

RESOLUTION OF THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS
APPROVING THE SECOND AMENDED AND RESTATED TRANSIT GOVERNANCE
INTERLOCAL AGREEMENT BETWEEN THE CITY OF CHARLOTTE, COUNTY OF
MECKLENBURG, TOWN OF CORNELIUS, TOWN OF DAVIDSON, TOWN OF
HUNTERSVILLE, TOWN OF MATTHEWS, TOWN OF MINT HILL, AND TOWN OF
PINEVILLE PROVIDING FOR COORDINATED TRANSIT OPERATIONS ON A
COUNTY-WIDE BASIS THROUGH THE CHARLOTTE AREA TRANSIT SYSTEM
("CATS")

WHEREAS, This Interlocal Agreement made as of February 16, 1999 and amended as of November 28, 2005 by and among the **COUNTY OF MECKLENBURG**, a political subdivision of the State of North Carolina, the **CITY OF CHARLOTTE**, a municipal corporation organized under the laws of the State of North Carolina, and the Towns of Cornelius, Davidson, Huntersville, Matthews, Mint Hill and Pineville whose governing boards adopted the original and amended Agreement; and

WHEREAS, the City Council for the City of Charlotte approved the original Transit Governance Interlocal Agreement ("ILA"), executed in February of 1999, between the County of Mecklenburg, Town of Cornelius, Town of Davidson, Town of Huntersville, Town of Matthews, Town of Mint Hill, Town of Pineville, and the City; and

WHEREAS, after the Metropolitan Transit Commission ("MTC") approved amendments to the ILA, the Charlotte City Council and the other parties approved an Amended Transit Governance Interlocal Agreement, executed in November of 2005; and

WHEREAS, the parties to the agreement have worked to develop a proposed Second Amended and Restated Transit Governance Interlocal Agreement to ensure the advancement of the Charlotte Area Transit System ("CATS") and promote the goals of the Metropolitan Transit Commission ("MTC"); and

WHEREAS, the Second Amended and Restated Transit Governance Interlocal Agreement will provide for the continuation of coordinated transit operations on a county-wide basis through CATS; and

WHEREAS, changes in the Second Amended and Restated Transit Governance Interlocal Agreement include: a new annual discretionary fund of \$500,000, which the MTC may use to fund studies or commission reports related to CATS; an expanded role for the MTC in developing CATS budgets; an enhanced process for selecting and recommending the CATS CEO; and increased reporting requirements for CATS and CATS's CEO to the MTC; and

WHEREAS, the Second Amended and Restated Transit Governance Interlocal Agreement also revises the term of the agreement to continue through at least June 30, 2034 and makes other technical and administrative changes to the agreement; and

WHEREAS, to become effective, this Second Amended and Restated Transit Governance Interlocal Agreement must be approved by the City, the County, and at least three-quarters of the six Mecklenburg County towns. The City Council approved the Amended Agreement on May 28, 2024.

NOW THEREFORE,

BE IT RESOLVED that the Mecklenburg County Board of Commissioners hereby:

1. APPROVES THE SECOND AMENDED AND RESTATED TRANSIT GOVERNANCE INTERLOCAL AGREEMENT, AS DESCRIBED ABOVE, BETWEEN THE CITY OF CHARLOTTE, COUNTY OF MECKLENBURG, TOWN OF CORNELIUS, TOWN OF DAVIDSON, TOWN OF HUNTERSVILLE, TOWN OF MATTHEWS, TOWN OF MINT HILL, AND TOWN OF PINEVILLE PROVIDING FOR COORDINATED TRANSIT OPERATIONS ON A COUNTY-WIDE BASIS THROUGH CATS;

AND

2. AUTHORIZES THE COUNTY MANAGER OR HER DESIGNEE TO EXECUTE THE SECOND AMENDED AND RESTATED TRANSIT GOVERNANCE INTERLOCAL AGREEMENT, AS DESCRIBED ABOVE, PROVIDED THE FOLLOWING CONDITIONS ARE MET:

(A) THE MTC APPROVES SUCH AGREEMENT, AND

(B) AT LEAST THREE-QUARTERS OF THE SIX MECKLENBURG COUNTY TOWNS APPROVE SUCH AGREEMENT.

THIS THE 18 DAY OF JUNE 2024

George Dunlap, Chair of the Board of
Commissioners

Kristine Smith, Clerk to the Board

Approved as to Form

Tyrone C. Wade, County Attorney