

**Meeting Minutes
February 4, 2026**

**MINUTES OF MECKLENBURG COUNTY, NORTH CAROLINA
BOARD OF COUNTY COMMISSIONERS**

The Board of Commissioners of Mecklenburg County, North Carolina, met in Informal Session in the Meeting Chamber Conference Room CH-14 of the Charlotte-Mecklenburg Government Center located at 600 East Fourth Street, Charlotte, North Carolina at 3:07 p.m. and in Formal Session in the Meeting Chamber of the Charlotte-Mecklenburg Government Center at 5:37 p.m. on Wednesday, February 4, 2026.

ATTENDANCE

Present: Chair Mark Jerrell, Vice-Chair Leigh Altman
and Commissioners Arthur Griffin,
Vilma D. Leake, Elaine Powell,
Yvette Townsend-Ingram
Susan Rodriguez-McDowell, and George Dunlap
County Manager Michael Bryant
County Attorney Tyrone C. Wade
Clerk to the Board Kristine M. Smith
Deputy Clerk to the Board Arlissa Eason

Absent: Commissioner Laura J. Meier

-INFORMAL SESSION-

CALL TO ORDER

The meeting was called to order by Chair Jerrell, after which the matters below were addressed.

STAFF BRIEFINGS - None

26-0035 CLOSED SESSION

Meeting Minutes February 4, 2026

Motion was made by Commissioner Leake, seconded by Commissioner Meier, and unanimously carried, to go into Closed Session for the following purpose(s): Discuss Land Acquisition, Consult with Attorney, Discuss Business Location and *Expansion*, and Discuss Personnel Matter.

Motion was made by Commissioner Meier, seconded by Commissioner Leake, and unanimously carried, to go into Open Session.

The Board went into Closed Session at 3:07 p.m. and came back into Open Session at 4:19 p.m.

During Open Session the Board discussed the following before proceeding into the meeting chamber.

County Manager Bryant provided the following update pertaining to Carolina Farm Trust, the recusal request of the Internal Auditor, and the hiring of an external auditor:

Timeline:

- Shortly after the December 2nd meeting with Zach Wyatt, he asked Dr. Campbell to reach out to the internal audit director to request he conduct an audit on Carolina Farm Trust.
- The auditor advised Dr. Campbell, Health and Human Services Interim Director Dr. Raynard Washington, Deputy County Manager Michelle Attreed, and several other employees stating that he could not conduct the audit and had to recuse himself because of his relationship with former County Manager Diorio with no further explanation. This request was concerning without explanation.
- County Attorney Wade said it was an odd statement without any other explanation.

December 4th, 2025

- Mr. Wyatt informed County Manager Bryant that he reached out to the Congresswoman Representative Alma Adam's office and was told the representatives were working on a funding package that included the grant.
- Mr. Wyatt requested a liaison from Mecklenburg County to assist with completing the HUD paperwork and he would utilize the Carolina Farm Trust line of credit to bridge the time it would take to get the contracts in place to receive the grant from the federal government, if rewarded.
- County staff were willing to assist with role of liaison, but they learned it required the County to agree to be a grantee and serve as a passthrough for funds and be responsible

Meeting Minutes February 4, 2026

for monitoring and reporting performance and the County wasn't willing to have the County take on any more general or financial responsibility with Carolina Farm Trust.

December 16, 2025

- County Manager Bryant scheduled a meeting with the intent to seek clarity, and the internal auditor limited his explanation to his relationship with the former County Manager. County Manager Bryant asked what part of the relationship would cause a conflict but did not get any further explanation.
- The internal auditor then said he was willing to conduct the audit and noted that he spoke to his staff of auditors that morning to begin preparing for it. This was even more concerning because he never gave any explanation of the initial need to recuse himself and the rationale for changing his position.

December 17, 2025

- County Manager Bryant scheduled a meeting with HR for consultation and provided them with an overview of the situation including the internal auditor's explanation. The HR team found it concerning and decided to conduct an investigation.

December 19th, 2025

- A letter was sent to Congresswoman Adams that outlined the County concerns with Carolina Farm Trust, primarily centered on financial operations, ability to perform original scope of work supported by County funding, and whether Carolina Farm Trust had the ability to successfully deliver future outcomes.

January 9th, 2026

- County Manager Bryant and members of the executive team received a detailed letter outlining the internal auditors' reasoning to recuse himself.

January 15th, 2026

- A meeting was scheduled with Chair Jerrell, County Attorney Wade, two Deputy County Managers, Vice Chair Altman, and Commissioner Meier.
- After the meeting, Chair Jerrell made it clear that he told the internal auditor that, since he requested to recuse himself, he should not engage Board members. February 3rd, 2026
- County Manager Bryant, Deputy County Manager Dr. Kimm Campbell, Intergovernmental Affairs Manager Lisette Nimmons, and Board Chair Jerrell met with Congresswoman Adams and her team to further elaborate on their concerns

Meeting Minutes
February 4, 2026
Additional Information

- County Manager Bryant said he had no issue with employees requesting a recusal due to a conflict, but it was a concern when there was no clear explanation for why.
- County Manager Bryant said he was following the direction given to him by the Board at the November 11, 2025, BPP meeting.
- If the Board or the ARC wanted him to take a direction other than what they gave him, he requested that clarity.
- Michelle Attreed provided the Board with an overview of a couple reporting charts regarding opportunities and provided further clarity.

Ms. Attreed suggested County Manager Bryant bring both charters back to the Board at a later date to present recommendations for refinement to the charters.

Comments

Chair Jerrell said there were problems with the reporting structure, and they needed to clean up the language. He said, with respect to securing the audit firm, the Board needed to vote on that and move forward. He said they would need to decide if they would change the directive of County Manager Bryant and discuss changes to the policy.

