

The Board of Commissioners for the County of Cabarrus met in regular session through a remote virtual meeting as allowed by the Board's Remote Participation Policy in Concord, North Carolina at 6:30 p.m. on Monday, September 20, 2021.

Public access to the meeting could be obtained through the following means:

Live broadcast at 6:30 p.m. on Channel 22
<https://www.youtube.com/cabarruscounty>
<https://www.cabarruscounty.us/cabcotv>
 980-729-7942 pin 223833660#
 E-mail: publiccomment@cabarruscounty.us

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; Jonathan Marshall, Deputy County Manager; Rodney Harris, Deputy County Manager; and Lauren Linker, Clerk to the Board.

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

Chairman Morris provided information on the meeting format and the process for the public to participate in informal public comments and the public hearings.

Reverend Carol Carkin from Central United Methodist Church in Concord delivered the invocation.

(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 July 19, 2021 (Regular Meeting), July 21, 2021 (Cabarrus Summit), August 2, 2021 (Work Session), and August 16, 2021 (Regular Meeting) as presented by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(B) APPROVAL OF THE AGENDA

Chairman Morris reviewed the following changes to the agenda.

Additions:

Recognitions and Presentations

C-2 Sheriff's Office - Retirement Recognition of Sergeant Dean Vernon

New Business

G-3 Economic Development Investment - STERIS Corp. (Project Precision) - Public Hearing 6:30 p.m.

G-5 County Manager - Cabarrus County Recovery Grants - Small Business Support Program

G-6 Procurement - County Surplus and Disposal

G-7 Sheriff's Office - Acceptance of Bike Safe Grant Award

G-8 Sheriff's Office - Acceptance of GHSP Grant Award

Closed Session

K-1 Closed Session - Pending Litigation and Economic Development

Updated:

Consent Agenda

F-5 County Manager - Fiscal Recovery Funds Spending Recommendation
 • Updated Spending Plan Recommendation

New Business

G-2 Economic Development Investment - Intertape Polymer Corporation (Project Tape) - Public Hearing 6:30 p.m.
 • Project Overview
 • Grant Analysis

- G-3 Economic Development Investment - STERIS Corp. (Project Precision) - Public Hearing 6:30 p.m.
- Project Overview
 - Grant Analysis

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Shue and unanimously carried, the Board approved the agenda as amended by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(C) RECOGNITIONS AND PRESENTATIONS

(C-1) Proclamation - Hispanic and Latino Heritage Month

Chairman Morris read the proclamation aloud.

Commissioner Kiger **MOVED** to adopt the Hispanic and Latino Heritage Month proclamation. Commissioner Strang seconded the motion.

Sandra Torres, Healthy Cabarrus Latino Outreach Coordinator, Cabarrus Health Alliance, expressed appreciation for the support given to the Latino community.

The **MOTION** unanimously carried by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

Proclamation No. 2021-24

HISPANIC AND LATINO HERITAGE MONTH PROCLAMATION

WHEREAS, Cabarrus County is proud to be home to nearly 23,000 community members of Hispanic or Latino descent; and

WHEREAS, Hispanic and Latino community members enrich our communities by sharing their vibrant culture and heritage; and

WHEREAS, in September 1968, Congress authorized President Lyndon B. Johnson to proclaim National Hispanic Heritage Week; and

WHEREAS, this celebration was expanded by President Ronald Reagan in 1988 to cover a 30-day period starting on September 15 and ending on October 15; and

WHEREAS, the United States Congress and the White House call for all Americans to observe this month appropriately; and

WHEREAS, Cabarrus County will join with the rest of the country in recognizing the National Hispanic and Latino Heritage Month by commemorating essential contributions, sacrifices, and accomplishments that Hispanic and Latino people have made to the United States throughout history;

NOW, THEREFORE, BE IT PROCLAIMED, the Cabarrus County Board of Commissioners do hereby recognize September 15 - October 15, 2021, as

HISPANIC AND LATINO HERITAGE MONTH.

Adopted this 20th day of September, 2021.

