

**RESOLUTION OF THE TRANSYLVANIA COUNTY BOARD OF EDUCATION
EXEMPTING CERTAIN PROFESSIONAL SERVICE CONTRACTS FOR THE BREVARD
HIGH SCHOOL AND ROSMAN HIGH AND MIDDLE SCHOOLS CONSTRUCTION PROJECT
FROM THE RFQ PROCESS**

WHEREAS, on Tuesday, November 6, 2018, the voters of Transylvania County approved a school construction bond referendum for sixty-eight million dollars (\$68,000,000.00), the proceeds of which are the source of funding for new construction and renovations at Brevard High School, Rosman Middle and Rosman High School (the “ Project”);

WHEREAS, the Transylvania County Board of Education (the “Board”) and the County of Transylvania (the “County”) entered into an interlocal agency agreement dated February 25, 2019, pursuant to which the County irrevocably appointed the Board as its agent to carry out all phases of construction or renovations for the Project, which appointment included the negotiation and execution of all contracts for the Project including design and other professional services;

WHEREAS, in addition to design services provided by the duly selected architect for the Project, the planning and execution of the Project have and will continue to require the services of other professionals, including engineers providing services based in multiple and various disciplines;

WHEREAS, pursuant to G.S. § 143-64.32, a unit of local government may in writing exempt projects from the provisions requiring a request for qualifications (“RFQ”) process contained within Chapter 143, Article 3D of the North Carolina General Statutes, in the case of estimated professional fees in an amount less than \$50,000; and

WHEREAS, the Board has previously authorized its Superintendent, pursuant to Board Policies 6420 and 9110 to enter into certain contracts on the Board’s behalf with architects, engineers, and surveyors in amounts less than \$50,000, and now desires to specifically designate the Project for waiver pursuant to the statute referenced above in order to fully document the Superintendent’s authority;

NOW, THEREFORE, BE IT RESOLVED BY THE TRANSYLVANIA COUNTY BOARD OF EDUCATION that:

1. Pursuant to G.S. §143-64.32, the RFQ process is hereby waived with respect to professional services having an estimated fee of less than \$50,000 for the Project.
2. The Superintendent may, in his discretion, enter into such contracts within the limits of his delegated authority on behalf of the Board, without prior approval.
3. Notwithstanding this Resolution, the Superintendent shall have discretion to conduct an RFQ process as he deems fit for any professional services within his authority to contract that are necessary for accomplishment of the Project.
4. This Resolution shall take effect immediately on its adoption.

ADOPTED this the 21st day of November 2019.

Tawny McCoy, Board Chair

Dr. Jeff McDaris, Superintendent