

FORSYTH COUNTY
BOARD OF COMMISSIONERS

**BRIEFING
DRAFT**

MEETING DATE: FEBRUARY 13, 2017

AGENDA ITEM NUMBER: 6

SUBJECT: RESOLUTION RATIFYING AND AUTHORIZING THE EXPENDITURE OF CITY/COUNTY UTILITY COMMISSION FUNDS GENERATED BY OUT OF COUNTY SERVICES FOR THE DESIGN AND CONSTRUCTION OF MUNICIPAL INFRASTRUCTURE IMPROVEMENTS AT IDOLS ROAD BUSINESS PARK THROUGH AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY

COUNTY MANAGER'S RECOMMENDATION OR COMMENTS:

SUMMARY OF INFORMATION:

Forsyth County has requested that the City of Winston-Salem approve the use of the Outside County Utility Services funds to assist with municipal infrastructure development for the Idols Road Business Park. Forsyth County is requesting \$690,000 from this fund, of which \$300,000 would be a grant and \$390,000 would be a loan to be paid back to the fund over a term of 10 years using Forsyth County tax revenues from the new development.

The total infrastructure costs for this phase of the project is \$1.5 million with other funding sources being a Golden LEAF Foundation grant, the Village of Clemmons, and Forsyth County. This phase of the business park will contain approximately 170 acres and is located on the southeast side of Idols Road, adjacent to Tanglewood.

The Out of County Utility Services fund was established in September 1996 by the Winston-Salem City Council and the Forsyth County Board of Commissioners for economic development purposes. It is funded by surcharge fees paid by water, sewer or treatment services by customers outside of Forsyth County. The City's and County's elected bodies recently expanded the use of these funds to include municipal infrastructure in addition to economic development and to also authorize the City and County to receive loans and grants from the fund. The balance in the fund as of June 30, 2016 was \$2,059,458.

Per N.C.G.S. 160A-460 et. seq., the County and City are authorized to enter into this agreement. Additionally, the aforementioned project is also authorized by N.C.G.S. 153A-149(c)(16a), (28a), and (34) which permits public funds to be used for the purposes set forth herein.

ATTACHMENTS: YES NO

SIGNATURE: _____

COUNTY MANAGER

DATE: _____

**RESOLUTION RATIFYING AND AUTHORIZING THE EXPENDITURE OF
CITY/COUNTY UTILITY COMMISSION FUNDS GENERATED BY OUT OF
COUNTY SERVICES FOR THE DESIGN AND CONSTRUCTION OF
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BUSINESS PARK THROUGH AN INTERLOCAL AGREEMENT BETWEEN
THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY**

WHEREAS, the City's and County's elected bodies recently expanded the use of the City/County Utility Commission Funds to include municipal infrastructure improvements and to authorize the City and County to receive loans and grants from the said fund upon approval of each elected body; and

WHEREAS, Forsyth County has requested that the City of Winston-Salem authorize the expenditure up to \$690,000 of City/County Utility Commission Funds generated by Out of County Services to fund the design and construction of municipal infrastructure improvements in the Idols Road Business Park ("Business Park") through an Interlocal Agreement between the City of Winston-Salem and Forsyth County pursuant to the provisions of N.C.G.S. 160A-460 et. seq. as well as N.C.G.S. 153A-149(c)(16a),(28a), and (34); and

WHEREAS, of the \$690,000 requested by the County, \$300,000 would be a grant and \$390,000 would be a loan to be paid back to the City/County Utility Commission Fund over a term of ten (10) years using Forsyth County tax revenues from the new development;

NOW, THEREFORE, BE IT RESOLVED, that the Forsyth County Board of Commissioners hereby ratifies and authorizes the expenditure of up to \$690,000 by Forsyth County from the City/County Utility Commission Fund for the design and construction of municipal infrastructure improvements at Idols Road Business Park through an Interlocal Agreement between the City of Winston-Salem and Forsyth County upon approval by the Winston-Salem City Council.

BE IT FURTHER RESOLVED that this resolution ratifies and authorizes an interlocal agreement between the City of Winston-Salem and Forsyth County pursuant to N.C.G.S. 160A-460 et. seq. as well as N.C.G.S. 153A-149(c)(16a),(28a), and (34) and that the same is hereby spread upon the minutes of the County of Forsyth.

Adopted this 13th of February 2017.