



# Town of Carrboro

Town Hall  
301 W. Main St.  
Carrboro, NC 27510

## Meeting Agenda Board of Aldermen



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Tuesday, December 13, 2016

7:30 PM

Board Chambers - Room 110

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### A. CONSENT AGENDA

1. [16-360](#) Approval of Previous Meeting Minutes of November 15, 2016

### B. OTHER MATTERS

#### 7:30-8:00

1. [16-357](#) Approval of Letter of Intent with Orange County Regarding Southern Branch Library

**PURPOSE:** The purpose of this item is to provide the Board of Aldermen with an opportunity to approve a non-binding letter of intent that formally communicates the Town's and Orange County's interests in working cooperatively to explore development options on the Town's 203 S. Greensboro property for possible uses including the Southern Branch Library.

**Attachments:** [Attachment A - Resolution - Authorization to Sign Letter of Intent](#)  
[Attachment B - Minutes 4-5-16](#)  
[Attachment C - Letter of Intent - Draft letterhead 12-9-16](#)  
[Attachment D - Timeline for library and related 12-9-16](#)

#### 8:00-8:30

2. [16-363](#) Request for Approval to Submit Applications for CMAQ Funding

**PURPOSE:** The purpose of this agenda item is request approval from the Board of Aldermen to submit applications for CMAQ funding and provide an update on current transportation projects.

**Attachments:** [Attachment A - Resolution](#)

#### 8:30-9:00

3.     [16-364](#)     Approval of Interlocal Agreement with Orange County and the Town of Chapel Hill for Sharing Costs Related to Sewer Service and Community Development in the Rogers Road Neighborhood

**PURPOSE:** The purpose of this agenda item is to provide the Board of Aldermen an opportunity to authorize the Town Manager to execute an interlocal agreement between the Towns of Chapel Hill, Carrboro, and Orange County. The interlocal agreement establishes a responsibility for the Towns to share costs related to constructing the sewer main project in the Rogers Road neighborhood and to reimburse Orange County a portion of prior expenses used to construct the Community Center and carry out community planning activities.

**Attachments:**   [Attachment A - Resolution Authorizing Manager to Sign Interlocal](#)  
                          [Attachment B - Interlocal Agreement 12.06.16](#)

- C.     **BRIEF UPDATE BY BOARD MEMBERS**
- D.     **MATTERS BY TOWN MANAGER**
- E.     **MATTERS BY TOWN ATTORNEY**
- F.     **CLOSED SESSION - 143-318.11 (A)(4)**



# Town of Carrboro

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## Agenda Item Abstract

**File Number:**16-357

**Agenda Date:** 12/13/2016

**File Type:**Agendas

**In Control:** Board of Aldermen

**Version:** 1

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### TITLE:

Approval of Letter of Intent with Orange County Regarding Southern Branch Library

**PURPOSE:** The purpose of this item is to provide the Board of Aldermen with an opportunity to approve a non-binding letter of intent that formally communicates the Town's and Orange County's interests in working cooperatively to explore development options on the Town's 203 S. Greensboro property for possible uses including the Southern Branch Library.

**DEPARTMENT:** Planning and Manager's Office

**CONTACT INFORMATION:** Trish McGuire, [pmcguire@townofcarrboro.org](mailto:pmcguire@townofcarrboro.org)  
<<mailto:pmcguire@townofcarrboro.org>>, 919-918-7327; David Andrews, [dandrews@townofcarrboro.org](mailto:dandrews@townofcarrboro.org), 919-918-7308

**INFORMATION:** Following the Board's consideration of the project status on April 5<sup>th</sup> (see <https://carrboro.legistar.com/LegislationDetail.aspx?ID=2680872&GUID=E4231122-B65E-4246-A863-C582CEE6F2A4&Options=ID|Text|&Search=library> and *Attachment B*, meeting minutes), staff has continued to work on the related projects - Parking Study/Plan, Space Needs Analysis - and has been in communication with Orange County staff on this effort. A letter of intent regarding the Town's intention and interest in preparing a development agreement for the project has been prepared for the Board's consideration (*Attachment C*). An updated timeline for the project, noting some more detail on the review, approval, and construction processes is provided (*Attachment D*). A possible ribbon cutting in early 2019 is projected.

