

Resolution Authorizing the Town Manager to Execute a Contract With Johnson, Mirmiran, and Thompson, Inc. (JMT) for Professional Engineering Services Related to Scott's Creek Retaining Wall.

Whereas, the Town of Sylva, pursuant to the authority granted in Chapter 160A of the NC General Statutes, is responsible for providing and maintaining public infrastructure and facilities for the health, safety, and welfare of its residents; and

Whereas, the Town has determined that professional engineering services are required for repair or replacement of the Scott's Creek retaining wall behind the Sylva Town Hall and Public Works building to the Allen Street bridge and

Whereas, in accordance with G.S. 143-64.31 (the "Mini Brooks Act"), the Town has followed a qualifications-based selection process for procuring architectural and engineering services and three firms submitted proposals; and

Whereas, Town staff advertised professional services for surveying, engineering, and construction management services to assist in repairing or replacing the wall; and

Whereas, Town staff ranked proposals and identified Johnson, Mirmiran and Thompson, Inc. (JMT) as the most qualified firm to provide the necessary engineering services for the project and S&ME is JMT's subconsultant for geotechnical services, geotechnical wall designs, and construction phase inspections; and

Whereas, the Town of Sylva Board of Commissioners desires to authorize the Town Manager, pursuant to the general contracting authority provided in G.S. 160A-20.1, to enter into a contract with JMT for such services; and

NOW, THEREFORE BE IT RESOLVED, by the Town of Sylva Board of Commissioners that:

1. **Authorization to Execute Contract.** The Town Manager is hereby authorized to execute and administer a contract with JMT for professional engineering services related to the Scott's Creek Slope failure retaining wall, in an amount not to exceed \$368,139 subject to review and approval as to form by the Town Attorney.
2. **Authorization to Administer Contract.** The Town Manager is further authorized to take all actions necessary to carry out the intent of this Resolution, including execution of minor amendments, change orders, or addenda that do not exceed the approved project budget.
3. **Effective Date.** This Resolution shall be effective upon its adoption.

Adopted this the 11th day of December, 2025.

Johnny Phillips, Mayor

Amanda Murajda, Town Clerk