



**MACON COUNTY BOARD OF COMMISSIONERS
MARCH 12, 2024
REGULAR MEETING MINUTES**

Chairman Shields called the meeting to order at 6:00 p.m. All Board Members, County Manager Derek Roland, Deputy Clerk Tammy Keezer, Finance Director Lori Carpenter, and County Attorney Eric Ridenour were present, as were a number of county employees, media, and citizens.

ANNOUNCEMENTS:

- (A) Mr. Roland announced that there will be a Special Meeting on Monday, March 25, 2024, at 5:30 p.m. in the Commission Board Room located at 5 West Main Street, Franklin NC. The purpose of this Special Meeting will be to approve a contract for pre-construction services for the Franklin High School Project as well as a Public Hearing to consider entering into a private sale agreement to sell county-owned property and provide an incentive grant to the purchaser. He provided a copy of the Notice of Special Meeting and Public Hearing that will be sent to The Franklin Press for publication in the March 13, 2024 edition [Attachment 1].

MOMENT OF SILENCE: Chairman Shields requested all in attendance rise and a moment of silence was observed.

PLEDGE OF ALLEGIANCE: Led by Commissioner Antoine, the pledge to the flag was recited.

PUBLIC HEARING(S): None

PUBLIC COMMENT PERIOD: **Gracie Parker** representing "Why Us Kids" spoke about the need for counselors in all schools. She invited board members and the public to a public health rally on April 28, 2024, from 2:00 p.m. to 5:00 p.m. at the Gazebo Square. Miss Parker also shared information about a book titled, "Shattered" which can be purchased on Amazon. She said the book is about lives impacted by substance abuse and includes her personal story. Miss Parker also announced that she had recently received the Youth Citizenship Award from the Franklin Chamber of Commerce. **Maryann Ingram** spoke in support of a quarter-cent sales tax referendum. **Betsie Baste** spoke in support of a quarter-cent sales tax referendum. Spoke in support of Franklin Garden Club and what they do for this community. **Scott Baste** spoke in support of a quarter-cent sales tax referendum. **Jake Loudon** spoke about road conditions on the Georgia Road.

ADDITIONS, ADJUSTMENTS TO AND APPROVAL OF THE AGENDA: Upon a motion by Commissioner Young, seconded by Commissioner Antoine the board voted unanimously to approve the agenda, as adjusted, as follows:

- To remove Item 10E under Old Business, Construction Manager at Risk for Highlands School, per Mr. Roland
- To add Item B1 under Old Business, Reconciliation of Change Orders for Macon Middle School Locker Room Project, per Mr. Roland
- To add a Closed Session after Item 10A under Old Business, per Mr. Roland
- To modify Item 13A under Appointments from two to three appointments for the Economic Development Commission, per Mr. Roland

REPORTS AND PRESENTATIONS:

(A) FRANKLIN GARDEN CLUB: Rhonda Tallent, Liaison, and Paige Selking, President. Ms. Selking began by reminding board members that the Franklin Garden Club has been taking care of public spaces in Franklin since 1928. She shared information about the volunteer hours that were completed in 2023, some of which occurred by partnering with Men’s Teen Challenge. Ms. Selking gave a summary of some of the improvements and maintenance that had been completed this year and highlighted goals for fiscal year 2024-25. Ms. Selking and Ms. Tallent shared photos via a PowerPoint presentation of areas and items for the requested improvements, a copy of which is in the office of the Clerk to the Board. Ms. Selking said Macon County provides \$2,500 annually to the Franklin Garden Club to cover expenses and they are requesting to increase this to \$5,000 beginning next fiscal year. She indicated that the Town of Franklin gives some funds to help with the two squares, the club has an annual plant sale, and they collect membership dues and donations. Ms. Selking said they do not get a lot of donations but raised about \$2,600 from the plant sale last year. She said their current membership dues are \$20 per year and they are looking at partial membership dues for seasonal members. Commissioner Higdon said the Courthouse Square and the Gazebo Square look bad and he would like to expand what the Franklin Garden Club does to expand to all four squares. Chairman Shields suggested this request be included in the budget process which is currently underway. Commissioner Shearl inquired as to how the clock tower became an issue of the Franklin Garden Club. He suggested getting volunteers from local businesses, Franklin High School carpentry classes, etc. to assist with the repairs. Some additional discussion followed and the board thanked the presenters for coming and sharing the information.

