

**RESOLUTION RE: RE-AUTHORIZING THE SOFT COST
GRANT PROGRAM AND PROVIDING ADDITIONAL
FUNDING**

WHEREAS, the West Virginia Infrastructure and Jobs Development Council (the “Council”) on May 6, 2009 established a Soft Cost Grant Pilot Program (the “Program”) to assist West Virginia governmental agencies which from time to time receive grant and/or other funding assistance from federal and other sources for the construction of water and wastewater projects (“Projects”) for the purpose of providing the de minimis contributions to pay the legal, accounting, real estate acquisition, and other non-construction/non-engineering costs (“Soft Costs”) associated with the Projects;

WHEREAS, on August 5, 2009, Council supplemented the Program to include American Recovery and Reinvestment Act of 2009 projects;

WHEREAS, by resolution adopted on May 4, 2011, the Council extended the Program until May 4, 2013;

WHEREAS, utilizing the Program, the Council has provided nineteen (19) Soft Costs grants totaling \$1,604,768.13;

WHEREAS, the Program expired on May 4, 2013;

WHEREAS, the Council desires to continue the Program and thereby expediting the construction of Projects;

WHEREAS, the Council desires to direct the West Virginia Water Development Authority (“WDA”) to set aside Three Hundred Forty Nine Thousand Sixty-Six Dollars and Seventy-Three Cents (\$349,066.73 for a total of \$750,000 with existing balance) from the Infrastructure Fund to continue the Program;

WHEREAS, the Council desires to clarify the types of transactions where Soft Cost Grants are appropriate to include loan/bond funded projects where no other source of funds is available or eligible to pay Soft Costs;

WHEREAS, except as noted above, the Council desires to continue to use the guidelines established for the Program; and

WHEREAS, the Council finds that the Program is in the best interests of the State and its citizens by expediting Projects and providing new and improved water and waste water services in the State;

NOW, THEREFORE, be it resolved by the Board of the West Virginia Infrastructure and Jobs Development Council as follows:

1) The Program is hereby continued and reestablished within the Infrastructure Fund and the WDA is hereby directed to credit and set aside Three Hundred Forty Nine Thousand Sixty-Six Dollars and Seventy-Three Cents (\$349,066.73 for a total of \$750,000 with existing balance) in the Infrastructure Fund to the Program.

2) The Council will consider making grants through the Program utilizing the following guidelines:

A) The Program is available only to government agencies which have received written commitments for grants, Water Pollution Control Revolving Fund Loan Program funds (CWSRF), Drinking Water Treatment Revolving Loan Program funds (DWTRF), or other non-repayment funding awards for Projects.

B) Soft Costs are limited to legal, accounting, real estate and non-construction/non-engineering costs necessary for the completion of the Project and not eligible for payment by the other funding sources.

C) The governmental agency must submit a Program Application to the Council using the form provided by the Executive Director.

D) The governmental agency must certify that no other funds are available to pay the Soft Costs.

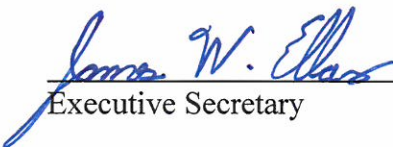
E) No grant from the Program shall exceed \$125,000.

F) The WDA shall enter into a grant agreement with the governmental agency only after the Council has approved a specific sum to be granted under the Program.

3) The Program shall expire twenty-four (24) months from the date of adoption hereof.

4) This Resolution shall be effective immediately upon adoption.

Adopted this 5th day of June, 2013.



Executive Secretary