

The Board of Commissioners for the County of Cabarrus met in regular session in the Commissioners' Meeting Room at the Cabarrus County Governmental Center in Concord, North Carolina at 6:30 p.m. on Monday, April 15, 2019.

Present - Chairman: Stephen M. Morris  
Vice Chairman: Diane R. Honeycutt  
Commissioners: F. Blake Kiger  
Elizabeth F. Poole  
Lynn W. Shue

Also present were Mike Downs, County Manager; Richard M. Koch, County Attorney; Pam Dubois, Senior Deputy County Manager; Jonathan Marshall, Deputy County Manager; Kyle Bilafer, Area Manager of Operations; and Lauren Linker, Clerk to the Board.

Chairman Morris called the meeting to order at 6:30 p.m.

Chairman Morris led the Pledge of Allegiance.

Reverend Delton W. Cooper, Sr., Cabarrus County Sheriff's Office Chaplain, delivered the invocation.

Chairman Morris recognized Youth Commission member Thomas Walter from Concord High School.

Chairman Morris recognized Boy Scout Troop 91 from Saint James Lutheran Church observing the meeting as a requirement for a merit badge.

**(A) APPROVAL OR CORRECTION OF MINUTES**

UPON MOTION of Commissioner Shue seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved the minutes of February 23, 2019 (Board Retreat), March 11, 2019 (Work Session), March 18, 2019 (Regular Meeting) and March 28, 2019 (Special Meeting) as presented.

**(B) APPROVAL OF THE AGENDA**

Chairman Morris reviewed the following changes to the agenda.

Additions:

Recognitions and Presentations

C-7 Proclamation - National County Government Month April 2019

Closed Session

K-1 Closed Session - Pending Litigation, Economic Development and Acquisition of Real Property

UPON MOTION of Commissioner Kiger seconded by Commissioner Shue and unanimously carried, the Board approved the agenda as amended.

**(C) RECOGNITIONS AND PRESENTATIONS**

**(C-1) Hauler Parade Presentation - 600 Festival May Events in Cabarrus County**

Jacqueline Gafrarar, Managing Director, 600 Festival CSM Production, presented a PowerPoint presentation for the 600 Festival May Events in Cabarrus County titled "Drive Into Summer." Events included:

- Movies on the Campus in Kannapolis
- Jiggy with the Piggy
- Zucchini 600 (May 4, 2019)
- Haulers on Union Parade and Fan Fest
- Band performances by Too Much Silvia

**(C-2) Human Resources - Recognition of Jane Cauthen on Her Retirement from the Cabarrus County Department of Human Services**

Karen Calhoun, Human Services Director, recognized Jane Cauthen, Human Services Social Workers Program Manager, on her retirement after 29 years of service to Cabarrus County.

Ms. Cauthen, graciously expressed appreciation.

**(C-3) Active Living and Parks - Older Americans Month 2019 Proclamation**

Myra Baumgardner, member of the Active Living and Parks Commission read the proclamation aloud.

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Shue and unanimously carried, the Board adopted the proclamation.

Proclamation No. 2019-05

PROCLAMATION  
OLDER AMERICANS MONTH MAY 2019  
"Connect, Create, Contribute"

WHEREAS, Cabarrus County Senior Centers Advisory Council recognizes that older adults connect with friends, family and services that support participation; and

WHEREAS, Cabarrus County Senior Centers Advisory Council is committed to supporting older adults engaging in activities that promote learning, health and personal enrichment; and

WHEREAS, Cabarrus County Senior Centers Advisory Council and older adults will contribute time, talent and life experiences to benefit others through volunteer, community, and civic service; and

WHEREAS, Cabarrus County Senior Centers Advisory Council is committed to raising awareness about issues facing older Americans and helping all individuals to thrive in communities of their choice for as long as possible; and

WHEREAS, Cabarrus County Senior Centers can provide opportunities to enrich the lives of individuals of all ages by;

- Promoting and engaging activity, wellness and social involvement
- Emphasizing home and community-based services that support independent living
- Ensuring community members can benefit from the contributions and experience of older adults.

NOW, THEREFORE, BE IT RESOLVED that the Cabarrus County Board of Commissioners do hereby proclaim May 2019 as Older Americans Month.

Adopted this 15th day of April, 2019.

/s/ Stephen M. Morris  
Stephen M. Morris, Chairman  
Board of Commissioners

Attest:  
/s/ Lauren Linker  
Lauren Linker, Clerk to the Board

Ms. Baumgardner extended an invitation to all seniors in Cabarrus County to participate in the activities sponsored at the Senior Centers.

**(C-4) EMS - Cabarrus County Emergency Services Week Proclamation**

Jimmy Lentz, EMS (Emergency Medical Services) Director, read the proclamation aloud.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board adopted the proclamation.

Proclamation No. 2019-06

CABARRUS COUNTY  
EMERGENCY MEDICAL SERVICES WEEK  
P R O C L A M A T I O N

WHEREAS, emergency medical services is a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, emergency medical services teams consist of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators, and others; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education enhance their lifesaving skills; and

WHEREAS, Americans benefit daily from the knowledge and skills of these highly trained individuals; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical service providers by designating Emergency Medical Services Week; and

NOW, THEREFORE, BE IT RESOLVED that we, the Cabarrus County Board of Commissioners, in recognition of this event do hereby proclaim the week of May 19 - 25, 2019, as

CABARRUS COUNTY EMERGENCY MEDICAL SERVICES WEEK

Adopted this 15<sup>th</sup> day of April, 2019.

/s/ Stephen M. Morris  
Stephen M. Morris, Chairman  
Board of Commissioners

ATTEST:  
/s/ Lauren Linker  
Lauren Linker, Clerk to the Board

**(C-5) Planning and Development - Fair Housing Month Proclamation**

Kelly Sifford, Planning and Development Director, read the proclamation aloud.

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Shue and unanimously carried, the Board adopted the proclamation.

Proclamation No. 2019-07

FAIR HOUSING MONTH PROCLAMATION

WHEREAS, April is National Fair Housing Month and April 11, 2019, marks the 51th anniversary of the passage of the Fair Housing Act, Title VIII of the Civil Rights Act of 1968, as amended, which enunciates a national policy of Fair Housing without regard to race, color, religion, sex, familial status, handicap and national origin, and encourages fair housing opportunities for all; and

WHEREAS, Cabarrus County is committed to highlight the Fair Housing Act by continuing to address discrimination in our community, to support programs that will educate the public about the right to equal housing opportunities, and to plan partnership efforts with other organizations to help assure every one of their right to fair housing; and

WHEREAS, Cabarrus County commits to providing equal services without discrimination based on race, color, religion, sex, familial status, handicap, sexual orientation, gender identity, and national origin; and

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Commissioners for Cabarrus County, North Carolina, do hereby resolve that April 2019, being Fair Housing Month, begins a year-long commemoration of the Fair Housing Act in Cabarrus County and urge all citizens to wholeheartedly recognize this celebration throughout the year.

Adopted this 15th day of April, 2019.

/s/ Stephen M. Morris  
Stephen M. Morris, Chairman  
Cabarrus County Board of Commissioners

Attest:

/s/ Lauren Linker  
Lauren Linker, Clerk to the Board

**(C-6) Planning and Development - Soil and Water Stewardship Week Proclamation**

Kelly Sifford, Planning and Development Director, read the proclamation aloud.

**UPON MOTION** of Commissioner Shue, seconded by Commissioner Kiger and unanimously carried, the Board adopted the proclamation.

Proclamation No. 2019-08

PROCLAMATION

WHEREAS, fertile soil and clean water provide us with our daily sustenance, and  
WHEREAS, effective conservation practices have helped provide us a rich standard of living, and  
WHEREAS, our security depends upon healthy soil and clean water, and  
WHEREAS, stewardship calls for each person to help conserve these precious resources,  
THEREFORE, I do hereby proclaim

April 28 to May 5, 2019  
Soil and Water Stewardship Week

Signed this 15<sup>th</sup> day of April, 2019.

/s/ Stephen M. Morris  
Stephen M. Morris, Chairman  
Cabarrus County Board of County Commissioners

**(C-7) Proclamation - National County Government Month April 2019**

Chairman Morris read the proclamation aloud.

**UPON MOTION** of Vice Chairman Honeycutt, seconded by Commissioner Shue and unanimously carried, the Board adopted the proclamation.

