



**TOWN OF APEX TOWN COUNCIL
RESOLUTION OF SUPPORT
WATER RESOURCES DEVELOPMENT GRANT
BEAVER CREEK NATURE PARK STREAM AND
FLOODPLAIN RESTORATION
RES-2025-_____**

WHEREAS, the Mayor and Town Council for the Town of Apex desires to sponsor the Beaver Creek Nature Park Stream and Floodplain Restoration. This project intends to convert the 2,100 linear feet unnamed tributary flowing into Beaver Creek from an unstable and disruptive channel to that of a stable one; and,

WHEREAS, the aforementioned channel will be relocated to provide separation from the sanitary sewer easement that shares the floodplain corridor, improving the floodplain resiliency in the area; and,

WHEREAS, the Town and the residents will benefit as the sanitary sewer will be better protected, and both water quality and flooding will improve.

NOW, THEREFORE BE IT RESOLVED THAT:

- 1) The Apex Mayor and Town Council requests the State of North Carolina to provide financial assistance to Town of Apex for Beaver Creek Nature Park Stream and Floodplain Restoration in the amount of \$ 1,407,236.00 or 66.66 percent of the nonfederal project costs, whichever is the lesser amount;
- 2) The Apex Town Council assumes full obligation of payment of the balance of project costs;
- 3) The Apex Town Council will obtain all necessary State and Federal permits;
- 4) The Apex Town Council will comply with all applicable laws governing the award of contracts and the expenditure of public funds by local governments;
- 5) The Apex Town Council will supervise construction of the project to assure compliance with permit conditions and to assure safe and proper construction according to approved plans and specifications;
- 6) The Apex Town Council will obtain suitable spoil disposal areas as needed and all other easements or rights-of-way that may be necessary for the construction and operation of the project without cost or obligation to the State;
- 7) The Apex Town Council will assure that the project is open for use by the public on an equal basis with no restrictions;

- 8) The Apex Town Council will hold the State harmless from any damages that may result from the construction, operation and maintenance of the project;
- 9) The Apex Town Council accepts responsibility for the operation and maintenance of the completed project.

ADOPTED, this the _____ day of _____ 2025.

TOWN OF APEX

Jacques K. Gilbert
Mayor

Attest:

Allen Coleman, CMC, NCCCC
Town Clerk