Commissioner Dunlap said, during the first ARC meeting, they were informed of their duties and responsibilities, but the instructions given to them were incorrect. He said it was clear the Manager led the organization and the internal auditor worked for the County Manager, but the auditor reported to the committee. He said, if there was a need to hire an outside auditor, it wasn't the Manager choosing the firm, it was the Managers staff because there had to be a separation between the Manager and the auditor. He said there needed to be clear instructions on the role of the audit committee.

Commissioner Townsend-Ingram said she asked questions pertaining to policies and never received answers. She said she requested an audit and information regarding the processes from County Manager Bryant pertaining to Carolina Farm Trust but was told they were not a good example, and she asked why. She said there was discussion on how they could conduct the audit on Carolina Farm Trust and, although they were given the financials to do so, they wouldn't uncover anything from that because they were compliant. She said the issue was with the County processes, approvals, and how Carolina Farm Trust got all their money. She said they put no parameters around the money and did not understand the recusal or push back pertaining to it. She said there was an issue with the oral progression of policies and because of the situation, people would fear being investigated if they did report. She said the audit committee and Board

Meeting Minutes February 4, 2026

of Commissioners needed to define their roles. She said it was dangerous to forbid an employee to speak that way and asked Ms. Attreed what the procurement process was for obtaining an outside auditor.

Commissioner Griffin said he understood the reporting structure. He said he spoke with the Chair when he got information about the audit but did not know there was a meeting held with the chair of the ARC. He said he did not intend to be disrespectful.

Commissioner Leake said nobody spoke to her about the meetings and she did not have access to the necessary information.

County Manager Bryant said the issue was not regarding the recusal. He said it was solely the behavior and conduct of the internal auditor.

Commissioner Powell said she felt they needed a forensic audit and asked Commissioner Griffin if they had to vote on that but she was informed they did not have that authority so she asked County Manager Bryant if he could request that and he told her they would respond to it. *Ms. Attreed said she reached out to a firm but if something was over \$100,000, they would need an RFP. She said, after getting the direction, they felt time was of the essence to get things moving along so she proceeded to reach out to a firm that did internal audits and requested a proposal. She said she knew they had a forensic arm as well and could quickly pivot if necessary. She said they were a national firm that specialized in the public sector.*

Commissioner Rodriguez-McDowell said, as a Commissioner, it was hard to know who to turn to when they had questions. She said the Commissioners had to know exactly the right question to ask in order to get what they were asking for and the only people they could talk to were filtered through the Manager. She said she was confused about chain of command and felt they were missing a piece.

Commissioner Altman thanked the County Manager for his transparency.

Commissioner Townsend-Ingram asked why there were no responses as to why Carolina Farm Trust was not a good example. She said there were issues with the way it was handled and asked if someone felt the need to discuss something, but they had been told you could not talk to anyone, who they should turn to. She said they needed to update their policies and charter as well as be more responsive to requests that were made. She said she would get something different than what she initially asked for simply to appease her. She said having discussions with various people did not muddy the water.

County Manager Bryant said he asked Chair Jerrell for clarification regarding Commissioner Townsend-Ingrams request.

**Meeting Minutes
February 4, 2026**

Commissioner Leake asked what the role of County Commissioner was in comparison to the role of the County Manager.

Chair Jerrell said everyone received the same information and if there were policy changes to the ARC committee, they needed to bring it to the full Board. He said they needed to go through the chair of the committee and work with the staff to work through whatever recommendations they were discussing. He said there was going to be clarification regarding the language.

Chair Jerrell said the full Board and all committee members were not invited to the meeting he called with the ARC chair because he wanted to ensure she had the ability to speak her concerns comfortably. He said he wanted the Manager to know he had zero problem with him going with what was said at the BPP November 11, 2025. He said the Board needed to understand everything going on because there was misinformation.

Chair Jerrell said he could reach out to any Deputy County Manager with questions. He said he did not think there was an issue with reporting, but they should be able to monitor themselves professionally. He said he had a problem with someone recusing themselves while continuing to give advice and if there was change of direction given to the Manager, the Manager would continue with the acquisition of securing an external auditor.

Commissioner Townsend-Ingram asked if the procurement standards were used to secure the firm. She felt like that was the responsibility of the audit committee. *Ms. Attreed said she consulted with procurement and was informed she could get quotes and, depending on where the quote came in, if it was higher she would have to get more quotes and do an RFP if it was significantly higher. She said she was quoted \$80,000 but it depended on what they found when they came as to whether the costs would increase.*

Commissioner Dunlap asked if the personnel piece would follow the process of the external audit.

County Manager Bryant said appropriate action would be taken after they received the results of the final investigation.

The Board then proceeded to the Meeting Chamber for the remainder of the meeting.

Commissioner Meier left the meeting at 5:25 p.m. during the informal session.

-FORMAL SESSION-

CALL TO ORDER

**Meeting Minutes
February 4, 2026**

Chair Jerrell called this portion of the meeting to order, which was followed by reading of the County's Mission and Vision and the FY2026 Board Budget Priorities, introductions, invocation by Commissioner Leake, and the Pledge of Allegiance to the Flag; after which, the matters below were addressed.

26-0035 CLOSED SESSION – LAND ACQUISITION – IDLEWILD ROAD PARK EXPANSION

Motion was made by Commissioner Rodriguez-McDowell, seconded by Commissioner Leake and unanimously carried to authorize the County Manager to negotiate and execute all documents necessary for the acquisition of Tax Parcel 193-051-20 (+/- 11.910 acres) from CBS Holdings, LLC and Lilly Holdings, LLC for a purchase price of eight million six hundred fifty-thousand dollars (\$8,650,000) and; Tax parcel 193-511-06 (+/- 18.590 acres) from BCSR Investments, LLC for a purchase price of one million three hundred fifty thousand-dollars (\$1,350,000) both for the Idlewild road park expansion.

