

**MECKLENBURG COUNTY
BOARD OF COMMISSIONERS**

**RESOLUTION AUTHORIZING EXECUTION OF THE INTERLOCAL AGREEMENT
BETWEEN MECKLENBURG COUNTY AND THE TOWN OF PINEVILLE
FOR FUNDING OF THE LITTLE SUGAR CREEK WATER STREAM RESTORATION**

WHEREAS, on May 17, 1993, the Mecklenburg County Board of Commissioners (the “Board”) adopted the “Mecklenburg County Storm Water Management Plan” (the “Plan”), which sets forth guiding principles and a financial plan for the operation of the comprehensive storm water management program in Mecklenburg County, North Carolina (the “County”); and

WHEREAS, 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 agreements with each other in order to execute certain undertakings, 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, County and the Town of Pineville (the “Town”) have negotiated and finalized an Interlocal Agreement for Funding of the Little Sugar Creek Stream Restoration Project, dated on or about the date hereof (the “ILA”); and

WHEREAS, N.C. Gen. Stat. § 160A-461 further requires that such an agreement “...shall be ratified by resolution of the governing board of each unit and spread upon its minutes”;

NOW, THEREFORE, BE IT RESOLVED, by the Board, that the County manager is hereby authorized and directed to execute the ILA in substantially the form attached as Exhibit A to this Resolution, and that this Resolution shall be spread upon the County minutes.

Approved as to form:

County Attorney

CERTIFICATION

I, Janice S. Paige, Clerk of the Board of Commissioners 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 _____ of April, 2018.

WITNESS my hand and the common seal of the County of Mecklenburg, North Carolina, this the _____ day of _____, 2018.

Janice S. Paige, Clerk to the Board

Exhibit A

[see attached ILA]