

RESOLUTION 2018-11
SUPPORT FOR NCDEQ GRANT APPLICATION ON
WHITTAKER POINTE BARRIER RESTORATION PROJECT

WHEREAS, the Town of Oriental desires to sponsor, Whittaker Pointe Restoration Project, A five (5) phase plan to restore Whittaker Pointe as a barrier for Whittaker Creek and the Town of Oriental.;

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1) The Oriental Mayor and Town Board of Commissioners (Board) requests the State of North Carolina to provide financial assistance to Town of Oriental for Whittaker Pointe Restoration Project in the amount of \$ 200,000 or 50 percent of project construction cost, whichever is the lesser amount;
- 2) The Board assumes full obligation for payment of the balance of project costs;
- 3) The Board will obtain all necessary State and Federal permits;
- 4) The Board will comply with all applicable laws governing the award of contracts and the expenditure of public funds by local governments.
- 5) The Board 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 Board will obtain suitable spoil disposal areas as needed and all other easements or rights-of-way that may be necessary for the construction and operation of the project without cost or obligation to the State;
- 7) The Board will assure that the project is open for use by the public on an equal basis with no restrictions;
- 8) The Board will hold the State harmless from any damages that may result from the construction, operation and maintenance of the project;
- 9) The Board accepts responsibility for the operation and maintenance of the completed project.

Adopted by the Oriental Board of Commissioners this 28th day of June, 2018.

Clerk to the Board

Mayor

No Conflict of Interest Certification

Town of Oriental hereby certifies that, to the best of its knowledge and belief, there are no present or currently planned interests (financial, contractual, organizational, or otherwise) relating to the work to be performed as part of the Whittaker Pointe Restoration project that would create any actual or potential conflicts of interest (or apparent conflicts of interest) for any of its employees, contractors, subcontractors, designees or other entities or individuals involved in the Whittaker Pointe Restoration project (including conflicts of interest for immediate family members: spouses, parents, or children) that would impinge on its ability to render impartial, technically sound, and objective assistance or advice or result in it being given an unfair competitive advantage.

In this certification, the term "potential conflict" means reasonably foreseeable conflicts of interest. Town of Oriental further certifies that it has and will continue to exercise due diligence in identifying and removing or mitigating, to the NC Department of Environmental Quality's satisfaction, any such conflict of interest (or apparent conflict of interest).

Print Name: _____

Signature: _____

Title: _____

Date: _____

RESOLUTION 2018-12
SUPPORT FOR NCDEQ GRANT APPLICATION ON
WHITTAKER POINTE BARRIER RESTORATION PROJECT

WHEREAS, the Town of Oriental desires to sponsor, Whittaker Pointe Restoration Project, A five (5) phase plan to restore Whittaker Pointe as a barrier for Whittaker Creek and the Town of Oriental.;

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1) The Oriental Mayor and Town Board of Commissioners (Board) requests the Golden Leaf Foundation to provide financial assistance to Town of Oriental for Whittaker Pointe Restoration Project in the amount of \$ 800,000.
- 2) The Board assumes full obligation for payment of the balance of project costs;
- 3) The Board will obtain all necessary State and Federal permits;
- 4) The Board will comply with all applicable laws governing the award of contracts and the expenditure of public funds by local governments.
- 5) The Board 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 Board will obtain suitable spoil disposal areas as needed and all other easements or rights-of-way that may be necessary for the construction and operation of the project without cost or obligation to the State;
- 7) The Board will assure that the project is open for use by the public on an equal basis with no restrictions;
- 8) The Board will hold the Golden Leaf Foundation harmless from any damages that may result from the construction, operation and maintenance of the project;
- 9) The Board accepts responsibility for the operation and maintenance of the completed project.

Adopted by the Oriental Board of Commissioners this 28th day of June, 2018.

Clerk to the Board

Mayor