

# FORSYTH COUNTY

## BOARD OF COMMISSIONERS

MEETING DATE: JULY 15, 2013 AGENDA ITEM NUMBER: 14


**SUBJECT: RESOLUTION RATIFYING, APPROVING AND AUTHORIZING EXECUTION OF AN AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN FORSYTH COUNTY AND THE VILLAGE OF TOBACCOVILLE FOR THE FUNDING AND PROVISION OF GOVERNMENTAL SERVICES**

**COUNTY MANAGER'S RECOMMENDATION OR COMMENTS:** Recommend Approval

### SUMMARY OF INFORMATION:

See attached

ATTACHMENTS:  YES  NO

SIGNATURE:  DATE: July 11, 2013  
COUNTY MANAGER

**RESOLUTION RATIFYING, APPROVING AND AUTHORIZING EXECUTION  
OF AN AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN  
FORSYTH COUNTY AND THE VILLAGE OF TOBACCOVILLE FOR  
THE FUNDING AND PROVISION OF GOVERNMENTAL SERVICES**

**WHEREAS**, the County of Forsyth and the Village of Tobacoville have agreed to the terms of the attached Amendment To Interlocal Agreement for the funding and provision of governmental services, to ensure that amounts collected by the State for ad valorem taxes on registered classified motor vehicles are properly remitted to the Village.

**NOW, THEREFORE, BE IT RESOLVED** by the Forsyth County Board of Commissioners that the attached Amendment To Interlocal Agreement, is hereby ratified as required by N.C.G.S. 160A-461, approved, and the Chairman or County Manager and the Clerk to the Board are hereby authorized to execute the said amendment to agreement, on behalf of Forsyth County, subject to a pre-audit certificate thereon by the Chief Financial Officer, where applicable, and approval as to form and legality by the County Attorney.

**BE IT FURTHER RESOLVED** that this resolution ratifying interlocal cooperation between Forsyth County and the Village of Tobacoville is hereby spread upon the minutes of the Board of Commissioners of Forsyth County.

Adopted this 15<sup>th</sup> day of July 2013.

**AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN  
FORSYTH COUNTY AND THE VILLAGE OF TOBACCOVILLE FOR THE  
FUNDING AND PROVISION OF GOVERNMENTAL SERVICES**

This Amendment To Interlocal Agreement is hereby made and entered into this \_\_\_\_\_ day of July, 2013 by and between Forsyth County (the "County") and the Village of Tobacconville (the "Village").

Whereas, the County and Village have previously entered into an Interlocal Agreement for the funding and provision of governmental services, which was fully executed on May 23, 2011; and

Whereas, the County and Village have agreed to amend the said Interlocal Agreement to clarify the expenses relating to registered classified motor vehicle tax revenues, authorized therein to be shared by the County and Village;

Now, Therefore, for and in consideration of the premises contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

Section I.A.(1), entitled "Tax Administration", is hereby amended to state the following:

- (a) The County agrees to provide tax collection administration and tax collection services for the Village and the Village agrees to pay the County for tax collection administration and tax collection services in the amount of one percent (1%) of the total amount of Tobacconville taxes collected by the County, with the minimum fee in any event to be Five Hundred Dollars (\$500.00) per year.
- (b) To ensure that amounts collected by the State for ad valorem taxes on registered classified motor vehicles pursuant to Chapter 105, Article 105, and Chapter 20 of the North Carolina General Statutes are properly remitted, the County agrees to disburse to the Village its share of net registered classified motor vehicle tax revenues in amounts calculated consistent with the manner in which the State remits the net motor vehicle revenue funds to the County.

All other terms and conditions as set forth in the original agreement shall remain in full force and effect for the duration of this agreement and are incorporated herein by reference as if fully set forth herein.

[SIGNATURES ON NEXT PAGE]

IN WITNESS WHEREOF, Forsyth County and the Village of Tobaccoville have set their hands and seals in execution of this amendment.

VILLAGE OF TOBACCOVILLE

ATTEST:

By: \_\_\_\_\_  
Mayor

\_\_\_\_\_  
Village Clerk

FORSYTH COUNTY

ATTEST:

By: \_\_\_\_\_  
County Manager

\_\_\_\_\_  
Clerk to the Board