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

(C-2) Sheriff's Office - Retirement Recognition of Sergeant Dean Vernon

Chief Deputy James Bailey recognized Sergeant Dean Vernon on his retirement from the Cabarrus County Sheriff's Office. Chief Deputy Bailey highlighted a number of Sergeant Vernon's accomplishments during his 27-year tenure with the County.

Sergeant Vernon expressed appreciation for the opportunity to serve the County.

Chairman Morris commended Sergeant Vernon for his accomplishments and thanked him for his service to the community.

(D) INFORMAL COMMENTS

Chairman Morris provided information on the meeting format and the process for the public to participate in informal public comments.

Chairman Morris opened the meeting for Informal Public Comments at 6:48 p.m. He asked Lauren Linker, Clerk to the Board, if any written comments had been submitted or if anyone was waiting on the phone to present a comment.

Ms. Linker stated no written comments were submitted and there was no one on the phone.

There were no comments, nor anyone present on the phone to address the Board; therefore, Chairman Morris closed that portion of the meeting.

(E) OLD BUSINESS

None.

(F) CONSENT**(F-1) Active Living and Parks - Land and Water Conservation Fund Grant Request**

The Department is seeking permission to apply for the 2022 Land and Water Conservation Fund Grant (LWCF) to assist with the purchase of property on St. Stephens Church Road.

When the proposal to purchase this property was presented to the Board of Commissioners, Mr. Marshall mentioned alternate funding sources such as grants and private donations would be explored. This is an opportunity to apply for \$500,000. LWCF is a matching program and our payments to date already qualify for that match. The deadline to apply for the 2022 grant distribution is October 1, 2021.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved applying for the Land and Water Conservation Fund Grant by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(F-2) Appointments - Library Board of Trustees

Rick Burleyson's term on the Library Board of Trustees ends September 30, 2021. He is eligible for reappointment and is interested in serving another term.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board reappointed Rick Burleyson to the Library Board of Trustees as the Mount Pleasant representative for a three-year term ending September 30, 2024 by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(F-3) Appointments and Removals - Juvenile Crime Prevention Council

The terms for the following Juvenile Crime Prevention Council members end September 30, 2021: Sharon Reese (DSS Director/Designee), Rodney Harris (County Manager/Designee), Steven Ayers (Member of Faith Community), Mark Boles (Member of Business Community), Sonja Bohannon-Thacker (Local Health Director/Designee), Joy Butler (At-large) and Marta Meares (At-large).

At the Council's August meeting, all were recommended to be reappointed to serve another term. An exception to the residency provision of the Appointment Policy will be needed for Ms. Reece and Ms. Butler. An exception to the length of service provision of the Appointment Policy will be needed for Mr. Ayers, Ms. Bohannon-Thacker, Mr. Boles, and Ms. Meares.

Additionally, Noel Thomas-Lester (Area Mental Health/Designee) has resigned from her position on the Council.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board removed Noel Thomas-Lester from the Juvenile Crime Prevention Council roster and thanked her for her service by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board reappointed Sharon Reese (DSS Director/Designee), Rodney Harris (County Manager/Designee), Steven Ayers (Member of Faith Community), Mark Boles (Member of Business Community), Sonja Bohannon-Thacker (Local Health Director/Designee), Joy Butler (At-large) and Marta Meares (At-large) to the Juvenile Crime Prevention Council for two-year terms ending September 30, 2023; including an exception to the residency provision of the Appointment Policy for Ms. Butler and Ms. Reece and an exception to the length of service provision of the Appointment Policy for Mr. Ayers, Ms. Bohannon-Thacker, Mr. Boles, and Ms. Meares by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(F-4) County Manager - Building Adjacent to County Parking Garage Connection to County Parking Deck and Potential Associated Easement