The Board of County Commissioners will be considering the draft letter and updated timeline during their meeting this same Tuesday evening, with the expectation that work on a development agreement between the Town and County will begin in earnest in January 2017.

**FISCAL & STAFF IMPACT:** Administrative costs (legal and staff) are anticipated; neither of which are estimated to be extraordinary.

**RECOMMENDATION:** It is recommended that the Board of Aldermen accept the agenda materials and adopt the attached resolution (*Attachment A*) that authorizes the Town Manager to sign the letter of intent.

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO SIGN A LETTER OF INTENT EXPRESSING THE TOWN'S INTENTION TO WORK COOPERATIVELY WITH ORANGE COUNTY BOARD ON A DEVELOPMENT AGREEMENT TO SITE THE SOUTHERN BRANCH LIBRARY ON TOWN PROPERTY

WHEREAS, the Town of Carrboro has had a longstanding interest in the siting a new Orange County branch library in Town; and

WHEREAS, the Town and County have been gathering information related to possible uses on the Town-owned property at 203 S. Greensboro Street, including as the preferred site for the new library; and

WHEREAS, a Letter of Intent formally expressing the Town's intention to work cooperatively with Orange County on this effort and proceed with preparation of a development, has been prepared.

NOW, THEREFORE, BE IT RESOLVED that the Board of Aldermen of the Town of Carrboro hereby authorizes the Town Manager, David L. Andrews, to sign the letter of intent on the Board's behalf and convey such letter to County Manager, Bonnie Hammersley.

This the 13th day of December in the year 2016.

The purpose of this item was for the Mayor and Board to make an appointment to the Recreation and Parks Commission.

**A motion was made by Alderman Johnson, seconded by Alderman Seils, that this resolution be approved.**

## A RESOLUTION MAKING AN APPOINTMENT TO THE RECREATION AND PARKS COMMISSION

WHEREAS, Mark Vandegrift has submitted his application to the Recreation and Parks Commission and there are five vacant seats.

NOW, THEREFORE, THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES;

Section 1. The Board of Aldermen hereby appoints the following applicant to the Recreation and Parks Commission:

<b>Seat Designation</b>	<b>Appointee</b>	<b>Term Expiration</b>
In-Town	Mark Vandegrift	2/2019

Section 2. This resolution shall become effective upon adoption.

**The motion carried by the following vote:**

**Aye:** Alderman Gist, Alderman Haven-O'Donnell, Alderman Slade, Alderman Chaney, Alderman Seils, Mayor Lavelle and Alderman Johnson

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## **TIMELINE OF SOUTHERN BRANCH LIBRARY AND RELATED PROJECTS**

The purpose of this item was to update the Board of Aldermen on the anticipated schedule for the Southern Branch Library in relation to studies that may inform the Town how the 203 S. Greensboro property could otherwise be used.

Alderman Slade thanked staff for the work. He also suggested that the Town could aggressively approach the county regarding geothermal utility districts. He also asked if the attorney could explore the district as an option. He also stated that housing would have been a great idea to explore for the building but that it is too late due to the timeline of the county's referendum.

Alderman Haven-O'Donnell thanked staff for their work on the project. She stated that she would like to have a work session on the topic of housing and wrap around services as a separate discussion from the library.

Alderman Seils stated that it is important for the Board not to lose vision of the Partnership to End Homelessness initiative and the work that the partnership is doing.

Trish McGuire stated that the town is working with the County to further evaluate geothermal initiatives for the site.

Alderman Slade stated that he would like that the discussion with the county include exploration of the town of Carrboro's interest for a geothermal system, built at the site sized larger than for the building, that could serve a cooling/heating district for Carrboro downtown businesses.

Alderman Slade stated that he would like to touch base with the County so they know that the Town is interested in geothermal in general and not just for that location.

**MOTION WAS MADE BY ALDERMAN SLADE, SECONDED BY ALDERMAN JOHNSON TO ACCEPT THE REPORT AS PROVIDED BY STAFF AND IN THE AGENDA PACKET. VOTE: AFFIRMATIVE ALL**

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**REQUEST TO AUTHORIZE TOWN MANAGER TO EXECUTE DEED OF EASEMENT FOR INGRESS, EGRESS, REGRESS AND UTILITIES OVER A PORTION OF THE TOWN'S WESTWOOD CEMETERY PROPERTY FOR LION'S CLUB**

The purpose of this item was for the Board of Aldermen to Consider Authorizing the Town Manger to execute a Deed of Easement, conveying an access easement over a 40-foot wide strip on the east side of the Town's Westwood Cemetery Property, to benefit the Lion's Club Property which adjoins the Town's property.

