

RESOLUTION # _____

RESOLUTION APPROVING THE BUNCOMBE COUNTY PROCUREMENT MANUAL

WHEREAS, every Buncombe County Commissioner, officer and employee has a fiduciary duty to account for public funds and to expend such funds in a diligent and responsible manner and in accordance with State law;

WHEREAS, there are myriad general statutes on the books in the North Carolina General Statutes pertaining to the acquisition of goods and services, including, but limited to, Chapter 160A, Art. 12, Sale and Disposition of Property; Chapter 143, State Departments, Institutions, and Commissions, Art. 3, Purchases and Contracts; Art. 3A, Surplus Property; Art. 3D, Procurement of Architectural, Engineering, and Surveyor Services; Art. 8, Public Contracts which must be read with and applied in conjunction with Chapter 159, Local Government Finance;

WHEREAS, every Buncombe County Commissioner, officer and employee is obligated and required by law to comply with these provisions;

WHEREAS, Buncombe County staff have been working to compile all these various State laws and existing County policies into one streamlined manual that best fits the needs of Buncombe County; and

WHEREAS, this Board desires to adopt the Buncombe County Procurement Manual, Version 1.0.

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

1. That this Board hereby adopts the Buncombe County Procurement Manual, Version 1.0 attached hereto and incorporated herein by reference.
2. That every Buncombe County Commissioner, officer and employee of Buncombe County shall comply with the terms and conditions of this Buncombe County Procurement Manual.
3. That before adopting or amending any provision of this Buncombe County Procurement Manual, the Board of Commissioners shall conduct a hearing on the proposed amendments at a regular meeting of the Board.
4. That should any provision of the attached Buncombe County Procurement Manual be declared invalid or unconstitutional by reason or any State legislative

changes or any court of any competent jurisdiction, such declaration shall not affect the validity of the Buncombe County Procurement Manual as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

5. That this resolution shall be effective upon its adoption.

This the 20th day of November, 2018.

ATTEST

BOARD OF COMMISSIONERS FOR THE
COUNTY OF BUNCOMBE

Lamar Joyner, Clerk

By: _____
Brownie Newman, Chairman

APPROVED AS TO FORM

County Attorney