

FORSYTH COUNTY

BOARD OF COMMISSIONERS

MEETING DATE: MARCH 13, 2017 AGENDA ITEM NUMBER: 4

SUBJECT: RESOLUTION AUTHORIZING QUANTUM MERUIT PAYMENT TO OWEN G. DUNN COMPANY FOR RENTAL OF VOTING EQUIPMENT (FORSYTH COUNTY BOARD OF ELECTIONS)

COUNTY MANAGER'S RECOMMENDATION OR COMMENTS: Recommend Approval

SUMMARY OF INFORMATION:

See attached

ATTACHMENTS: YES NO

SIGNATURE: *J. Audrey Catto, Jr. /cdh* DATE: March 8, 2017
COUNTY MANAGER

**RESOLUTION AUTHORIZING QUANTUM MERUIT PAYMENT TO
OWEN G. DUNN COMPANY FOR RENTAL OF VOTING EQUIPMENT
(FORSYTH COUNTY BOARD OF ELECTIONS)**

WHEREAS, Owen G. Dunn Company has provided the rental of voting equipment for the benefit of Forsyth County, through its Board of Elections, during the general election in the 2016-2017 fiscal year in the amount of \$53,748.63 for which the Company has not been compensated by the County; and

WHEREAS, this additional voting equipment rental expense occurred as a result of a U.S. Fourth Circuit Court ruling which expanded the early voting period by seven days, the addition of two remote early voting sites by the Forsyth County Board of Elections, and a request for a recount in the N.C. Auditor's race;

NOW, THEREFORE, BE IT RESOLVED that the Forsyth County Board of Commissioners, on behalf of Forsyth County and its Board of Elections, hereby acknowledges that the rental of voting equipment has been provided by Owen G. Dunn Company during the general election in the 2016-2017 fiscal year at a cost of \$53,748.63 for which the Company has not been compensated by the County.

BE IT FURTHER RESOLVED that the Forsyth County Board of Commissioners hereby authorizes payment by Forsyth County in the amount of \$53,748.63 to Owen G. Dunn Company for rental of voting equipment for the benefit of Forsyth County, through its Board of Elections, during the general election in the fiscal year 2016-2017 on the basis of quantum meruit for the reasonable and just value of rental services rendered and acknowledged as a benefit to Forsyth County and for which the County received the benefits with the expectation of payment being made for the services.

BE IT FURTHER RESOLVED that the County Chief Financial Officer is hereby authorized and directed to make payment as provided herein to Owen G. Dunn Company based upon acceptable written documentation submitted by the said Provider.

Adopted this the 13th day of March 2017.