

The Board of Commissioners for the County of Cabarrus met for an Agenda Work Session in the Multipurpose Room at the Cabarrus County Governmental Center in Concord, North Carolina at 4:00 p.m. on Monday, August 2, 2021.

Present - Chairman:	Stephen M. Morris
Vice Chairman:	Diane R. Honeycutt
Commissioners:	F. Blake Kiger
	Lynn W. Shue
	Barbara C. Strang

Also present were Mike Downs, County Manager; Richard M. Koch, County Attorney; David Goldberg, Deputy County Attorney; Rodney Harris, Deputy County Manager; Kyle Bilafer, Area Manager of Operations; Debbie Brannan, Area Manager of Innovation and Technology; and Lauren Linker, Clerk to the Board.

1. Call to Order

Chairman Morris called the meeting to order at 4:00 p.m.

2. Approval of Agenda

Chairman Morris presented the following changes to the agenda:

Additions:

Discussion Items for Action

4.1 BOC - Modernization of the Discharge of Firearms and Air Guns Ordinance

4.13 Sheriff's Office - Award of Electronics Detection K-9

Closed Session

6.1 Closed Session - Pending Litigation and Acquisition of Real Property

Supplemental Information:

Discussion Items - No Action

3.3 County Manager - Zipline Presentation

- Presentation Added

3.4 Infrastructure and Asset Management - Courthouse Expansion Project Update

- Pictures Added

Discussion Items for Action

4.4 DHS - Family Caregiver Support Program Grant

- Budget Amendment Updated

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

3. Discussion Items - No Action

3.1 Budget - Monthly Budget Amendment Report

Rosh Khatri, Budget Director, announced a budget amendment report will be provided to the Board each month in the regular meeting agendas. He advised the FY22 Budget Ordinance requires the County Manager to report any budget transfers to the Board of Commissioners at the next regular meeting. In complying with the budget ordinance, a report of all budget amendments made the prior month will be provided in the report section of the regular meeting agenda. A report for July 1st through July 15th was provided as an example. Mr. Khatri stated the complete report for July would be provided in the August 16, 2021 regular meeting Reports section of the agenda.

3.2 County Manager - Proposed Lease Modification for Communication Tower off Warren Coleman Boulevard

On behalf of Jonathan Marshall, Kyle Bilafer, Area Manager of Operations, presented a proposed lease modification for the communication tower off Warren Coleman Boulevard. Mr. Bilafer reported the lease holder of the communications tower located on County property at the bus garage has proposed a one-time payment for the remainder of the lease in lieu of annual payments. The first initial term of the lease, which is ten years, provides for \$27,000 per year with a two percent escalator. The agreement also provides for three five-year lease renewals that include the two percent escalators. The lease could potentially go out to 2043. Mr. Bilafer requested direction from the Board for possible negotiation of the lease terms.

A discussion ensued. During discussion, Me. Bilafer responded to questions from the Board. It was the consensus of the Board to leave the lease as-is and discuss further, if another offer is presented.

3.3 County Manager - Zipline Presentation

Alex Busker, Zipline, presented information on Zipline, located in Kannapolis, and their plans for the future. A short video showing a package being delivered by a Zipline drone was viewed.

There was discussion following the video, with Ms. Busker responding to questions from the Board.

Following discussion, Ms. Busker reviewed a PowerPoint presentation. There was discussion throughout the presentation with Ms. Busker responding to a variety of questions from the Board.

The following information was presented:

- Mission
- National scale medical drone delivery since 2016
- Zipline - Cabarrus County Distribution Center
- Zipline - North Carolina partnership in 2020
 - Launched May 2020 with Novant Health for Personal Protection Equipment (PPE) supplies
 - 5000 miles flown
 - 18,300+ unites of PPE flown to frontline staff
 - Routes - 14 miles/35 minutes
 - Product of strong IPP partnership
 - North Carolina first in flight once again
- Zip designed for minimal community impact
 - Continuously monitored
 - 50+ mile service radius
 - 60+ knots cruising speed
 - 3.9 lbs. payload
 - Fully autonomous
 - 30 dB while flying overhead
 - No landing needed to deliver

3.4 Infrastructure and Asset Management - Courthouse Expansion Project Update

Kyle Bilafer, Area Manager of Operations, provided an updated report on the courthouse expansion. The following recent milestones were discussed:

- Slab on metal deck pours on level 3
- Started basement and exterior framing
- Started basement mechanical room rough-in
- Completed fire-proofing the basement
- Framed areas on the first and second floors
- Completed the insulation and glass install on the mockup

Upcoming milestones include:

- Complete slab on metal deck pours on level 4
- Install framing on first floor interior
- Complete the first floor exterior framing and then move to the second floor
- Start the mechanical, electrical, and plumbing (MEP) overhead in the basement and continue with the installation in the mechanical room
- Complete the mockup and setup a review of the final product
- Install the remainder of the steel

Mr. Bilafer reviewed photos of the construction. He also responded to questions from the Board.

