



LINCOLN COUNTY
MONTANA

Resolution 2022-21

A RESOLUTION REQUESTING AUTHORITY FOR DISTRIBUTION OF COUNTY
MINIMUM ALLOCATION GRANTS
FOR WATER AND SEWER INFRASTRUCTURE PROJECTS

THE BOARD OF COUNTY COMMISSIONERS FOR LINCOLN COUNTY,
MONTANA FINDS:

WHEREAS, Section 4 of Chapter 401 of the Montana Session Laws of 2021 through House Bill 632 Section 4 allocated the amount of \$150 million of the coronavirus state fiscal recovery funds to be used to provide minimum allocation grants for water and sewer infrastructure projects eligible for funding under the American Rescue Plan;

WHEREAS, the amount a local government is eligible to receive in water and sewer infrastructure grants under this section is in the same proportion and using the same ratios provided for in 15-70-101 (2)(b), (2)(c), and (3) giving County a minimum allocation of \$180,000;

WHEREAS, HB 632 Section 4 requires that a local government, submit an application for a qualifying water or sewer infrastructure project that complies with the uses authorized for the coronavirus state and fiscal funds and pledge matching funds;

WHEREAS, Montana's counties do not generally own or operate water and sewer infrastructure;

WHEREAS, grant funds must be applied for by November 1, 2022 and awarded or in a pending status by January 1, 2023;

WHEREAS, because counties generally do not own water and sewer infrastructure, HB 632 Section 4 allocated grant funds for qualifying water or sewer infrastructure projects within the counties for which it was allocated, but that any local government eligible to receive minimum allocation funds under HB 632 Section 4 could apply for and pledge matching funds for the county's proportion;

WHEREAS, City of Troy is a local government as defined in HB 632 Section 4 and has committed to request the funds by November 1, 2022, if the county's allocation made eligible to them and the county has determined this to be a priority use of the allocated funds.

302357 BOOK: PF PERM/FILES PAGE: 14900 Pages: 3
STATE OF MONTANA LINCOLN COUNTY
RECORDED: 08/24/2022 11:45 KOI: RESOLUTION
ROBIN A. BENSON CLERK AND RECORDER
FEE: \$0.00 BY: *Michelle Byrd Deputy*
FOR: LINCOLN COUNTY BOARD OF COMMISSIONERS 512 CALIFORNIA AVE,



THE BOARD RESOLVES:

1. County has determined that the proposed Project is eligible as a minimum allocation project and is a high priority within the county and;
2. By this resolution, Lincoln County requests the Department of Natural Resources and Conservation allow, through its developed application and distribution processes, City of Troy \$180,000 of its share of the allocated Minimum Allocation funds for the installation of 1,036 ft. of 10 PVC water main. Also installed with this project will be 1 fire hydrant and 4 new service connections.

THE BOARD FURTHER RESOLVES:

1. If a provision of this resolution conflicts with a provision of a previously adopted resolution, this resolution will prevail.
2. This resolution and its various sections, clauses and paragraphs are severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or invalid, the remainder of the resolution will not be affected.
3. This resolution will be effective immediately upon adoption, in accordance with § 7-5-123, MCA.
4. This Board directs that this resolution be entered into the minutes and signed by the Chair of the Board in accordance with § 7-5-121, MCA.

END OF RESOLUTION



LINCOLN COUNTY
MONTANA

Approved as to Form:

Marcia Boris
Marcia Boris, County Attorney

Date presented to the Board 8/24/2022 Approved Disapproved () Amended ()

Adopted this 24th day of August 2022.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Jerry Bennett
Jerry Bennett, Chair

Josh Letcher
Josh Letcher, Commissioner

Brent Teske
Brent Teske, Commissioner

ATTEST:

Robin A. Benson
Robin Benson, Clerk of the Board