

RESOLUTION # _____

RESOLUTION DECLINING TO LEASE OR PURCHASE A PORTION OF THE
EMMA ELEMENTARY SCHOOL PROPERTY

- WHEREAS, the Buncombe County Board of Commissioners ("County") and the Buncombe County Board of Education ("Board of Education") are cooperating in efforts to advance the strategic priority of access to early childhood education;
- WHEREAS, the Board of Education has entered into a Memorandum of Understanding with the Verner Center for Early Learning to operate an early childhood learning facility on a 0.917 acre portion of the Emma Elementary School property (the "Property"), and the Board of Education now desires to enter into a long-term lease agreement to allow for the construction and operation of the facility;
- WHEREAS, North Carolina General Statutes allow any local board of education to enter into such an agreement on property it deems unnecessary for its purposes, and the Board of Education declared the Property surplus at its December 5, 2019 meeting;
- WHEREAS, prior to entering into such an arrangement for sale or lease of surplus property, GS §115C-518(a) requires a local board of education to afford the board of county commissioners for the county in which such surplus property is located the first opportunity to obtain such property;
- WHEREAS, the Board of Education has formally offered the Property to the Buncombe County Board of Commissioners; and
- WHEREAS, this Board is of the opinion that it is in the best interests of the citizens and residents of the County to allow the Board of Education to enter into a long-term lease of the Property.

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

1. The Board of Education duly offered the Property to the County for purchase or lease pursuant to G.S. §115C-518. The County hereby declines to purchase or lease the Property.

2. The Board of Education is encouraged to enter into the proposed long-term lease of the Property with the Verner Center for Early Learning to operate an early childhood learning facility.
3. This Resolution shall be effective upon its adoption.

This the 20th day of October, 2020.

ATTEST

BOARD OF COMMISSIONERS FOR THE
COUNTY OF BUNCOMBE

Lamar Joyner, Clerk

By: _____
Brownie Newman, Chairman

APPROVED AS TO FORM

County Attorney