26-0035 CLOSED SESSION – LAND ACQUISITION – RIVERSIDE DRIVE PARK EXPANSION

Motion was made by Commissioner Powell, seconded by Commissioner Dunlap, and unanimously carried to authorize the County Manager to negotiate and execute all documents necessary for the acquisition of tax parcel 031-152-04 (+/- 0.364 acres) from Robert E. Brown and Linda B. Brown for a purchase price of one hundred thirty-one thousand six hundred dollars (\$131,600) for Riverside Drive Park expansion.

AWARDS/RECOGNITION

**26-0028 JOINT PROCLAMATION DECLARING FEBRUARY 2026 TEEN DATING VIOLENCE
(TDV) AWARENESS AND PREVENTION MONTH**

Background: Among Charlotte-Mecklenburg high school students who responded to the Youth Risk Behavior Survey in 2019, 9% reported being physically hurt by someone they were dating or going out with one or more times in the past 12 months. LoveSpeaksOut surveys in 2026 found that out of 229 CMS students who were polled about abusive relationships, 90 (39.3%) disclosed that they are either currently or have previously been in an unhealthy or abusive relationship. After completing a LoveSpeaksOut teen dating violence education workshop, 96% felt they could more easily recognize warning signs of abusive relationships and 85.6% felt they gained important information about community resources for dating abuse. According to the Center for Disease Control's (CDC) Youth Risk Behavior Survey in 2021, 1 in 12 U.S. high school students (who were currently dating) experienced physical dating violence and 1 in 10 experienced sexual dating

Meeting Minutes
February 4, 2026

violence. Violent, unhealthy, or abusive relationships can have negative effects such as depression, anxiety, tobacco/drug/alcohol use, bullying, physical violence, and suicidal thoughts. Youth who experienced teen dating violence are more likely to be victims of dating violence later in college and adulthood (Smith, White, Holland, 2003). The CDC recommends prevention by building healthy relationship skills among youth, managing feelings and communicating in healthy ways, changing social norms, and improving community responses/building protective environments to address risk and protective factors for dating violence. Recognizing Teen Dating Violence Awareness Month honors the experiences of teens in our community, amplifies the message that teens deserve healthy relationships, and highlights resources available to support teens who are experiencing unhealthy or abusive relationships.

Commissioner Powell read the Proclamation.

Motion was made by Commissioner Powell, seconded by Commissioner Dunlap, and unanimously carried, to adopt a proclamation designating February 2026 as Teen Dating Violence Awareness and Prevention Month in Charlotte and Mecklenburg County.

Tya Patterson-Powe, Chair of the Domestic Violence Advisory board, Latricia Moore received the proclamation and gave remarks.

Meeting Minutes
February 4, 2026



City of Charlotte and Mecklenburg County



JOINT PROCLAMATION

WHEREAS, teen dating violence is a pattern of abusive, controlling, or aggressive behaviors used to exert power and control over a dating partner, affecting all communities regardless of race, gender, socio-economic status, religion, nationality, or sexual orientation; and

WHEREAS, teen dating violence includes verbal, emotional, physical, or sexual violence, stalking, economic abuse, and cyber abuse, with over 50% of adolescents having encountered cyber dating abuse including online harassment, threats, monitoring, or coercion; and

WHEREAS, 1.5 million teenagers in the U.S. say they have experienced abusive behavior in a relationship each year, with only 9% of teens in an abusive relationship reporting the abuse to a trusted adult. A 2026 survey of Charlotte-Mecklenburg Schools students found that 90 of 229 students (39.3%) had unhealthy or abusive relationships; and

WHEREAS, teens who experience teen dating violence are more prone to other forms of interpersonal violence such as bullying and gun violence, having an elevated risk for adverse physical, emotional, and behavioral health outcomes, including suicide, depression, anxiety, and substance use, as well as a higher likelihood of experiencing relationship violence in adulthood; and

WHEREAS, teen dating violence requires comprehensive, collaborative violence prevention strategies that address risk and protective factors for dating violence, change norms and attitudes that promote violence, and heals the long-term effects of victimization.

NOW, THEREFORE, WE, Vi Alexander Lyles, Mayor of Charlotte, and Mark D. Jerrell, Chair of the Mecklenburg Board of County Commissioners, do hereby proclaim, February 2026 and February 9 – 13, respectively as

“TEEN DATING VIOLENCE AWARENESS MONTH” & “RESPECT WEEK”

in Charlotte and Mecklenburg County and encourage all residents to join in supporting victims and survivors of teen dating violence, promoting safe and healthy relationships, and committing to a future free from abuse. During Respect Week, we encourage all residents to wear orange on February 10 to promote kindness, inclusion, understanding, and support to victims and survivors of teen dating violence.

WITNESS OUR HANDS and the official Seals of the City of Charlotte and Mecklenburg County.

Vi Alexander Lyles
Mayor

Mark D. Jerrell, Chair
Mecklenburg Board of County Commissioners

Meeting Minutes
February 4, 2026

26-0045 PROCLAMATION - BLACK HISTORY MONTH (CHAIR JERRELL)

Background: In 1926, this celebration was created by Harvard-trained historian Carter G. Woodson and was initially called Negro History Week. During the nation's bicentennial in 1976, President Gerald R. Ford extended the celebration to a month. Each year a theme is selected by the association for the study of African American Life and History to bring to the public's attention two important accomplishments and developments that merit emphasis. This year's theme, A Century of Black History Commemorations, emphasizes the significant achievement represented by a century of dedicated black history commemorations.

Commissioner Dunlap read the proclamation.

Motion was made by Commissioner Dunlap, seconded by Commissioner Griffin, and unanimously carried, to adopt a Proclamation declaring February 2026 as Black History Month in Mecklenburg County.