3.5 Infrastructure and Asset Management - Emergency Equipment Warehouse and Technology Services Project Update

Kyle Bilafer, Area Manager of Operations, presented an update of the Emergency Equipment Warehouse and Technology Services project. Topics reviewed included: the site plan, floor plan and exterior renderings.

A discussion ensued. During discussion, Mr. Bilafer responded to questions from the Board.

3.6 Infrastructure and Asset Management - Frank Liske Park Barn Rebuild Project Update

Kyle Bilafer, Area Manager of Operations, provided an update on the design and cost estimates of the Frank Liske Park Barn Rebuild project. Mr. Bilafer reported the estimated cost for the project including the barn, silo, and all the site work connected to the project is \$5.3 million.

3.7 Innovation and Technology - Innovation Report

Debbie Brannan, Area Manager of Innovation and Technology, presented the August Innovation Report. The report included the following topics:

- This month's book for the employees' digital book club, "Little Bets" by Peter Sims. It addresses how the best dreamers and innovators start small to achieve large ideas
- Training initiative - Fail forward
- Quarterly master class for executives
- County Strategic Plan - Five Strategic Initiatives,
 - o Transparent and Accountable Government
 - o Healthy and Safe Community
 - o Thriving Economy
 - o Sustainable Growth and Development
 - o Culture and Recreation
- Employee Strategic Plan Awareness
 - Survey Results
 - o CabCo U - August 10, 2021 for employees

Elie Landrum, Management Analyst, was in attendance remotely and presented an overview of the OpenGov portal.

4. Discussion Items for Action

4.1 BOC - Modernization of the Discharge of Firearms and Air Guns Ordinance

Commissioner Strang presented revisions to the firearm ordinance.

Sheriff Van Shaw commented on safety and enforcement aspects of the revisions to the firearm ordinance.

The clarification and modernization of the proposed ordinance is explained as follows:

Under current law, no person may discharge a firearm or air compression gun of any kind within 500 yards of any occupied building, as well as any residence, business, house of worship, educational facility, park facility, or any other public gathering facility, regardless of whether these places are occupied business.

The proposed ordinance is intended to implement standards for the discharge of firearms that may cause injury, death, or damage to personal property, while preserving the individuals' personal freedom to engage in such activities and promoting public health, safety, welfare, comfort, and prosperity of the citizens of Cabarrus County.

The proposed ordinance would do the following:

(1) Subsection (b) prohibits the discharge of a firearm or air gun in a negligent manner, while under the influence of drugs or alcohol, on or across public roads.

(2) Subsection (c) prohibits a person from shooting on or across another person's property without permission.

(3) Subsection (d) prohibits the discharge of a firearm or air gun within 500 yards of any occupied building, as well as any residence, business, house of worship, educational facility, park facility, or any other public gathering facility, regardless of whether these places are occupied business. However, there are various exceptions to this limitation, including discharges:

- a. as part of hunting activities authorized by state law.
- b. on a lawfully permitted shooting range
- c. at shooting ranges operated by a law enforcement agency.
- d. as part of a historical performances shooting blanks

- e. by a person shooting targets on their property with certain safety precautions and permission of neighbors.
 - f. by a person hunting on their own property with permission of neighbors.
- (4) These restrictions would not apply to discharges in self-defense or as part of official military and law enforcement activities.
- (5) This ordinance would only apply to the unincorporated areas in Cabarrus County not within the limits of any municipality.
- (6) The penalty for violations is a Class 3 Misdemeanor with a fine of up to \$500.

A lengthy discussion ensued. During discussion, the following items were addressed: the length of the distance of feet instead of yards; includes boundaries of parks and schools instead of the building structures; proposed language to include in the proposed ordinance; noise from firearm discharge; holding a public hearing; etc.