Proclamation No. 2019-09

PROCLAMATION  
NATIONAL COUNTY GOVERNMENT MONTH APRIL 2019  
"Connecting the Unconnected"

WHEREAS, the nation's 3,069 counties serving more than 300 million Americans provide essential services to create healthy, safe and vibrant communities; and  
WHEREAS, counties provide health services, administer justice, keep communities safe, foster economic opportunities and much more; and  
WHEREAS, Cabarrus County and all counties take pride in our responsibility to protect and enhance the health, welfare and safety of our residents in efficient and cost-effective ways; and  
WHEREAS, through National Association of Counties President Greg Cox's "Connecting the Unconnected" initiative, NACo is demonstrating how counties deliver "people-centered" services to our residents nationwide; and  
WHEREAS, each year since 1991 the National Association of Counties has encouraged counties across the country to elevate awareness of county responsibilities, programs and services; and  
NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners for Cabarrus County, North Carolina, do hereby proclaim April 2019 as National County Government Month and encourage all county officials, employees, schools and residents to participate in county government celebration activities.

ADOPTED this 15<sup>th</sup> day of April, 2019.



/s/ Stephen M. Morris  
Stephen M. Morris, Chairman  
Cabarrus County Board of Commissioners

ATTEST:

/s/ Lauren Linker  
Lauren Linker, Clerk to the Board

**(D) INFORMAL COMMENTS**

Chairman Morris opened the meeting for Informal Public Comments at 6:55 p.m. He stated each speaker would be limited to three minutes.

With there being no one to address the Board, Chairman Morris closed that portion of the meeting.

**(E) OLD BUSINESS**

None.

**(F) CONSENT**

**(F-1) Appointments - Adult Care Home Community Advisory**

Richard Bovard has completed his orientation class, been certified by the State Ombudsman and is now eligible to be appointed to the Adult Care Home Community Advisory Committee. Mr. Bovard currently serves on the Library Board of Trustees. An exception to the "service on multiple boards" provision of the Appointment Policy will be needed for him.

Additionally, Adult Care Home Community Advisory Committee members Toni Swick and Ed Burns have terms expiring in April and May. Both are willing to serve another term. Mr. Burns has served on this committee since 2009. An exception to the "length of service" provision of the Appointment Policy will be needed for him. Ms. Swick currently serves on the Cabarrus County Senior Centers Advisory Council. An exception to the "service on multiple boards" provision of the Appointment Policy will be needed for her.

**UPON MOTION** of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board appointed Richard Bovard to the Adult Care Home Community Advisory Committee for an initial one-year term ending April 30, 2019; including an exception to the "service on multiple boards" provision of the Appointment Policy.

**UPON MOTION** of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board reappointed Toni Swick to the Adult Care Home Community Advisory Committee for a three-year term ending April 30, 2022; including an exception to the "service on multiple boards" provision of the Appointment Policy.

**UPON MOTION** of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board reappointed Ed Burns to the Adult Care Home Community Advisory Committee for a three-year term ending May 31, 2022; including an exception to the "length of service" provision of the Appointment Policy.

**(F-2) Appointments and Removals - Human Services Advisory Board**

Anthony White has taken employment out of North Carolina and has resigned from his position on the Human Services Advisory Board.

An application has been received from Bobby Connor and he has been recommended to complete Pastor White's unexpired term. A letter of recommendation was included in the agenda.

**UPON MOTION** of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board removed Anthony White from the Human Services Advisory Board roster and thanked him for his service.

**UPON MOTION** of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board appointed Bobby Connor to the Human Services Advisory Board to complete an unexpired term ending December 31, 2020.

**(F-3) BOC - Resolution Amending the Board of Commissioners' 2019 Meeting Schedule**

The venue for the Board of Commissioners' May 8th Cabarrus Summit will be held at the Laureate Center at Kannapolis City Hall. Additionally, the Board of Commissioners' May 28th and 30th Budget Workshop meetings have been moved to May 21st and 23rd.

UPON MOTION of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board adopted the resolution.

Resolution No. 2019-06

Resolution Amending the  
Cabarrus County Board of Commissioners'  
2019 Meeting Schedule

WHEREAS, on December 17, 2018, the Cabarrus County Board of Commissioners adopted a meeting schedule for calendar year 2019, which sets forth the dates, times and locations of various official county meetings;

WHEREAS, the Board scheduled the Cabarrus Summit 2nd Quarterly Meeting to be held on May 8, 2019; and

WHEREAS, the Laureate Center at Kannapolis City Hall has been selected as the venue for the Cabarrus Summit 2019 2nd Quarterly Meeting; and

WHEREAS, the budget workshops scheduled to be held on May 28 and 30, 2019 need to be moved to May 21 and 23, 2019; and

NOW, THEREFORE BE IT RESOLVED that the Cabarrus County Board of Commissioners hereby amends its 2019 Meeting Schedule as follows:

1. The Board of Commissioners will hold the Cabarrus Summit 2<sup>nd</sup> Quarterly Meeting at 6:00 p.m. on May 8, 2019 at the Laureate Center at Kannapolis City Hall in Kannapolis, North Carolina.
2. The Board of Commissioners will hold the Budget Workshops on May 21 and May 23, 2019 at 4:00 p.m. in the Multipurpose Room at the Governmental Center in Concord, North Carolina.

ADOPTED this 15<sup>th</sup> day of April, 2019.

/s/ Stephen M. Morris  
Stephen M. Morris, Chairman  
Cabarrus County Board of Commissioners

ATTEST:  
/s/ Lauren Linker  
Lauren Linker, Clerk to the Board

**(F-4) County Manager - Adoption of the New Retention Model for North Carolina and the Program Records for Soil and Water Conservation District**

Beginning in 2019, all local records retention schedules will update on an annual basis. These annual updates to the General Records Standards as well as any scheduled updates to the Program Records Standards. Updating the schedules in this fashion will create greater consistency among government agencies and will allow agencies with older schedules to use the most current retention periods for their general records, even if their program records standards are not updated simultaneously. Included for adoption is the Records Standards for local governments and the Soil and Water Conservation District Standards.

UPON MOTION of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board adopted the Records Standards for Local Governments and Soil and Water Conservation Districts as presented.

**(F-5) Finance - Cabarrus County Schools Mobile Unit Request - \$2,400,000**

Cabarrus County Schools has requested the advanced funding of 20 mobile units. The school system listed the \$2,400,000 request as part of their FY20 capital needs. The advance funding will allow the school system to obtain permits and place orders so the units will be available to assist with overcrowding and class size requirements. If approved, funding for the mobile units will come from the Capital Reserve Fund.

UPON MOTION of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board approved the advance school mobile unit funding and the associated budget amendment and project ordinances.

Date:  Amount: \$

Dept. Head:  Department:

Internal Transfer Within Department       Transfer Between Departments/Funds       Supplemental Request

The purpose of this amendment is to move funds from Capital Reserve to purchase and upfit of 20 mobile units for Cabarrus County Schools.

Fund	Indicator	Department/ Object/ Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
450	9	7220-9708	Cont'b to Capital Projects Fund	81,887,254.10	2,400,000.00		84,287,254.10
450	9	7220-9821	Building & Renovations	8,276,100.27		2,400,000.00	5,876,100.27
364	9	7338-9850	Other Improvements - Mobile Units	-	2,400,000.00		2,400,000.00
364	6	7338-6921	Cont'b from Capital Reserve Fund	922,000.00	2,400,000.00		3,322,000.00

Ordinance No. 2019-19

CABARRUS COUNTY SCHOOL CONSTRUCTION PROJECT  
BUDGET ORDINANCE

BE IT ORDAINED by the Board of Commissioners of Cabarrus County, North Carolina that, Pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section I.

- A. The project authorized is for the construction and renovations of Public Schools. Details of the projects are listed in section D. of this Project Ordinance.
- B. The officers of this unit are hereby directed to proceed with this capital project within the terms of the Generally Accepted Accounting Principles (GAAP) and the budget contained herein.
  - a. It is estimated that the following revenues will be available to complete capital projects as listed.

General Fund Contribution	\$49,047
Capital Reserve Contribution	6,240,465
Capital Projects Fund Contribution	54,055
<b>TOTAL REVENUES</b>	<b>\$6,343,567</b>

- C. The following appropriations are made as listed.

