

RESOLUTION BY THE CITY OF HENDERSONVILLE CITY COUNCIL APPROVING A GRANT AGREEMENT WITH THE NORTH CAROLINA LAND AND WATER FUND FOR THE LOWER MUD CREEK RESTORATION PROJECT

WHEREAS, the City of Hendersonville has been awarded a grant of \$1,120,929 by the North Carolina Land and Water Fund (the “Fund”), a division of the Department of Natural and Cultural Resources for the lower Mud Creek Restoration Project; and

WHEREAS, the City has received a draft grant agreement to govern the City’s use and the Funds disbursement of the grant; and

WHEREAS, staff has requested City Council to approve the grant agreement and authorize it’s finalization and execution by the City Manager;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hendersonville, North Carolina that:

1. The Grant Contract – Restoration of Degraded Streams or Other Waters (Flood Risk Reduction with Land Acquisition – Government) (the “Grant Agreement”) is hereby approved.
2. The City Manager is authorized to negotiate, finalize and execute the Grant Agreement on behalf of the City in consultation with the City Attorney and stormwater management staff, including future amendments thereto, provided, however, that the following conditions shall apply: the Grant Agreement and any amendment(s) entered now or in the future shall only obligate the City to budgeted and available funds as of the date of the agreement or any such amendment.

Adopted by the City Council of the City of Hendersonville, North Carolina on this 9th day of August, 2023.

Attest:

Barbara G. Volk, Mayor, City of Hendersonville

Angela L. Reece, City Clerk

Approved as to form:

Angela S. Beeker, City Attorney