4.2 County Manager - FY 21 Funding Re-appropriations

Rosh Khatri, Budget Director, reported funds budgeted in the prior fiscal year (FY21) need to be carried over to the current fiscal year (FY22) for use. These funds were not used in FY21 for a variety of reasons. Carrying over the funds from FY21 to FY22, through an appropriation of fund balance or revenue for reimbursement grants, will be required to complete purchases as planned. Mr. Khatri advised unspent funds total \$1,542,407.82.

Mike Downs, County Manager, provided additional comments regarding the re-appropriation of funds.

4.3 County Manager - Fiscal Recovery Funds Spending Plan

Rodney Harris, Deputy County Manager, reported the plan for use of the American Rescue Plan (ARP) funds will be available at the August regular meeting. There will be two components. One will be the recovery grant process (for profits and non-profit entities). The other will be for staff led county initiatives.

A discussion ensued. During discussion, Mr. Harris responded to questions from the Board.

4.4 DHS - Family Caregiver Support Program Grant

Anthony Hodges, Program Administrator, Adult and Aging Services, reported each year Cabarrus County received a Family Caregiver Support Program Grant through the Centralina Area Agency on Aging based on federal and state budget allocations. For FY22, Cabarrus County's allocation will be \$51,387, which is higher than originally projected in the FY22 budget. There is no county match for these funds. Mr. Hodges stated the grant funds are used to support family and informal (unpaid) caregivers to care for their loved ones at home for as long as possible.

4.5 DHS - Transportation FTA Section 5310 Grant

Bob Bushey, Transportation Manager, reported funds received for the FTA (Federal Transit Administration) Section 5310 grant total \$234,480. This includes two vehicles and transportation trips for the elderly, and handicapped of Cabarrus County, including the Cabarrus Vocational Workshop. The total match will be \$82,385. Mr. Bushey stated a public hearing is not required for this grant.

A discussion ensued. During discussion, Mr. Bushey, Mike Downs, County Manager, and Rodney Harris, Deputy County Manager, responded to questions.

4.6 EMS - Four Ambulance Remount Purchases

Jimmy Lentz, EMS (Emergency Medical Services) Director, reported remounting of four ambulances was budgeted in FY22.

Captain Jonathan Mauldin, EMS Fleet Manager, requested approval for the purchase of four new remount purchases for four existing ambulances. The total cost will be \$359,996. Captain Mauldin stated the remount purchases will replace units that have outlived their reliability.

Mr. Lentz provided the determining factors in selecting Emergency Transportation Associates for this purchase.

A discussion ensued. During discussion, Mr. Mauldin and Mr. Lentz responded to questions from the Board.

4.7 Finance - New Temporary Position for American Rescue Plan (ARP) Administrator

Rodney Harris, Deputy County Manager, requested authorization to hire a full-time temporary ARP (American Rescue Plan) Administrator through 2024 to oversee and manage the grant as well as oversee the stringent reporting guidelines. Wendi Heglar, Finance Director, was also in attendance.

4.8 Finance - Update of Capital Project Fund Budget and Related Project Ordinance for County Capital Project Fund

Wendi Heglar, Finance Director, requested approval of a budget amendment and project ordinance to transfer additional funds to the engineers for a change order on the Courthouse project. Ms. Heglar stated the budget amendment and project ordinance will also reflect the sale of 242 General Services Drive to the City of Concord and appropriate funds for the Frank Liske Park Stormwater project. It also appropriates the debt proceeds for the Emergency Equipment Warehouse and ITS Relocation Project.

4.9 Finance - Write off of Ambulance Receivable

Wendi Heglar, Finance Director, requested approval of a write-off for 2017 outstanding ambulance receivables in the amount of \$2.2 million.

4.10 Infrastructure and Asset Management - Cabarrus County Emergency Medical Services Headquarters GMP-1.5

Kyle Bilafer, Area Manager of Operations, reported a bid was received on July 23, 2021 at 3:00 p.m. for the GMP -1.5 (Steel Package) bid. This GMP will be added to the current contract the County has with the Construction Manager at Risk, Vannoy - McFarland Joint Venture, as a contract extension to the existing contract, which until this point includes preconstruction services and GMP-1 (Early Site Package). The GMP 1.5 total is \$1,030,584.

A discussion ensued. During discussion, Mr. Bilafer responded to questions from the Board.

