

**MECKLENBURG COUNTY
BOARD OF COMMISSIONERS**

**RESOLUTION APPROVING THE DEVELOPMENT AND COOPERATION AGREEMENT FOR
TORRENCE CREEK GREENWAY (CATS PARK AND RIDE TO ROSEWOOD LANE)**

WHEREAS, Mecklenburg County (hereinafter “County”) has as one its goals the expansion of greenway trails, open space, and recreational opportunities along the various creeks and tributaries within the County; and

WHEREAS, the County has approved the Fiscal Year 2019 – 2023 Capital Improvement Plan which includes a greenway trail construction project that will extend trail along Torrence Creek Tributary No. 2 from the CATS Park and Ride Lot (located east of I-77) to the north side of Rosewood Meadow Lane in the Town of Huntersville; and

WHEREAS, The Town of Huntersville (hereinafter “Town”) is supportive of the County’s greenway plans and adopted a Town of Huntersville Resolution on November 7th, 2016 committing the Town to contributing a total \$300,000 towards the construction of a trail on Torrence Creek Tributary No. 2 if such trail were to be included in the County’s 2019 Capital Improvement Plan; and

WHEREAS, The County approved inclusion of Torrence Creek Greenway Tributary No. 2 (CATS Park and Ride Lot to Rosewood Lane) in its Fiscal Year 2019 -2023 CIP with funding in the amount of \$2,300,043 and the Town reaffirmed its commitment to contribute \$300,000 towards the project by approving a resolution adopting the Development and Cooperation Agreement between the County and Town associated with the construction project at its June 18th, 2018 meeting; and

WHEREAS, the Development and Cooperation Agreement between the County and the Town provides that the County will be responsible for:

- Funds for the payment of project consultants
- Any other applicable agreements necessary to build the trail
- Design and construction documents for the trail
- Any applicable permits
- Operation and maintenance of the trail following construction completion

and the Town will contribute \$300,000 towards the project at the time that it is invoice by the County; and

WHEREAS, N.C. Gen. Stat. 160A-461 requires that interlocal agreements “be ratified by resolution of the governing board of each unit spread upon its minutes”; **now, therefore, be it**

RESOLVED by the Mecklenburg County Board of Commissioners that the Board authorizes the County Manager, or her designee, to negotiate and execute interlocal agreements among the County, CPCC, and the Town, as well as deeds and a lease amendment as necessary to accomplish the purposes stated above, consistent with the business terms outlined in the above.

APPROVED the 8th day of August, 2018

Approved as to Form:

County Attorney

Clerk to the Board