Cox Elementary Sewer Relocation	23,537
Patriots Elementary Mobile Units	122,100
Site Evaluations-Multiple Schools	42,000
10 Yellow Buses-Multiple Schools	880,000
20 Mobile Units-Multiple Schools	2,400,000
J.N. Fries Middle School Other Improvements	300,000
Kannapolis Intermediate Renovations-Carver Elem	1,617,288
A.L. Brown HS Other Improvements	500,000
CBTC Campus Renovations, Safety, Security	184,075
CBTC A/C Units Replacement Phase II	105,000
RCCC - HVAC Replacement	100,000
Available Other Improvements	69,567
<b>TOTAL EXPENDITURES</b>	<b>\$6,343,567</b>
<b>GRAND TOTAL - REVENUES</b>	<b>\$6,343,567</b>
<b>GRAND TOTAL - EXPENDITURES</b>	<b>\$6,343,567</b>

Section II.

- A. Special appropriations to non-profit organizations shall be distributed after the execution of an agreement which ensures that all County funds are used for statutorily permissible public purposes.
- B. The County Manager or designee is hereby authorized to transfer appropriations within or between funds, or modify revenue and expenditure projections as contained herein under the following conditions:

1. The Manager may transfer amounts between objects of expenditure and revenues within a function without limitation.
2. The County Manager may transfer amounts up to \$500,000 between functions of the same fund.
3. The County Manager may transfer amounts between contingency funds which are set aside for a specific project for budgetary shortfalls or upon the appropriate approval of a change order.
4. The County Manager is authorized to transfer funds from the General Fund or Capital Reserve Fund to the appropriate fund for projects approved within the Capital Improvement Plan for the current fiscal year.
5. Upon notification of funding increases or decreases to existing grants or revenues, or the award of grants or revenues, the Manager or designee may adjust budgets to match, including grants that require a County match for which funds are available.
6. The Manager or designee may adjust debt financing from estimated projections to actual funds received.
7. The County Manager may enter into and execute change orders or amendments to construction contracts in amounts less than \$90,000 when the appropriate annual budget or capital project ordinance contains sufficient appropriated but unencumbered funds.
8. The County Manager may award and execute contracts which are not required to be bid or which G.S. 143-131 allows to be let on informal bids so long as the annual budget or appropriate capital project ordinance contains sufficient appropriated but unencumbered funds for such purposes.
9. The County Manager may execute contracts with outside agencies to properly document budgeted appropriations to such agencies where G.S. 153 A-248(b), 259, 449 and any similar statutes require such contracts.
10. The County Manager may reject formal bids when deemed appropriate and in the best interest of Cabarrus County pursuant to G.S. 143-129(a).
11. The County Manager may reduce revenue projections consistent with prevailing economic conditions, and also reduce expenditures correspondingly.

Section III.

This ordinance and the budget documents shall be the basis of the financial plan for the County of Cabarrus.

- a. The Finance Director is hereby directed to maintain within the Capital Project Fund sufficient detailed accounting records to satisfy the requirements of the law.
- b. The Finance Director is directed to report, at the request of the Board, on the financial status of each project element in Section I and on the total revenues received or claimed.
- c. Copies of this capital project ordinance shall be furnished to the Clerk to the governing Board, and to the Finance Director for direction in carrying out this project.
- d. At the completion of a construction project, all unrestricted excess funds are transferred to the General Fund and the portion of the Capital Project associated with the project is closed.

Adopted this 15<sup>th</sup> day of April, 2019.

CABARRUS COUNTY BOARD OF COMMISSIONERS

BY: /s/ Stephen M. Morris  
Stephen M. Morris, Chairman

ATTEST:

/s/ Lauren Linker  
 Clerk to the Board

Ordinance No. 2019-20

CABARRUS COUNTY CAPITAL RESERVE  
 CAPITAL PROJECT BUDGET ORDINANCE

BE IT ORDAINED by the Board of Commissioners of Cabarrus County, North Carolina that, Pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section I.

- A. The project authorized is for the purpose of accumulating and appropriating funds specifically for future County and School capital projects.
- B. The officers of this unit are hereby directed to proceed with this capital project within the terms of the Generally Accepted Accounting Principles (GAAP) and the budget contained herein.
- C. It is estimated that the following revenues will be available to complete capital projects as listed.

Interest on Investments	\$ 560,142
Contributions from General Fund	91,988,028
Contributions from Capital Projects Fund	2,089,009
Contributions from CVB	573,771
Contributions from other Governments	3,000,000
 TOTAL REVENUES	 \$98,210,950

- D. The following appropriations are made as listed:

Mt. Pleasant Middle School	3,627,164
Royal Oaks Elementary	4,476,490
Kannapolis Middle School	5,018,148
Odell 3-5 Elementary School	19,755,175
G.W. Carver Renovations	1,520,978
CBTC Campus Renovations, Safety, Security	184,075
CBTC A/C Unit Replacement	205,000
Concord Middle School Roof	884,359
Harrisburg Elementary School Roof	630,306
Site Study Multiple Schools	30,000
Buses - WCHS and HRES	880,000
20 Mobile Units-Multiple Schools	2,400,000
J.N. Fries Middle School - Upfit	300,000
A.L. Brown High School Paving	500,000
Performance Learning Center	590,709
West Cabarrus High School	12,362,245
Hickory Ridge Elementary School	5,260,001
RCCC - Advanced Technology Center	2,293,941
RCCC Renovations	280,043
Cabarrus County Schools - Buses FY16	875,000
Cabarrus County Schools - Mobile Units FY16	1,110,000
Cabarrus County Schools yellow buses (10) FY17	880,000
Cabarrus County Schools mobile units (20) FY17	2,400,000
Kannapolis City Schools yellow buses (5) FY17	441,739
School Contingencies	1,487,043
Tax Collector's Office Renovation	9,116
Frank Liske Park Overflow Parking Lot	24,908
Training & Firing Range Renovations	50,000
Public Safety Training Center	75,000
Carolina Thread Trail	50,000
FLP - Western Playground Restroom Facility	375,000
Arena Aisle Safety Lighting	185,000
Arena Marquee Replacement & Sign Enhancement	112,500
County Website Development	250,000
Renovations to 2325 Lake Concord Road	195,000
Courthouse Expansion	12,519,000
Arena Restroom Renovations	100,000
FLP Barn Restrooms	102,000
EMS Heart Monitors	550,111
EMS Relocation to Concord Fire #10	375,000
Government Center Bathroom ADA	205,000
Door Access & Security Cameras - Sheriff	70,000



ITS - Fiber Infrastructure Improvements	120,000
Governmental Center Chiller Replacement	211,000
Radio Network & Ethernet Backhaul & Edge	500,000
Arena Lighting Control System Replacement	235,000
Frank Liske Park Playground Replacement	100,000
EMS Headquarters - Consultant	50,000
Midland Library Furniture	75,000
Operations Center	2,641,264
County Facility Projects	27,717
Downtown Parking Deck	1,070,000
Robert Wallace Park	3,091,047
Park Projects/CVB	573,771
Other County Capital Projects	5,876,100
 TOTAL EXPENDITURES	 \$98,210,950
 GRAND TOTAL - REVENUES	 \$98,210,950
GRAND TOTAL - EXPENDITURES	\$98,210,950

Section II.

- A. Special appropriations to non-profit organizations shall be distributed after the execution of an agreement which ensures that all County funds are used for statutorily permissible public purposes.
- B. The County Manager or designee is hereby authorized to transfer appropriations within or between funds, or modify revenue and expenditure projections as contained herein under the following conditions:
  - 1. The Manager may transfer amounts between objects of expenditure and revenues within a function without limitation.
  - 2. The County Manager may transfer amounts up to \$100,000 between functions of the same fund.
  - 3. The County Manager may transfer amounts between contingency funds which are set aside for a specific project for budgetary shortfalls or upon the appropriate approval of a change order.
  - 4. The County Manager is authorized to transfer funds from the General Fund or Capital Reserve Fund to the appropriate fund for projects approved within the Capital Improvement Plan for the current fiscal year.
  - 5. Upon notification of funding increases or decreases to existing grants or revenues, or the award of grants or revenues, the Manager or designee may adjust budgets to match, including grants that require a County match for which funds are available.
  - 6. The Manager or designee may adjust debt financing from estimated projections to actual funds received.
  - 7. The County Manager may enter into and execute change orders or amendments to construction contracts in amounts less than \$90,000 when the appropriate annual budget or capital project ordinance contains sufficient appropriated but unencumbered funds.
  - 8. The County Manager may award and execute contracts which are not required to be bid or which G.S. 143-131 allows to be let on informal bids so long as the annual budget or appropriate capital project ordinance contains sufficient appropriated but unencumbered funds for such purposes.
  - 9. The County Manager may execute contracts with outside agencies to properly document budgeted appropriations to such agencies where G.S. 153 A-248(b), 259, 449 and any similar statutes require such contracts.
  - 10. The County Manager may reject formal bids when deemed appropriate and in the best interest of Cabarrus County pursuant to G.S. 143-129(a).
  - 11. The County Manager may reduce revenue projections consistent with prevailing economic conditions, and also reduce expenditures correspondingly.



