

REQUEST FOR BOARD ACTION
HENDERSON COUNTY
BOARD OF COMMISSIONERS

MEETING DATE: May 16, 2018
SUBJECT: Extension of Interlocal Agreement
PRESENTER: Charles Russell Burrell
ATTACHMENT(S): Draft extension of agreement

SUMMARY OF REQUEST:

Mills River has requested an extension of the Interlocal Agreement between it, the County and the Sheriff, for four (4) additional years. For FY19 and beyond, under this agreement the Sheriff would provide five (5) patrol deputies assigned to Mills River, and Mills River would pay one hundred percent (100%) of the full cost as defined in the Interlocal Agreement.

County staff will be present and prepared if requested to give further information on this matter.

BOARD ACTION REQUESTED:

Approval of the extension.

If the Board is so inclined, the following motion is suggested:

I move that the Board approve the proposed extension of the Interlocal Agreement with Mills River and the Sheriff.



EXTENSION OF INTERLOCAL AGREEMENT

This EXTENSION OF INTERLOCAL AGREEMENT is made between the County of Henderson, a body corporate and politic of the State of North Carolina (the "County"), Sheriff Charles S. McDonald, Sheriff of Henderson County (the "Sheriff"), and the Town of Mills River, a North Carolina municipal corporation ("Mills River"). This agreement is executed as is stated below, but is effective as of July 1, 2018.

Statement of Facts and Circumstances

- A. The County, the Sheriff and Mills River entered into an Interlocal Agreement regarding law enforcement services effective July 1, 2016 (the "Agreement"). A copy of the Agreement is attached.
- B. Under its terms, the Agreement runs through 30 June 2019.
- C. Mills River has requested that the Agreement be extended for a period of four (4) additional years on the same terms as designated in the Agreement for FY19 (as defined in the Agreement), and the other parties are in agreement with this request.

NOW, THEREFORE, in consideration of the covenants, conditions, performances and promises contained herein, the parties agree as follows:

- 1. Paragraph 9, "Term", is revised by striking the same, and inserting in lieu thereof the following:

9. Term. This contract, as extended, began 1 July 2016, and will run through 11:59 p.m. on 30 June, 2023.

- 2. Paragraph 10, "Extensions", is revised by striking the words "1 July, 2019" in the first sentence thereof, and inserting in lieu the words "1 July 2023".

- 3. Paragraph 12 is modified by changing the three addresses for notices to the following:

Town of Mills River
c/o Jeff Wells
124 Town Center Drive
Mills River, NC 28759

Henderson County Sheriff's Office
100 North Grove Street
Hendersonville, NC 28792

County of Henderson
c/o Charles Russell Burrell
1 Historic Courthouse Square, Suite 5
Hendersonville, NC 28792

4. Except as modified hereby, the Agreement remains in full force and effect.

AGREED TO AND EXECUTED by authority duly given, this the _____ day of _____, 2018.

COUNTY OF HENDERSON

By: _____
STEVE WYATT, County Manager

CHARLES S. McDONALD, Sheriff of Henderson County

TOWN OF MILLS RIVER

By: _____
JEFF WELLS, Town Manager