Remarks were made by the Board of County Commissioners.

Mecklenburg County North Carolina Proclamation

WHEREAS, since 1976, the month of February has been recognized nationally as Black History Month by every United States president; and

WHEREAS, Dr. Carter G. Woodson has been credited with obtaining this national recognition through the founding of the Association for the Study of African American Life and History and the launching of “Negro History Week” in February of 1926; and

WHEREAS, for generations Black Americans have helped to shape our nation, and Black History Month is a time to honor the contributions and legacy of African Americans across United States history and society; and

WHEREAS, residents are encouraged to celebrate the works of activists, civil rights pioneers, leaders in industry, politics, science, culture and more; and

WHEREAS, each year has a specific focus, and the Black History Month 2026 theme is, A Century of Black History Commemorations” emphasizing the significant achievement represented by a century of dedicated Black history commemorations. The theme honors how Carter G. Woodson’s concept of “Negro History Week” has evolved to become an annual, month-long, scholarly and sustained movement to study, teach, and disseminate Black history; and

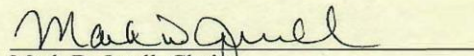
WHEREAS, in Mecklenburg County we recognize the contributions of Harvey Boyd, designer of the Mecklenburg County Seal, Fred Alexander Sr., the first African American elected to public office in Mecklenburg County since Reconstruction, and Allegra Westbrooks, the first black supervisor in the Charlotte-Mecklenburg Public Library System; and

NOW, THEREFORE, BE IT RESOLVED, that the Mecklenburg Board of County Commissioners does hereby proclaim February 2026, as

“BLACK HISTORY MONTH”

in Mecklenburg County and encourages all residents to join us in this special observance.

This 4th day of February 2026



Mark D. Jerell, Chair
Mecklenburg Board of County Commissioners



**Meeting Minutes
February 4, 2026**

26-0038 PUBLIC APPEARANCE

There were no speakers for Public Appearance.

APPOINTMENTS

26-0037 Appointments - Central Piedmont Community College Board of Trustees

Commissioner Altman, Chair of the Ad Hoc Interview Committee, gave a report stating that the committee recommended Janet LaBar.

Motion was made by Commissioner Altman, seconded by Commissioner Dunlap, and unanimously carried, to appoint Janet LaBar to the Central Piedmont Community College Board of Trustees to fill one (1) unexpired term expiring June 30, 2028.

26-0042 Appointments - Storm Water Advisory Committee

Motion was made by Commissioner Dunlap, seconded by Commissioner Griffin, and unanimously carried, to appoint Eric Bukovac on the Storm Water Advisory Committee to fill one (1) three-year term expiring June 30, 2029, for the Financial/ Legal representative slot.

PUBLIC HEARINGS – NONE

ADVISORY COMMITTEE REPORTS – NONE

MANAGER'S REPORT - NONE

DEPARTMENTAL DIRECTORS' MONTHLY REPORTS – NONE

STAFF REPORTS & REQUESTS - NONE

COUNTY COMMISSIONERS' REPORTS & REQUESTS – NONE

**Meeting Minutes
February 4, 2026**

CONSENT ITEMS

Motion was made by Commissioner Altman, seconded by Commissioner Griffin, and unanimously carried, to approve the following item(s):

26-0007 Community Support Services Department Positions

Authorize four (4) positions for the “A Home for All 2.0 initiative in the Community Support Services Department, Housing Innovation & Stabilization Services Division:

- One (1) Social Services Manager to ensure integration of a home for all initiatives and processes with work of the continuum of care. This position will provide oversight and direction of fidelity, compliance, and monitoring of performance. (annual market rate is \$95,409)
- One (1) Sr. Management Analyst to collect, monitor, and analyze performance for internal and external partners, assist in development and oversight of contracts. (annual market rate is \$95,409)
- One (1) Sr. Social services Manager to manage existing and new projects focused on access to the “front door” of homeless system/prevention (annual market rate is \$104,949)
- One (1) Sr. Administrative Support Assistant to provide administrative support throughout division, including the tracking of invoices (annual market rate is \$53,855)

Background: In a reset of the current model, Mecklenburg County will lead A Home for All 2.0 by identifying implementation priorities and executing. In addition to the County in the lead role, this structure will include The Foundation for the Carolinas in the lead fundraising role, an Advisory Council (with engagement from the corporate sector) and the Continuum of Care Governing Board.

Under this new model, Mecklenburg County Community Support Services Housing Innovation and Stabilization Services Division will manage all daily operations, contracts and staffing. The four positions are needed to support success of the new model. The existing Continuum of Care (CoC) structure will be leveraged for technical guidance of the framework.

Initially funded in a contract with United Way, funding for A Home for All is now included in the Mecklenburg County Fiscal Year 2026 budget. No additional funding will be needed for the positions.

26-0024 Budget Amendment - Department of Community Resources

**Meeting Minutes
February 4, 2026**

Amend the fiscal year 2025-2026 Annual Budget Ordinance to recognize, receive, and appropriate an increase in revenue and expenses in the amount of \$65,585 from the North Carolina Department of Health and Human Services, Division of Social Services to the General Fund (0001) within the Department of Community Resources.

Background: The North Carolina Department of Health and Human Services, Division of Social Services, allocates funding for the Low-Income Home Energy Assistance program. The fiscal year 2025-2026 allocation for the Crisis Intervention Program (CIP) and Low-Income Energy Assistance Program (LIEAP) Administration increased by \$65,585 totaling \$694,988. The funding is for the Economic Service Division within the Department of Community Resources.

26-0026 Budget Amendment for FY26 Huntersville ETJ Fire Protection Service District Fund Balance Appropriation

Amend the FY2026 Budget Ordinance to appropriate \$299,732 of Huntersville ETJ Fire District (9024) fund balance to support land acquisition related to a fire station replacement project.

