

RESOLUTION NO. 2000- 02

A RESOLUTION AUTHORIZING AND DIRECTING THE COUNTY JUDGE/EXECUTIVE, ON BEHALF OF THE MADISON COUNTY FISCAL COURT, TO EXECUTE AN AGREEMENT WITH THE BLUEGRASS AREA DEVELOPMENT DISTRICT FOR PREPARATION, PLANNING, SUBMISSION AND ADMINISTRATION OF A COMMUNITY DEVELOPMENT BLOCK GRANT TO ASSIST THE BLUEGRASS REGIONAL RECYCLING CORPORATION, INC., IN THE DISTRIBUTION FACILITY CONSTRUCTION PROJECT AT A COST NOT TO EXCEED \$250,000 AND TO EXECUTE AGREEMENTS WITH THE COMMONWEALTH OF KENTUCKY AND THE BLUEGRASS REGIONAL RECYCLING CORPORATION, INC., IN THE EXECUTION AND ADMINISTRATION OF SUCH GRANT.

WHEREAS, The Madison County Fiscal Court desires to engage the Bluegrass Area Development District to render certain technical assistance services in connection with a Community Development Block Grant; and

WHEREAS, in order to engage such assistance, it will be necessary for the Fiscal Court to covenant and agree, in writing with the Bluegrass Area Development District through a professional services contract; and

WHEREAS, in order to encourage economic prosperity for Madison County, Kentucky, the Bluegrass Area Development District will submit on behalf of Madison County, HUD Community Development Block Grant documentation for the purpose of assisting the Bluegrass Regional Recycling Corporation, Inc., in its facility construction project; and

THEREFORE, BE IT RESOLVED BY THE Madison County Fiscal Court:

SECTION 1. That the County Judge/Executive, on behalf of the Madison County Fiscal Court, be and hereby is authorized and directed to execute a Grant Administration Services Agreement with the Bluegrass Area Development District, for grant administration of the Community Development Block Grant – Bluegrass Regional Recycling Corporation, Inc., ED Project, at a cost not to exceed \$25,000 contingent upon approval by the Kentucky Department of Local Government.

SECTION 2. That the Madison County Fiscal Court authorizes the Bluegrass Area Development District to prepare and submit HUD Community Development Block Grant documentation for the purpose of providing assistance for the Bluegrass Regional Recycling Corporation, Inc., facility construction project and HUD CDBG administration compliance.

SECTION 3. That the County Judge/Executive be authorized to sign any and all documents relative to the endeavor previously referenced and upon approval by the Kentucky Department for Local Government to execute any and all documents including but not limited to grant and legally binding agreements in the performance and administration of such Community Development Block Grant.

SECTION 4. That this resolution shall take effect upon its passage and approval.

Motion by William H. Tudor, seconded by Forniss Park

Yea all Nay _____

PASSED FISCAL COURT:

Date: May 9, 2000

Mary Jane Ginter
Mary Jane Ginter
County Clerk

Kent Clark
Kent Clark
County Judge/Executive,
Madison County, Kentucky

Bluegrass Area
Development District
699 Perimeter Drive
Lexington, Kentucky 40517
Phone: (606) 269-8021
FAX: (606) 269-7917

ANDERSON • BOURBON • BOYLE • CLARK • ESTILL • PAVETTE • FRANKLIN • GARRARD • HARRISON • JESSAMINE • LINCOLN • MADISON • MERCER • NICHOLAS • POWELL • SCOTT • WOODFORD

May 4, 2000

Honorable Kent Clark
Madison County Judge/Executive
County Courthouse
101 West Main
Richmond, KY 40475

Dear Judge Clark:

Enclosed is a copy of the resolution regarding the Richmond/Madison County BRRC CDBG-ED Application. The resolution has to be passed by the Fiscal Court as a requirement of the CDBG-ED Application. Also enclosed, for your information, is a copy of the letter from the Kentucky Department of Local Government listing requirements for the CDBG-ED project. Most of these requirements apply to the City of Richmond, but some also apply to the County. I will be contacting your office in the near future to address these items. Thank you very much.

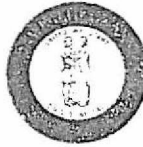
Sincerely,

John Blevins

John Blevins,
Community and Economic Development Planner

enc.





