

**AGREEMENT BETWEEN
THE CONSORTIUM OF CHIEF LOCAL ELECTED OFFICIALS OF
BEAUFORT, COLLETON, HAMPTON AND JASPER COUNTIES
AND
THE LOWCOUNTRY WORKFORCE BOARD
AND
THE LOWCOUNTRY COUNCIL OF GOVERNMENTS**

The Lowcountry Workforce Area (LWA) is comprised of the South Carolina counties of Beaufort, Colleton, Hampton, and Jasper. This Agreement is entered into by and between the Lowcountry Council of Governments (LCOG), the Lowcountry Workforce Board (LWB), and the Counties of Beaufort, Colleton, Hampton, and Jasper (Consortium) by and through, and duly adopted and authorized by the governing bodies of said counties in order to (1) determine the distribution of fiscal liability among the CEOs; (2) designate an entity to serve as the local grant recipient and fiscal agent for the area; (3) delineate the relationship among the CEOs for the purpose of implementing the provisions of WIOA; and (4) address the appointment of individuals to the local workforce board.

The Chief Elected Officials of the Consortium of Counties Functions:

- (1) **Fiscal Liability:** CEOs serve as the local grant recipient for, and shall be liable for any misuse of, the grant funds allocated to the local area. Fiscal liability shall be based on the proportionate share of the county distribution of funds for the program year.
- (2) **Local Grant Recipient/Fiscal Agent:** In order to assist in administration of the grant funds, the CEOs designate Lowcountry Council of Governments (LCOG) to serve as the local grant sub recipient/local fiscal agent and Administrative Entity for all WIOA funds allocated to the local area. The LCOG Board shall approve the budget developed by the LWB, consistent with the local plan and the duties of the local board under WIOA. All WIOA financial records and reports of expenditures will be maintained at and generated by LCOG on behalf of the Consortium of Counties. LCOG will disburse the funds in accordance with provisions of WIOA, grant provisions, and the applicable uniform administrative requirements cost principles as promulgated in circulars or rules of the Office of Management and Budget.
- (3) **Chief Elected Officials (CEOs):** The Chairman of the Consortium of Counties shall manage the day-to-day affairs and is authorized to act as signatory official in regard to documents related to the WIOA. The Chairman/Signatory Official shall be a Chairman of County Council, and shall rotate every two (2) years to coincide with the local area designation cycle. Rotation Schedule: (1) Beaufort County, (2) Colleton County, (3) Hampton County, (4) Jasper County.
- (4) **Appointment of board members:** The LWB will be comprised in accordance with WIOA Section 107 and with the criteria established by the Governor in partnership with the State board. See State Instruction Number 14-03 attached hereto and incorporated herein. In keeping with the regional emphasis in WIOA, each county will have 5 WIOA board representatives.

LWB and CEO Joint Functions (“in partnership”, “in collaboration”):

- (1) Develop and submit the WIOA required local and regional plans, including modifications to the Governor.**
- (2) Conduct oversight for local youth workforce activities, local adult and dislocated worker employment and training activities, and the one-stop delivery system in the local area; and ensure the appropriate use and management of the funds provided for workforce development activities, ensure the appropriate use, management, and investment of funds to maximize performance outcomes.**
- (3) Negotiate and reach agreement with the Governor on local performance accountability measures described in WIOA.**
- (4) Consistent with WIOA, designate or certify one-stop operators, and may terminate for cause the eligibility of such operators.**

LWB Functions:

- (1) Conduct workforce research and regional labor market analysis to assist in the local plan development and implementation.**
- (2) Convene local workforce development system stakeholders.**
- (3) Engage a diverse range of employers in the region**
- (4) Develop and implement career pathways, with representatives of secondary and postsecondary education programs.**
- (5) Identify and promote proven and promising strategies and initiatives for meeting the needs customers (employers, workers and jobseekers).**
- (6) Develop strategies for using technology to maximize the accessibility and effectiveness of the local workforce development system for customers.**
- (7) Identify strategies for better meeting the needs of individuals with barriers to employment**
- (8) Select operators and providers of youth workforce activities, eligible providers of training services and eligible providers of WIOA career services.**
- (9) Coordinate activities with education and training providers in the local area.**
- (10) Annually assess the physical and programmatic accessibility of all one stop centers in the local area.**

LCOG Administrative Entity Functions:

- (1) Administer WIOA funds on behalf of the Lowcountry Workforce Area and disburse such funds at the direction of the Lowcountry Workforce Board.**
- (2) Generate and maintain all WIOA financial records and reports of expenditures on behalf of the Consortium of Counties. LCOG will disburse the funds in accordance with provisions of WIOA, grant provisions, and the applicable uniform administrative requirements cost principles as promulgated in circulars or rules of the Office of Management and Budget.**
- (3) Contract for or directly provide services and staff necessary to implement and meet the goals and objectives of WIOA consistent with the local and region plans.**
- (4) Monitor and evaluate performance.**
- (5) Assume primary bonded liability and insure fiscal accountability for all WIA funds through agency-approved accounting system and service provider bonding program.**
- (6) Generate financial and performance reports as required by the WIB, chief elected officials and the Governor.**

Identification Signatory Officials

The Executive Director of the Lowcountry Council of Governments shall serve as signatory official for the Administrative Entity.

The Chairman of the Workforce Board shall serve as signatory official for the Workforce Board.

The Chairman of the Consortium of Counties shall serve as signatory official for the Chief Elected Officials.

The parties acknowledge this is the only agreement between them relative to the matters set forth herein and in any attached exhibits.

The terms of this agreement will take effect upon the full execution date of this document, and will continue in effect until such time as any party will modify, extend, or terminate this Agreement in writing as follows:

- Modification, Renewal or Extension of this Agreement may be made by the written mutual consent of the parties hereto, including email. Oral modifications shall have no effect.
- If any provision of the Agreement is held invalid, the remainder of the Agreement shall not be affected thereby.
- Any party may terminate this Agreement upon forty-five (45) days written notice to the all remaining parties and to the Governor.



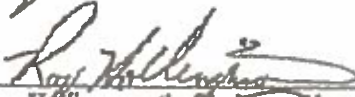
D. Paul Sommerville, Chairman Beaufort County Council

4/19/2018
Date



Joseph F. Flowers, Chairman Colleton County Council

5-2-18
Date



Roy Hollingsworth, Chairman Hampton County Council

4-27-2018
Date



Thomas H. Johnson, Chairman Jasper County Council

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Date



Steve Palmer, Chairman Lowcountry Workforce Board

5-3-18
Date



Sabrina P. Graham
Executive Director, Lowcountry Council of Governments

5/2/18
Date