

EMERGENCY BUSINESS

Memorandum Date: May 1, 2009
Order Date: May 5, 2009

TO: Board of County Commissioners

DEPARTMENT: CAO/ Community & Economic Development

PRESENTED BY: Mike McKenzie-Bahr, Community and Economic Development Coordinator

AGENDA ITEM TITLE: IN THE MATTER OF AMENDING RESOLUTION/ORDER NO. 09-3-18-11 ACCEPTING A \$1,000,000 COMMUNITY DEVELOPMENT BLOCK GRANT FUND FOR THE ROW RIVER WATER SYSTEM IMPROVEMENT PROJECT AND AUTHORIZING THE COUNTY ADMINISTRATOR TO SIGN THE GRANT AGREEMENT DOCUMENTS

I. MOTION

Move to amend Resolution/Order No. 09-3-18-11 accepting a \$1,000,000 Community Development Block Grant and authorizing the County Administrator to sign the grant agreement documents.

II. AGENDA ITEM SUMMARY

The Community and Economic Development Coordinator is requesting the Board of Commissioners take up this matter as an emergency item.

The State of Oregon Community & Economic Development Department has awarded a \$1,000,000 Community Development Block Grant to Lane County to replace the Layng Creek water treatment system to serve the residents of the Row River Valley Water District.

The Board of Commissioners previously passed Resolution/Order No. 09-3-18-11 accepting the grant. The Resolution as originally written also authorized the County Administrator to sign the grant agreement documents. However the sentence granting the authorization was somehow cut from the final resolution that was adopted by the BCC.

After the Contract was approved in the County CTRAK process, thinking that the authorization sentence was in the Board Order, Community and Economic Development staff had the County Administrator sign the grant contract, which was

then sent to the Oregon Community & Economic Development Department.

On Friday, May 01, 2009, the Oregon Community & Economic Development Department informed the County that since the Board Order is lacking the sentence authorizing the County Administrator to sign the document, they can not process the grant contract.

The attached amended agreement will fix that problem as it specially contains the language "delegates and authorizes the County Administrator to sign the aforementioned intergovernmental agreements including the CDBG grant agreement and all related documents relating to the Row River Water System Improvement Project."

This language also allows the County Administrator to sign other project documents as needed.

Passing the amended resolution will allow the state to process the \$1,000,000 grant award to the County for the Row River Water System Improvement Project.

III. ATTACHMENTS

- 1: Amended Board Order
- 2: Board Order 09-3-18-11

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO.

) IN THE MATTER OF AMENDING
) RESOLUTION/ORDER NO. 09-3-18-11
) ACCEPTING A \$1,000,000 COMMUNITY
) DEVELOPMENT BLOCK GRANT FUND
FOR THE ROW RIVER WATER SYSTEM
IMPROVEMENT PROJECT AND
AUTHORIZING THE COUNTY
ADMINSTRATOR TO SIGN THE GRANT
AGREEMENT DOCUMENTS

WHEREAS, in early 2006, the residents of the Row River Valley were informed by the City of Cottage Grove that their current water system would only be maintained for another two years, and

WHEREAS, the Lane County Board of County Commissioners, acting on a citizens petition. formed the Row River Valley Water District, and

WHEREAS, the Board of County Commissioners, working with the Row River Valley Water District, applied for a \$1,000,000 Community Development Block Grant, and

WHEREAS, on March 2, 2009 the Oregon Community & Economic Development Department awarded a \$1,000,000 grant of Community Development Block Grant (CDBG) funding to Lane County for the Row River Water System Improvement Project; and

WHEREAS, the Board of County Commissioners may appropriate dedicated grant funds as per ORS 294.326(3); and

WHEREAS, the Board of County Commissioners previously adopted Resolution/Order No. 09-3-18-11 and now also desires that the County Administrator be delegated authority to sign the CDBG agreement with Oregon Economic and Community Development and all related grant documents pertaining to the Row River Water System Improvement Project;

NOW, THEREFORE, IT IS HEREBY ORDERED THAT: Resolution/Board Order No. 09-3-18-11 is hereby amended and the Lane County Board of Commissioners approves accepting a \$1,000,000 CDBG Public Works Grant from the State of Oregon Economic & Community Development Department; and

FURTHER ORDERED that an intergovernmental agreement will be prepared and executed with the Row River Water District and Lane Council of Governments to complete the project administration and management, in accordance with grant requirements, and delegates and authorizes the County Administrator to sign the aforementioned intergovernmental agreements including the CDBG grant agreement and all related documents relating to the Row River Water System Improvement Project, and

FURTHER ORDERED the revenues and expenses in the amount of \$1,550,000 is appropriated for the Row River Water Improvement Project for the FY 08-09 in Special Revenue SubFund 269 General Expense.

DATED this 5th day of May, 2009.

APPROVED AS TO FORM

Date 5-1-09 lane county

Mavis L. Ladd

Peter Sorenson, Chair
Lane County Board of Commissioners

PASSED

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

RESOLUTION/ORDER NO.) RESOLUTION & ORDER IN THE
 09-3-18-11) MATTER OF ACCEPTING A \$1,000,000
) COMMUNITY DEVELOPMENT BLOCK
) GRANT FUND FOR THE ROW RIVER
 WATER SYSTEM IMPROVEMENT
 PROJECT AND AUTHORIZING THE
 COUNTY ADMINSTRATOR TO SIGN
 THE GRANT AGREEMENT
 DOCUMENTS

WHEREAS, in early 2006, the residents of the Row River Valley were informed by the City of Cottage Grove that their current water system would only be maintained for another two years, and

WHEREAS, the Lane County Board of County Commissioners, acting on a citizens petition. formed the Row River Valley Water District, and

WHEREAS, the Board of County Commissioners, working with the Row River Valley Water District, applied for a \$1,000,000 Community Development Block Grant, and

WHEREAS, on March 2, 2009 the Oregon Community & Economic Development Department awarded a \$1,000,000 grant of Community Development Block Grant funding to Lane County for the Row River Water System Improvement project; and

WHEREAS, the Board of County Commissioners may appropriate dedicated grant funds as per ORS 294.326(3);

NOW THEREFORE, IT IS HEREBY RESOLVED & ORDERED THAT: the Lane County Board of Commissioners approves accepting a \$1,000,000 CDBG Public Works Grant from the State of Oregon Economic & Community Development Department; and

FURTHER ORDERED that an intergovernmental agreement will be prepared and executed with the Row River Water District and Lane Council of Governments to complete the project administration and management, including a \$550,000 match from Row River Water District to be paid to Lane County, in accordance with grant requirements, and authorizes the County Administrator to sign the aforementioned intergovernmental agreements; and

FURTHER ORDERED that revenues and expenses in the amount of \$1,550,000 is appropriated for the Row River Water Improvement Project for FY 08-09 in Special Revenue SubFund 269 General Expense.

DATED this 18th day of March, 2009.

Peter Sorenson, Chair
Lane County Board of Commissioners

APPROVED AS TO FORM

Date 3-12-09 lane county

OFFICE OF LEGAL COUNSEL