**A motion was made by Alderman Johnson, seconded by Alderman Seils, that this resolution be approved.**

**RESOLUTION AUTHORIZING TOWN MANAGER TO EXECUTE THE DEED OF EASEMENT FOR INGRESS, EGRESS, REGRESS AND UTILITIES FOR LION'S CLUB PROPERTY**

WHEREAS, the Town of Carrboro is the owner of certain real property known as the Westwood Cemetery Property (Orange County Property Identification No. 9778-56-3356);

WHEREAS, the Carrboro Lion's Club is the owner of certain adjoining property (Orange County Property Identification No. 9778-56-7241), which is a "landlocked" parcel;

WHEREAS, historically, access to the Lion's Club Property has been from Fidelity Street via a gravel drive located on the Town's Westwood Cemetery Property, running generally parallel to the eastern property line of the Town's Lion's Club Property;

WHEREAS, the Lion's Club has asked the Town to formalize this easement so that the Lion's Club may be able to convey the property to a purchaser;

WHEREAS, the Town is authorized by North Carolina General Statutes Section 160A-273 to grant easements over, through, under or across any city property or right-of-way;



# TOWN OF CARRBORO

NORTH CAROLINA  
WWW.TOWNOFCARRBORO.ORG

Attachment C

December \_\_, 2016

Ms. Bonnie Hammersley  
Orange County Manager  
Post Office Box 8181  
Hillsborough, North Carolina 27278

Re: Letter of Intent – Town of Carrboro – Orange County Southern Branch Library at 203 S. Greensboro Street

Dear Bonnie:

This letter is to confirm the general intent of the Town of Carrboro (the “Town”) and Orange County (the “County”), as expressed by their respective governing boards adopted during the Spring of 2016,, to work cooperatively to investigate potential joint development scenarios, including design, construction, financing, and use of any potential building on property now owned by the Town located at 203 South Greensboro Street in Carrboro (the “Property”), as the site for the County’s Southern Branch Library.

The specific terms of development would be negotiated during this investigation process if both parties conclude that joint development of the Property is in their best interests. This letter of intent is **NOT** a binding contract, it is an expression of the Town’s and the County’s mutual interest in pursuing the potential development of the Property for uses including the County’s proposed Southern Branch Library. The Town acquired the Property in 2013. The Property is zoned appropriately for the proposed use(s).

By our respective signatures below, as authorized by the Town’s Board of Aldermen and the County’s Board of Commissioners, we commit to pursuing the possible development of the Property as generally described in this letter.

We look forward to working together for the successful project.

