

**RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF HENDERSONVILLE
AUTHORIZING A FREE-PARKING-ON-SUNDAY CONTRACT BETWEEN
THE CITY OF HENDERSONVILLE AND FIRST BAPTIST CHURCH OF HENDERSONVILLE**

WHEREAS, the First Baptist Church of Hendersonville (the “Church”) has requested that the City allow free parking on Sundays in the City’s parking deck, located on the corner of 5th Avenue and Church Street, in exchange for the Church's lump sum payment to the City of \$12,000.00; and

WHEREAS, free parking on Sundays will benefit the Church by allowing its congregation to have parking available on a first-come, first-served basis for Sunday services; and

WHEREAS, the free parking on Sundays will benefit the City by encouraging not only the Church congregation but also the general public to visit and remain downtown on Sundays, and therefore the contract is mutually beneficial to both parties; and

WHEREAS, the provision of public parking has long been recognized as a valid public purpose in North Carolina, allowing the expenditure of public funds and the establishment of contracts to construct or manage parking infrastructure; and

WHEREAS, the City has the authority to directly operate public parking facilities and define the exact operational standards, term limits, and revenue-sharing mechanisms associated with such facilities;

NOW THEREFORE BE IT RESOLVED by the **CITY COUNCIL FOR THE CITY OF HENDERSONVILLE** that the City Manager for the City of Hendersonville is authorized to entered into an agreement with the Church on behalf of the City in accordance with the following terms and conditions, and containing such other terms and conditions as he deems appropriate in consultation with the City Attorney:

1. The term of the Agreement shall be for one (1) year, commencing on the first Sunday in July, 2026 and terminating on the last Sunday in June, 2027.
2. The Church shall pay to the City a lump sum in the amount of Twelve Thousand Dollars (\$12,000.00) upon the execution of the Agreement.
3. In exchange for the \$12,000 payment, the City will allow free parking in the City's parking deck on Sundays, between the hours of 7:00 a.m. and 10:00 p.m. However, the following dates shall be excepted from the Agreement:
 - a. The Sunday falling during the City's annual Garden Jubilee Festival; and
 - b. The Sunday falling during the North Carolina Apple Festival.

On these specified festival Sundays, parking within the parking deck will be subject to fees imposed by the City, and all revenues collected during these times shall belong exclusively to the City of Hendersonville.

4. The Sunday free parking will be provided strictly on a first-come, first-served basis for not only the Church congregation but also the public at large.

RESOLVED THIS the 2nd day of July, 2026.

Attest:

Barbara G. Volk, Mayor, City of Hendersonville

Jill Murray, City Clerk

Approved as to form:

Angela Beeker, City Attorney