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# MEMORANDUM

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**TO:** Members of the Finance Committee

**FROM:** Rich Olson, City Manager

**DATE:** April 5, 2017

**REF:** Consideration – Adoption of Resolution Authorizing Submission of Division of Water Quality Infrastructure Application for Funding for Disaster Recovery Act of 2016 for Herrington Road Gravity Sewer Replacement

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***BACKGROUND:***

The Elizabeth City Public Works Department continues to seek grant funding opportunities through outside sources including federal, state, local and private entities for the purpose of repairing infrastructure projects including water, sewer, and storm drainage. The Federal Clean Water Act Amendments of 1987 and the North Carolina Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection system, stream restoration, stormwater treatment, drinking water treatment works, and/or drinking water distribution systems. Staff has been notified that the City of Elizabeth City has been found eligible for one million dollars of financial assistance through the disaster recovery funds associated with Hurricane Matthew.

***ANALYSIS:***

Elizabeth City has been designated as eligible for financial assistance through disaster recovery funds associated with Hurricane Matthew. This funding is being made available through the North Carolina Department of Environmental Quality (NC DEQ), Division of Water Resources. The grant is an earmark of one million dollars to replace the gravity sanitary sewer line on Herrington Road where it crosses Charles Creek. Approximately five years ago, staff became aware of major problems with the Herrington Road sewer line during tidal flooding events often caused by storms such as Hurricane Matthew. There is significant infiltration and inflow to the sewage collection system; and when the tide event subsides, there is great likelihood of exfiltration from the system. This grant will pay 100% of the costs to re-route the gravity sewer that crosses Charles Creek along Herrington Road, thus eliminating the creek crossing altogether.

**STAFF RECOMMENDATION:**

By motion, recommend that the City Council adopt the attached resolution authorizing staff to submit an application to the Division of Water Infrastructure in the amount of one million dollars to be used for the Herrington Road Gravity Sewer Replacement Project.

RCO/vdw



**RESOLUTION # 2017-04-\_\_\_\_\_**

**Authorization to Submit Division of Water Infrastructure  
Application for Funding for Disaster Recovery Act of 2016  
Herrington Road Gravity Sewer Replacement Project**

**WHEREAS**, the Federal Clean Water Act Amendments of 1987 and the North Carolina Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater collection system; and

**WHEREAS**, the City of Elizabeth City has need for and intends to abandon 2,400 linear feet of sanitary sewer line crossing at Herrington Road and Charles Creek and re-route 1,785 linear feet of sanitary sewer line, which serves the Herrington Road/Massachusetts Avenue neighborhood; and

**WHEREAS**, this project is an effort to repair and replace existing public infrastructure; and

**WHEREAS**, the City of Elizabeth City intends to request state grant assistance for the project.

**NOW THEREFORE**, be it resolved by the City Council of the City of Elizabeth City that the City of Elizabeth City (the Applicant) will arrange financing for all remaining costs of the project, if approved for a state grant award; and

Further, that the Applicant will provide for efficient operation and maintenance of the project on completion of construction thereof; and

Further, that Dr. Joseph W. Peel, Mayor, 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 grant to aid in the construction of the project described above; and

Further, 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; and

Further, 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 10<sup>th</sup> day of April 2017.

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Joseph W. Peel  
Mayor

**ATTEST:**

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Vivian D. White, CMC/NCCMC  
City Clerk