Background: The Town of Huntersville recently purchased property to use as a site for a new Fire Station #2. The station will be used for fire protection in the Town of Huntersville and its surrounding extraterritorial jurisdiction (ETJ). The town has requested funding from the Huntersville ETJ Fire District Fund to support 33% of the cost of the land. No further expenses to the ETJ are anticipated for the project. The Huntersville ETJ Fire District Fund currently has a balance of \$644,930, which can only be used to support fire protection in the ETJ. The balance is maintained for capital expenses, such as the purchase of land for a replacement station. County staff have reviewed the request and recommended providing funding from the Huntersville ETJ Fire District Fund as requested by the Town for this project.

26-0027 Tax Refunds

(A) Approve taxpayer refunds in the amount of \$2,180.26 for registered motor vehicles as statutorily required to be paid as requested by the County Assessor; and

(B) Approve taxpayer refunds in the amount of \$135,971.46 as statutorily required to be paid as requested by the County Assessor

26-0030 Interlocal Agreement with the Town of Huntersville

1) Adopt Resolution authorizing an Interlocal Agreement for funding of Upper Torrence Creek

Meeting Minutes
February 4, 2026

Tributary Stream Enhancement Project.

- 2) Authorize the County Manager to negotiate and execute a funding agreement with the Town of Huntersville.
- 3) Receive and appropriate up to \$400,000 from the Town of Huntersville for the design of the Upper Torrence Creek Tributary Stream Enhancement Project.

Background: This interlocal agreement is between the Town of Huntersville and Mecklenburg County for the funding of engineering services for the Upper Torrence Creek Tributary water quality project. The Town of Huntersville will fund the design of approximately 1,530 linear feet of minor system repairs along the Upper Torrence Creek Tributary #1 near Bayart Way in Huntersville. The Board of County Commissioners approved the selection of Wildlands Engineering, the engineering firm for this project, on November 18, 2023.

This is the second phase of the Torrence Tributary stream enhancement project. The County initially managed the design and construction of 6,133 feet of stream restoration within both the major and minor systems. The construction of Phase 1 was completed in 2022. For Phase 2, the County will oversee and manage the project's design and construction while coordinating closely with the Town. The Interlocal Agreement will include compensation to the County from the Town to administer and fund the Town's engineering services in the amount of \$400,000. The feasibility planning and design by the Engineer is estimated to be \$380,000, and the County staff cost to manage the design contract is estimated to be \$20,000.

**Meeting Minutes
February 4, 2026**

Mecklenburg County, NC
Ordinance Book 55
Document 10

**STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG
TOWN OF HUNTERSVILLE**

**INTERLOCAL AGREEMENT FOR
FUNDING OF THE UPPER TORRENCE CREEK
TRIBUTARY STREAM ENHANCEMENT PROJECT**

This Interlocal Agreement for Funding of the Upper Torrence Creek Tributary No. 1 Stream Restoration Project is agreed and entered into the 16th day of December, 2025, (the "Effective Date"), by and between **MECKLENBURG COUNTY** (the "County"), a political subdivision of the State of North Carolina and the **TOWN OF HUNTERSVILLE** (the "Town"), a municipal corporation organized under the laws of the State of North Carolina (hereinafter the "Parties").

WITNESSETH:

WHEREAS, the County and the Town previously made certain improvements to the major and minor system water resources in the McDowell Creek watershed and on Upper Torrence Tributary No. 1 from North Mecklenburg Park to Statesville Road to in Huntersville, North Carolina as shown in Exhibit "A" (hereinafter the "Property"), which included the restoration of streams and storm control measures (hereinafter the "Combined Project"); and

WHEREAS, the Town is currently interested in improving minor system water resources in the McDowell watershed by making certain improvements, which include but are not limited to the restoration and repair of portions of the minor system of Upper Torrence Creek Tributary No. 1 from North Mecklenburg Park to Statesville Road in Huntersville, North Carolina as shown in Exhibit "A" (hereinafter the "Town Project"); and

WHEREAS, under Article 20 of Chapter 160A of the North Carolina General Statutes, as amended, cities and counties are authorized to enter into interlocal cooperation undertakings with other local governments for the joint exercise of any power, function, public enterprise, right, privilege, or immunity of local governments in North Carolina, G.S. 160A-460 et seq; and

WHEREAS, under the Amended and Restated Storm Water Management Program Interlocal Agreement, the County has agreed to provide minor system services to the Town; and

WHEREAS, the Parties desire to enter into a funding and development agreement that sets out their respective rights and responsibilities with respect to the Town Project; and

Meeting Minutes February 4, 2026

NOW, THEREFORE, in consideration of the premises and the fulfillment of the terms of this Amended Agreement, the County and the Town agree as follows:

1. **Project Description.** The Town Project may include a combination of the following: stream restoration; stream enhancement; stream stabilization; habitat structure placement; buffer enhancements; and stormwater infrastructure. The County will execute and manage the design and construction administration contract for the Town Project.
2. **Exhibit List.** The following Exhibits are attached to this agreement and incorporated herein by reference:
 - a. **Exhibit A: Map of the Property.**
 - b. **Exhibit B: Estimated Combined Project Funding.**
3. **Consultant Selection.** The County, after complying with all applicable statutory procedures, has selected a consulting engineering firm, Wildlands Engineering (the "Engineer"), which has expertise in the field of water resource design and construction administration services with projects similar in size and scope to the Town Project, to provide engineering services with respect to the Town Project. The Town assigns to the County its right to contract with the Engineer to provide engineering services for the Town Project.
4. **Design.** The County shall be responsible, through the Engineer, for design of the Town Project. The design plans will consist of minor system improvements ("Design Plans"). Upon receipt of the Design Plans from the Engineer, the County will submit to the Town a copy of the Design Plans for review at the following approximate design milestones: 30% plans, 50% plans and 70% plans. The Town shall have a maximum of thirty (30) days to review Design Plans and provide written comments to the County after each design submittal. Once the Engineer has determined construction costs for the Town Project, the Town will indicate to the County in writing how much of the Town Project the Town wants the County to solicit bids for on their behalf. The Town will have final approval authority for the plans and specifications for the Town Project. The County shall also be responsible for contract administration for the design and construction administration contract and the agreed funding for the Town Project as specified in **Exhibit B**.
5. **Permits.** The County shall, through the Engineer, obtain all federal, State and local permits necessary to construct the Town Project. The County will submit to the Town a copy of all permit authorizations related to the Town Project.
6. **Construction.** The Town agrees to pay 100% of the construction costs for the Town Project. The County shall be responsible for construction administration for the

