RESOLUTION NO. 2026-XX

RESOLUTION APPROVING A "MINI BROOKS ACT" EXEMPTION FOR LAMB'S CREEK STABILIZATION AT ECUSTA TRAIL BRIDGE AND NORTON CREEK STABILIZATION NEAR THE INTERSECTION OF SILVERSTEEN DRIVE AND AIKEN STREET AS PER G.S. 143-64.32

WHEREAS, G.S. 143-64.31 (often referred to as the "Mini Brooks Act") requires the initial solicitation and evaluation of firms to perform architectural , engineering, surveying, construction management-at-risk services, and design-build services (collectively "design services") to be based on qualifications and without regard to fee; and

WHEREAS, the City at times has a need for services estimated to cost below the $50,000 exemption threshold per G.S. 143-64-32 that authorizes local-government exemption from the qualifications-based selection requirements of G.S. 143-64.31; and

WHEREAS, the proposed cost for the Lamb's Creek Stabilization at the Ecusta Trail Bridge and Norton Creek Stabilization near the intersection of Silversteen Drive and Aiken Street is less than $50,000 ($22,500); and

WHEREAS, the engineering firm, Headwaters Engineering is well qualified and experienced in designing streambank restorations, including in the City of Brevard; and

WHEREAS, the City wishes to use Headwaters Engineering for these streambank restoration design services.

NOW, THERFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BREVARD, NORTH CAROLINA THAT:

Section 1. The selection of the engineer Headwaters Engineering for the Lamb's Creek Stabilization at the Ecusta Trail Bridge and Norton Creek Stabilization near the intersection of Silversteen Drive and Aiken Street be exempt from the 'Mini Brooks" Act as per G.S. 143-64-32.

Section 2. This resolution shall be effective upon adoption.

Adopted and approved this 5th day of October, 2026

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Maureen Copelof
Mayor

ATTEST:

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Denise Hodsdon, CMC, NCCMC
City Clerk