The mixed-use building (Novi Flats) that will be constructed next to the County Parking Deck has two easements from the County currently. These easements were approved at the June 2021 regular meeting and were for a water meter and generator. At that time, County staff mentioned the likely request for a third easement dealing with Novi Flats request for direct access to the top level of the parking deck to the mixed used building. County staff now has more details on that request and the details of the connection. County staff presented those details and requested direction from the Board of Commissioners on the connection and easement at the work session.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved a direct connection between the County parking deck and the Novi-Flats project based on the conditions outlined to the Board of Commissioners including authorization for the County Manager to approve that agreement pending review and approval from the County Attorney by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(F-5) County Manager - Fiscal Recovery Funds Spending Recommendation

In May, staff presented commissioners with information on the American Rescue Plan (ARP) funding, which provides \$350 billion in Fiscal Recovery Funds for eligible state, local, territorial, and Tribal governments to respond to the COVID-19 emergency. The County will receive a total of \$42,043,458.

The County received more than 100 Recovery Grant requests from local organizations totaling over \$110 million. In August, staff provided the Board an overview of the requests received through the Recovery Grant process and other identified needs.

Staff presented a spending plan recommendation at the work session for Board consideration and adoption at the regular meeting on September 20.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved the American Rescue Plan spending plan subject to the execution of contracts by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(F-6) County Manager - FY 21 Funding Re-appropriations

Funds budgeted in the prior fiscal year (FY21) for land acquisition need to be carried over to the current fiscal year (FY22) for use. On June 21, 2021, the Board approved the acquisition of two houses located at 436 and 442 Cabarrus Avenue West in Concord. Acquisition and demolition of these two homes will facilitate construction of the new Emergency Equipment Warehouse and Information Technology Services (ITS) building on an adjacent parcel. This transaction was not completed in FY21. Carrying over these funds from FY21 to FY22 through an appropriation of fund balance is required to complete the purchase as planned.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board amended the Fiscal Year 2021-2022 Budget Ordinance to allow the carry-over of unspent funds totaling \$256,111 from the 2020-2021 Budget Ordinance and approved the associated Budget Amendment by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

Date:9/20/2021

Amount:256,111.00

Dept. Head:Rosh Khatri

Department:Budget

☐ Internal Transfer Within Department

☐ Transfer Between Departments/Funds

☒ Supplemental Request

Re-appropriate funds for land acquisition that were budgeted in FY21. Needed for completion of property acquisition in FY22. On June 21, 2021, the Board approved the acquisition of two houses located at 436 and 442 Cabarrus Avenue West in Concord. Acquisition and demolition of these two homes will facilitate construction of the new Emergency Equipment Warehouse and Information Technology Services (ITS) building on an adjacent parcel.

Fund	Indicator	Department/ Object/ Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
001	9	1910-9801	Land Acquisition		256,111.00		256,111.00
001	6	1910-6901	Fund Balance Appropriated	(1,936,721.37)	(256,111.00)		(2,192,832.37)

(F-7) County Manager - Limited Lease of Former Thompson Property

Cabarrus County purchased approximately 40 acres from Flavia Thompson in 2017 to add to Wallace Park. Mrs. Thompson was given lifetime rights and her son, who resided with her, was also granted some limited rights to continue living on the property after her demise. Flavia Thompson passed away late last year and we are approaching the end of the time that her son is permitted to continue to live on the land. That part of the park is not planned for development for some time, so we are proposing a limited lease for Darryl Thompson (the son) to continue to live on the property. The lease would be for a term ending in 2023. This would benefit the County by having Mr. Thompson as a caretaker for a small part of the property as well as a deterrent to trespassers.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved the Non-Exclusive Possession Agreement between Cabarrus County and Darryl Thompson and authorized the County Manager to execute the Agreement on behalf of Cabarrus County, subject to review or revisions by the County Attorney by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(F-8) Finance - Lottery Proceeds Allocated for Rowan County Schools within the Kannapolis City Schools District

Lottery revenue projects approved and allocated for Kannapolis City Schools that are located within Rowan County are being transferred by the State to the Cabarrus County Disbursing Account. The County is the caretaker of these funds, therefore will be responsible for recording the revenue and expenditures for the Rowan County projects in the Cabarrus County Public School Building Capital Fund.

