



Established 1771

CHATHAM COUNTY COMMISSIONERS

Jim Crawford, Chairman
Diana Hales, Vice Chair
Mike Cross
Karen Howard
Walter Petty

COUNTY MANAGER

Renee Paschal

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Resolution of the Chatham County Board of Commissioners

RESOLUTION OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY APPROVING AN AMENDMENT TO THE CONTRACT BETWEEN ATLANTIC POWER SOLUTIONS, INC. AND CHATHAM COUNTY

WHEREAS, on the 2nd day of November, 2010 Walter Petty was elected as a County Commissioner for Chatham County and was sworn into office on the 6th day of December, 2010; and

WHEREAS, N. C. Gen. Stat. § 14-234(d1) provides an exception to the conflict of interest prohibitions of N. C. Gen. Stat. § 14-234 (a) for public officers in counties with no town or city located therein with a population of more than 15,000 based on the most recent official federal census; and

WHEREAS, the Chatham County Board of Commissioners finds and determines that there is no town or city located with Chatham County that has a population of more than 15,000 based on the most recent federal census; and

WHEREAS, Atlantic Power Solutions, Inc. is currently maintaining the County's generators under a contract approved and ratified by the Chatham County Board of Commissioners on or about the 17th day of August, 2015 pursuant to N. C. Gen. Stat. § 14-234(d1), which contract will expire June 30, 2016; and

WHEREAS, through oversight three (3) generators were not included in the contract and now need to be added to the generators being maintained by Atlantic Power Solutions; and

WHEREAS, generators are essential to the operation of the County's emergency management program during periods of power outages caused by hurricanes and other natural disasters, and

WHEREAS, without adequately operating generators the County will be unable to provide emergency services to its citizens and residents; and

WHEREAS, the Chatham County staff has recommended that the County approve the amendment to the contract attached hereto as Appendix A (the "First Amendment") with Atlantic Power Solutions, Inc. to add the additional three (3) generators to the contract;

NOW, THEREFORE, BE IT RESOLVED by the Chatham County Board of Commissioners:

1. That the First Amendment to the Contract attached hereto as Appendix A between Chatham County and Atlantic Power Solutions, Inc., dated and made effective as of the 21st day of March, 2016, for annual generator maintenance is hereby specifically approved.
2. That this resolution be recorded in the official minutes of Chatham County and that said minutes specifically state that Walter Petty did not vote on or otherwise participate in the consideration or adoption of this Resolution.
3. That the Clerk and Finance Officer of Chatham County are hereby directed to comply with the posting and reporting requirements of N. C. Gen. Stat. § 14-234(d1) with respect to this Resolution and the Contract.

Introduced: March 21, 2016

Adopted, this the 21st day of March, 2016.

James G. Crawford, Chairman
Chatham County Board of Commissioners

ATTEST:

Lindsay K. Ray, NCCCC, Clerk to the Board
Chatham County Board of Commissioners