Very truly yours,

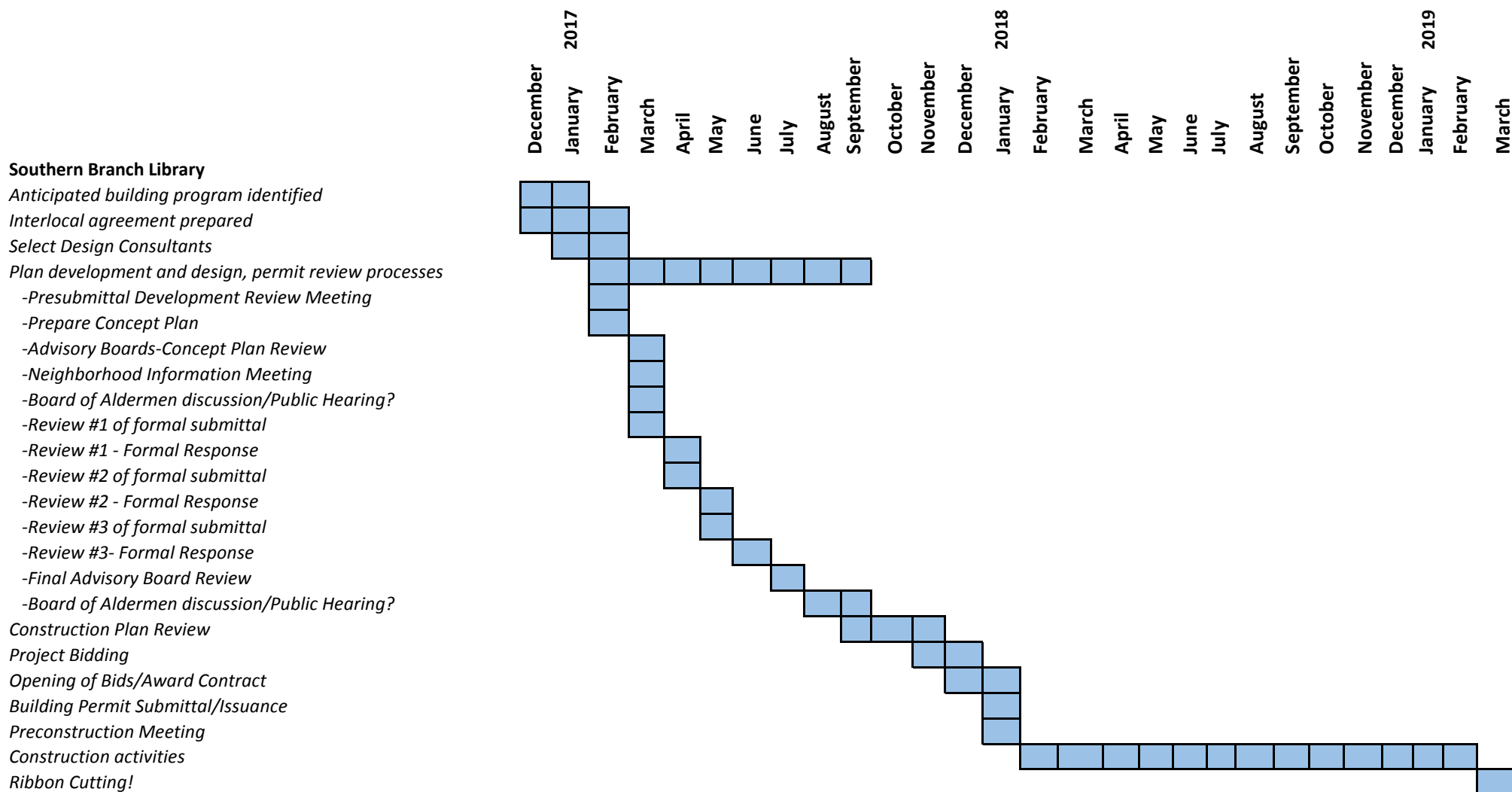
David Andrews, Town Manager  
TOWN OF CARRBORO

Dated December \_\_, 2016A:

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Bonnie Hammersley, Orange County Manager

## Southern Branch Library and Related Activities - Projected and Estimated Timelines - December 2016







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## Agenda Item Abstract

**File Number:**16-363

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### TITLE:

Request for Approval to Submit Applications for CMAQ Funding

**PURPOSE:** The purpose of this agenda item is request approval from the Board of Aldermen to submit applications for CMAQ funding and provide an update on current transportation projects.

**DEPARTMENT:** Planning

**CONTACT INFORMATION:** Bergen Watterson, 919-918-7329, [bwatterson@townofcarrboro.org](mailto:bwatterson@townofcarrboro.org); Tina Moon, 919-918-7329, [cmoon@townofcarrboro.org](mailto:cmoon@townofcarrboro.org)

**INFORMATION:** The DCHC-MPO issued a call for proposals for CMAQ funding in FY18 and FY19; applications are due on December 16<sup>th</sup>. A subcommittee of the MPO Technical Committee will select and prioritize the applications in January and send to the MPO Board for approval in February. The final applications are due to NCDOT on March 15<sup>th</sup>, 2017.

Town staff would like to submit a joint application with the Town of Chapel Hill and Orange County for a bike share program. If selected, Chapel Hill would be the official recipient of the funds and subcontract with Carrboro and Orange County. The CMAQ funds would cover 80% of the installation and first year of operations for a 100 bike program - 35 bikes in Carrboro, 50 in Chapel Hill, and 15 in Hillsborough. The anticipated total amount needed to implement the first year of the bike share is \$199,500, of which \$159,600 would be funded through CMAQ and the remainder would be split by the three jurisdictions based on the number of bikes and stations. Carrboro's share of the \$39,500 local match would be approximately \$14,000 (35%). The bike share will be a one year pilot program; staff will establish performance measures to evaluate its efficiency and effectiveness during the first year and decide whether or not to continue the program accordingly.

