

**AGREEMENT BETWEEN
LUMBER RIVER WORKFORCE DEVELOPMENT CONSORTIUM
LUMBER RIVER WORKFORCE DEVELOPMENT BOARD**

AGREEMENT

This Agreement made on the 20th of May, 2010 by and between the Lumber River Workforce Development Consortium's Chief Elected Official, who is the authorized representative of the units of general local government within the Lumber River Workforce Development Consortium Local Area; and the Lumber River Workforce Investment Area and the Lumber River Workforce Development Board, (hereinafter referred to as LRWDB).

WHEREAS, the United States Congress has established the Workforce Investment Act (WIA) and charged the State of North Carolina with the establishment of local Workforce Investment Areas; and

WHEREAS, the United States has authorized Workforce Investment Areas established pursuant to WIA; and to receive Welfare-to-Work (WtW) Grant funds under Title IV, Part A of the Social Security Act, as amended; and

WHEREAS, Lumber River Workforce Development Consortium has been designated as the local Workforce Investment Area for the units of general local government within the confines of its four county boundaries [Bladen, Hoke, Robeson and Scotland Counties] (hereinafter called the Lumber River Workforce Investment Area); and

WHEREAS, WIA and the Welfare-to-Work Grant program establish the Workforce Development Board and the Chief Elected Official as local partners in the implementation of WIA and WtW; and

WHEREAS, WIA requires the Workforce Development Board and the Chief Elected Official to define the scope of their partnership by means of an Agreement; and

WHEREAS, the Lumber River WDB has resolved to permit the Chairman to execute this agreement.

NOW, THEREFORE, IT IS MUTUALLY AGREED by the Chief Elected Official, who is the authorized representative of the units of local government within the Consortium, and the Lumber River Workforce Development Board that the following apply:

I. Procedure for the Development of a Workforce Development Plan and a Welfare-to-Work Plan

- A. The Lumber River Council of Governments' (hereinafter referred to as the LRCOG) Workforce Development Division, as administrative staff to the Lumber River Workforce Development Board, shall be engaged to develop a Workforce Development Plan pursuant to Section 118 and other pertinent provisions of the WIA and North Carolina employment and Training Grant Program (NCETGP) under an agreement which shall set for the manner in which provisions of the WIA and NCETGP are to be administered within the Lumber River Workforce Investment Area; and a Welfare-to-Work Plan pursuant to Title IV, Part A of the Social Security Act, as amended, both of which must be approved by the Lumber River Workforce Development Board and the Chief Elected Official prior to their submission to the Governor as described in the Acts, respectively.
- B. The procedure for development of the Workforce Development Plan and the Welfare-to-Work Plan is as follows:

With guidance from the Lumber River Workforce Development Board and the Chief Elected Official, the WDB staff will develop the Consortium's Workforce

Development and Welfare-to-Work Plans in accordance with their authorizing Acts and regulations promulgated thereunder, and the undersigned parties (the WDB and the Chief Elected Official) will jointly review said plans and shall comply with the publication and notice provisions of Section 118 of the WIA. After the publication and notice provisions of Section 118 have been exhausted, the undersigned shall formally adopt and approve a Workforce Development Plan and Welfare-to-Work Plan and will jointly submit them for approval to the Governor of North Carolina as described in the Acts.

II. Selection of Grant Recipient/Fiscal Agent

The Lumber River Council of Governments shall be the Welfare-to-Work Grant Recipient consistent with the authority given the Workforce Development Board and the Chief Elected Official by Section 403 (a)(5)(A)(vii)(I) of the Welfare-to-Work Grant provisions at Title IV, part A of the Social Security Act, as amended and grant recipient for the North Carolina Employment and Training Grant.

The Lumber River Council of Governments shall be the WIA Fiscal Agent pursuant to Section 117(d)(3)(i) (II and III) of the Workforce Investment Act.

III. Selection of the Administrative Entity

The Lumber River Council of Governments' (LRCOG) Workforce Development section shall be the entity to administer the Workforce Development Plan pursuant to Section 118 of the Workforce Investment Act, the Welfare-to-Work Plan pursuant to Section 403(a)(5)(A)(vi)(I) of the Welfare-to-Work Grant provisions at Title IV, Part A of the Social Security Act, as amended and NC Employment and Training Grant Program.

