

REQUEST FOR BOARD ACTION

HENDERSON COUNTY BOARD OF COMMISSIONERS

MEETING DATE: May 18, 2011

SUBJECT: Westfeldt Park and partnership with North Carolina Wildlife Resources Commission

ATTACHMENTS: Yes

SUMMARY OF REQUEST:

The Henderson County Parks and Recreation Department would like to enter into a long term partnership with the North Carolina Wildlife Resources Commission to enhance river access and recreational opportunities to the French Broad River at the county owned Westfeldt Park.

The North Carolina Wildlife Resources Commission proposes to enhance the current boat access ramp, access road, help manage and patrol the area and potentially provide opportunities for fishing along the river bank. The expenses associated with this work would be provided by the NCWRC. The County would enter into a long term lease agreement (25 years) with the NCWRC and continue to maintain and operate the park as it does for the benefit and enjoyment of the citizens of the county.

This proposal to partner with the NCWRC has been presented to and endorsed by the Recreation Advisory Board at their meeting on April 12, 2011. The partnership would not affect the current plans for the establishment of a Dog Park in conjunction with the Town of Fletcher at Westfeldt Park

BOARD ACTION REQUESTED:

Recreation staff and the Recreation Advisory Board are supportive of entering into a long term agreement with the NCWRC to enhance river access to the French Broad River at Westfeldt Park. The NCWRC would provide the funds for the enhancements and the maintenance of these enhancements. The county would continue its' current management and maintenance practices at Westfeldt Park. It is requested that Henderson County Parks and Recreation be permitted to enter into a long term agreement to enhance river access to the French Broad River on behalf of the county.

Suggested Motion:

I move that the Henderson County enter into a long term agreement with the North Carolina Wildlife Resources Commission to enhance river access at Westfeldt Park.



Westfeldt Park—located on the French Broad River.

SAMPLE/DRAFT
MEMORANDUM OF AGREEMENT

Agreement to design, permit, renovate, operate and maintain a public boating access facility at Westfeldt Park.

This agreement is made and entered into this the First day of XXXXX, 2011, by and between the **North Carolina Wildlife Resources Commission** hereinafter referred to as the COMMISSION, and **Henderson County, NC** hereinafter referred to as the COUNTY.

I. PURPOSE OF THE AGREEMENT

It is mutually agreed that the COMMISSION and the COUNTY will cooperate to provide free public boating access at the boat landing located on the 15 acre parcel owned by the COUNTY at 83 Old Fanning Bridge Rd. Fletcher, NC on the French Broad River.

II. RESPONSIBILITIES

A. The COMMISSION agrees to:

1. Provide design development for renovation of the public boat landing, including any parking area.
2. Obtain all regulatory permits required for the construction and improvements.
3. Construct all repairs and improvements to the boat landing, parking area and courtesy docks.
4. Make any future necessary repairs to major infrastructure items such as concrete ramps, docks and parking area.

B. The COUNTY agrees to:

1. Provide free public boating access including vehicle and trailer parking.
2. Maintain the grounds surrounding the site keeping the grass mowed at regular intervals year round and litter removed regularly.

C. The COUNTY and the COMMISSION agree to:

1. Manage the access area as a COMMISSION facility with no closure of the site except for repair purposes, emergency situations, limited special uses or best management practices. The facility will be posted with COMMISSION boating access area regulations using kiosks and signage.

III. TERMINATION

It is mutually agreed that either party may terminate its involvement in this agreement by written notice to the other at least 120 days in advance of the date on which termination is to become effective. If the agreement is terminated before the end of

the agreement as described below, the COUNTY will reimburse the COMMISSION for the cost of infrastructure improvements on a pro-rated cost share.

IV. TERM OF AGREEMENT

This agreement shall become effective upon full execution and shall continue in effect for a period equal to 25 years.

IN TESTIMONY WHEREOF, this Cooperative Agreement has been executed by parties hereto, in duplicate originals, as of the date first above written.

SIGNE BY: BOC, County Manager, NCWRC,