

Resolution Establishing the High Country Workforce Development Board

WHEREAS, the United States Congress has enacted the Workforce Innovation and Opportunity Act (WIOA), Public Law 113-128, and charged the State of North Carolina with the designation of local areas for the administration of the WIOA; and

WHEREAS, this High Country Workforce Development Consortium has been formed and its counties have been designated as a local area comprised of Alleghany, Ashe, Avery, Mitchell, Watauga, Wilkes, and Yancey Counties; and

WHEREAS, pursuant to the WIOA, a Workforce Development Board and the Consortium, through its Chief Elected Official (CEO), are to act as local partners in the implementation of WIOA; and

WHEREAS, the Workforce Development Board is being created and its members are being appointed by the Consortium and its CEO; and

WHEREAS, the Consortium desires to provide for operations of the High Country Workforce Development Board;

NOW, THEREFORE, the Consortium resolves as follows:

I. Bylaws

The Consortium shall develop and approve By-Laws for the Workforce Development Board.

II. Selection of the Grant Recipient

The High Country Council of Governments shall serve as the WIOA Grant Recipient on behalf of the WDB and the Consortium pursuant to Section 107(d)(12)(B)(i)(I) of the Workforce Innovation and Opportunity Act, to provide as a contractor, administration and other services in conducting the business of the Consortium and the WDB in accordance with and only as allowed by the WIOA and other applicable law.

III. Selection of Local Fiscal Agent

High Country Council of Governments shall serve as the WIOA Local Fiscal Agent pursuant to Section 107(d)(12)(B)(i)(I) of the Workforce Innovation and Opportunity Act.

IV. Responsibilities of the Fiscal Agent

In accordance with the Workforce Innovation and Opportunity Act, the High Country Council of Governments, as Fiscal Agent, shall be responsible on behalf of the Consortium and the WDB for:

- A. Soliciting proposals from proposed contractors for consideration by the WDB and disbursement of funds pursuant to contracts awarded by the WDB;
- B. Determining the eligibility of those enrolled in its programs;
- C. Preventing misuse of funds and taking action against contractors, sub grantees, and other recipients to eliminate abuses in the programs they operate; and
- D. Implementing the provisions of the Workforce Innovation and Opportunity Act and pertinent federal regulations, state administrative policies and directives promulgated by the N.C. Division of Workforce Solutions which are applicable to the implementation and administration of the Local Plan.

V. Appointment of Personnel

Neither the Consortium nor the WDB shall have staff or employees; instead, the High Country Council of Governments shall provide staff for the administration of the WDB and of the Consortium's business.

VI. Procedure for the Development of a Workforce Innovation and Opportunity Act Local Plan

With guidance from the WDB and the Consortium, staff will develop the Local Plan in accordance with the authorizing Act, regulations promulgated thereunder and instructions provided by the N.C. Division of Workforce Solutions. Staff will present the Plan to the WDB for review and approval prior to submission to the North Carolina Governor.

VII. Oversight

In accordance with WIOA Section 107(d)(8), the WDB in partnership with the Consortium, shall be responsible for exercising oversight of activities under the Local Plan. Such oversight shall be in accordance with procedures established by the WDB.

VIII. Modification of this Resolution

This Resolution may be amended, supplemented or superseded only by an affirmative vote of a majority of the Consortium Board. The Counties comprising the Consortium shall be given at least 45 days written notice of such proposed change. The North Carolina Department of Commerce Division of Workforce Solutions shall be notified immediately if this Resolution is modified.

IX. Terms and Duration of this Resolution

This Resolution shall remain in effect until modified or terminated; or upon termination of the Workforce Innovation and Opportunity Act. This Resolution may only be terminated by County resolutions of a majority of the Counties comprising the Consortium. The North Carolina Department of Commerce Division of Workforce Solutions shall be notified immediately if this Resolution is terminated. Any termination of this Resolution shall not be effective before the end of the current grant administration agreement program year.

Adopted and approved by majority vote of the Consortium board on the 1st of July, 2015.



7/1/2015

Consortium Chief Elected Official,

Date

I hereby certify that during the regular organizational meeting of the High Country Consortium Board on July 1, 2015, the above resolution was adopted and approved.

 7/1/15
(attest) *Date*