Section III.

This ordinance and the budget documents shall be the basis of the financial plan for the County of Cabarrus.

- a. The Finance Director is hereby directed to maintain within the Capital Project Fund sufficient detailed accounting records to satisfy the requirements of the law.
- b. The Finance Director is directed to report, at the request of the Board, on the financial status of each project element in Section I and on the total revenues received or claimed.
- c. Copies of this capital project ordinance shall be furnished to the Clerk to the governing Board, and to the Finance Director for direction in carrying out this project.
- d. At the completion of a construction project, all unrestricted excess funds are transferred to the General Fund and the portion of the Capital Project associated with the project is closed.

Adopted this 15<sup>th</sup> day of April, 2019.

CABARRUS COUNTY BOARD OF COMMISSIONERS

BY: /s/ Stephen M. Morris  
 Stephen M. Morris, Chairman

ATTEST:

/s/ Lauren Linker  
 Clerk to the Board

**(F-6) Finance - Write Off Completed Clerk of Court Renovation Project**

The Clerk of Court Renovation Project has been completed and came in under budget. The \$44,214.02 of remaining funds are being transferred to an available account to be used on future county projects. The Construction and Renovation Fund is a multi-year fund and requires Board approval to update the project ordinance.

UPON MOTION of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board approved the write off of the Clerk of Court renovation project and approved the related budget amendment and project ordinance.

Date:  Amount: \$

Dept. Head:  Department:

Internal Transfer Within Department       Transfer Between Departments/Funds       Supplemental Request

The purpose of this amendment is to move funds from the completed clerk of court renovations project into the AVAIL account, in the Construction & Renovation Fund, in the amount of \$44,214.00.

Fund	Indicator	Department/Object/Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
343	6	0000-6902-AVAIL	Cont'b from the General Fund - AVAIL	72,820.42	44,214.02		117,034.44
343	9	0000-9830-AVAIL	Other Improvements - AVAIL	95,986.70	44,214.02		140,200.72
							0.00
343	6	2210-6902-COURT	Cont'b from the General Fund - COURT	113,000.00		44,214.02	68,785.98
343	9	2210-9830-COURT	Other Improvements - COURT	113,000.00		44,214.02	68,785.98

Ordinance No. 2019-21

CABARRUS COUNTY CONSTRUCTION AND RENOVATION  
 PROJECT  
 BUDGET ORDINANCE

BE IT ORDAINED by the Board of Commissioners of Cabarrus County, North Carolina that, Pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section I.

- A. The project authorized is the various County construction and renovation related projects. Details of the projects are listed in section C. of this Project Ordinance.

- B. The officers of this unit are hereby directed to proceed with this capital project within the terms of the Generally Accepted Accounting Principles (GAAP) and the budget contained herein.
- C. It is estimated that the following revenues will be available to complete capital projects as listed.

Park & Recreation Trust Fund (PARTF) Grant	\$ 350,000
Rental - Tower Lease	847,694
Sale of Fixed Assets	1,012,442
Contributions and Donations	117,036
General Fund Contribution	5,112,457
Lease Proceeds (Robert Wallace Park)	4,596,394
Capital Projects Fund Contribution	2,141,264
Capital Reserve Fund Contribution	19,818,545
 TOTAL REVENUES	 \$33,995,832

- D. The following appropriations are made as listed.

Government Center Chiller Replacement	\$211,000
Governmental Center ADA Bathrooms	151,469
County Building Camera Systems	24,099
ITS Fiber Technology Improvements	120,000
County Website Design	283,750
Furniture Replacements	184,723
County Operation Center	3,100,000
Elevator Modernization Government Center	176,000
Multiple building Fall Protection Measures	300,000
Jail Camera Upgrade	112,607
LEC Law Enforcement Technology	791,324
Training & Firing Range Renovation	50,000
Sheriff's Admin Roof Repair	113,659
Courthouse Expansion	12,519,000
Clerk of Court Improvements	68,786
Public Safety Training Center	90,000
EMS Headquarters - Consultants	50,000
EMS Co-location - Concord Fire #11	375,000
EMS Heart Monitors	566,111
Emergency Communications Equip & Ethernet Backhaul	2,721,086
JM Robinson High School Wetlands Mitigation	100,000
Landfill Retaining Wall	230,301
Veterans Services Improvements	92,674
Cooperative Ext. ADA Bathrooms	118,812
RCCC Land for future expansion	1,244,001
NE Area Park - Other Improvements	589,024
Robert Wallace Park	8,147,965
Frank Liske Park - Barn Restrooms	126,405
Carolina Thread Trail	109,329
Frank Liske park Playground Replacement	100,000
Frank Liske Park - Lower Lot Restrooms	678,506
Midland Library Furniture	75,000
Arena - Lighting Control System Replacement	235,000
Unassigned	140,201
 TOTAL EXPENDITURES	 \$33,995,832
 GRAND TOTAL - REVENUES	 \$33,995,832
GRAND TOTAL - EXPENDITURES	\$33,995,832

Section II.

- A. Special appropriations to non-profit organizations shall be distributed after the execution of an agreement which ensures that all County funds are used for statutorily permissible public purposes.
- B. The County Manager or designee is hereby authorized to transfer appropriations within or between funds, or modify revenue and expenditure projections as contained herein under the following conditions:
  - 1. The Manager may transfer amounts between objects of expenditure and revenues within a function without limitation.
  - 2. The County Manager may transfer amounts up to \$500,000 between

functions of the same fund.

3. The County Manager may transfer amounts between contingency funds which are set aside for a specific project for budgetary shortfalls or upon the appropriate approval of a change order.
4. The County Manager is authorized to transfer funds from the General Fund or Capital Reserve Fund to the appropriate fund for projects approved within the Capital Improvement Plan for the current fiscal year.
5. Upon notification of funding increases or decreases to existing grants or revenues, or the award of grants or revenues, the Manager or designee may adjust budgets to match, including grants that require a County match for which funds are available.
6. The Manager or designee may adjust debt financing from estimated projections to actual funds received.
7. The County Manager may enter into and execute change orders or amendments to construction contracts in amounts less than \$90,000 when the appropriate annual budget or capital project ordinance contains sufficient appropriated but unencumbered funds.
8. The County Manager may award and execute contracts which are not required to be bid or which G.S. 143-131 allows to be let on informal bids so long as the annual budget or appropriate capital project ordinance contains sufficient appropriated but unencumbered funds for such purposes.
9. The County Manager may execute contracts with outside agencies to properly document budgeted appropriations to such agencies where G.S. 153 A-248(b), 259, 449 and any similar statutes require such contracts.
10. The County Manager may reject formal bids when deemed appropriate and in the best interest of Cabarrus County pursuant to G.S. 143-129(a).
11. The County Manager may reduce revenue projections consistent with prevailing economic conditions, and also reduce expenditures correspondingly.

Section III.

This ordinance and the budget documents shall be the basis of the financial plan for the County of Cabarrus.

- a. The Finance Director is hereby directed to maintain within the Capital Project Fund sufficient detailed accounting records to satisfy the requirements of the law.
- b. The Finance Director is directed to report, at the request of the Board, on the financial status of each project element in Section I and on the total revenues received or claimed.
- c. Copies of this capital project ordinance shall be furnished to the Clerk to the governing Board, and to the Finance Director for direction in carrying out this project.
- d. At the completion of a construction project, all unrestricted excess funds are transferred to the General Fund and the portion of the Capital Project associated with the project is closed.

Adopted this 15<sup>th</sup> day of April, 2019.

CABARRUS COUNTY BOARD OF COMMISSIONERS

BY: /s/ Stephen M. Morris  
Stephen M. Morris, Chairman

ATTEST:  
/s/ Lauren Linker  
Clerk to the Board

**(F-7) ITS - Funding of CIP Project Detention Center Security**

The approved FY19 Capital Improvement Plan included funding for Detention Center Camera replacements and security upgrades. It is requested to allocate State Criminal Alien Assistance Program (SCAAP) funds to cover this expenditure.

