

RESOLUTION # _____

RESOLUTION DESIGNATING ENGINEERING FIRM TO
COMPLETE INSTALLATION OF STORMWATER SYSTEM

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- WHEREAS, the Buncombe County Stormwater ordinance requires a subdivision owner and developer to design and complete the installation of an approved stormwater system as approved.
- WHEREAS, the owner of the Teems Road Subdivision has defaulted in his responsibilities to complete the system and the County is in the process of collecting the forfeited security bond held for the project.
- WHEREAS, Charles C. Day, PE, of Civil Design Concepts, is the design engineer of record for the project and sealed the plans as approved to the County on behalf of the owner on March 21, 2007, and is a licensed professional engineer in good standing with the NC Board of Registration for Engineers and Land Surveyors.
- WHEREAS, because the installation of the stormwater system must be completed and the County is the named beneficiary of the bond funds in the event of default, the Stormwater Administrator will be required to select the personnel necessary to complete the project; and due to Mr. Day's familiarity with the project to date and his clear understanding of the historical data regarding construction techniques, materials and systems on this project County staff requests that the public announcement for this project be dispensed with and that this particular project be exempted pursuant to NCGS § 143-64.32.

NOW, THEREFORE BE IT ORDAINED by the Buncombe County Board of Commissioners that

1. That the project described above is hereby made exempt from the provisions of NCGS §143-64.31;
2. That the County Manager or her designee is hereby authorized and empowered to enter into a contract for engineering services with Charles C. Day, PE, and/or Civil Design Concepts for the completion of this project.
3. That this resolution shall be effective upon its adoption.

This ordinance shall be effective upon adoption.

This the ____ day of February, 2009.

ATTEST

BOARD OF COMMISSIONERS FOR THE
COUNTY OF BUNCOMBE

KATHY HUGHES, CLERK

BY _____
DAVID GANTT, CHAIRMAN

APPROVED AS TO FORM

COUNTY ATTORNEY