It is also important to note that the Chapel Hill, Carrboro and Orange County project team is currently communicating with FHWA regarding the eligibility of particular aspects of the bike share program for CMAQ funding. This information may ultimately affect whether or not the application is submitted.

Town staff would also like to submit an application for CMAQ funding for the S. Greensboro St. sidewalk. This project is currently programmed in the State Transportation Improvement Project (STIP) for FY17 with \$546,550 (including the 20% local match). Staff had originally anticipated \$558,884 in funding from the

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Orange County Bus and Rail Investment Plan (BRIP), but this funding is uncertain at this point as the BRIP is in the process of being updated. This CMAQ application for \$440,000 would require a local match of \$110,000 and provide the funding necessary to complete the project. If funding ends up being available from the BRIP then it could potentially be used to cover the local match for the CMAQ funds.

There are a number of other transportation projects that are either in progress or will be underway in the next few years. Below is a table showing the status and funding sources for each of these projects.

Project	Status	Funding	
		Federal	Local
<b>Homestead-CHHS Multiuse Path</b>	In progress	\$994,184 - STP-IS\$258,946	
<b>Rogers Road Sidewalk</b>	Design complete	\$542,600 - STP-IS\$829,058	
<b>Bike Loop Detectors</b>	Working on bid docs	\$30,000 - STP-D\$27,500	
<b>Jones Creek Greenway</b>	Working on RFQ for design	\$336,400 - CMA\$83,600	
<b>Downtown Connector</b>	Not yet started	\$128,410 - CMA\$86,844	
<b>S. Greensboro Sidewalk (programmed)</b>	Working on municipal agreement	\$437,240 - STP-IS\$109,310	
<b>S. Greensboro Sidewalk (proposed)</b>	Funding needed	\$440,000 - CMA\$110,000*	
<b>Bike Share Program (proposed)</b>	Funding needed	\$160,000 - CMA\$14,000	

\*May be eligible for BRIP funding

**FISCAL & STAFF IMPACT:** If the Board approves the submission of the CMAQ applications and they are funded, a local match of \$14,000 would be required for the bike share program, and \$110,000 for the S. Greensboro St. sidewalk.

**RECOMMENDATION:** Town staff recommends that the Board of Aldermen consider authorizing staff to proceed with and submit CMAQ applications.

A RESOLUTION TO APPROVE SUBMISSION OF CMAQ APPLICATIONS FOR A  
BIKE SHARE PROGRAM AND S. GREENSBORO SIDEWALK

WHEREAS, the DCHC-MPO issued a call for CMAQ applications that are due on December 16<sup>th</sup>, 2016; and

WHEREAS, Town staff has identified two projects that are anticipated to be eligible for CMAQ funding; and

WHEREAS, a bike share program is a key element of a Bicycle Friendly Community and would aid in the Town's quest for Gold-status; and

WHEREAS, Carrboro residents and elected officials have expressed interest in a bike share program for a number of years; and

WHEREAS, the S. Greensboro sidewalk project currently requires approximately \$550,000 in additional funding; and

WHEREAS, funding for local projects through the Orange County Bus and Rail Investment Plan is in question;

NOW, THEREFORE, BE IT RESOLVED by the Carrboro Board of Aldermen that the Board authorizes staff to proceed with and submit the CMAQ applications for the two projects listed above.

This the 13<sup>th</sup> day of December in 2016.



# Town of Carrboro

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## Agenda Item Abstract

**File Number:** 16-364

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### TITLE:

Approval of Interlocal Agreement with Orange County and the Town of Chapel Hill for Sharing Costs Related to Sewer Service and Community Development in the Rogers Road Neighborhood

**PURPOSE:** The purpose of this agenda item is to provide the Board of Aldermen an opportunity to authorize the Town Manager to execute an interlocal agreement between the Towns of Chapel Hill, Carrboro, and Orange County. The interlocal agreement establishes a responsibility for the Towns to share costs related to constructing the sewer main project in the Rogers Road neighborhood and to reimburse Orange County a portion of prior expenses used to construct the Community Center and carry out community planning activities.

