

Resolution #20-0046  
Resolution Book, Volume 2, Page 43

**RESOLUTION APPROVING AGREEMENT WITH GRIFFITH VOLUNTEER FIRE DEPARTMENT, INC. FOR PAYMENT OF DEBT AND APPROVING SUBMISSION OF THE PAYMENT SCHEDULE TO THE NORTH CAROLINA LOCAL GOVERNMENT COMMISSION FOR APPROVAL**

**WHEREAS**, N.C.G.S. §160A-31.1 provides that if a city annexes any area which is served by a rural fire department and which is in a rural fire protection district under Article 3A of Chapter 69 of the General Statutes, the city shall pay annually a portion of any payments due on any debt relating to facilities or equipment of the rural fire department, if the debt was existing at the time of adoption of the resolution of intent to annex; and

**WHEREAS**, effective September 16, 2019, the City has annexed a portion of the Griffith Volunteer Fire District which is a rural fire protection district as defined by the General Statutes; and

**WHEREAS**, Griffith Volunteer Fire Department has submitted financial information to the City on debt relating to facilities or equipment of the rural fire department, which existed at the time of the submission of the petition for annexation, and such information has been verified by the City Budget Office; and

**WHEREAS**, Griffith Volunteer Fire Department has agreed upon a debt payment schedule in accordance with the provisions of N.C.G.S. §160A-31.1; and

**WHEREAS**, the recommended total debt payments for fiscal years 2019-20 through 2021-22 are \$151.24, with a present value of \$147.91; and

**WHEREAS**, N.C.G.S. §160A-31.1 requires that the City and the rural fire department jointly present a debt payment schedule to the North Carolina Local Government Commission

for approval and that no payment may be paid until such schedule has been approved by the Local Government Commission; and

**WHEREAS**, the agreed upon debt payment schedule has been reviewed by the Finance Committee, with a recommendation for approval and submission of the same to the North Carolina Local Government Commission.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council, upon recommendation of the Finance Committee, that the City Manager is hereby authorized to execute an agreement for debt payment with Griffith Volunteer Fire Department and the City Treasurer is authorized to submit the same to the North Carolina Local Government Commission for approval, contract form to be approved by the City Attorney.

**BE IT FURTHER RESOLVED**, that the lump sum payment, at a present value of \$147.91, will be covered by funds appropriated in the Fire Department's 2019-20 operating budget.