**UPON MOTION** of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board adopted the budget amendment and project ordinance.

Date:  Amount:   
 Dept. Head:  Department:   
 Internal Transfer Within Department       Transfer Between Departments/Funds       Supplemental Request

Purpose: This Budget Amendment moves funds from SCAAP (General Fund) into the Jail Camera update project in the Construction and Renovation Fund.

Fund	Indicator	Department/ Object/ Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
001	9	1960-9708	Cont'b to Capital Projects Fund	608,736.00	60,000.00		668,736.00
001	9	2130-9853	SCAAP Grant	84,197.00		60,000.00	24,197.00
343	6	2110-6902-CAM	Cont'b from General Fund	42,607.00	60,000.00		102,607.00
343	9	2110-9842-CAM	Furniture and Equipment - Jail Cameras	112,607.00	60,000.00		172,607.00

Ordinance No. 2019-22

CABARRUS COUNTY CONSTRUCTION AND RENOVATION  
 PROJECT  
 BUDGET ORDINANCE

BE IT ORDAINED by the Board of Commissioners of Cabarrus County, North Carolina that, Pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section I.

- A. The project authorized is the various County construction and renovation related projects. Details of the projects are listed in section C. of this Project Ordinance.
- B. The officers of this unit are hereby directed to proceed with this capital project within the terms of the Generally Accepted Accounting Principles (GAAP) and the budget contained herein.
- C. It is estimated that the following revenues will be available to complete capital projects as listed.

Park & Recreation Trust Fund (PARTF) Grant	\$ 350,000
Rental - Tower Lease	847,694
Sale of Fixed Assets	1,012,442
Contributions and Donations	117,036
General Fund Contribution	5,172,457
Lease Proceeds (Robert Wallace Park)	4,596,394
Capital Projects Fund Contribution	2,141,264
Capital Reserve Fund Contribution	19,818,545
<b>TOTAL REVENUES</b>	<b>\$34,055,832</b>

- D. The following appropriations are made as listed.

Government Center Chiller Replacement	\$211,000
Governmental Center ADA Bathrooms	151,469
County Building Camera Systems	24,099
ITS Fiber Technology Improvements	120,000
County Website Design	283,750
Furniture Replacements	184,723
County Operation Center	3,100,000
Elevator Modernization Government Center	176,000
Multiple building Fall Protection Measures	300,000
Jail Camera Upgrade	172,607
LEC Law Enforcement Technology	791,324
Training & Firing Range Renovation	50,000
Sheriff's Admin Roof Repair	113,659
Courthouse Expansion	12,519,000
Clerk of Court Improvements	68,786
Public Safety Training Center	90,000
EMS Headquarters - Consultants	50,000

EMS Co-location - Concord Fire #11	375,000
EMS Heart Monitors	566,111
Emergency Communications Equip & Ethernet Backhaul	2,721,086
JM Robinson High School Wetlands Mitigation	100,000
Landfill Retaining Wall	230,301
Veterans Services Improvements	92,674
Cooperative Ext. ADA Bathrooms	118,812
RCCC Land for future expansion	1,244,001
NE Area Park - Other Improvements	589,024
Robert Wallace Park	8,147,965
Frank Liske Park - Barn Restrooms	126,405
Carolina Thread Trail	109,329
Frank Liske park Playground Replacement	100,000
Frank Liske Park - Lower Lot Restrooms	678,506
Midland Library Furniture	75,000
Arena - Lighting Control System Replacement	235,000
Unassigned	140,201
TOTAL EXPENDITURES	\$34,055,832
GRAND TOTAL - REVENUES	\$34,055,832
GRAND TOTAL - EXPENDITURES	\$34,055,832

Section II.

- A. Special appropriations to non-profit organizations shall be distributed after the execution of an agreement which ensures that all County funds are used for statutorily permissible public purposes.
- B. The County Manager or designee is hereby authorized to transfer appropriations within or between funds, or modify revenue and expenditure projections as contained herein under the following conditions:
  - 1. The Manager may transfer amounts between objects of expenditure and revenues within a function without limitation.
  - 2. The County Manager may transfer amounts up to \$500,000 between functions of the same fund.
  - 3. The County Manager may transfer amounts between contingency funds which are set aside for a specific project for budgetary shortfalls or upon the appropriate approval of a change order.
  - 4. The County Manager is authorized to transfer funds from the General Fund or Capital Reserve Fund to the appropriate fund for projects approved within the Capital Improvement Plan for the current fiscal year.
  - 5. Upon notification of funding increases or decreases to existing grants or revenues, or the award of grants or revenues, the Manager or designee may adjust budgets to match, including grants that require a County match for which funds are available.
  - 6. The Manager or designee may adjust debt financing from estimated projections to actual funds received.
  - 7. The County Manager may enter into and execute change orders or amendments to construction contracts in amounts less than \$90,000 when the appropriate annual budget or capital project ordinance contains sufficient appropriated but unencumbered funds.
  - 8. The County Manager may award and execute contracts which are not required to be bid or which G.S. 143-131 allows to be let on informal bids so long as the annual budget or appropriate capital project ordinance contains sufficient appropriated but unencumbered funds for such purposes.
  - 9. The County Manager may execute contracts with outside agencies to properly document budgeted appropriations to such agencies where G.S. 153 A-248(b), 259, 449 and any similar statutes require such contracts.
  - 10. The County Manager may reject formal bids when deemed



appropriate and in the best interest of Cabarrus County pursuant to G.S. 143-129(a).

- 11. The County Manager may reduce revenue projections consistent with prevailing economic conditions, and also reduce expenditures correspondingly.

Section III.

This ordinance and the budget documents shall be the basis of the financial plan for the County of Cabarrus.

- a. The Finance Director is hereby directed to maintain within the Capital Project Fund sufficient detailed accounting records to satisfy the requirements of the law.
- b. The Finance Director is directed to report, at the request of the Board, on the financial status of each project element in Section I and on the total revenues received or claimed.
- c. Copies of this capital project ordinance shall be furnished to the Clerk to the governing Board, and to the Finance Director for direction in carrying out this project.
- d. At the completion of a construction project, all unrestricted excess funds are transferred to the General Fund and the portion of the Capital Project associated with the project is closed.

Adopted this 15<sup>th</sup> day of April, 2019.

CABARRUS COUNTY BOARD OF COMMISSIONERS

BY: /s/ Stephen M. Morris  
 Stephen M. Morris, Chairman

ATTEST:  
/s/ Lauren Linker  
 Clerk to the Board

**(F-8) County Manager - EMS Station Co-Location with Concord Fire Station 10**

Cabarrus County EMS proposed a co-located facility at the new Concord Fire Station being constructed near the intersection of Poplar Tent and Harris Roads. The Board of Commissioners budgeted \$375,000 for that purpose and those funds have been held in a multi-year fund. The City is moving forward with the Station 10 Project and, based on expenditures and bids, now estimate the percentage share for Cabarrus County to be \$482,761.

UPON MOTION of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board approved the lease agreement between Cabarrus County and the City of Concord for Fire Station 10 including authorization for the County Manager to sign the agreement subject to review and revision by the County Attorney.

Date: 4/15/2019 Amount: 107,761.00  
 Dept. Head: Pamela S Dubois Department: Nondepartmental/Capital Projects Fund  
 Internal Transfer Within Department  Transfer Between Departments/Funds  Supplemental Request

Purpose: To allocate additional funding for the increased cost associated with the co-location with the City of Concord in the future fire station #10.

Fund	Indicator	Department/ Object/ Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
001	9	1910/9660	Contingency	300,000.00		107,761.00	192,239.00
001	9	1960/9708	Cont to Capital Projects Fund	608,736.00	107,761.00		716,497.00
							0.00
343	6	2730/6902/CON	Cont from General Fund		107,761.00		107,761.00
343	9	2730/9821/CON	Other Improvements	375,000.00	107,761.00		482,761.00

Ordinance No. 2019-23

CABARRUS COUNTY CONSTRUCTION AND RENOVATION  
 PROJECT  
 BUDGET ORDINANCE

BE IT ORDAINED by the Board of Commissioners of Cabarrus County, North Carolina that, Pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:



Section I.