OLD BUSINESS:

(A) DISCUSSION AND CONSIDERATION OF CONTRACT FOR MCGILL ASSOCIATES FOR THE PLANNING OF PHASE 1A OF THE VETERANS MEMORIAL RECREATION MASTER PLAN- Parks and Recreation Director Seth Adams shared a summary of the area which includes the addition of pickleball courts, tennis courts, a connector bridge, etc. Ms. Carpenter shared that there is \$200,000 already allocated in the budget for this part of the project so a budget amendment is not needed. Mr. Adams requested a motion to enter into a contract with McGill Associates in the amount of \$163,700. Commissioner Young said this project falls in line with our Capital Improvement Plan (CIP) and is something that we need and have planned. Commissioner Shearl said he was excited and ready to vote. Commissioner Young made a motion, seconded by Commissioner Antoine to enter into a contract with McGill Associates as requested. Vote was unanimous.

CLOSED SESSION: At 6:53 p.m., upon a motion by Commissioner Shearl, seconded by Commissioner Young, the board voted unanimously to go into closed session as allowed under NCGS 143-318.11(a)(3) to preserve the attorney-client privilege. At

7:17 p.m., upon a motion by Commissioner Higdon, seconded by Commissioner Antoine, the board voted unanimously to come out of closed session and return to open session.

(B) DISCUSSION AND CONSIDERATION OF PROPOSAL FOR THE PUBLIC SAFETY RADIO SYSTEM AT MACON MIDDLE SCHOOL AND RECONCILIATION OF CHANGE ORDERS FOR MACON MIDDLE SCHOOL LOCKER ROOM PROJECT - Mr. Roland explained that installation of the required low voltage wiring consumed the majority of the contingency funding due to an omission by the architect. He indicated that an agreement has been made with the architect and contractor including liquidated damages and requested a motion for a budget amendment to move funds from the fund balance for the purchase of the bi-directional radio system in the Macon Middle School (MMS) main building as well as the locker room complex, consolidation of all change orders remaining at the locker room project and, resolution of the liquidated damages with the locker room project \$69,786. Motion by Commissioner Young, seconded by Commissioner Shields to approve a budget amendment as requested in the amount of \$69,786. Vote was unanimous.

(A) RATIFICATION OF REVISED 3-1 CAPITAL PROJECT FOR FIRE RESCUE TRAINING CENTER - Southwestern Community College President Dr. Don Tomas thanked board members for the approval of the 3-1 Construction Projects and said the state had approved them at the system level as well. He indicated that the 3-1 amendments only allocated county funding with no change to state funding and he hopes to put the project out to bid soon. Mr. Roland said, as a matter of formality the board is approving the 3-1 amendments as the funds were appropriated at the February 13, 2024, regular meeting. After some discussion, Commissioner Shearl made a motion, seconded by Commissioner Shields, to approve the amendments as requested. Vote was unanimous.

(B) RATIFICATION OF 3-1 FOR GROVES CENTER EXPANSION - Mr. Roland said, as a matter of formality the board is approving the 3-1 amendments as the funds were appropriated at the February 13, 2024, regular meeting. After some discussion, Commissioner Young made a motion, seconded by Commissioner Antoine, to approve the amendments as requested. Vote was unanimous.

(C) APPROVAL OF CONSTRUCTION MANAGER (CM) AT RISK CONTRACT FOR HIGHLANDS SCHOOL RENOVATION/ADDITION - removed.

