

RESOLUTION NO.

RESOLUTION AUTHORIZING THE CHAIRMAN TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE CITY OF ASHEVILLE FOR THE INSTALLATION OF A SIDEWALK ON NORTH LOUISIANA AVENUE BETWEEN EMMA ROAD AND MOSSWOOD ROAD.

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WHEREAS, pursuant to N.C. Gen. Stat. § 153A-445 and N.C. Gen. Stat. § 160A-461, a city and county may enter into agreements in order to execute a joint governmental undertaking; and

WHEREAS, Buncombe County desires to construct a sidewalk to improve pedestrian traffic along North Louisiana Avenue near Emma Elementary School which is in the County's territorial jurisdiction and City of Asheville's Extra Territorial Jurisdiction; and

WHEREAS, the City has federal funding available to construct this sidewalk; and

WHEREAS, the City has the technical ability to design and build the sidewalk; and

WHEREAS, once the sidewalk is installed the County will be responsible for the maintenance and upkeep of the sidewalk; and

WHEREAS, the City and County wish to enter into an interlocal agreement to allow the City to install the sidewalk in the County's territorial jurisdiction.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners for the County of Buncombe as follows:

1. That the Chairman be and he is hereby authorized to enter into an Interlocal Agreement with the City of Asheville for the installation of a sidewalk along North Louisiana Avenue between Emma Road and Mosswood Road in Buncombe County.
2. That this resolution shall be effective upon its adoption.

ADOPTED this the 21<sup>st</sup> day of June 2011.

**ATTEST**

**BOARD OF COMMISSIONERS FOR THE  
COUNTY OF BUNCOMBE**

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KATHY HUGHES, CLERK

BY: \_\_\_\_\_  
DAVID GANTT, CHAIRMAN

APPROVED AS TO FORM

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MICHAEL FRUE, COUNTY ATTORNEY