

**RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT WITH THE
METROPOLITAN PUBLIC TRANSPORTATION AUTHORITY
FOR CONTINUATION OF RISK MANAGEMENT SERVICES**

WHEREAS, the General Assembly of North Carolina added a new Article 34 to Chapter 160A of the General Statutes pursuant to the Projects for Advancing Vehicle-Infrastructure Enhancements Act (Session Law 2025-39) (the “PAVE Act”); and

WHEREAS, the Metropolitan Public Transportation Authority (the “MPTA”) was created under Article 34 and was organized under Articles of Incorporation that the North Carolina Secretary of State certified on December 3, 2025; and

WHEREAS, under the PAVE Act, the Charlotte Area Transit System (“CATS”), currently a department within the City of Charlotte, will transition to the newly established MPTA; and

WHEREAS, the PAVE Act requires the MPTA to complete numerous tasks and actions by July 1, 2026 to aid in the initial establishment and operations of the MPTA; and

WHEREAS, as a department of the City, CATS is currently insured through the City’s Risk Management Fund managed by the Risk Management Division of the City’s Finance Department (the “Risk Division”) and receives claims management, loss control, and insurance services from the Risk Division; and

WHEREAS, the Risk Division also provides claims management, loss control, and insurance services to the City of Charlotte, Mecklenburg County, the Charlotte-Mecklenburg Board of Education, the Charlotte Regional Visitors Authority, MEDIC, and the Charlotte-Mecklenburg Library System through various agreements; and

WHEREAS, the Risk Division renews all insurance policies annually consistent with the fiscal year (July through June) and the annual renewal process for these policies begins every spring; and

WHEREAS, to mitigate risk and ensure continuity of insurance coverage and claims services, the MPTA has requested, and the City has agreed, for the Risk Division to provide the MPTA with risk-management services and placement of insurance coverage related to all CATS’ assets and operations consistent with the Risk Division’s current services and placement of insurance coverage for CATS and pursuant to the terms of this Agreement; and

WHEREAS, the City and the MPTA have the power pursuant to Article 20 of Chapter 160A of the General Statutes to perform jointly any function that they have the power to perform alone, or to contract with one another for the performance of any

governmental function that they have the power to perform alone, and to enter into contracts and agreements to specify the details of these joint undertakings.

WHEREAS, North Carolina General Statute § 160A-461 requires that Interlocal Agreements “be ratified by resolution of the governing board of each unit spread upon its minutes.”

NOW THEREFORE, BE IT RESOLVED that the City Council for the City of Charlotte hereby:

1. Authorizes and approves the City of Charlotte to enter into the proposed Interlocal Agreement with the Metropolitan Public Transportation Authority for the provision of risk management services.

2. Authorizes the City Manager, or his designee, to negotiate and execute the proposed Interlocal Agreement with the Metropolitan Public Transportation Authority consistent with the purpose for which the agreement was approved.

3. Directs that this resolution and its adoption be reflected in the minutes of the Charlotte City Council.

This the 23rd day of February, 2026.