Rowan County will be submitting a \$457,000 request to the State of North Carolina to be used for Debt Service. Because the funds are passed through Cabarrus County's general ledger, we are required to prepare an updated Project Ordinance and related budget amendment.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved the updated Public School Building Capital Fund, Project Ordinance and related budget amendment by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

Date:9/20/2021

Amount:157,000.00

Dept. Head:Wendi Heglar

Department:Finance, Fund 320

☐ Internal Transfer Within Department

☐ Transfer Between Departments/Funds

☒ Supplemental Request

This amendment records the Public School Building Capital Lottery funds requested from the Department of Public Instruction. Rowan County will be submitting a \$457,000 request to the State of North Carolina to be used for Debt Service. \$300,000 is already budget. Therefore this budget amendment is for \$157,000.

Fund	Indicator	Department/ Object/ Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
320	6	7210-6444 0617	Lottery Proceeds	300,000.00	157,000.00		457,000.00
320	9	7210-9702 0617	Kannapolis City Schools	300,000.00	157,000.00		457,000.00

Ordinance No. 2021-26

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	\$12,907,000
TOTAL REVENUES	\$12,907,000

- D. The following appropriations are made as listed.

Debt Service	\$12,907,000
TOTAL EXPENDITURES	\$12,907,000
GRAND TOTAL - REVENUES	\$12,907,000
GRAND TOTAL - EXPENDITURES	\$12,907,000

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 the 20th day of September, 2021.

CABARRUS COUNTY BOARD OF COMMISSIONERS

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

ATTEST:

/s/ Lauren Linker
Clerk to the Board

(F-9) Infrastructure and Asset Management - Bid Award for County Vehicle Purchases

A formal bid for eight trucks, five cars, one van, and one SUV was advertised July 15, 2021. Three dealerships submitted bids for various vehicles on August 10, 2021. After opening and evaluating the bids, the recommendation was to purchase the nine cars from Cloninger Toyota for a total cost of \$123,048.75 and the eight trucks, one van, and one SUV from Hilbish Motor Company for a total cost of \$408,983.02. All bids received were within the total amount budgeted in the FY22 vehicle budget and include the associated taxes and tag fees.

Fiscal Year 2022 Vehicle Package Bid Tabulation
Tuesday, August 10, 2021

Bidder	Exhibit A: 10,000# GVWR Truck Crew Cab with Service Body Includes Knapheide Quote DP00011532 Quantity: 1	Exhibit B: 10,000# GVWR Super Cab with Service Body Includes Knapheide Quote DP000115232 Quantity: 1	Exhibit C: 6,500# GVWR Truck Quantity: 4 (1 with lift gate) Includes Knapheide Quote DP00011494	Exhibit D: 9500# GVWR 2WD Van with lift gate Includes Knapheide Quote DP00011522 Quantity: 1	Exhibit E: 4 door car Quantity: 5	Exhibit F: 19,500# GVWR Truck Super cab with dump bed Includes Knapheide Quote DP00011540 Quantity: 1	Exhibit G: Utility Vehicle AWD Quantity: 1	Exhibit H: 6500# GVWR Truck Quantity: 1	Total
Budgeted Amount	\$50,000.00	\$50,000.00	\$149,000.00	\$43,000.00	\$125,000.00	\$80,125.00	\$35,000.00	\$35,000.00	\$567,125.00
Hilbish	\$53,300.26	\$52,179.62	\$117,638.31	\$41,205.42	No bid	\$65,429.54	\$35,007.00	\$44,222.87	\$408,983.02
Cloninger	No bid	No bid	No bid	No bid	\$123,048.75	No bid	No bid	No bid	\$123,048.75
Hendrick	No bid	No bid	No bid	No bid	\$127,560.00	No bid	No bid	No bid	\$127,560.00

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved the bid award and authorized the County Manager to execute the two purchasing agreements, one between Cabarrus County and Cloninger Toyota and one between Cabarrus County and Hilbish Motor Company, subject to revision by the County Attorney by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(F-10) Infrastructure and Asset Management - Recommended Approval of Preferred Alternates for Emergency Medical Services Headquarters Project