- A. The project authorized is the various County construction and renovation related projects. Details of the projects are listed in section C. of this Project Ordinance.
- B. The officers of this unit are hereby directed to proceed with this capital project within the terms of the Generally Accepted Accounting Principles (GAAP) and the budget contained herein.
- C. It is estimated that the following revenues will be available to complete capital projects as listed.

Park & Recreation Trust Fund (PARTF) Grant	\$ 350,000
Rental - Tower Lease	847,694
Sale of Fixed Assets	1,012,442
Contributions and Donations	117,036
General Fund Contribution	5,280,218
Lease Proceeds (Robert Wallace Park)	4,596,394
Capital Projects Fund Contribution	2,141,264
Capital Reserve Fund Contribution	19,818,545
 TOTAL REVENUES	 \$34,163,593

- D. The following appropriations are made as listed.

Government Center Chiller Replacement	\$211,000
Governmental Center ADA Bathrooms	151,469
County Building Camera Systems	24,099
ITS Fiber Technology Improvements	120,000
County Website Design	283,750
Furniture Replacements	184,723
County Operation Center	3,100,000
Elevator Modernization Government Center	176,000
Multiple building Fall Protection Measures	300,000
Jail Camera Upgrade	172,607
LEC Law Enforcement Technology	791,324
Training & Firing Range Renovation	50,000
Sheriff's Admin Roof Repair	113,659
Courthouse Expansion	12,519,000
Clerk of Court Improvements	68,786
Public Safety Training Center	90,000
EMS Headquarters - Consultants	50,000
EMS Co-location - Concord Fire #11	482,761
EMS Heart Monitors	566,111
Emergency Communications Equip & Ethernet Backhaul	2,721,086
JM Robinson High School Wetlands Mitigation	100,000
Landfill Retaining Wall	230,301
Veterans Services Improvements	92,674
Cooperative Ext. ADA Bathrooms	118,812
RCCC Land for future expansion	1,244,001
NE Area Park - Other Improvements	589,024
Robert Wallace Park	8,147,965
Frank Liske Park - Barn Restrooms	126,405
Carolina Thread Trail	109,329
Frank Liske park Playground Replacement	100,000
Frank Liske Park - Lower Lot Restrooms	678,506
Midland Library Furniture	75,000
Arena - Lighting Control System Replacement	235,000
Unassigned	140,201
 TOTAL EXPENDITURES	 \$34,163,593
 GRAND TOTAL - REVENUES	 \$34,163,593
GRAND TOTAL - EXPENDITURES	\$34,163,593

Section II.

- A. Special appropriations to non-profit organizations shall be distributed after the execution of an agreement which ensures that all County funds are used for statutorily permissible public purposes.
- B. The County Manager or designee is hereby authorized to transfer appropriations within or between funds, or modify revenue and expenditure projections as contained herein under the following

conditions:

1. The Manager may transfer amounts between objects of expenditure and revenues within a function without limitation.
2. The County Manager may transfer amounts up to \$500,000 between functions of the same fund.
3. The County Manager may transfer amounts between contingency funds which are set aside for a specific project for budgetary shortfalls or upon the appropriate approval of a change order.
4. The County Manager is authorized to transfer funds from the General Fund or Capital Reserve Fund to the appropriate fund for projects approved within the Capital Improvement Plan for the current fiscal year.
5. Upon notification of funding increases or decreases to existing grants or revenues, or the award of grants or revenues, the Manager or designee may adjust budgets to match, including grants that require a County match for which funds are available.
6. The Manager or designee may adjust debt financing from estimated projections to actual funds received.
7. The County Manager may enter into and execute change orders or amendments to construction contracts in amounts less than \$90,000 when the appropriate annual budget or capital project ordinance contains sufficient appropriated but unencumbered funds.
8. The County Manager may award and execute contracts which are not required to be bid or which G.S. 143-131 allows to be let on informal bids so long as the annual budget or appropriate capital project ordinance contains sufficient appropriated but unencumbered funds for such purposes.
9. The County Manager may execute contracts with outside agencies to properly document budgeted appropriations to such agencies where G.S. 153 A-248(b), 259, 449 and any similar statutes require such contracts.
10. The County Manager may reject formal bids when deemed appropriate and in the best interest of Cabarrus County pursuant to G.S. 143-129(a).
11. The County Manager may reduce revenue projections consistent with prevailing economic conditions, and also reduce expenditures correspondingly.

### Section III.

This ordinance and the budget documents shall be the basis of the financial plan for the County of Cabarrus.

- a. The Finance Director is hereby directed to maintain within the Capital Project Fund sufficient detailed accounting records to satisfy the requirements of the law.
- b. The Finance Director is directed to report, at the request of the Board, on the financial status of each project element in Section I and on the total revenues received or claimed.
- c. Copies of this capital project ordinance shall be furnished to the Clerk to the governing Board, and to the Finance Director for direction in carrying out this project.
- d. At the completion of a construction project, all unrestricted excess funds are transferred to the General Fund and the portion of the Capital Project associated with the project is closed.

Adopted this 15<sup>th</sup> day of April, 2019.

CABARRUS COUNTY BOARD OF COMMISSIONERS

BY: /s/ Stephen M. Morris

Stephen M. Morris, Chairman

ATTEST:

/s/ Lauren Linker  
 Clerk to the Board

**(F-9) County Manager - Allocate Funds from Board Contingency to Replace the Truck Used for Community Development**

The truck used for Community Development is currently having mechanical issues. It was originally purchased with grant funds and the funding agency is permitting the County to replace the truck. The cost is estimated at \$43,000. A request is being made to use Board contingency to fund this request.

UPON MOTION of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board adopted the budget amendment.

Date:  Amount:   
 Dept. Head:  Department:   
 Internal Transfer Within Department     Transfer Between Departments/Funds     Supplemental Request

Purpose: To allocate funding to purchase a truck to replace the current Community Development truck that has mechanical issues. We will be able to utilize the box from the old vehicle.

Fund	Indicator	Department/ Object/ Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
001	9	1910/9660	Contingency	192,239.00		43,000.00	149,239.00
001	9	1955/9863	Motor Vehicles	269,450.61	43,000.00		312,450.61

**(F-10) Finance - Lottery Fund History and Write Off of Old Projects**

Cabarrus County has received North Carolina Educational Lottery proceeds since fiscal year 2007. A history of the lottery projects will be discussed. A request to write off completed projects will also be presented.

UPON MOTION of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board approved the write off of all lottery funded projects prior to Fiscal Year 2017 and approved the related budget amendment and project ordinance.

Date:  Amount:   
 Dept. Head:  Department:   
 Internal Transfer Within Department     Transfer Between Departments/Funds     Supplemental Request

This amendment is to write off the following projects (prior to FY17) in the Public School Building Capital Lottery funds: 2012-13 Debt Service in the amount of \$7,307,518, 2013-14 Debt Service in the amount of \$4,911,790, 2014-15 Debt Service in the amount of \$2,200,000, and 2015-16 Debt Service in the amount of \$2,000,000, for a total of \$16,419,308.

Fund	Indicator	Department/ Object/ Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
320	6	7210-6444	Lottery Proceeds	24,569,308.00		16,419,308.00	8,150,000.00
320	9	7210-9704	Cont'b to General Fund	22,419,308.00		16,419,308.00	6,000,000.00

Ordinance No. 2019-24

PUBLIC SCHOOL BUILDING CAPITAL PROJECTS FUND  
 BUDGET ORDINANCE

BE IT ORDAINED by the Board of Commissioners of Cabarrus County, North Carolina that, Pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section I.

- A. The project authorized is the various County construction and renovation related projects. Details of the projects are listed in section C. of this Project Ordinance.
- B. The officers of this unit are hereby directed to proceed with this capital project within the terms of the Generally Accepted Accounting Principles (GAAP) and the budget contained herein.
- C. It is estimated that the following revenues will be available to

complete capital projects as listed.

Lottery Proceeds	\$8,150,000
Lottery Proceeds - Rowan County	300,000
TOTAL REVENUES	\$8,450,000

D. The following appropriations are made as listed.

Debt Service	\$6,000,000
Construction	2,150,000
Debt Service - Rowan County	300,000
TOTAL EXPENDITURES	\$8,450,000
GRAND TOTAL - REVENUES	\$8,450,000
GRAND TOTAL - EXPENDITURES	\$8,450,000

Section II.