IV. Responsibilities of the Grant Recipient/Fiscal Agent/Administrative Entity

In accordance with Sections 117 and 118 of the Workforce Investment Act, the Lumber River Council of Governments, as grant recipient and as the administrative entity and administrator of the Workforce Development, NC Employment and Training Grant and Welfare-to-Work Plans shall be responsible for:

1. The award of contracts and the disbursement of funds;
2. The eligibility of those enrolled in its programs;
3. Taking action against its subcontractors, subgrantees and other recipients to eliminate abuses in the programs they operate;
4. Prevent any misuse of funds by recipients or subrecipients;
5. Implementing the provisions of the Workforce Investment Act, implementing the provisions of the Welfare-to-Work Grant authorized at Title IV, Part A of the Social Security Act, as amended; implementing the provisions of the North Carolina Employment and Training Grant Program authorized at G.S. 143-B-438.6; implementing the provisions of pertinent federal regulations and state administrative issuances promulgated by the Governor's Office, which are applicable to the implementation and administration of the Lumber River Workforce Investment Area Workforce Development Plan, North Carolina Department of Commerce, Division of Workforce Development Grant Plan and Welfare-to-Work Plan.
6. Oversee the development, structure, design and implementation of the One-Stop system (known as **JobLink** Career Centers in North Carolina) in the Lumber River Workforce Investment Area. This includes monitoring, oversight and performance evaluation of each JobLink Career Center.

V. Appointment of Personnel

The Lumber River COG shall provide staff for the administration of the Consortium's Workforce Development Plan, NC Employment and Training Grant Plan and Welfare-to-Work Plan.

VI. **Oversight**

The Lumber River Workforce Development Board shall be responsible for exercising independent oversight of activities under the local Workforce Development Plan and the local Welfare-to-Work Plan in partnership with the units of local government (the Lumber River Workforce Development Consortium) in the Workforce Investment Act. Such oversight shall be in accordance with procedures established by the Lumber River WDB By-laws and Articles of Association and Agreement for the Lumber River Workforce Development Consortium.

VII. **Notice**

The Lumber River Workforce Development Administrator is hereby designated to receive all notices of matters, as well as service of process, concerning the Lumber River Workforce Development Consortium and the administration of WIA, NCETGP and Welfare-to-Work Grant activities and all other relevant workforce development activities/ programs.

VIII. **Length of Existence**

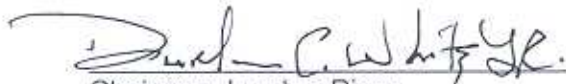
The Lumber River Workforce Development Consortium shall remain in existence for the purpose of completing its affairs until all obligations arising out of the receipt of grant funds by the Consortium have been finally accepted by the United States Department of Labor (USDOL) and the North Carolina Department of Commerce Division of Workforce Development.

IX. **Terms of Agreement**

This agreement, as modified the day and year last written, shall be in effect until modified or terminated by agreement of the parties. The North Carolina Department of Commerce's Division of Workforce Development shall be notified immediately if this agreement is modified or terminated.

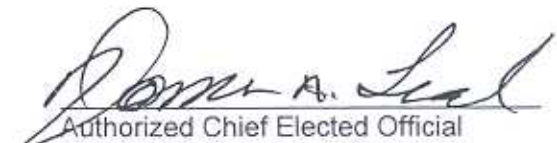
This is the 20th day of May 2010.

APPROVED:


Chairman, Lumber River
Workforce Development Board

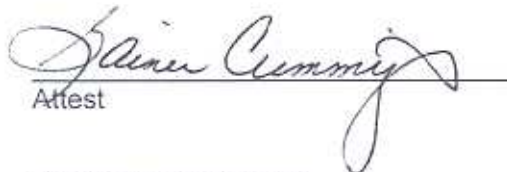
Durham C. White, Jr.

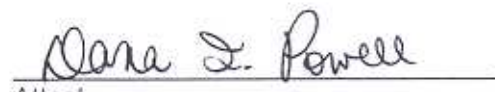
Typed Name


Authorized Chief Elected Official
Lumber River Workforce
Development Consortium

James A. Leach

Typed Name


Attest


Attest

LUMBER RIVER Local Area / WIA Chief Elected Official	BLADEN Consortium Board Member "Chief Elected Official"	HOKE Consortium Board Member "Chief Elected Official"	ROBESON Consortium Board Member "Chief Elected Official"	SCOTLAND Consortium Board Member "Chief Elected Official"
Mr. James Leach 102 Pine Cone Avenue Raeford, NC 28376 910/875-8925 (H) 910/904-0321 (W) 910/728-3333 (cell)	Mr. Billy Ray Pait 1682 Center Road Bladenboro, NC 28320 910/862-4266 (H) 910/862-2872 (W) brpir@juno.com	Mr. James Leach 102 Pine Cone Avenue Raeford, NC 28376 910/875-8925 (H) 910/904-0321 (W) 910/728-3333 (cell)	Mr. Raymond Cummings** 2460 Whistling Rufus Road Pembroke, NC 28372 910/521-4934 (H) 910/739-4743 - 671-6087(W) 910/827-4479 (cell) cummingsr.psrc@roberson.k12.nc.us	John Alford 16300 Hillcrest Avenue Laurinburg, NC 28352 910/277-1525 (H) 910/2722411 (Fax) jalford@scotlandcountyn.org

** Raymond Cummings was selected as the Consortium Board Representative on the Lumber River Workforce Development Board