

RESOLUTION # _____

RESOLUTION APPROVING AMENDMENT NO. 1 TO
JOINT AGREEMENT FOR AB TECH CAMPUS POLICE JURISDICTION

- WHEREAS, for financing purposes, the County of Buncombe ("County") is the record owner of a 12.78 acre parcel where the Ferguson Center for Allied Health and Workforce Development Building is located off Victoria Road on the Asheville-Buncombe Technical Community College ("AB Tech") campus;
- WHEREAS, AB Tech campus police meets all the requirements of Chapter 17C of the North Carolina General Statutes and is established pursuant to NCGS 115D-21.1, but has limited jurisdiction to protect and serve involving incidents occurring off of AB Tech owned property due to limits prescribed in General Statutes;
- WHEREAS, however, NCGS 115D-21.1 specifically authorizes governing bodies of an educational institution to enter into joint agreements with the governing boards of municipalities and counties to extend the law enforcement authority of campus police officers, and cities and counties may enter into agreements with other local governments pursuant to NCGS §§ 153A-445, 160A-461 and 160A-288;
- WHEREAS, by resolution dated July 8, 2014 this Board approved execution of a Joint Agreement granting limited jurisdiction to AB Tech campus police within the City of Asheville and on the 12.78 acre County property;
- WHEREAS, The Smith-McDowell House Museum is now owned by the Western North Carolina Historical Association, Incorporated and AB Tech desires to amend the Joint Agreement to allow for the same limited jurisdiction for AB Tech campus police on the Smith-McDowell House property;
- WHEREAS, this Board is of the opinion that it is in the best interests of the citizens and residents of the County to authorize such an agreement with AB Tech.

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

1. That the Chairman and County Manager, or either of them, are hereby authorized to execute the attached Amendment No. 1 to Joint Agreement with the Board of Trustees of Asheville-Buncombe Technical Community College, and the City of Asheville.

2. 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.
3. That this resolution shall become effective upon its adoption.

This the ____ of September, 2020.

ATTEST

BOARD OF COMMISSIONERS FOR THE
COUNTY OF BUNCOMBE

Lamar Joyner, Clerk

By: _____
Brownie Newman, Chairman

APPROVED AS TO FORM

County Attorney