Council Member ____ made a motion to approve the following resolution. A vote of ____.

A RESOLUTION AUTHORIZING THE TASK ORDER WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR PROFESSIONAL ENGINEERING & DESIGN SERVICES AND ASSOCIATED BUDGET AMENDMENT FOR THE FLAT CREEK FLOOD MITIGATION PROJECT

RESOLUTION NO. R-26-XX

WHEREAS, the Town of Black Mountain (the "Town") has laid out several projects in the Flat Creek basin which could improve the flow of stormwater in the area in its draft 2026 Stormwater Master Plan; and

WHEREAS, Kimley-Horn and Associates, Inc. (the "Engineer"), a professional engineering firm was selected through a qualifications-based selection process in accordance with the North Carolina Mini-Brooks Act (G.S. 143-64.31); and

WHEREAS, the Town and the Engineer have previously entered into a Master Services Agreement to establish terms and conditions under which the Engineer provides professional services on an as-needed basis, through individually authorized Task Orders; and

WHEREAS, the attached Task Order covers nearly the entirety of expenses associated with engineering and design for the project; and

WHEREAS, Town staff recommends approval of the Agreement to allow timely engagement of professional services necessary to advance the grant-funded Flat Creek Flood Mitigation project; and

WHEREAS, the project is being funded under the North Carolina Emergency Management Disaster Relief and Mitigation Fund (NCEM DRMF) program; and

WHEREAS, the NCEM DRMF program is a reimbursement-based program; and

WHEREAS, the Town intends to use funding from the Stormwater Utility Fund to provide temporary cash flow for the project while reimbursements are processing; and

WHEREAS, the Town for these temporary cash flow funds to be repaid to the stormwater utility fund by no later than June 30, 2027.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Black Mountain, North Carolina, that:

1. The Town makes the following budget amendments to allocate funds to the design and engineering associated with the Flat Creek Flood Mitigation capital project.

Account Number	Account Description	Increase	Decrease
630-5500-57210	Capital Outlay – Land Improvements (Stormwater Fund)		$90,000.00
450-8517-52012	Professional Services – Engineering and Design (Flat Creek Flood Mitigation)	$90,000.00	

450-8517-43200	Grant Revenue – State (Flat Creek Flood Mitigation)		$535,700.00
450-8517-52012	Professional Services – Engineering and Design (Flat Creek Flood Mitigation)	$535,700.00	

2. The Town Council hereby authorizes the Interim Town Manager to execute any necessary budget amendments, contracts, or related documents required to implement this allocation, including the Task Order and associated Notice to Proceed for the Engineer to proceed with the outlined scope of work on the Flat Creek Flood Mitigation project, as presented.

Adopted this 10th day of August, 2026.

_____
C. Michael Sobol, Mayor

Attest:

_____
Wesley M. Barker, Town Clerk