NEW BUSINESS:

(A) DISCUSSION AND CONSIDERATION OF 3-1 FOR INDOOR FIRING RANGE - Southwestern Community College President Dr. Don Tomas said they had received 10 million dollars in the last legislative session to create a regional training facility. He said that in addition to county and state agencies being able to use the facility at no charge, the facility can also be used by the Forest Service and the National Guard at a cost to those agencies. Dr. Tomas said the facility will be located beside the current Public Safety Training Center on Industrial Park Road. Southwestern Community College Dean of Public Safety Training Curtis Dowdle talked about the uses of the facility, curriculum planning, lead reduction to the ground, etc. Commissioner Shearl clarified that this facility could not be used by the public or for concealed carry classes and inquired about the technology that was going to be used. Mr. Dowdle spoke about the ventilation system, protective gear, soundproofing, etc. Ms. Carpenter highlighted that approval of this agreement requires the county to provide the ongoing operating costs projected at \$54,715 per year beginning in

2027. Commissioner Antoine made a motion, seconded by Commissioner Young to approve the 3-1 as requested. Vote was unanimous.

(B) DISCUSSION AND CONSIDERATION OF RESOLUTION IN RECOGNITION OF MACON COUNTY CRAWFORD SENIOR CENTER VOLUNTEERS - Senior

Services Administrative Officer Jennifer Hollifield shared information about the 5,004 volunteer hours that have been provided during 2023 which is equal to about \$150,000. She said volunteers spent time delivering meals, leading classes, and helping with open enrollment for SHIIP (Senior Health Insurance Information Program). She said that 445 individuals were counseled, 1,500 hours were spent conducting activities such as dance, Tai Chai, yoga, etc., and 2,700 hours were spent delivering 11,000 hot meals to 70 homebound individuals as well as over 200 individuals in the congregate meal program. Ms. Hollifield said volunteers were aged 24-92 with the majority in their 70's. She requested the board adopt a resolution recognizing Volunteer Week and invited board members to a recognition celebration on April 23, 2024, at 4:00 p.m. at the Crawford Senior Center. Commissioner Antoine said he was pleased to see these folks recognized and did not realize the amount of hours they give. Commissioner Shearl said he had no clue what happens at the Senior Service Center, those seniors are dear to his heart, and he is grateful to the volunteers and the work they do. Commissioner Antoine made a motion, seconded by Commissioner Shearl to approve the resolution as requested [Attachment 2].

(C) DISCUSSION AND APPROVAL OF PULSE (PANTHER UNIFIED LEARNING AND SKILLS EXCHANGE) - Macon County Schools Career and Technical

Education (CTE) Director Colleen Strickland shared that the pathways that are being offered to students are being expanded to offer a public safety curriculum. She said this will allow students to participate in internships, and job shadowing in public safety departments with this opportunity only available because of collaboration between Macon County and Macon County Schools. Ms. Strickland said that instructor Larry Pickens has gained additional certifications and given up his planning period to make this programming happen. Mr. Pickens said he wants to put students in the environment that they want to go to work in and shared that Sheriff Brent Holbrooks and Emergency Management Director Warren Cabe have been instrumental in making this happen. Mr. Pickens said they will know next week about student interest and enrollment and he hopes this will help with participation in the volunteer fire departments. Commissioner Young made a motion, seconded by Commissioner Shields to approve the Memorandum of Understanding as requested. Vote was unanimous.

(D) NANTAHALA BROADBAND UPDATE AND DISCUSSION OF CAB (COMPLETING ACCESS TO BROADBAND) PROGRAM AND LETTER OF COMMITMENT FOR MACON COUNTY - Macon County Broadband Consultant

