

RESOLUTION TO APPLY FOR A CAPACITY GRANT THROUGH THE NC RURAL CENTER

**BY THE BOARD OF COMMISSIONERS
OF THE COUNTY OF CHATHAM, NORTH CAROLINA**

WHEREAS, The North Carolina Clean Water Bond Act has made grant funding for water and wastewater projects to address critical health and/or economic development needs available through the North Carolina Rural Economic Development Center; and

WHEREAS, Chatham County has a need to conduct a sewer study to address the possibility of developing a regional wastewater treatment plant to meet the needs of areas with failing septic systems as well as to provide for regional cooperation among units of government and private developments; and

WHEREAS, Chatham County intends to apply for a Capacity Development Grant from the North Carolina Rural Economic Development Center to help complete the proposed study;

NOW THEREFORE BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, NORTH CAROLINA:

That Chatham County will provide a local cash match of \$40,000 towards the project.

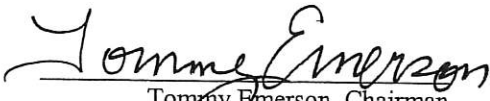
That Chatham County will adopt and place into effect on or before completion of the project a schedule of fees and charges which will provide adequate funds for proper operation, maintenance, and administration of the system.

That Charlie Horne, County Manager, and successors so titled, is hereby authorized to execute and file an application on behalf of Chatham County with the North Carolina Rural Economic Development Center for a grant to aid in the construction of the project described above.

That Charlie Horne, County Manager, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate 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 Chatham County 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 13th day of Sept., 2004 at Pittsboro, North Carolina

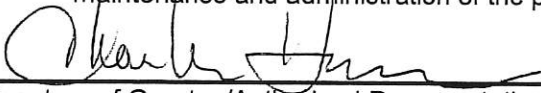

Tommy Emerson, Chairman
Chatham County Board of Commissioners


Sandra B. Sublett, CMC, Clerk to the Board

Certification By Chief Elected Official

The attached statements and exhibits are hereby made part of this application and the undersigned representative of the applicant certifies that the information in this application and the attached statements and exhibits is true, correct, and complete to the best of his/her knowledge and belief. He/She further certifies that:

1. as Authorized Representative, he/she has been authorized to file this application by formal action of the governing body;
2. that the governing body agrees that if a grant from the Unsewered Communities program as funded by the 1998 Critical Needs Bond Act is awarded, the applicant will provide proper and timely submittals of all documentation requested by the Grantor Agency (Rural Center);
3. that the governing body agrees to provide for proper maintenance and operation of the approved project after its completion;
4. that the applicant has substantially complied with or will comply with all federal, state and local laws, rules and regulations and ordinances as applicable to this project; and
5. that the applicant will adopt and place into effect on or before the completion of the project a schedule of fees and charges which will provide for the adequate and proper operation, maintenance and administration of the project.



Signature of Grantee/Authorized Representative

Charlie Horne, County Manager

Typed Name and Title

9-13-04

Date

Checklist For Additional Forms:

Please enclose the following items before submitting:

- | | |
|------------------------------------------------------|----------------------------------------------------|
| <input type="checkbox"/> Application Form (attached) | <input type="checkbox"/> Exhibits (see guidelines) |
| <input type="checkbox"/> Narratives (see guidelines) | - Project Budget |
| - Project Description | - Project Schedule |
| - Project Justification | - Memorandum of Understanding (attached) |
| - Comprehensive Plans | - Minority Business Enterprise Certification |
| - Special Emphases | - Commitment of Other Funds Form (attached) |

Submission Procedure

Three copies of this application and all relevant materials must be received by 5:00 p.m. on the deadline date. Faxes are not acceptable.

Rural Economic Development Center, Inc.
Capacity Building Grants Program
4021 Cary Drive
Raleigh, NC 27610

COMMITMENT OF OTHER FUNDS FORM
Capacity Building Program

North Carolina Rural Economic Development Center, Inc.

and

Chatham County
(applicant)

PROJECT TITLE: County Wide Sewer Study

ADDRESS: Post Office Box 87, Pittsboro, North Carolina 27312

12 East Street, Courthouse Annexation, Pittsboro, NC 27312

Provide a copy of correspondence indicating commitment of these funds with the application.

