SYSTEM REVENUE BOND, SERIES 2023B]**

CERTIFICATE OF AUTHENTICATION

This Bond is issued under the provisions of the within-mentioned Resolution.

**FINANCE DIRECTOR OF THE CITY,
AS BOND REGISTRAR**

Authorized Signature

Date of authentication: April 18, 2023

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto:

(Please print or typewrite Name, Address,
including Zip Code, and Federal Taxpayer Identification or
Social Security Number of Assignee)

the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints

Attorney to register the transfer of the within Bond on the books kept for registration thereof,
with full power of substitution in the premises.

Dated: _____

Signature guaranteed by:

NOTICE: Signature must be guaranteed by a participant of the Securities Transfer Agent Medallion Program (“*STAMP*”) or similar program.

NOTICE: The signature to this assignment must correspond with the name as it appears on the face of the within Bond in every particular, without alteration, enlargement or any change whatever.

TRANSFER FEE MAY BE REQUIRED



RESOLUTION BY GOVERNING BODY OF APPLICANT

WHEREAS, The City of Bessemer City has need for and intends to construct, plan for, or conduct a study in a project described as Stormwater Master Planning, and

WHEREAS, The City of Bessemer City intends to request State loan and/or grant assistance for the project,

NOW THEREFORE BE IT RESOLVED, BY THE CITY COUNCIL OF BESSEMER CITY:

That Bessemer City, the **Applicant**, will arrange financing for all remaining costs of the project, if approved for a State loan and/or grant award.

That the **Applicant** will provide for efficient operation and maintenance of the project on completion of construction thereof.

That the **Applicant** will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the **Applicant** agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of Bessemer City to make a scheduled repayment of the loan, to withhold from Bessemer City any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

If applying for a regional project, that the **Applicant** will partner and work with other units of local government or utilities in conducting the project, including N/A.

That Josh Ross, City Manager, the **Authorized Official**, and successors so titled, is hereby authorized to execute and file an application on behalf of the **Applicant** with the State of North Carolina for a loan and/or grant to aid in the study of or construction of the project described above.

That the **Authorized Official**, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the **Applicant** has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted this the _____ day of April, 2023 at Bessemer City, North Carolina.

Becky S. Smith

Mayor

CERTIFICATION BY RECORDING OFFICER

The undersigned duly qualified and acting City Clerk of the City of Bessemer City does hereby certify: That the above/attached resolution is a true and correct copy of the resolution authorizing the filing of an application with the State of North Carolina, as regularly adopted at a legally convened meeting of the Bessemer City City Council duly held on the _____ day of April, 2023; and, further, that such resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of April, 2023.

Hydeia Y. Hayes

(Title of Recording Officer)

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BUDGET AMENDMENT

April 10, 2023

BE IT ORDAINED by the governing body of the City of Bessemer City that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2023 as follows:

Section 1. To amend the General Fund appropriations as follows:

<u>Acct. No.</u>		<u>Debit</u>	<u>Credit</u>
100-00-4120-500	Christmas Tree & Lights	\$73,524	

This will result in a net increase of \$73,524 the appropriations for the General Fund. To provide the additional revenue for the above, the following revenues will be increased.

100-00-3839-895	Insurance Proceeds	\$73,524
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Section 2. Copies of this budget amendment shall be furnished to the Clerk, to the Governing Board, and to the Budget Officer and the Finance Officer for their direction.

Adopted by Council, this _____ day of _____ 2023.

Becky Smith, Mayor

Date

Hydeia Hayes, Clerk

Date

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