- A. Special appropriations to non-profit organizations shall be distributed after the execution of an agreement which ensures that all County funds are used for statutorily permissible public purposes.
- B. The County Manager or designee is hereby authorized to transfer appropriations within or between funds, or modify revenue and expenditure projections as contained herein under the following conditions:
  1. The Manager may transfer amounts between objects of expenditure and revenues within a function without limitation.
  2. The County Manager may transfer amounts up to \$500,000 between functions of the same fund.
  3. The County Manager may transfer amounts between contingency funds which are set aside for a specific project for budgetary shortfalls or upon the appropriate approval of a change order.
  4. The County Manager is authorized to transfer funds from the General Fund or Capital Reserve Fund to the appropriate fund for projects approved within the Capital Improvement Plan for the current fiscal year.
  5. Upon notification of funding increases or decreases to existing grants or revenues, or the award of grants or revenues, the Manager or designee may adjust budgets to match, including grants that require a County match for which funds are available.
  6. The Manager or designee may adjust debt financing from estimated projections to actual funds received.
  7. The County Manager may enter into and execute change orders or amendments to construction contracts in amounts less than \$90,000 when the appropriate annual budget or capital project ordinance contains sufficient appropriated but unencumbered funds.
  8. The County Manager may award and execute contracts which are not required to be bid or which G.S. 143-131 allows to be let on informal bids so long as the annual budget or appropriate capital project ordinance contains sufficient appropriated but unencumbered funds for such purposes.
  9. The County Manager may execute contracts with outside agencies to properly document budgeted appropriations to such agencies where G.S. 153 A-248(b), 259, 449 and any similar statutes require such contracts.
  10. The County Manager may reject formal bids when deemed appropriate and in the best interest of Cabarrus County pursuant to G.S. 143-129(a).
  11. The County Manager may reduce revenue projections consistent

with prevailing economic conditions, and also reduce expenditures correspondingly.

Section III.

This ordinance and the budget documents shall be the basis of the financial plan for the County of Cabarrus.

- a. The Finance Director is hereby directed to maintain within the Capital Project Fund sufficient detailed accounting records to satisfy the requirements of the law.
- b. The Finance Director is directed to report, at the request of the Board, on the financial status of each project element in Section I and on the total revenues received or claimed.
- c. Copies of this capital project ordinance shall be furnished to the Clerk to the governing Board, and to the Finance Director for direction in carrying out this project.
- d. At the completion of a construction project, all unrestricted excess funds are transferred to the General Fund and the portion of the Capital Project associated with the project is closed.

Adopted this 15<sup>th</sup> day of April, 2019.

CABARRUS COUNTY BOARD OF COMMISSIONERS

BY: /s/ Stephen M. Morris  
Stephen M. Morris, Chairman

ATTEST:  
/s/ Lauren Linker  
Clerk to the Board

**(F-11) Infrastructure and Asset Management - Offer for Purchase of Tax Foreclosure Property**

Tax foreclosure parcels that are not purchased through the courthouse auction have been sold using an online surplus property web service. One particular parcel (PIN #: 5620937474 0000), located near Fox Street SW in Concord, has recently received an offer to purchase independently of the web service for \$500 from Ms. Jane Morrison. The property just came into County's ownership two months ago and letters were sent out to the adjacent owners. Ms. Morrison is one of the adjacent owners. The property has not yet been listed on the online surplus property web service. The amount the County would ask for the property would be \$6,144.19 which is comprised of taxes owed and legal fees.

In order to accept this offer to purchase it is required to go through the standard upset bid process. The process for upset bids is attached (G.S. 160A-269).

UPON MOTION of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board conditionally accepted the initial bid from Ms. Morrison and commenced the upset bid process.

**(F-12) Tax Administration - Refund and Release Reports - March 2019**

The Release Report contains taxpayers' names, bill numbers, valuations, tax amounts, along with the justifications for releasing the valuation/tax amounts for outstanding levies in accordance with N.C.G.S. 105-381. The Refund Report is a summary sheet which lists data from each refund request form, along with the justification for the refunds to the taxpayers in accordance with N.C.G.S. 105-381.

Note: Due to the transition of motor vehicles onto the new North Carolina Vehicle Tax System (NCVTS), motor vehicle-related refunds and releases will begin to be displayed on the new report generated by NCVTS.

UPON MOTION of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board approved the March 2019 Refund and Release Reports as submitted, including the NCVTS Refund Report, and granted authority to the Tax Collector to process the refunds and releases. The report is hereby incorporated into the minutes by reference and is on file with the Clerk to the Board.

**(G) NEW BUSINESS**



**(G-1) County Manager - On behalf of A.C.E. Academy Regarding the Issuance of Charter School Revenue Bonds - Public Hearing 6:30 p.m.**

A public hearing is needed on behalf of A.C.E. Academy for them to fulfill the requirements of Section 147(f) of the Internal Revenue Codes of 1986 in regards to the issuance of charter school revenue bonds by the Wisconsin Public Finance Authority.

Chairman Morris opened the public hearing at 6:56 p.m. The Public Hearing Notice was published on March 29, 2019 in *The Independent Tribune*. The public hearing notice was also posted on the County's website ([www.cabarruscounty.us](http://www.cabarruscounty.us)) on April 2, 2019 in accordance with Article 2, Administration, Section 2.1 (Use of Electronic Means to Provide Public Notices) of the Cabarrus County Code of Ordinances.

There was no one present to address the Board; therefore, Chairman Morris closed the public hearing.

**UPON MOTION** of Vice Chairman Honeycutt, seconded by Commissioner Kiger and unanimously carried, the Board approved the resolution authorizing the bonds.

Resolution No. 2019-07

RESOLUTION APPROVING THE ISSUANCE BY THE PUBLIC FINANCE AUTHORITY OF ITS CHARTER SCHOOL REVENUE AND REFUNDING BONDS (A.C.E. ACADEMY PROJECT) IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$7,000,000

WHEREAS, A.C.E. Academy Foundation, LLC, a North Carolina limited liability company (the "Borrower"), whose sole member is A.C.E. Academy (the "School"), a North Carolina nonprofit corporation and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), has requested that the Public Finance Authority, a public authority existing under the laws of the State of Wisconsin (the "Authority"), issue its Charter School Revenue and Refunding Bonds (A.C.E. Academy Project), in one or more series or issuances as part of a plan of finance (the "Bonds"), in an aggregate principal amount not to exceed \$7,000,000, and loan the proceeds thereof to the Borrower, for the following purposes: (a) financing the acquisition of an educational facility located at 7807 Caldwell Road, Harrisburg, North Carolina 28075, in the Town of Harrisburg, Cabarrus County, North Carolina (the "Facility"), (b) funding certain capital improvements to the Facility and working capital or operating needs of the Borrower or the Facility, (c) refinancing certain existing indebtedness relating to the Facility, (d) funding any required reserve funds for the Bonds, and (e) paying the costs of issuance of the Bonds (collectively, the "Project");

WHEREAS, the Facility and the related capital improvements shall be owned by the Borrower and leased to and operated by the School;

WHEREAS, pursuant to Section 147(f) of the Code, prior to their issuance, the Bonds are required to be approved by the "applicable elected representative" of a governmental unit having jurisdiction over the area in which the Project is or will be located, after a public hearing held following reasonable public notice;

WHEREAS, pursuant to laws under which the Authority was formed, prior to their issuance, bonds issued by the Authority must be approved by the governing body or highest ranking executive or administrator of the political jurisdiction within whose boundaries the Project is or will be located;

WHEREAS, the Board of Commissioners (the "Board") of the County of Cabarrus, North Carolina (the "County") is the "applicable elected representative" of the County under the Code for the Project located within the County;

WHEREAS, the Borrower has requested that the Board approve the Authority's issuance of the Bonds and the financing and refinancing of the Project located within the County in order to satisfy the requirements of Section 147(f) of the Code;

WHEREAS, the Borrower has requested that the Board approve the financing and refinancing of the Project and the issuance of the Bonds in order to satisfy the requirements of the laws under which the Authority was formed for issuing the Bonds;



WHEREAS, the Board has this day held a public hearing regarding the Authority's issuance of the Bonds and the financing and refinancing of the Project, as evidenced by the Certificate and Summary of Public Hearing attached hereto as Exhibit A, and now desires to approve the Authority's issuance of the Bonds and the financing and refinancing of the Project in accordance with the Code and the laws under which the Authority was formed;

WHEREAS, the Bonds shall not be deemed to constitute a debt of the County or a pledge of the faith and credit of the County, but shall be special limited obligations of the Authority payable solely from the loan repayments to be made by the Borrower to the Authority, and shall contain on the face thereof a statement to the effect that the County has no liability whatsoever for the repayment of the Bonds, and that neither the faith and credit nor the taxing power of the County is pledged to the payment of the principal of or interest on the Bonds; and

WHEREAS, the Board has determined that approval of the issuance of the Bonds is to satisfy the requirements of the Code and of the Authority, and shall in no event constitute an endorsement of the Bonds, the Project or the creditworthiness of the Borrower, nor shall such approval in any event be construed to obligate the County for the payment of the principal of or premium or interest on the Bonds or for the performance of any pledge, mortgage or obligation or agreement of any kind whatsoever which may be undertaken by the Authority, or to constitute the Bonds or any of the agreements or obligations of the Authority an indebtedness of the County, within the meaning of any constitutional or statutory provision whatsoever;

BE IT RESOLVED by the Board of Commissioners of the County of Cabarrus, as follows:

Section 1. The Board hereby approves the Authority's issuance of the Bonds in an aggregate principal amount not to exceed \$7,000,000 and the financing or refinancing of the Project.