**DEPARTMENT:** Planning

**CONTACT INFORMATION:** Patricia McGuire - 919-918-7327; [pmcguire@townofcarrboro.org](mailto:pmcguire@townofcarrboro.org)

**INFORMATION:** In 2013, the Board of Aldermen authorized the allocation of Town funds to cover a 14 percent share, estimated to total \$900,000, in sewer and community center construction in the Rogers Road neighborhood, per the cost breakdown included in the original solid waste agreement and renewed through the work of the Historic Rogers Road Task Force. Since then, outreach and community planning activities were identified as beneficial to the implementation of the sewer project and have added costs to the project.

Carrboro's 14-percent share of the current project estimate for work completed to date and the pending sewer construction, is \$1,020,445.

The sewer system is now designed, easement acquisition has been underway, permit applications are pending and OWASA is prepared to begin a prequalification process for prospective bidders. The parties are poised to move into the construction phase of the project; a date of June 2018 still appears possible for the start of the 12-month construction period.

Staff and attorneys with the Towns and Orange County have developed an interlocal agreement that establishes terms and termination, includes a breakdown of all project costs, and specifies responsibilities for the Towns and the County. The Town of Chapel Hill Town Council approved the agreement on Monday, December 5<sup>th</sup>. The Orange County Board of County Commissioners is scheduled to consider approval of the agreement this same night, Tuesday, December 13<sup>th</sup>. A copy of the agreement is attached (*Attachment B*).



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Orange County has budgeted for the total project cost in its Capital Investment Plan.

**FISCAL & STAFF IMPACT:** The Town's share of the current project costs is \$1,020,445. The interlocal agreement allows payment over 20 years, with financing. An annual payment of \$51,023 is specified in the agreement. Additional expenses to cover sewer availability fees and plumbing connections to make sewer available to properties in Carrboro are estimated to total approximately \$148,000.

**RECOMMENDATION:** Staff recommends that the Board of Aldermen authorize the Town Manager to sign relevant agreements on its behalf. A resolution conveying this authority has been drafted for the Board's consideration (*Attachment A*).

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO EXECUTE AN  
INTERLOCAL AGREEMENT RELATED TO ROGERS ROAD SEWER CONSTRUCTION  
AND COMMUNITY DEVELOPMENT ACTIVITIES

WHEREAS, the Board of Aldermen has long supported efforts to make improvements in the Historic Rogers Road area, evidenced by active participation in focused work groups, including the Historic Rogers Road Neighborhood Task Force; and

WHEREAS, the Board of Aldermen has previously set aside funds to contribute \$900,000 towards Rogers Road improvements; and

WHEREAS, an interlocal agreement between the Towns of Carrboro, Chapel Hill, and Orange County which establishes a 14-43-43 percent cost-sharing framework for sewer construction and reimbursement of prior expenses, has been prepared.

NOW, THEREFORE BE IT RESOLVED that the Board of Aldermen authorizes the Town Manager to sign relevant agreements on behalf of the Town.

This is the 13th day of December in the year 2016.

**NORTH CAROLINA  
ORANGE COUNTY**

**INTERLOCAL AGREEMENT BETWEEN ORANGE COUNTY AND THE TOWNS OF  
CARRBORO AND CHAPEL HILL REGARDING THE REIMBURSEMENT OF COSTS  
FOR ENGINEERING, DESIGN SERVICES, AND INSTALLATION OF SEWER,  
CONSTRUCTION OF THE COMMUNITY CENTER, AND COMMUNITY OUTREACH  
IN THE ROGERS ROAD SEWER PROJECT AREA**

THIS AGREEMENT, made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2016 between Towns of Carrboro and Chapel Hill, both North Carolina municipal corporations (hereinafter jointly as the "Towns"), and Orange County, a political subdivision of the State of North Carolina (hereinafter referred to as the "County"), for reimbursement to the County by the Towns for the County's expenditures pursuant to the County's interlocal agreement with Orange Water and Sewer Authority ("OWASA") for engineering dated June 10, 2014 and for design dated May 19, 2015, and the County's community outreach agreement with the Marian Cheek Jackson Center for Saving and Making History, a North Carolina Nonprofit Corporation (hereinafter referred to as "Jackson Center") dated June 17, 2014 and the County's Outreach Work Plan for sewer outreach and Community-First Planning dated June 27, 2015 as well as for the construction of the Rogers Road Community Center building at 101 Edgar Street. (County and Town may be referred to collectively as the "Parties".) This agreement also covers reimbursement to the County by the Towns for the County's expenditures pursuant to the County's interlocal agreement with Orange Water and Sewer Authority (OWASA) for construction of the sewer to be signed.