NCGS 133-3 requires performance standards to be used when specifying products. The statute also allows preferred brands of equipment to be bid as an alternate on the Cabarrus County Emergency Medical Services Headquarters Project provided that the performance standards were approved by the Cabarrus County Board of Commissioners. To be approved, the alternate must either provide a cost savings or maintain/improve the functioning of a process or system affected by the brand alternate. Approval was requested for the preferred brand alternates for the equipment as indicated on the preferred brand alternate list.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved the preferred brand alternate list for equipment for the Cabarrus County Emergency Medical Services Headquarters Project by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

The preferred brand alternate list is as follows:

07 42 23 Wood Veneer Laminate Lapped Siding and Static Louver System

Description of Lapped Siding: 5/16" Thick x 12" High x 96" Long, High Pressure Compact Laminate Lapped Slat Siding System with anchoring pieces attached to metal furring installed on 2" fiberglass "z" furring.

Description of Static Louver System: 25/64" Thick x 4 1/2" High x 96" Long, High Pressure Compact Laminate Louver System with angled anchoring pieces attached to aluminum subframe.

Manufacturer for High Pressure Compact Laminate Panels (Siding and Louvers):

1. Parklex USA, Inc.; 212 River Park North Drive, Woodstock, GA 30188; telephone: 678-401-7403; website: <http://www.parklex.com>

Natural wood veneer was included in the exterior material palette for the EMS Headquarters to provide a warm, organic material to compliment the warm color of brick veneer and to contrast the use of cool colored metal panels. The slat siding is used solely at the main public entry to draw attention to and signify entry. The wood laminate louver system is used at several areas of wide sections of curtainwall for sun shading at places of gathering - conference room and the living area of the EMS station. Wood is a natural choice for the exterior palette and is familiar throughout the area. This particular product is also being used on another Cabarrus County project and helps to tie the County's projects together.

It is our understanding that the manufacturer listed above is presently the only fabricator able to be a single source manufacturer and able to provide both the siding system and a static louver system able to attach to curtainwall outriggers. In order to be able to retain the same product for both the siding and the louver system, we believe a preferred alternate for Parklex as a single source manufacturer is required.

23 09 23 Direct Digital Control (DDC) Systems for HVAC

- I. Preferred Alternate M3 - Controls Manufacturer: Johnson Controls Facility Explorer (Fx) System with Niagara based Tridium Platform
- II. Preferred Alternate M2 - Controls Integration Contractor: Platinum Building Automation

The Johnson Controls Fx system HVAC controls must match the controls used by the majority of the large square footage buildings owned and maintained by the county for ultimate cost and efficiency. Using a different manufacturer will ultimately increase long-term operational costs and different systems will not necessarily provide the same level of remote accessibility for maintenance personnel. Further, additional training will be required for the facilities department personnel to learn additional user interface and operational procedures.

The use of Platinum Building Automation as the Integration Contractor for the project is critical for the interface of county buildings with the existing county global controls. The new building controls will be required to be integrated to the existing control server located in the county government building. This server holds global control information and allows county maintenance personnel to access all of their buildings at a single site. Using

a different integration contractor will likely result in a different level of control capability for the new EMS building and will ultimately cost more as a second control maintenance contractor could be necessary for the new building.

23 63 13 Air Cooled Water Chillers

The preferred chiller manufacturer is Carrier. The primary reasons for the preference are the county staff's existing maintenance contracts, training for operation of this equipment, attic stock of tradable parts, and the physical needs of the equipment within the mechanical yard. The county's familiarity with the equipment will help them observe trends that indicate declining performance or potential failure of the equipment. Maintenance contracts may be reduced with similar equipment as less replacement parts may be stocked, and the maintenance staff can provide a lower overall cost due to familiarity with the equipment. In this specific application, the physical requirements within the mechanical yard are tightly coordinated with maintenance clearances, performance clearances, the generator, gas meter spatial needs, and accessibility for installation and replacement.