Jeff Lee provided a PowerPoint presentation and shared updates about the Nantahala Project. He said BalsamWest is about 50 percent complete with a targeted completion to June 1, 2024. Mr. Lee indicated that BalsamWest will be installing some equipment at Nantahala School and has obtained an easement for that. He said a \$50,000 grant from Southwest Commission for had been received to pay for the equipment and installation of public Wi-Fi with most of the installation complete. Mr. Lee gave an update on the Frontier GREAT Grant, BalsamWest GREAT Grant, and the Charter RDOF Subsidy. He talked about the new CAB (Continuing Access to Broadband) project that was kicked off by the state in January 2024. Mr. Lee indicated that this program is different as the county will be collaborating directly with NCDIT (North Carolina Department of Information Technology) to identify the project areas that the county wants to work on. He said this program requires a county match, and identification of priority areas (approximately 2600 locations that are eligible for this funding). Mr. Lee asked for a letter of commitment with a request of

approximately \$1,067,000 (10 percent) which would allow for an 8 million dollar grant. Mr. Roland stated that the agenda packet included a grant project ordinance amendment in the amount of \$396,425 in American Rescue Act Funding (ARPA) balance to be spent by December 31, 2024, which could go toward this \$1,067,000 leaving a balance of \$670,575 to be appropriated from the general fund. After some discussion, Commissioner Higdon made a motion, seconded by Commissioner Shearl to pursue the CAB grant with a letter of commitment committing the county to a \$1,067,000 match, the ARPA ordinance amendment, and appropriating \$670,575 from the general fund balance as part of grant match. After some discussion a 4-1 vote was taken with Commissioner Higdon, Commissioner Shearl, Antoine, and Commissioner Higdon voting in favor of the motion, and Commissioner Young opposed.

(E) RECOMMENDATION OF CONSTRUCTION MANAGER (CM) AT RISK FOR FRANKLIN HIGH SCHOOL PROJECT – Mr. Roland reviewed the process that had been followed to issue and receive responses to a Request for Qualifications (RFQ) for a Construction Manager (CM) at Risk. He reported that three firms responded and the Liaison Committee and School Board members participated as the selection committee. Mr. Roland stated that the selection committee chose Carroll Daniel Construction and they will begin contract negotiations and will bring forth a contract for pre-construction services at the March 25, 2024 Special Meeting. Mr. Roland indicated that following approval of the pre-construction contract the CM at Risk will present a guaranteed maximum price for the project. Commissioner Young made a motion, seconded by Commissioner Shields to approve the recommendation and to begin contract negotiations with Carroll Daniel Construction. Vote was unanimous.

(F) DISCUSSION AND CONSIDERATION OF OFFER TO PURCHASE COUNTY PROPERTY LOCATED AT 38 PEEKS CREEK ROAD (OLD PINE GROVE SCHOOL) IN FRANKLIN - Attorney Ridenour reviewed the history of the deed for the property, redefining property lines, previous offers, and the current offer of \$102,910 which is the tax appraised value. He said if the board accepts this bid then the offer will be published in the newspaper for the upset bid process. Commissioner Young said he did not think this was an equitable investment for the county. He said the inside of the building is in good shape. Commissioner Higdon said we have talked about this for a while and made a motion to accept the offer in the amount of \$102,910 followed by the upset bid process. Commissioner Shearl said we have not had any community input into releasing a public property that is also used as a voting precinct and thinks we need to have a public hearing. Motion dies for lack of a second. Commissioner Shearl made a motion, seconded by Commissioner Young, to have a public hearing on the Pine Grove School property before entering into a contract. Attorney Ridenour suggested scheduling the public hearing for the April 9, 2024, regular meeting. The vote was 4-1 with Commissioner Antoine, Commissioner Shearl, Commissioner Shields, and Commissioner Young voting in favor of the motion, and Commissioner Higdon opposed.

(G) DISCUSSION AND CONSIDERATION OF RESOLUTION REGARDING ONE-QUARTER CENT COUNTY SALES AND USE TAX REFERENDUM - Attorney Ridenour explained the resolution calling for a referendum at the November election. Commissioner Shearl said the people have the option to approve or not. Commissioner Antoine said to leave it in the hands of the people as it doesn't make sense for people coming through here to not pay sales tax. Commissioner Higdon made a motion, seconded by Commissioner Shearl. Vote was unanimous [Attachment 3].