**WITNESSETH**

**WHEREAS**, the County and Towns are public bodies, politic and/or corporate, under the laws of the State of North Carolina and are vested with the power and authority by Article 20 of North Carolina General Statute Chapter 160A to enter into this Interlocal Agreement (hereinafter referred to as the "Agreement"); and

**WHEREAS**, representatives of the County and Towns have previously agreed in principle to jointly fund preliminary engineering, design services, and installation of sewer lines performed by OWASA for the purpose of serving the Historic Rogers Road Area and Community outreach and planning in that area with the Orange County paying forty-three percent (43%), Town of Chapel Hill paying forty-three percent (43%), and Town of Carrboro paying fourteen percent (14%) of the total cost; and

**WHEREAS**, on February 10, 2014, the Town of Chapel Hill approved a resolution authorizing the Town Manager to prepare agreements and take appropriate budget action to initiate preliminary engineering and outreach efforts for the Rogers Road sewer project; and on March 4, 2014 the Town of Carrboro approved a resolution



authorizing the Town of Carrboro to share in the costs of preliminary engineering and community outreach; and

**WHEREAS**, representatives of the County and Towns also agreed in principle that the County would work directly with OWASA (Agreement attached as Exhibit 1) and the Jackson Center (Agreement attached as Exhibit 2), and that the County would be reimbursed for the designated percentages of the engineering, design, and community outreach and planning costs; and

**WHEREAS**, the County and Towns desire to formally establish the terms of the Towns' reimbursements to the County.

**NOW, THEREFORE**, in consideration of the foregoing and based on mutual promises and obligations set forth herein, the receipt and sufficiency of which is hereby acknowledged, the County and Towns agree as follows:

## **1. TERM AND TERMINATION**

- a. This Agreement shall commence upon execution and shall continue until all reimbursements are paid in full with such payment in full occurring no later than June 30, 2036.
- b. For a period of up to 20 years (or sooner if the Town of Carrboro's payments equal 14% of the total project cost as shown in paragraph 2 below sooner), the Town of Carrboro shall provide payment to the County of \$51,023 by June 30 of each year plus any financing costs (up to 3 percent annually) incurred by the County until reimbursements are paid in full. Total payments shall equal 14 percent of the current total project estimate as shown in paragraph 2 below, or \$1,020,445, whichever is less, plus financing costs incurred by the County unless amended by both parties.
- c. The Town of Chapel Hill shall provide payment to the County of a minimum of \$156,712 by June 30 of each year plus any financing costs incurred by the County until reimbursements are paid in full. Total payments shall equal 43 per cent of the current total project estimate or \$3,134,223, whichever is less, plus any financing costs incurred by the County unless amended by both parties. All payments, designated as community development funding, provided by the Town shall be for cost incurred exclusively within the Town's corporate limits or within the Town's Extraterritorial Jurisdiction (ETJ).
- d. This Agreement may be renewed or amended upon written agreement of the Parties.

