

Resolution Authorizing the Execution of an Interlocal Agreement Regarding Sustainability RFP

- WHEREAS, pursuant to County Resolution #17-12-06 Buncombe County (hereinafter, sometimes “County”) has set a goal of 100% renewable energy for County government by 2030 and County wide within 25 years; and
- WHEREAS, the County and the City of Asheville (hereinafter, sometimes “City”) are committed to working to delay or avoid the construction of an additional fossil fuel-powered combustion turbine electricity generating facility at the Asheville Plant in 2023; and
- WHEREAS, Duke Energy Progress has agreed to co-convene with the City and County a joint Energy Innovation Task Force (EITF) to transition to a cleaner, affordable and smarter energy future through active community engagement, greater promotion of and access to energy efficiency and demand-side management programs; and
- WHEREAS, the County and City have both reserved general funds to pursue opportunities for renewable energy and storage installation on municipal buildings and properties; and
- WHEREAS, the City and County mutually wish to partner on this initiative and find that, under the terms of this Agreement, it is in the best interests of both parties and that the undertaking will benefit the public; and
- WHEREAS, the County will administer the funds that are provided by the City, along with the County funds from the Clean Energy Fund to contract for renewable energy planning services.
- WHEREAS, pursuant to N.C. Gen. Stat. § 160A-461, “[a]ny unit of local government in this State and any one or more other units of local government in this State ... may enter into contracts or agreements with each other in order to execute any undertaking;” and
- WHEREAS, Buncombe County desires to examine what it would take to transition the County to renewable energy to guide the work of the EITF as it promotes policies, programs and to encourage a clean energy future and intended to do so by the issuance of a Request for Proposals (RFP); and
- WHEREAS, the City desires the same and further desires to partner with the County and fund 50% of the cost of examining what it would take to transition the County

and the City to renewable energy to guide the work of the EITF as it promotes policies, programs and to encourage a clean energy future by the issuance of a Request for Proposals (RFP).

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

1. That it hereby authorizes the execution of an interlocal agreement with the City of Asheville, wherein the City of Asheville pays 50% of the cost of examining what it would take to transition the County and the City to renewable energy to guide the work of the EITF as it promotes policies, programs and to encourage a clean energy future by the issuance of a Request for Proposals (RFP).
2. That it hereby authorizes the execution of an interlocal agreement with the City of Asheville substantially similar to the agreement attached hereto as "Exhibit A."
3. That, by and with the consent of the County Legal Department, County staff is hereby instructed to proceed with this undertaking and all acts and doings of officers, employees and agents of the County, whether taken prior to, on, or after the date of this Resolution, that are in conformity with and in the furtherance of the purposes and intents of this Resolution as described above shall be, and the same hereby are, in all respects ratified, approved and confirmed.
4. That the Chair, Vice Chair, County Manager, Interim County Manager, or either of them, or their designee, are hereby authorized to execute such documents as may be required to effect the purposes and intents of this resolution and to interview prospective law firms that respond to the aforementioned Request for Information.
5. That this resolution shall become effective upon its adoption.

This the ____ of _____, 2018.

ATTEST

Lamar Joyner, Clerk

APPROVED AS TO FORM

County Attorney

BOARD OF COMMISSIONERS FOR THE
COUNTY OF BUNCOMBE

By: _____
Brownie Newman, Chairman