(H) DISCUSSION AND APPROVAL TO EXEMPT REQUEST FOR PROPOSALS (RFP) FOR ENGINEERING SERVICES BELOW \$50,000.00 FOR GEOTECHNICAL ENGINEERING SERVICES FOR THE HYDROGEOLOGIC DESIGN AND UPDATE TO THE ENVIRONMENTAL MONITORING PLAN FOR THE FUTURE PHASE III, CELL II OF THE MACON COUNTY LANDFILL -

Solid Waste Director Chris Stahl explained the process for selection of engineering services and the timeline for the process being a tight window. He said the only way for us to move forward in July 2024 is to have this exemption in place. Commissioner Young made a motion, seconded by Commissioner Shields to approve the resolution as requested [Attachment 4]. Vote was unanimous.

(I) DISCUSSION AND CONSIDERATION OF REQUEST FOR QUALIFICATION (RFQ) FOR ENGINEERING SERVICES RELATED TO PERMIT TO CONSTRUCT MACON COUNTY LANDFILL, PHASE III, CELL II, AND CLOSURE OF MACON COUNTY LANDFILL PHASES I AND II -

Solid Waste Director Chris Stahl said he was requesting approval to go through the RFQ process as described earlier by Mr. Roland to select an engineering consulting firm as described in the packet provided. After some discussion, Commissioner Young made a motion, seconded by Commissioner Antoine, to solicit an RFQ as requested. Vote was unanimous.

(J) DISCUSSION REGARDING DRAFT REGISTRATION/PERMITTING OF HAULERS AND COLLECTORS IN MACON COUNTY -

Solid Waste Director Chris Stahl explained that the Macon County Solid Waste Ordinance indicates that the commissioners will approve and permit anyone that is going to be hauling trash for hire. He said because we had a franchise agreement that required subscription service with the franchisee and prohibited other haulers. Mr. Stahl said that during the last renewal of the franchise agreement, this restriction was removed which led to him reviewing the ordinance and revisiting the permitting of haulers. He shared a draft application and approval process that a company would need to go through to be registered. Mr. Stahl said he has not looked at any punitive aspects as he wanted feedback from the board. He says this process protects the citizens to ensure there is no illegal dumping, that the hauling company is licensed and insured, that equipment is inspected, etc. After some discussion, Attorney Ridenour requested time to look at the ordinance and the proposal presented and to come back with a recommendation.

CONSENT AGENDA: Upon a motion by Commissioner Young, seconded by Commissioner Antoine, the board voted unanimously to approve the consent agenda as presented which includes: (A) Minutes of the February 8, 2024, special meeting, February 13, 2024, regular meeting, and the February 27, 2024 special meeting, (B) Budget Amendments #161-165, (C) Capital Project Ordinance Highlands Middle School Renovation amendment, (D) Tax releases for the month of February 2024 in the amount of \$270.84, (E) Monthly ad valorem tax collection report for which no action is necessary.

APPOINTMENTS:

(A) Economic Development Commission (3 seats)

Commissioner Shearl made a motion, seconded by Commissioner Antoine to re-appointment of Brian Stiehler (Town of Highlands representative), and the appointment of Stacy Guffey (Town of Franklin representative) to replace Mike Lewis, and Kaye McHan (Town of Highlands representative).

CLOSED SESSION: At 9:43 p.m., upon a motion by Commissioner Higdon, seconded by Commissioner Antoine, the board voted unanimously to go into closed session as allowed under NCGS 143-318.11(a)(5) to discuss the

acquisition of real property. At 10:04 p.m., upon a motion by Commissioner Shearl, seconded by Commissioner Antoine, the board voted unanimously to come out of closed session and return to open session.

ADJOURN: With no other business, at 10:07 p.m., upon a motion from Commissioner Shearl, seconded by Commissioner Young, the board voted unanimously to adjourn.



Derek Roland
Ex Officio Clerk to the Board



Gary Shields
Board Chair

NOTICE OF SPECIAL MEETING AND PUBLIC HEARING

TO CONSIDER ENTERING INTO PRIVATE SALE AGREEMENT TO SELL COUNTY OWNED PROPERTY AND PROVIDE INCENTIVE GRANT.