**Meeting Minutes
February 4, 2026**

construction contract and the agreed funding for the Town Project as specified in Exhibit B.

7. Payment Responsibilities of the Town. The Town agrees to pay up to the amount as described in **Exhibit B** to the County for the design and construction administration of the Town Project upon the following conditions being met: receipt by the Town of an invoice or invoices from the County of costs associated with the design and construction administration of the Town Project, complete with actual cost documentation supporting the invoice or invoices. The Town's payment to the County shall be made within ninety (90) days of the above conditions being met for each invoice submitted.
8. Notices. All notices required or permitted to be given hereunder shall be deemed given if emailed, hand delivered, or faxed with a mailed copy to follow, or mailed in a sealed wrapper and deposited in the United States Mail, registered or certified, return receipt requested, postage prepaid, properly addressed as follows:

If to the County: Mecklenburg County Storm Water Services
 2145 Suttle Avenue
 Charlotte NC, 28208-5237
 Attention: Casey McGrath

If to the Town: Town of Huntersville
 P.O. Box 664
 Huntersville, NC 28070
 Attention: Kevin Fox, P.E.

9. Either party may change its notice address by giving written notice of the change to the other party in the manner specified above ten (10) days prior to the effective date of such change.
10. Applicable Law. This agreement shall be enforced, interpreted and construed by and under the laws of the State of North Carolina.
11. Dispute Resolution. The Parties agree that any disputes which cannot be resolved by the Town and County Managers or their designees will first be attempted to be resolved by mediation and if not resolved by mediation, then by arbitration. If the Parties cannot agree upon selection of an arbitrator and a process for arbitration, disputes between the parties arising out of, or in connection with, this agreement or the performance or breach thereof may be resolved by arbitration in accordance with the applicable Commercial Arbitration Rules (the "Rules") of the American Arbitration Association. The Rules will apply except as specified in this paragraph. All arbitration proceedings will be held in Charlotte, North Carolina before a single arbitrator. The parties hereto agree to submit to the enforcement of any award resulting therefrom by any court of competent jurisdiction. Judgment upon the

**Meeting Minutes
February 4, 2026**

award rendered in any such arbitration proceeding may be entered into any court having competent jurisdiction thereof, or application may be made to such court for a judicial acceptance of the award and an order of enforcement as the case may be.

12. Term of Agreement. The term of this Agreement shall commence on the Effective Date and shall expire at the conclusion of the one-year construction warranty period unless sooner terminated or extended in accordance with the provisions of this Agreement.
13. Amendments. This Agreement may be amended by written agreement authorized by the governing bodies of each party and signed by authorized representatives of both parties.
14. Third Party Beneficiaries This benefit is solely for the benefit of the Parties. No provision of this Agreement shall be deemed to confer upon any other person any remedy, claim, liability, reimbursement, cause of action or right.
15. Termination. The Town and County may terminate this Agreement at any time by mutual consent under such terms as may be agreed to in writing by the Board of County Commissioners and the Town Board of Commissioners.

[Signatures are on following pages]

**Meeting Minutes
February 4, 2026**

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed as of the day and year first above written by the authority duly granted by their respective governing bodies.


TOWN OF HUNTERSVILLE:

Anthony Roberts

By: Anthony Roberts (12/18/2025 09:15:13 EST)

Town Manager

ATTEST:

Catherine A. Cook 

Town Clerk

[SEAL]

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Pattie McGinnis

BY: Pattie McGinnis (12/18/2025 08:36:22 EST)

DIRECTOR OF FINANCE

Town of Huntersville

Approved as to form

Emily Sloop

Town Attorney

Meeting Minutes
February 4, 2026

MECKLENBURG COUNTY

By: *Leslie Johnson*
Leslie Johnson, Deputy County Manager

Date: 09 February 2026

Attest:
Kristine M. Smith
Kristine M. Smith Clerk to the Board

Date: FEBRUARY 4, 2026



APPROVED AS TO FORM

Tyrone Wade
Tyrone Wade, County Attorney

Date: 2/5/26

This instrument has been pre-audited in the manner
required by the Local Government Budget
and Fiscal Control Act.

BY: *David Boyd*
David Boyd
Mecklenburg County Chief Financial Officer

Date: 2/6/26

Exhibit “A”

PROJECT MAP

Exhibit “B”

COMBINED PROJECT FUNDING

Design and Construction Administration

The total overall cost for Design and Construction Administration of the Town Project is estimated to be \$400,000.

Feasibility Planning and Design

- Town agrees to fund 100% of the feasibility planning and design by the Engineer, or a third party, for the Town Project, *i.e.*, the minor system improvements, which is estimated to be \$380,000

Minor system to be addressed: 1530 feet (100% of project)

Upon completion of the Project Design, the breakdown will be reviewed and modified as needed to reflect the actual lengths of minor system to be addressed during construction.