1. Local Funds. Include loans and cash matches from the applicant.

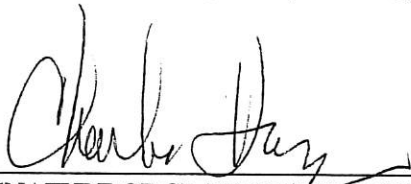
Amount: \$40,000.00 Type: General Fund

2. Other Funds. Include other grant funds. Please attach commitment letters from those agencies to this form when submitting.

Amount: _____ Source: _____

Under the Capacity Building Grant program funds may provide the local commitment dollars from a number of sources. Local Governments will provide matching funds from other sources to meet total project costs.

In reviewing applications for Capacity Building funding, the Rural Center will take into consideration the applicant's financial position relative to other, similar units of local government (as though the Ability to Pay Ranking).



SIGNATURE OF GRANTEE/AUTHORIZED REPRESENTATIVE

Charlie Horne, County Manger

TYPED NAME AND TITLE

9-13-04
DATE

CAPACITY GRANT PROGRAM
MEMORANDUM OF UNDERSTANDING

between

North Carolina Rural Economic Development Center, Inc.

and

Chatham County
(applicant)

PROJECT TITLE: County Wide Sewer Study

ADDRESS: Post Office Box 87, Pittsboro, North Carolina 27312

12 East Street, Courthouse Annexation, Pittsboro, NC 27312

The purpose of this Memorandum of Understanding is to outline conditions and regulations for a general working relationship between the North Carolina Economic Development Center (Rural Center) and the applicant organization regarding the Rural Center Capacity Grant Program.

The following conditions and regulations apply to all Rural Center Capacity Building Projects:

Disbursement Policy

The Rural Center will disburse up to 90 percent of capacity grant funds upon submission of satisfactory evidence other funds have been drawn down by 90 percent and that 100 percent of local funds, if committed, have been expended. Documentation in support of expenses must accompany the Financial Request Form. The final ten percent will be disbursed upon completion of the project and submittal of the final approved product.

Project Schedule

A timeline has been provided to the Rural Center as part of the application package. This represents the adopted schedule for this project. The grantee understands that the Rural Center will establish the date for termination of its contract using this information and that time is of the essence. Updates or changes to the project schedule must be provided to the Rural Center as they are adopted by the grantee for use in administering this project. Rural Center reserves the right to reject or ask for further clarification regarding the timeline and its implementation.

Contract Time Requirements

Rural Center may revoke or revise its approval of funding for the project if work intended is not under contract within six months after the Rural Center approval date of the project and if not completed within two years of Rural Center approval. The Rural Center approval date will be incorporated in the contract as the Commencement Date.

Change in Project Scope

It is clearly understood, that a change in the project scope may not be implemented without prior written approval from Rural Center and submission to Rural Center of evidence of other funders approval of the change(s). A change of scope will include any change to the project design, capacity of the system, the number and/or type of customers served, or equipped items purchased.

Changes in Project Funding

It is further understood that if the grantee receives additional funding for the project after the Rural Center approval, these funds cannot be used to reduce the amount of local funds pledged or to displace other grant funds committed to this project; any such action could result in the reduction of the Rural Center capacity grant by the amount of funds added to the project. If new funds are made available to this project, the Rural Center must be notified immediately. Likewise, it is understood that the local share, as pledged to the Rural Center in the original application, will not be diminished in the event of a cost overrun in the completed project.

Cooperation with Primary Funder and Rural Center

It is understood that the grantee will cooperate with this order funders as identified in the application and will provide information and reports as prescribed by the funder and will adhere to all applicable regulatory and/or statutory requirements of the Primary Funder and the State of North Carolina particularly as they relate to the procurement of goods and services and in the maintenance of proper accounting records.

Reporting Procedure

Quarterly progress reports will be submitted to Rural Center as set forth in the terms of the contract document to be executed. The first report will be due 90 days from the date of award. Subsequent quarterly reports will be required until project completion and close of the contract.

Final Report

A final report is required and will be due upon close of the project. This report must be submitted and approved by the Rural Center Prior to disbursement of final funds.



SIGNATURE OF GRANTEE/AUTHORIZED REPRESENTATIVE

Charlie Horne, County Manager

TYPED NAME AND TITLE

9-13-04

DATE