Section 2. The County has no responsibility for the payment of the principal of or interest on the Bonds or for any costs incurred by the Borrower with respect to the Bonds or the Project, and the Bonds do not constitute a debt or pledge of the faith and credit of the County. The approval of the issuance of the Bonds does not constitute an endorsement to a prospective purchaser of the Bonds of the creditworthiness of the Borrower or the School, the feasibility of the Project or the credit quality of the Bonds.

Section 3. The approval of the issuance of the Bonds contained in this resolution is independent of any other approval or approvals by the Board that may be required in connection with the Project (the "Additional Approvals"), and nothing contained in this resolution shall be construed to imply that any such Additional Approvals will be granted or to bind the County in any way with respect to any Additional Approvals.

Section 4. This resolution is effective immediately on its passage.

Adopted this 15<sup>th</sup> day of April, 2019.

/s/ Stephen M. Morris  
Stephen M. Morris, Chairman  
Board of Commissioners

ATTEST:  
/s/ Lauren Linker  
Lauren Linker  
Clerk to the Board

**(G-2) County Manager - Agreement with Rocky River Road Associates LLC - Public Hearing 6:30 p.m.**

Jonathan Marshall, Deputy County Manager, reported Rocky River Road Associates LLC has requested that Cabarrus County consider entering into an agreement with the LLC and the Town of Harrisburg to help fund public infrastructure. A public hearing is required.

Additionally, Mr. Marshall reported the Bond Council has asked to proceed with the public hearing, but to postpone any decisions on the agreement.

Chairman Morris opened the public hearing at 6:59 p.m. The Public Hearing Notice was posted on the County's website ([www.cabarruscounty.us](http://www.cabarruscounty.us)) on April 3, 2019 in accordance with Article 2, Administration, Section 2.1 (Use of

Electronic Means to Provide Public Notices) of the Cabarrus County Code of Ordinances.

Mr. Jim Merrifield, MPV Properties and Rocky River Road Associates, spoke about the Farmington Ridge Parkway Agreement.

There was no one else present to address the Board; therefore, Chairman Morris closed the public hearing.

The Board of Commissioners deferred action to a later meeting.

**(G-3) County Manager - Offer to Purchase County Property off Bradford Road**

The Board of Commissioners approved a conditional acceptance of an offer to purchase approximately 4.3 acres of County owned land off of Bradford Road. The individuals that made the offer to purchase submitted the required deposit and the upset bid period was advertised. That upset bid period ended on April 1, 2019. Mr. Marshall, Deputy County Manager, reported no additional bids were submitted.

Mr. Marshall additionally reported if approved, Mr. Loveland will obtain the survey and county staff will work with Richard Koch, County Attorney in preparation of the Deed.

**UPON MOTION** of Vice Chairman Honeycutt, seconded by Commissioner Kiger and unanimously carried, the Board accepted the purchase offer from Benjamin and Jennifer Loveland for 4.35 acres of property located on Bradford Road and authorized the County Manager to sign all required documents, subject to review and revision by the County Attorney.

**(H) REPORTS**

**(H-1) BOC - Receive Updates from Commission Members Who Serve as Liaisons to Municipalities or on Various Boards/Committees**

Vice Chairman Honeycutt reported on several Active Living and Parks activities:

Senior Game Follies	April 16, 2019 at 6:30 p.m.
Spring Fling Wednesday	April 17, 2019
Light Rail Trip	April 30, 2019
Lunch and Learn	Every Wednesday - Reservations required
Dance	April 26, 2019 and April 27, 2019
Silver Art Showcase	Now through April 25, 2019

For additional information, call (704) 920-3484.

Vice Chairman Honeycutt commented on her attendance at a human trafficking seminar and the information provided. She requested citizens to be aware and to call 888-373-7888 to report suspicious activity.

Vice Chairman Honeycutt reported that she, Chairman Morris and Commissioner Shue attended the first Census meeting for our community.

Lastly, Vice Chairman Honeycutt commented on her attendance at a workshop titled Opportunity Zones regarding capital gains reinvestment, tax benefits and community benefits.

Chairman Morris announced the County is involved in conducting community input workshops as part of the County's Strategic Plan. He encouraged citizens to participate.

**(H-2) Board of Commissioners - Request for Applications for County Boards/Committees**

Applications are being accepted for the following County Boards/Committees:

- Adult Care Home Community Advisory Committee - 8 Vacant Positions
- Cabarrus County Animal Protection Advisory Board - 1 Vacant Position
- Cabarrus County Planning and Zoning Commission - 2 Vacant Positions (Alternates)
- Concord Planning and Zoning Commission (ETJ) - 1 Vacant Position
- Home and Community Care Block Grant Committee - 1 Expired Term
- Juvenile Crime Prevention Council - 1 Vacant Position (Student Under 18)

- Mount Pleasant Planning Board and Board of Adjustment - 1 Vacant Position (Alternate)
- Nursing Home Community Advisory Committee - 8 vacant positions
- Transportation Advisory Board - 3 Vacant Positions (Midland, NC Mental Health and Clergy)
- Watershed Improvement Commission - 1 Expired Term
- Youth Commission - 6 Vacant Positions (A. L. Brown, Concord, Jay M. Robinson, Mount Pleasant, and Northwest Cabarrus High Schools)

Chairman Morris urged citizens to consider participating on a Board or Committee.

**(H-3) County Manager - Monthly Building Activity Reports**

The Board received the Cabarrus County Construction Standards Dodge Report for March 2019 and the Cabarrus County Commercial Building Plan Review Summary for March 2019 for informational purposes as part of the Agenda. No action was required of the Board.

**(H-4) County Manager - Monthly New Development Report**

The Board received the monthly new development report for informational purposes. No action was required of the Board.

**(H-5) Economic Development Corporation - March 2019 Monthly Summary Report**

The Board received the Cabarrus Economic Development Corporation (EDC) monthly report for the month of March 2019 as part of the Agenda. No action was required of the Board.

**(H-6) Finance - Monthly Financial Update**

The Board received the monthly financial update report for informational purposes. No action was required of the Board.

**(I) General Comments by Board Members**

None.

**(J) WATER AND SEWER DISTRICT OF CABARRUS COUNTY**

None.

**(K) CLOSED SESSION**

**(K-1) Closed Session - Pending Litigation, Economic Development and Acquisition of Real Property**

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Shue and unanimously carried, the Board moved to go into closed session to discuss matters related to pending litigation, economic development and acquisition of real property as authorized by NCGS 143-318.11(a) (3) (4) and (5).

Commissioner Poole left the meeting at 7:14 and did not return to the meeting.

UPON MOTION of Vice Chairman Honeycutt seconded by Commissioner Shue and unanimously carried, the Board moved to come out of closed session.

**Return to Open Session**

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Kiger and unanimously carried, the Board scheduled a public hearing for an economic development investment for Project Delta Force for Monday, May 20, 2019 at 6:30 p.m. or as soon thereafter as persons may be heard.

**(L) ADJOURN**

UPON MOTION of Vice Chairman Honeycutt seconded by Commissioner Shue and unanimously carried, the meeting adjourned at 9:13 p.m.



*Lauren Linker*  
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 Lauren Linker, Clerk to the Board