

RESOLUTION # _____

RESOLUTION DELEGATING APPROVAL AUTHORITY OF
CERTAIN CONTRACTS TO THE COUNTY MANAGER

Whereas, pursuant to Memorandum of Understanding approved by and between THE BOARD OF TRUSTEES OF ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE and COUNTY OF BUNCOMBE, NORTH CAROLINA dated March 20, 2012, The Board of Trustees and the Board of Commissioners agreed to jointly make certain final decisions regarding construction projects for the College, including the selection, fee and approval of architects; final construction contract(s) as permitted by law; and approval or denial of change orders in excess of \$50,000; and

WHEREAS, by said Memorandum of Understanding, it was agreed that the County would act as agent for the College and be designated as the "owner's representative" in all documents requiring such a designation for construction activities; and

WHEREAS, the parties further agreed that the design of all improvements shall conform to the programming and educational needs as identified by the College with County participation, subject to budget constraints; and

WHEREAS, this Board is of the opinion that given the checks and balances in place with respect to programming and budget that it would be in the best interest of all parties to streamline the approvals under said Memorandum of Understanding.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Buncombe as follows:

1. That the County Manager, or her designee, is hereby authorized to make final decisions and approvals for the Asheville-Buncombe Technical Community College construction projects for the College as contemplated by the Memorandum of Understanding dated March 20, 2012, including the selection, fee and approval of architects; final construction contract(s) as permitted by law; and approval or denial of change orders in excess of \$50,000 on behalf of Buncombe County.
2. That this resolution be effective upon its adoption.

ADOPTED this the 5th day of June, 2012.

ATTEST

BOARD OF COMMISSIONERS FOR THE
COUNTY OF BUNCOMBE

Kathy Hughes, Clerk

By: _____
David Gantt, Chairman

APPROVED AS TO FORM

Michael C. Frue, County Attorney