Construction and Construction Administration

- Town agrees to fund 100% of the construction of the Town Project.
- County and Town agree that construction administration by the Engineer, or a third party, is a cost of construction and that the Town shall fund 100% of said cost associated with the Town Project
- Upon completion of construction estimates by the design engineer, the County and the Town will mutually determine the path forward on construction. Several project management scenarios will be considered:
 - The County will manage construction of the Town Project
 - The County will manage certain construction phases and the Town will manage other phases of the Town Project.
- The Town will be invoiced for County Staff hours expended on the project for design and construction contract administration at the following billing rates:
 - Construction Project Manager I: \$119.21
 - Construction Project Manager II: \$131.15
- It is estimated that the minor system staff cost to manage the design and construction contract for the Town Project will be \$20,000

Miscellaneous

- All miscellaneous costs associated with the Town Project areas (*e.g.*, educational, signs, administrative, etc.) will be paid by the Town.

**Meeting Minutes
February 4, 2026**

The total overall cost for the Wildlands design contract as well as the administration by County Staff of the Town Project shall not exceed \$400,000.

Meeting Minutes
February 4, 2026

Exhibit "A"

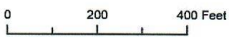
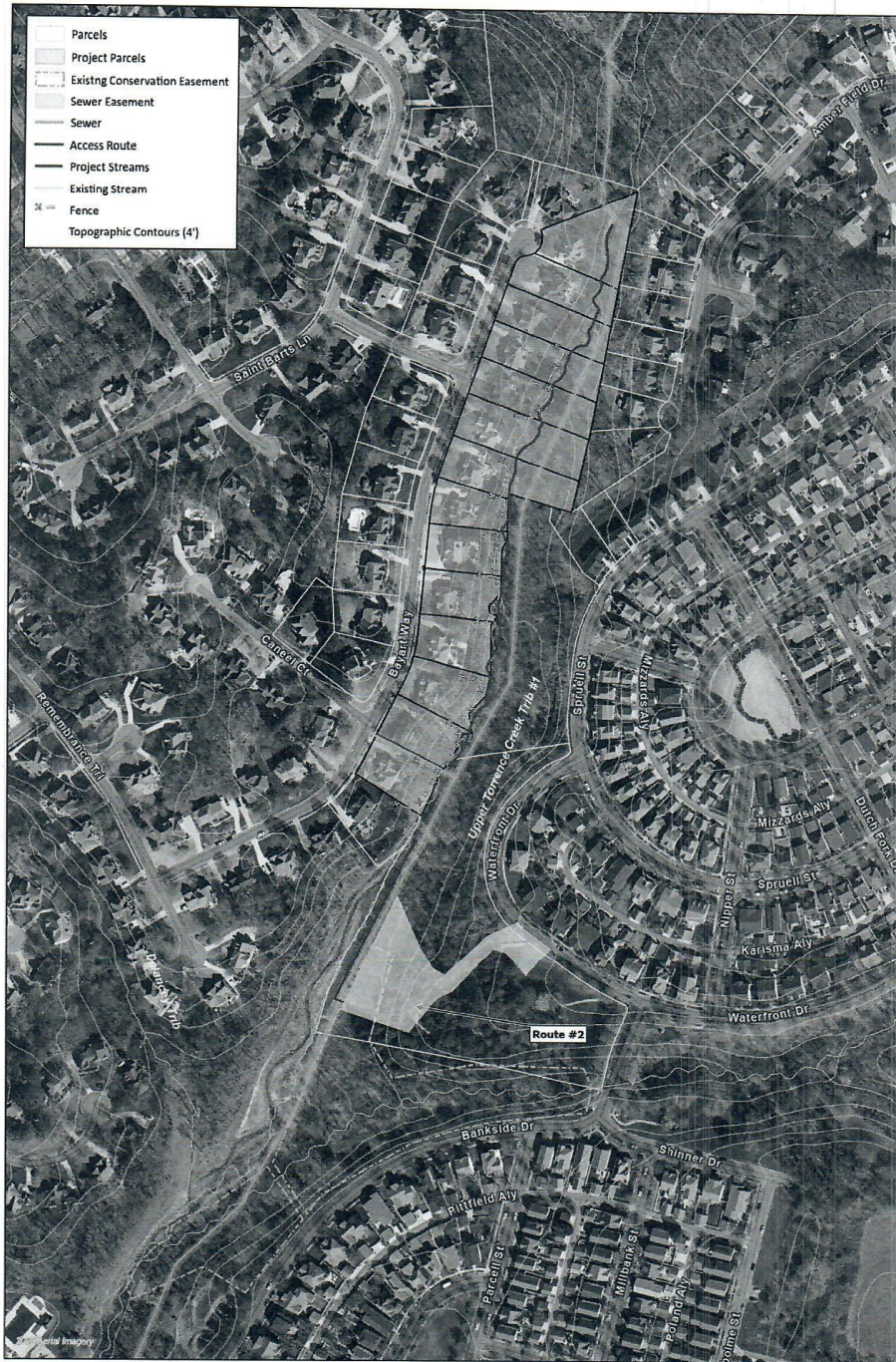


Figure 1
Upper Torrence Tributary 1 - Bayart Way Stream Enhancement
Catawba River Basin (03050101)
Mecklenburg County, NC
01/26/2025 khr/plent

Interlocal Agreement recorded in full in Document Book 55, Document #10

**Meeting Minutes
February 4, 2026**

Mecklenburg County, NC
Ordinance Book 55
Document 11

MECKLENBURG COUNTY
RESOLUTION AUTHORIZING EXECUTION OF THE
INTERLOCAL AGREEMENT BETWEEN MECKLENBURG COUNTY AND THE TOWN OF
HUNTERSVILLE FOR FUNDING OF THE UPPER TORRENCE CREEK TRIBUTARY STREAM
ENHANCEMENT PROJECT