Please take notice that the Macon County Board of County Commissioners will hold a special meeting and conduct a public hearing on Monday, March 25, 2024 at 5:30p.m. in the Commissioners Board Room located on the third floor of the Macon County Courthouse, located at 5 West Main Street, Franklin, NC 28734. The purpose of the meeting is for the Board to consider a proposed sale of the Macon County Business Development property located at 185 Industrial Park Road, Franklin, Macon County, 28734 as an Economic Development endeavor in accordance with NCGS §158-7.1 and further consider a business incentive grant.

Notice is given that:

1. NCGS §158-7.1(d) provides that a county may contract to sell real property by private sale that is suitable for industrial and commercial use.
2. The tract of real property that the County is considering to sale is that approximate 2.7 acre tract of real property bearing PIN 6574437543, and consisting of a portion of the property first acquired by the County by deed recorded in Book T10, Page 162 of the Macon County Registry.
3. The proposed terms of the sale are:
 - a. Fee simple conveyance of the above referenced tract of real property;
 - b. A sale price of \$797,000, which sum is equal to the County Tax Assessed value and greater than the \$740,000 private appraised value of opinion dated June 15, 2023 prepared by Batson Company;
4. The proposed sale is expected to enable the purchasing business to create 95 new jobs at an average annual salary of \$82,144.00.
5. The county is considering making an incentive grant equal to \$100,000 to the company in return for its job creation and capital investments.

A copy of the County Tax Card showing an assessed value of \$797,000 and the Appraisal Report prepared by Batson Company dated June 15, 2023 with appraised value of \$740,000 can be viewed on the County website, maconnc.org, under "Public Announcements." A hard copy of the same may be obtained in the lobby at the County Annex Building, 5 West Main Street, Franklin, North Carolina.

A copy of the proposed real estate sales contract for consideration by the Board may be obtained at the public hearing on March 25, 2024.

Approved for Public Hearing at the March 12, 2024 meeting of the Macon County Board of County Commissioners.

Macon County



Resolution in Recognition of Macon County Crawford Senior Center Volunteers

WHEREAS, Macon County is a community rich in volunteers that dedicate their valuable time and resources to the Dorothy R. and John L. Crawford Senior Center, making significant and positive outcomes, great and small; and

WHEREAS, volunteers have donated 5,004 hours at the Crawford Senior Center during calendar year 2023; and

WHEREAS, the spirit of volunteerism provides even more evidence that Macon County's greatest resource is its people; and

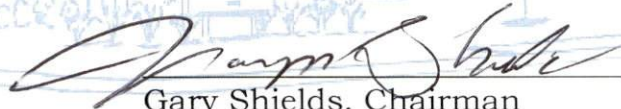
WHEREAS, volunteering one's time has been a significant part of our County heritage; and it is critical that we continue such a tradition to preserve and improve the quality of life for our citizens of our community; and

WHEREAS, experience teaches us that government alone cannot meet all the needs of our county; and

WHEREAS, we continue to rely on the efforts of volunteers to enrich our community.

NOW, THEREFORE, be it resolved that the Macon County Board of County Commissioners do, hereby thank and honor the volunteers at the Crawford Senior Center by proclaiming April 21-27, 2024 as Macon County Volunteer Week.

Adopted at the March 12, 2024, Regular Meeting of the Macon County Board of Commissioners.



