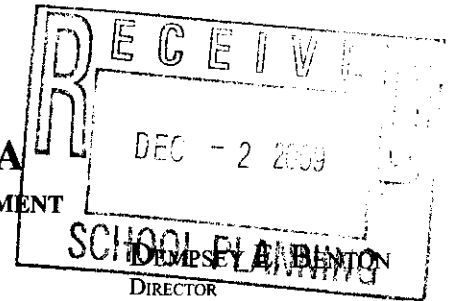




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BEVERLY EAVES PERDUE  
GOVERNOR

December 1, 2009

Mr. Steve Taynton, Chief  
School Planning  
Department of Public Instruction  
Mail Service Center 6326  
Raleigh, North Carolina 27699-6326

Dear Steve:

Thanks for meeting with the Office of Economic Recovery and Investment (OERI) on October 27, 2009. We reviewed the memorandums DPI sent to LEAs, the October 5, 2009 letter DPI received from the Office of General Counsel to the Department of Education, and the provisions of our Management Directives #3 and 3(a) as they relate to QSCBs and QZABs.

In light of this review, we agree with your understanding that in using this bond authority:

1. LEAs (or their designers as applicable) will be required to post solicitations for design services and construction bids on IPS.
2. Contractors and subs would be required to post jobs listings with the ESC.
3. HUB utilization should be reported on a monthly basis as needed. These reports are not cumulative and only need to be filed in the months where there is new participation information. As stated in the April 29, 2009 memorandum from the Department of State Treasurer, "There should be a good faith effort to use historically underutilized businesses when possible," and OERI tracks this effort based upon the HUB reports to our office.
4. All state laws regarding designer selection, bidding and construction by local public entities are still, of course, applicable.

Please do not hesitate to contact me should you need any additional information from our office.

Best regards,

Dempsey Benton