PAUL E. PATTON
GOVERNOR

OFFICE OF THE GOVERNOR
DEPARTMENT FOR LOCAL GOVERNMENT
FRANKFORT, KENTUCKY 40601-8204

BOB ARNOLD
COMMISSIONER

April 28, 2000

The Honorable Ann L. Durham
Mayor, City of Richmond
Post Office Box 250
Richmond, Kentucky 40475

Dear Mayor Durham:

RE: Bluegrass Regional Recycling Corporation Project
99-117

Congratulations on behalf of Commissioner Bob Arnold and the staff of the Department for Local Government (DLG) on your selection as a recipient of Community Development Block Grant (CDBG) Funds. On April 26, 2000, the Economic Development Advisory Committee gave preliminary approval to your economic development project not to exceed \$500,000. This approval is based on your acceptance of the conditions outlined below:

1. The applicant must provide evidence of signed authorizing resolutions from the respective governments for the application.
2. The applicant must provide a signed copy of the lease agreement with Bluegrass Regional Recycling Corporation for the facility.
3. The applicant must agree the recycling center will not be used for any other activity than for which it was funded without prior approval from DLG.
4. The applicant agrees to be responsible for any cost overruns associated with building construction.
5. Prior to release of funds the applicant must provide a budget for the operation of the facility.
6. The applicant must assure that lease payments or revenues in lieu of lease payments, must be reported to DLG for determination of program income.
7. The applicant must provide us with assurance that it will use a grant administrator who has been certified by DLG.



AN EQUAL OPPORTUNITY EMPLOYER M/F/D
1024 CAPITAL CENTER DRIVE, SUITE 340
(502) 573-2382

TDD (800) 247-2510

RECEIVED
MAY 02 2000

FAX (502) 573-1519

A grant agreement must now be completed between your community and the Commonwealth. Before the agreement can be drafted, you must provide DLG with written acceptance of the conditions listed above. Please submit the above listed information on or before May 15, 2000. A grant agreement cannot be initiated until these items are completed.

The Kentucky Community Development Block Grant Manual will give you a step-by-step guide on how to obtain release of funds, meet environmental requirements, meet all federal and state CDBG requirements and successfully complete your project. Your project administrator has a copy of the manual and one is also available to you at your request.

Please note that at this time you may not incur costs to be reimbursed with CDBG funds except for those relating to engineering and planning, as applicable. You cannot obligate any other project funds until you have received from the Commonwealth a Notice of Approval of Evidentiary Materials and Release of Funds. In order to secure the release of funds, you must submit to DLG a Request for Approval of Evidentiary Materials and Release of Funds to include the following attachments:

1. Certification of Financial Management System Compliance with the "Common Rule," 24 CFR Part 85 requirements signed by a licensed certified public accountant.
2. Environmental certification per 24 CFR Part 58:
 - a) Environmental Certification
 - b) Environmental Review Status
 - c) Copy of clearance from the state historic preservation officer
 - d) Evidence of state clearinghouse review
 - e) Tear sheet of applicable public notices
3. Certification of Commitments of Other Funds and copies of letters of funding commitments.
4. Written assurance that a Residential Antidisplacement and Relocation Assistance Plan has been adopted.
5. Evidence of budget ordinance/amendment indicating inclusion of CDBG funds in the county's budget.
6. Evidence of the adoption of a procurement code meeting the CDBG requirements.

The Honorable Ann L. Durham

April 28, 2000

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7. Written assurance that any state clearinghouse review comments received on the project will be followed, and any issues and problems arising from those comments will be resolved prior to project implementation.
8. Resolution to assure that cost overruns associated with the project will be borne by the applicant.

Please submit the attachments simultaneously with the request since they are part of it. Enclosed is the request forms package including the environmental regulations (24 CFR Part 58). You must complete these tasks before you start any project activities except, for engineering and planning activities.

You must complete these tasks by June 15, 2000. **If you do not meet this deadline, the grant will be withdrawn.** Therefore, it is imperative that you concentrate on the environmental clearance and the firm commitment of other funds.

Please send this documentation to James E. Claycomb, Director, Division of Community Development, Department for Local Government, 1024 Capital Center Drive, Suite 340, Frankfort, Kentucky 40601. Please contact Bill Wolejsza at 502/573-2382, ext. 244, if you have any questions.

The staff of DLG and I look forward to working with you during the coming year.

Sincerely,



James E. Claycomb, Director
Division of Community Development

Enclosures

c: Craig McAnelly ✓
Micky Mills, BRRC