26 32 13 Engine Generators - Diesel

The preferred generator manufacturer is Caterpillar. The primary reasons for the preference are the county staff's existing maintenance contracts, training for operation of this equipment, attic stock of tradable parts, and the physical needs of the equipment within the mechanical yard. The county's familiarity with the equipment will help them observe trends that indicate declining performance or potential failure of the equipment. Maintenance contracts may be reduced with similar equipment as less replacement parts may be stocked, and the maintenance staff can provide a lower overall cost due to familiarity with the equipment. In this specific application, the physical requirements within the mechanical yard are tightly coordinated with maintenance clearances, performance clearances, the chillers, gas meter spatial needs, and accessibility for installation and replacement.

28 31 11 Addressable Fire Alarm System

The preferred Fire Alarm manufacturer is Notifier. The primary reasons for the preference are the county staff's existing maintenance contracts, training for operation of this equipment, attic stock of tradable parts. The county's familiarity with the equipment will help them observe trends that indicate declining performance or potential failure of the equipment. Maintenance contracts may be reduced with similar equipment as less replacement parts may be stocked, and the maintenance staff can provide a lower overall cost due to familiarity with the equipment.

The Fire Alarm must match the manufacturer (Notifier) used by the majority of the large square footage buildings owned and maintained by the county for ultimate cost and efficiency. Using a different manufacturer will ultimately increase long-term operational costs and different systems will not necessarily provide the same level of accessibility for maintenance personnel.

(F-11) Infrastructure and Asset Management - Revocable License Agreements Authorization

Cabarrus County recently purchased the parcel that houses the Infrastructure and Asset Management Operations Center and the future Emergency Equipment Warehouse and Technology Services building that is currently being designed. During the surveying processes, staff determined there were four (4) separate encroachments from adjacent property owners. County staff have discussed these encroachments with each of the property owners and the owners are agreeable in signing a revocable license agreement. The agreement acknowledges the encroachment, identifies the maintenance responsibilities, and allows the County to terminate the agreement and therefore the use of the premises. County staff is requesting the Board of Commissioners grant authorization to the County Manager to execute these agreements.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board granted authorization to the County Manager to execute these revocable license agreements by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(F-12) Planning and Development - 2020-2021 Housing and Home Improvement Budget Amendment

The proposed budget amendment for the Housing and Home Improvement Program is to reduce the grant revenues and expenses by \$577 to match the actual allocation. The revenues and expenditures for this grant have to be estimated in the budget adoption process due to the late release date of the actual grant allocation.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board adopted the budget amendment by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

Date:9/20/2021

Amount:577.00

Dept. Head:Kelly Sifford

Department:Community Development

☐ Internal Transfer Within Department

☐ Transfer Between Departments/Funds

☐ Supplemental Request

Purpose: Actual HCCBG Grant funds received were less than County budget projections for FY22.

Fund	Indicator	Department/ Object/ Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
001	2	00163250-6226	Home Improvement	51,439.00		577.00	50,862.00
001	2	00193250-9493-HHHR	HHHR Operations	12,000.00		577.00	11,423.00

(F-13) Planning and Development - Budget Amendment for Weatherization Program

Each year the Weatherization Program budgets are provided to staff too late by the State of North Carolina to be included in the approved county budget. This budget amendment adjusts the projections for the funding in the approved budget to actual revenues that Cabarrus County has been awarded this year for the program. The amendment also adjusts the expenses to match the new revenues. The amendment includes an increase in Weatherization funds and a decrease in Heating and Air Repair and Replacement funds.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board adopted the budget amendment by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

Date:9/20/2021

Amount:14,229.00

Dept. Head:Kelly Sifford

Department:Community Development

☐ Internal Transfer Within Department

☐ Transfer Between Departments/Funds

☐ Supplemental Request

Purpose: The NCDEQ LIHEAP and HARRP Grant received exceeded the amount projected for the County's FY22 budget submitted in February. The State does not release grant amounts until May or June, well after the County budget is submitted. The amounts projected are based on the previous fiscal year's grant.