Gary Shields, Chairman
Macon County Board of
Commissioners

Attest:



Derek Roland, Macon County
Manager and Clerk to the Board

STATE OF NORTH CAROLINA
COUNTY OF MACON

**RESOLUTION CALLING A SPECIAL ADVISORY REFERENDUM FOR THE LEVY
OF A ONE-QUARTER CENT COUNTY SALES AND USE TAX**

WHEREAS, the North Carolina General Assembly has enacted the “One-Quarter Cent County Sales and Use Tax Act” Article 46 of Chapter 105 of the North Carolina General Statutes (Session Law 2007-323), which authorizes counties to levy a local sales and use tax; and

WHEREAS, in order to levy the local sales and use tax, Macon County must conduct a special advisory referendum on the question of whether to levy a local sales and use tax and the election shall be held in accordance with the provisions of North Carolina General Statutes §163-287; and

WHEREAS, the Macon County was recently awarded a \$62 million dollar grant to construct a new Franklin High School and make improvements to the Highlands School; and

WHEREAS, it is expected that the above capital improvements to Macon County schools will cost in excess of \$130 million.

WHEREAS, it is therefore the desire of the Board of Commissioners of Macon County to offer the possibility of such additional sales tax to the voters of Macon County in an advisory referendum pursuant to North Carolina General Statute § 105-537.

NOW THEREFORE, BE IT RESOLVED, by the Macon County Board of Commissioners that:

1. The Macon County Board of Commissioners hereby state its intent to use the revenues from the Article 46 one-quarter cent County sales and use tax, if approved by the voters of Macon County, for capital projects of the Macon County School System.
2. A referendum is hereby called during the normal time the polls are open for the election to be held on Tuesday, November 5, 2024, at which there shall be submitted to the qualified voters of Macon County the question stated below.

3. The form of the question to appear on the ballot and in the instruction to voters for said referendum shall be as follows:

[] FOR [] AGAINST

Local sales and use tax at the rate of one-quarter percent (0.25%) in addition to all other State and local sales and use taxes.

4. The referendum shall be held in accordance with the procedures of North Carolina General Statutes § 163-287. The Macon County Board of Elections is hereby directed to conduct said referendum and to take all necessary steps to that end in accordance with the Act.
5. The Board of Elections shall publish legal notice of the special advisory referendum in accordance with the North Carolina General Statutes § 163-287(b) no less than 45 days prior to the election.
6. This Resolution will take effect immediately upon passage.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be delivered by the Clerk to the Board of Commissioners to the Director of the Macon County Board of Elections.

ADOPTED at the March 12, 2024, Regular Meeting of the Macon County Board of Commissioners.



Mr. Gary Shields, Chairman, Macon County Board of County Commissioners

ATTEST:



Derek Roland, Macon County Manager and Clerk to the Board

(Official Seal)



**RESOLUTION EXEMPTING GEOTECHNICAL ENGINEERING SERVICES FOR
MACON COUNTY SOLIDWASTE LANDFILL CELL DEVELOPMENT IN
MACON COUNTY, NORTH CAROLINA, FROM THE PROVISIONS OF ARTICLE 3D OF
CHAPTER 143 OF THE NORTH CAROLINA GENERAL STATUTES**

WHEREAS, Article 3D of Chapter 143 of the North Carolina General Statutes establishes a general public policy regarding procurement of engineering services; and

WHEREAS, North Carolina General Statutes Section 143-64.32 provides:

"Units of local government or the North Carolina Department of Transportation may in writing exempt particular projects from the provisions of this Article in the case of proposed projects where an estimated professional fee is in an amount less than fifty thousand dollars (\$50,000)"; and

WHEREAS, Macon County is now in need of geotechnical engineering services as detailed in the attached proposals from Bunnell-Lammons Engineering in Macon County, North Carolina; and

WHEREAS, the estimated professional engineering fees for the required scope of work related to development of future landfill capacity in Macon County, North Carolina is in an amount less than fifty thousand (\$50,000) dollars.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF MACON that the proposed engineering services for the development of Phase III, Cell II, of the MSW Landfill in Macon County, North Carolina, is hereby exempted in writing from the provisions of Article 3D of Chapter 143 of North Carolina General Statutes pursuant to the provisions of N.C. Gen. Stat. §143-64.32.

Adopted this 12th day of March 2024.


Gary Shields, Chairman
Macon County Board of Commissioners

ATTEST:


Derek Roland, County Manager and
Clerk to the Board

(COUNTY SEAL)

