Council Member _____ made a motion to approve the following resolution. A vote of ____

A RESOLUTION APPROVING AMENDMENTS TO EXISTING STATE OF NORTH CAROLINA CASHFLOW LOAN AGREEMENTS AND PROMISSORY NOTES RELATED TO HURRICANE HELENE DISASTER RESPONSE

RESOLUTION NO. # R-26-07

WHEREAS, the Town of Black Mountain experienced significant impacts from Hurricane Helene and has undertaken disaster response and recovery activities eligible for federal and state assistance; and

WHEREAS, pursuant to authority granted by the State of North Carolina, the Town previously applied for and received interest-free cashflow loans administered by the North Carolina Department of State Treasurer to support disaster response activities while awaiting federal reimbursement; and

WHEREAS, the Town has previously adopted the following resolutions related to State of North Carolina cashflow loans for Hurricane Helene disaster response:

- **Round 1 ($705,703.37):** Resolution No. R-25-08, adopted March 10, 2025;
- **Round 2 ($465,661.06):** Resolution No. R-25-28, adopted June 9, 2025;
- **Round 1 Amendment:** Resolution No. R-25-29, adopted June 9, 2025; and
- **Round 3 ($1,233,911.31):** Resolution No. R-25-49, adopted September 8, 2025; and

WHEREAS, the Town has received three previously issued, interest-free cashflow loans totaling approximately **$2.4 million** under these programs; and

WHEREAS, the North Carolina General Assembly enacted **Session Law 2025-97**, which authorizes amendments to existing disaster-related cashflow loan agreements and promissory notes, including modifications to repayment terms; and

WHEREAS, the proposed amendment to the Town's existing State of North Carolina Cashflow Loan Agreements and related promissory notes extends the repayment deadline to the later of June 30, 2030, the final FEMA reimbursement determination, or the receipt of FEMA reimbursement funds**;** and

WHEREAS, the amendment confirms the Town of Black Mountain's continued eligibility under the updated statute and maintains all applicable program requirements administered by the North Carolina Department of State Treasurer; and

WHEREAS, approval of the amendment will support the Town's ongoing disaster recovery efforts while ensuring compliance with state law and sound financial administration.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Black Mountain, North Carolina, that:

1. The Town Council hereby approves amendments to the Town of Black Mountain's existing State of North Carolina Cashflow Loan Agreements and related promissory notes for disaster response activities associated with Hurricane Helene, as authorized under Session Law 2025-97.
2. The amended agreements shall modify repayment terms for the three previously issued, interest-free cashflow loans totaling approximately $2.4 million by extending the repayment deadline until the later of June 30, 2030, final FEMA reimbursement determination, or receipt of FEMA reimbursement funds.
3. The Town Council confirms the Town's eligibility under the amended statute and acknowledges that all program requirements administered by the North Carolina Department of State Treasurer shall remain in effect.
4. The Town Manager, or their designee, is hereby authorized and directed to execute the amended loan agreements and promissory notes and to take all actions necessary or appropriate to administer the disaster recovery loan funding in accordance with applicable state and federal requirements.
5. This resolution shall be effective upon adoption.

ADOPTED this 12th day of January, 2026.

_____
C. Michael Sobol, Mayor

ATTEST:

_____
Wesley M. Barker, Town Clerk