



## REQUEST FOR BOARD ACTION

ITEM NO. 11.

**DATE OF MEETING:** April 19, 2010

**REQUESTED BY:** Paul Parker, Facilities & Property Manager, Public Works

**SHORT TITLE:** Resolution Approving Re-submittal of Request for State Assistance from the North Carolina Department of Environment and Natural Resources Division of Water Resources for the Sills Creek Drainage Project

**BACKGROUND:** The Division of Water Resources has opened up a spring grant cycle using residual funds. The Division of Water Resources stated that if Pender County would resubmit the Sills Creek project reflecting a 50% grant that may be considered. This resolution is required along with new project documentation. The county's commitment would be in the amount of \$75,000. If awarded the grant will have a two (2) year shelf life, therefore the \$75,000 could be included in the FY 10-11 budget. Currently in the FY 10-11 budget \$150,000 is proposed in the CIP budget for drainage projects. There is currently \$30,000 remaining in the CIP -Drainage Management line item.

**SPECIFIC ACTION REQUESTED:** To approve the attached resolution for state assistance.

**RESOLUTION FOR STATE ASSISTANCE FROM THE NORTH CAROLINA  
DEPARTMENT OF ENVIROMENT AND NATURAL RESOURCES  
DIVISION OF WATER RESOURCES**

**WHEREAS**, the Pender County Board of Commissioners desires to sponsor the Sills Creek Restoration Project for the removal of storm debris and other vegetative material which have impacted the ability of this creek and branches to accept and convey storm water and has created a threat to property from flooding for properties located in Pender County, and

**WHEREAS**, this project will improve drainage throughout the region.

**NOW, THEREFORE, BE IT RESOLVED THAT:**

- (1) The Pender County Board of Commissioners requests the State of North Carolina to provide financial assistance to Pender County for Sills Creek in the amount of \$150,000.
- (2) The Pender County Board of Commissioners assumes full obligation for payment of the balance of project costs;
- (3) The Pender county Board of Commissioners will obtain all necessary State and Federal permits;
- (4) The Pender County Board of Commissioners will comply with all applicable laws governing the award of contracts and the expenditure of public funds by local governments;
- (5) The Pender County Board of Commissioners will supervise construction of the project to assure compliance with permit conditions and to assure safe and proper construction according to approved plans and specifications;
- (6) The Pender County Board of Commissioners will obtain suitable spoil disposal areas as needed an all other easements or right-of-way that may be necessary for the construction and operation of the project without cost or obligation to the State;
- (7) The Pender County Board of Commissioners will assure that the project is open for use by the public on an equal basis with no restrictions;
- (8) The Pender County Board of Commissioners will hold the State harmless from any damages that may result from the construction, operation and maintenance of the project;
- (9) The Pender County Board of Commissioners accepts responsibility for the operation and maintenance of the completed project.

Adopted this the 19 day of April, 2010

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Rick Benton, County Manager

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Jimmy T Tate, Chairman

**Project Name: Sills Creek Restoration Project**  
**Ver.- 04-05-10**

	<b>DWR</b>	<b>Local Match</b>	<b>Other Non-Federal Match</b>	<b>Match Totals</b>	<b>Category Totals</b>
<b>Administration</b>					
Cash		-		-	-
In-kind		39,500		39,500	39,500
<b>Design</b>					
Cash		5,500		5,500	5,500
In-kind				-	-
<b>Survey</b>					
Cash		3,500		3,500	3,500
In-kind				-	-
<b>Construction Oversight</b>					
Cash		1,000		1,000	1,000
In-kind				-	-
<b>Construction</b>					
Cash	75,000	25,500		25,500	100,500
In-kind				-	-
<b>Construction Materials</b>					
Cash				-	-
In-kind				-	-
<b>Plant Materials</b>					
Cash				-	-
In-kind				-	-
<b>Education</b>					
Cash				-	-
In-kind				-	-
<b>Monitoring</b>					
Cash				-	-
In-kind				-	-
<b>Land</b>					
Cash				-	-
In-kind				-	-
Cash Sub-total	75,000			35,500	110,500
In-kind Sub-total				39,500	39,500
<b>Total</b>	<b>75,000</b>			<b>75,000</b>	<b>150,000</b>
	<b>50.00%</b>			<b>50.00%</b>	

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Cash				-	-
In-kind				-	-
<b>Education</b>					
Cash				-	-
In-kind				-	-
<b>Monitoring</b>					
Cash				-	-
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