WHEREAS, on May 17, 1993 the Mecklenburg County Board of Commissioners adopted the "Mecklenburg County – Storm Water Management Plan" which sets forth guiding principles and a financial plan for the operation of the comprehensive storm water management program in Mecklenburg County, the Plan requires use of a rate structure based on impervious area and a base rate charge for fixed and administrative costs sufficient to cover such costs; and

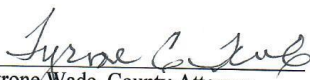
WHEREAS, N.C. Gen. Stat. § 160A-461, "Interlocal Cooperation Authorized," authorizes units of local governments to enter into agreement with each other in order to execute an undertaking such as the operation of a storm water management program by one unit of local government on behalf of another unit of local government; and

WHEREAS, Mecklenburg County and the Town of Huntersville (the "Town") have negotiated an Interlocal Agreement for Funding of the Upper Torrence Creek Tributary Stream Enhancement; and

WHEREAS, N.C. Gen. Stat. § 160A-461 requires that such agreement "...shall be ratified by resolution of the governing board of each unit spread upon its minutes"; now, therefore, be it

RESOLVED by the Board of Commissioners of Mecklenburg County that the County Manager is hereby authorized and directed to execute the Interlocal Agreement for Funding of the Upper Torrence Creek Tributary Stream Enhancement Project between the County of Mecklenburg and the Town of Huntersville in substantially the form attached to this resolution and that this resolution shall be spread upon the minutes.

Approved as to form:


Tyrone Wade, County Attorney

CERTIFICATION

I, Kristine Smith, Clerk of the Board of Commissioner of Mecklenburg County, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a resolution adopted by the Board of Commissioners, in regular session convened on the 4th of February, 2026.

WITNESS my hand and the common seal of the County of Mecklenburg, North Carolina, this the 4th day of February, 2026.




Kristine M. Smith, Clerk to the Board

Resolution recorded in full in Document Book 55, Document #11

**Meeting Minutes
February 4, 2026**

26-0032 National Environmental Health Association - Food and Drug Administration (NEHA-FDA) Retail Flexible Funding Model Grant Program

1. Approve submission of grant application to the National Environmental Health Association - Food and Drug Administration Retail Flexible Funding Model Program in the amount of up to \$25,500; and
2. If awarded, recognize, receive and appropriate the award amount to the General Grant Fund (G001) within Public Health; and
3. Adopt a grant project ordinance for the National Environmental Health Association - Food and Drug Administration Retail Flexible Funding Model grant in the General Grant fund (G001).

Background: NEHA-FDA Retail Flexible Funding Model Grant Program - The program will provide funding to state, local, tribal, and territorial retail food regulatory agencies as they advance conformance with the FDA Retail Program Standards.

1. *Mentorship Grant (Up to \$18,000) - To partner with another jurisdiction to assist them with maintaining and developing standards. Environmental Health will provide peer-to-peer assistance and intensive technical support, thereby advancing the practice of the standards among retail food regulatory programs across the state and/or country. Through the mentorship program, participants will benefit from the experience of other retail food regulatory programs to understand how best to apply and maintain the Retail Program Standards.*
2. *Training/Staff Development and Program Standards Engagement Grant (Up to \$7,500) - Provides funding for the advancement of retail food protection programs by training employees through attendance at Retail Program Standards training, conferences, and workshops, with the goal of meeting and maintaining the requirements of Standard 2 and other Standards.*

GRANT PROJECT ORDINANCE

WHEREAS, Mecklenburg County is applying and/or has been awarded a grant from the **National Environmental Health Association - Food and Drug Administration Retail Flexible Funding Model**. The grant has been made available to Mecklenburg County under the **National Environmental Health Association - Food and Drug Administration Retail Flexible Funding Model** Grant Award up to the amount of \$25,500; and

WHEREAS, the grant funds must be used to provide funding to state, local, tribal, and territorial retail food regulatory agencies as they advance conformance with the FDA Retail Program Standards.

WHEREAS, the Mecklenburg County Board of County Commissioners deems this activity to be a worthy and desirable undertaking;

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE MECKLENBURG COUNTY BOARD OF COUNTY COMMISSIONERS that:


- Section 1. The project described in the **National Environmental Health Association - Food and Drug Administration Retail Flexible Funding Model** grant application is hereby authorized to be undertaken for the duration of the grant.
- Section 2. The County Manager is authorized to execute the grant agreement and other documents that are required or appropriated for the County to receive the **National Environmental Health Association - Food and Drug Administration Retail Flexible Funding Model** grant and to undertake the project. The County Manager is directed to take steps necessary to ensure compliance with all spending and reporting requirements **National Environmental Health Association - Food and Drug Administration Retail Flexible Funding Model**
- Section 3. The following revenues are anticipated for Mecklenburg County in the (list fund) to complete this project:

National Environmental Health Association - Food and Drug Administration Retail Flexible Funding Model
G001 - \$25,500

- Section 4. The following amount is appropriated in the (list fund) to complete this project:

G001 - \$25,500

Adopted this 4th day of February, 2026


Kristine M. Smith, Clerk to the Board



**Meeting Minutes
February 4, 2026**

26-0036 Minutes

Approve the following Meeting Minutes:

November 5, 2025, Regular Minutes

THIS CONCLUDED ITEMS APPROVED BY CONSENT

26-0039 PULLED CONSENT ITEMS

There were no pulled consent items.

26-0040 COMMISSIONER REPORTS

Commissioners shared information of their choosing within the guidelines as established by the Board, which included, but not limited to, past and/or upcoming events.

ADJOURNMENT

Motion was made by Commissioner Powell, seconded by Commissioner Dunlap, and unanimously carried, that there being no further business to come before the Board that the meeting be adjourned at 6:26 p.m.



Kristine M. Smith, Clerk to the Board

Mark Jerrell, Chair