RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH LAND OF SKY REGIONAL COUNCIL GOVERNING THE PROJECT MANAGEMEENT OF A BATTERY ENERGY STORAGE SYSTEM AT THE LEICESTER BRANCH OF THE BUNCOMBE COUNTY PUBLIC LIBRARY

WHEREAS, the Land of Sky Regional Council ("LOSRC") received a grant from the North Carolina Department of Environmental Quality ("NC DEQ") to fund resilience projects in communities impacted by Hurricane Helene;

WHEREAS, the LOSRC identified the Leicester branch of the Buncombe County Public Library system ("Leicester Library"), a County-owned facility, as a qualifying project site for the installation of a Battery Energy Storage System ("BESS") under said grant program;

WHEREAS, the BESS will reduce taxpayer-funded energy costs and enhance community resilience by providing reliable back-up power;

WHEREAS, the County and LOSRC desire to entire into an interlocal agreement governing the terms and conditions governing the procurement, funding, project management, installation, and ownership, and maintenance of the BESS at the Leicester Library ("BESS project");

WHEREAS, the Board of Commissioners find that the BESS project will benefit the residents of Buncombe County and that the interlocal agreement is necessary to establish the rights and obligations of the LOSRC and the County as they pertain to the BESS project; and

WHEREAS, counties and agencies of local government may enter into joint undertakings as authorized by N.C. Gen. § 160A-460(2).

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

1. The Board of Commissioners hereby authorizes the execution of an interlocal agreement with the Land of Sky Regional Council governing the procurement, funding, project management, installation, and ownership, and maintenance of the BESS at the Leicester Library.

2. By and with the consent of the County Legal Department, County staff are 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.

3. The Chair, County Manager, or either of them, or their designee, are hereby authorized to execute the interlocal agreement and such documents as may be required to effect the purposes and intents of Resolution.

4. This Resolution shall become effective upon its adoption.

This ____ of _____, 2026.

ATTEST

_____
Sarah Gross Scarnecchia

BOARD OF COMMISSIONERS FOR THE
COUNTY OF BUNCOMBE

By: _____
Amanda Edwards, Chair

APPROVED AS TO FORM

_____
County Attorney