4.11 Legal Department - Request from Pedcor Investments, LLC, for Access Point on Lloyd Garmon Lane

Susie Morris, Planning and Zoning Manager, presented a request from Pedcor Investments, LLC for an additional access point on Lloyd Garmon Lane for emergency access. Ms. Morris reviewed a map of the property and where the requested access is located. She also stated the directors of Emergency Management and Emergency Medical Services have given their approval as long as access is for emergency vehicles only, the gate must not interfere with use of the private right-of-way, and a Knox Box must be installed at the gate.

A discussion ensued. During discussion, Ms. Morris, Richard Koch, County Attorney, and Kara Strickland, Pedcor Investments, LLC, Vice President - Development, responded to questions from the Board.

4.12 Planning and Development - Budget Amendment for Blue Cross Blue Shield Grant

Kelly Sifford, Planning and Development Director, reported Blue Cross Blue Shield has offered Cabarrus County an additional \$10,000 of grant funds for home repairs. No match is required. Ms. Sifford requested approval of the necessary budget amendment to place the revenues and expenses in the budget for expenditure. Ms. Sifford stated these funds will allow some health and safety repairs for low to moderate income families.

4.13. Sheriff's Office - Award of Electronics Detection K-9

Sheriff Van Shaw reported Jordan Detection K-9 has awarded an electronic detection K-9 to Cabarrus County. The canines are used in cases involving child pornography and exploitation, fraud and smuggled cell phones in the detention center. Jordan Detection K-9's require the following criteria in providing the canine at no cost:

- the agency provides all maintenance for the K-9, to include food, shelter, and medical
- commit to a 5-year deployment of the K-9

- provide funding for the annual recertification of the K-9 and handler.
- when necessary, provide for funding for training when another handler is assigned to the K-9

A discussion ensued. During discussion, Sheriff Shaw responded to questions from the Board.

5. Approval of Regular Meeting Agenda

The Board discussed the placement of the items on the agenda.

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Kiger and unanimously carried, the Board approved the agenda as follows for the August 16, 2021 regular meeting and scheduled the public hearings for 6:30 p.m. or as soon thereafter as persons may be heard.

Approval or Correction of Minutes

- Approval or Correction of Minutes

Recognitions and Presentations

- DHS - Child Support Awareness Month Proclamation
- DHS - Economic Services Appreciation Month Proclamation

Consent

- Appointments (Removals) - Cabarrus County Animal Protection Advisory Board
- County Manager - FY 21 Funding Re-appropriations
- DHS - Family Caregiver Support Program Grant
- DHS - Transportation FTA Section 5310 Grant
- EMS - Four Ambulance Remount Purchases
- Finance - New Temporary Position for American Rescue Plan (ARP) Administrator
- Finance - Update of Capital Project Fund Budget and Related Project Ordinance for County Capital Project Fund
- Finance - Write off of Ambulance Receivable
- Infrastructure and Asset Management - Cabarrus County Emergency Medical Services Headquarters GMP-1.5
- Legal Department - Request from Pedcor Investments, LLC, for Access Point on Lloyd Garmon Lane
- Planning and Development - Budget Amendment for Blue Cross Blue Shield Grant
- Sheriff's Office - Award of Electronics Detection K-9
- Tax Administration - Refund and Release Reports - July 2021

New Business

- BOC - Modernization of the Discharge of Firearms and Air Guns Ordinance - Public Hearing 6:30 p.m.
- Economic Development Investment - Ball Metal Beverage Container Corp. (Project Aquamarine Component 1) - Public Hearing 6:30 p.m.
- Economic Development Investment - RRB Beverage Operations Inc. (Project Aquamarine Component 2) - Public Hearing 6:30 p.m.
- Economic Development Investment - Red Bull North America, Inc. (Project Aquamarine Component 3) - Public Hearing 6:30 p.m.
- County Manager - Fiscal Recovery Funds Spending Plan
- Infrastructure and Asset Management - Northeast Communications Tower Design-Build Contract

Reports

- BOC - Receive Updates From Commission Members who Serve as Liaisons to Municipalities or on Various Boards/Committees
- BOC - Request for Applications for County Boards/Committees
- Budget - Monthly Budget Amendment Report
- Budget - Monthly Financial Update
- County Manager - Monthly Building Activity Reports
- County Manager - Monthly New Development Report
- EDC - July 2021 Monthly Summary Report

6. Closed Session

6.1 Closed Session - Pending Litigation and Acquisition of Real Property

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

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

7. Adjourn

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Kiger and unanimously carried, the meeting adjourned at 8:08 p.m.





Lauren Linker, Clerk to the Board