## **2. TOTAL COSTS**

Project	Entity	Carrboro Cost (based on 14% of system costs)	Chapel Hill Cost (based on 43% of system costs)	Project Total Cost
<b>Project 2A</b>				
Community Center (Design/Construction/ Oversight)	Perkins + Will Architects Riggs- Harrod Builders	\$91,000	\$279,500	\$650,000
<b>Project 2B</b>				
Sewer Preliminary Engineering Phase 1	URS (AECOM)	\$18,200	\$55,900	\$130,000
RENA Community Outreach	Marian Cheek Jackson Center (MCJC)	\$7,000	\$21,500	\$50,000
Sewer System Engineering Design Phase 2	AECOM	\$68,439	\$210,206	\$488,850
RENA Sewer Implementation Outreach	MCJC	\$5,894	\$18,103	\$42,100
RENA Community First Planning	MCJC	\$6,692	\$20,554	\$47,800
<b>SUBTOTAL</b>		<b>\$197,225</b>	<b>\$605,763</b>	<b>\$1,408,750</b>
<b>Project 3 (costs are preliminary/estimated)</b>				
Easement Acquisitions	Estimated Acquisition Costs	\$29,680	\$91,160	\$212,000
Sewer Construction	Estimated Construction Costs	\$661,517	\$2,031,802	\$4,725,121
Construction Administration, Inspection, and Bidding Assistance	Estimated Construction Costs	\$66,152	\$203,181	\$472,513
Permit Fees	Estimated Permit Fees	\$7,972	\$24,484	\$56,940
OWASA Project Management Expenses	Estimated Costs	\$5,600	\$17,200	\$40,000
Construction changes for Duke Substation	Estimated Construction Costs	\$30,800	\$94,600	\$220,000
Alternate Rogers Rd	Estimated Construction Costs	\$8,400	\$25,800	\$60,000
Alternative Purefoy Rd	Estimated Construction Costs	\$1,540	\$4,730	\$11,000
Alternative Sandberg Lane	Estimated Construction Costs	\$5,600	\$17,200	\$40,000
Remaining Contingency	Estimated Construction Costs	\$5,959	\$18,303	\$42,566
<b>SUBTOTAL</b>		<b>\$823,220</b>	<b>\$2,528,460</b>	<b>\$5,880,140</b>
<b>TOTAL</b>		<b>\$1,020,445</b>	<b>\$3,134,223</b>	<b>\$7,288,890</b>



### **3. RESPONSIBILITIES OF TOWNS**

- a. As provided in Section 1b. above, the Town of Carrboro is responsible for fourteen percent (14%) of the total project cost or \$1,020,445, whichever is less, plus any financing costs incurred by the County unless mutually agreed by both the Town and the County. The Town of Carrboro shall, within thirty (30) days of receipt of a County generated invoice, pay to County the Town's respective annual percentage of the total principal and interest associated with the project.
- b. The Town of Chapel Hill is responsible for forty-three percent (43%) of the total cost reflected in Section 2 or \$3,134,223, whichever is less, plus any financing costs incurred by the County unless agreed mutually by both the Town and the County. The Town of Chapel Hill shall, upon receipt of a County generated invoice, pay to the County the Town's respective annual percentage of the total principal and interest costs associated with the project.
- c. The Town of Chapel Hill's funding contribution is for the benefit of low and moderate income residents, as defined by US Housing and Urban Development (HUD), residing within the Town's Extraterritorial Jurisdiction (ETJ).
- d. The Towns shall pay its full or agreed upon annual obligation as set out in this Section 3 within thirty (30) days of receipt of the County's invoice.

### **4. RESPONSIBILITIES OF COUNTY**

- a. The County shall work directly with OWASA to secure engineering and design services, and construction the Jackson Center to secure community outreach and planning services.
- b. The County is responsible for forty-three percent (43%) of the total cost reflected in Section 2 above.
- c. The County shall invoice the Towns for the specified reimbursement amounts and/or percentages as shown in Section 3. This invoice will be in the form of a single invoice upon the conclusion of the services contemplated in Section 1 and Section 2 and said invoice shall be accompanied by a written statement indicating those services have concluded.

### **5. ENTIRE AGREEMENT**

This agreement constitutes the entire Agreement of the Parties hereto and is effective the date first above recorded.

[Signature Page to Follow]

In witness whereof, the Parties, by and through their authorized agents, have hereunder set their hands and seals as of the day and year first above written.

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

\_\_\_\_\_  
Manager, Orange County

ATTEST

By: \_\_\_\_\_  
Clerk

\_\_\_\_\_  
Finance Director, Orange County

[SEAL]

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

\_\_\_\_\_  
Manager, Town of Carrboro

ATTEST

By: \_\_\_\_\_  
Clerk

\_\_\_\_\_  
Finance Director, Town of Carrboro

[SEAL]

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

\_\_\_\_\_  
Manager, Town of Chapel Hill

ATTEST

By: \_\_\_\_\_  
Clerk

\_\_\_\_\_  
Finance Director, Town of Chapel Hill

[SEAL]