

STATE OF NORTH CAROLINA

COUNTY OF LEE

INTERLOCAL AGREEMENT
WITH CHATHAM COUNTY

THIS AGREEMENT, made and entered into this 20th day of October, 2016, by and between the City of Sanford, a North Carolina Municipal Corporation, (hereinafter referred to as "City") and the County of Chatham, one of the one hundred counties of the State of North Carolina and a body both politic and corporate, (hereinafter referred to as "County").

WITNESSETH:

WHEREAS, the Moncure Megasite is located in Chatham County and the City of Sanford owns and operates a wastewater collection and treatment system with a capacity currently capable of treating wastewater from the Moncure Megasite and other portions of Chatham County; and

WHEREAS, the City of Sanford believes the development of the Megasite in this location will provide significant positive economic impacts for the region; and

WHEREAS, The Golden L.E.A.F. Inc., will make grants to fund construction or improvement of public infrastructure that serves publicly-owned or publicly-controlled industrial sites that have the potential to attract employers that can create a large number of jobs and have a significant positive effect on the local, regional, and state economy; and

WHEREAS, The Golden L.E.A.F. Inc., has funds available for a Major Site Development Initiative (MSDI) to reduce the time that it would take for employers to complete site development and begin operations on large sites that must be served by public infrastructure, such as water and wastewater; and

WHEREAS, The Golden L.E.A.F. Inc., has invited the City of Sanford to submit an application for wastewater improvements; and,

WHEREAS, the City of Sanford and the County of Chatham have agreed to cooperate on acquiring a grant from The Golden L.E.A.F. Inc.; and

WHEREAS, North Carolina General Statute §160A-461 authorizes units of local governments to enter into agreements with each other in order to execute undertakings.

NOW, THEREFORE, in consideration of the premises, the mutual promises herein contained, and the sum of ten dollars, in hand paid, the receipt of which is hereby acknowledged, the parties hereto have mutually agreed as follows:

1. The City of Sanford and Chatham County agree to cooperate and participate in activities necessary to provide infrastructure to facilitate the development of the Moncure Megasite, as a significant industrial site, creating jobs for the region.

2. Provided adequate funding can be obtained, the City of Sanford agrees to design, contract, construct, own, operate and maintain the proposed wastewater infrastructure to provide wastewater collection and treatment for the site.
3. Chatham County agrees that the City of Sanford shall have the right to use all means available, including, without limitation, the right to exercise the power of eminent domain, for acquisition of adequate interests in land necessary for the installation, operation and maintenance of wastewater infrastructure within Chatham County to serve the Moncure Megasite.
4. The City of Sanford agrees to use all means available for acquisition of adequate interests in land necessary for the installation, operation and maintenance of wastewater infrastructure within Lee County.
5. Chatham County agrees to support and cooperate with the City of Sanford to facilitate timely development of the Moncure Megasite.
6. The provisions of this Agreement are contingent upon the successful award of the grant described above in an amount, and subject to conditions, determined to be acceptable to each party in its sole discretion.

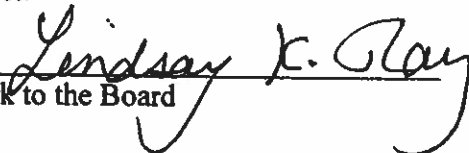
IN WITNESS WHEREOF, the City of Sanford and the County of Chatham have caused this instrument to be duly executed, attested by its respective clerk, and its seal affixed all by authority of its respective governing bodies, first duly given, the day and year first above written.

County of Chatham



Renee F. Paschal, County Manager

Attest:



Clerk to the Board

City of Sanford



T. Chet Mann, Mayor

Attest:



Bonnie Davis, City Clerk

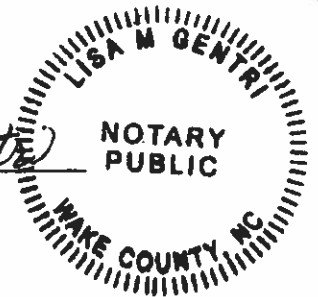
STATE OF NORTH CAROLINA

COUNTY OF CHATHAM

I, Lisa M. Gentri, Notary Public of said County and State aforesaid, certify that Lisa Gentri, personally came before me this day and acknowledged that she is the duly appointed or designated Clerk to the Board of Commissioners of said County, and that by authority duly given and as the act of Chatham County Board of Commissioners, the foregoing instrument was signed in its name by its County Manager, Renee F. Paschal, sealed with its corporate seal and attested by her as its Clerk.

Witness my hand and stamp and seal, this 20 day of OCT 2016.

Lisa M. Gentri
Notary Public



My Commission expires: 5-4-2018

STATE OF NORTH CAROLINA

COUNTY OF LEE

I, Vicki Cannady, a Notary Public of the county and state aforesaid, certify that Bonnie Davis personally appeared before me this day and stated that she is the City Clerk of the City of Sanford, and by authority duly given and as the act of the municipal corporation, the foregoing instrument was signed in its name by its Mayor, sealed with its corporate seal, and attested by her as its City Clerk.

Witness my hand and notarial seal, this the 20th day of October 2016.

Vicki R. Cannady
Notary Public

My Commission expires: 6/26/2020