Fund	Indicator	Department/ Object/ Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
001	2	00163250-622701	LIHEAP WX Grant	138,164.00	14,726.00		152,890.00
001	2	00163250-6258	HARP Grant	99,256.00		497.00	98,759.00
001	2	00193250-931501-LIHP	LIHP Health & Safety Materials	13,900.00	1,962.00		15,862.00
001	2	00193250-931502-LIHP	LIHP Health & Safety Operations	8,000.00	7,862.00		15,862.00
001	2	00193250-9384-LIHP	LIHP Materials	42,890.00	2,251.00		45,141.00
001	2	00193250-9493-LIHP	LIHP Operations	42,399.00	2,108.00		44,507.00
001	2	00193250-9493	Operations	52,603.00	543.00	4.00	53,142.00
001	2	00193250-9384-HARP	HARP Materials	70,991.00		370.00	70,621.00
001	2	00193250-9493-HARP	HARP Operations	23,664.00		123.00	23,541.00

(F-14) Sheriff's Office - Request to Award Service Weapon to Sergeant Dean Vernon Upon His Retirement

Sergeant Dean Vernon is retiring after 27 years of service with the Cabarrus County Sheriff's Office and the United States Secret Service. He is currently assigned to the School Resource Division overseeing the officers that are assigned to protect our children.

Pursuant to N.C.G.S. 20-187.2, it is requested that Sergeant Vernon's service weapon (Sig Sauer P320 Serial # 58K104892) be declared surplus property and awarded to him for the price of \$1.00 upon his retirement.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board declared a service weapon (Sig Sauer P320 Serial # 58K104892) as surplus property and awarded it to Sergeant Vernon for the price of \$1.00 upon his retirement by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(F-15) Tax Administration - 2011 Write-Off Real and Personal Outstanding Taxes

The Tax Collections Department uses every effort to collect all outstanding taxes. However, NCGS 105-378 expresses a ten-year statute of limitations preventing the Tax Collector from using remedies to collect taxes remaining unpaid prior to tax year 2012. "Use of Remedies Barred" states that no county or municipality may maintain an action or procedure to enforce any remedy provided by law for the collection of taxes or the enforcement of any tax liens unless the action or procedure is instituted within 10 years from the date the taxes became due.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved the write-off of real and personal outstanding ad valorem taxes for tax year 2011 totaling \$312,323.75 by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(F-16) Tax Administration - Refund and Release Reports - August 2021

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 Vice Chairman Honeycutt and unanimously carried, the Board approved the August 2021 Refund and Release Reports as submitted, including the NCVTS Refund Report, and granted authority to the Tax Collector to process the refunds and releases by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None. 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) DHS - FY23 5311 Community Transportation Grant - Public Hearing 6:30 p.m.**

Bob Bushey, Transportation Manager, reported the FY23 North Carolina 5311 Community Transportation Grant will cover \$176,488 in administrative costs, and \$560,680 to replace eight vehicles with a total local match for those grants of \$82,541.20.

Chairman Morris provided information on the process for the public to participate in the public hearings.

Chairman Morris opened the public hearing at 6:52 p.m. The Public Hearing Notice was published on September 10, 2021 in *The Independent Tribune* in English and Spanish. The public hearing notice was also posted on the County's website (www.cabarruscounty.us) on September 8, 2021 in accordance with Article 2, Administration, Section 2.1 (Use of Electronic Means to Provide Public Notices) of the Cabarrus County Code of Ordinances.

Chairman Morris asked Lauren Linker, Clerk to the Board, if any written comments had been submitted and if anyone was waiting on the phone to present a comment. Ms. Linker stated no written comments were submitted and no one was on the phone.

There were no comments received and no one on the phone; therefore, Chairman Morris closed the public hearing.

UPON MOTION of Commissioner Strang, seconded by Commissioner Shue and unanimously carried, the Board accepted the FY23 5311 Community Transportation Administrative and Capital Grant and related resolutions by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

Resolution No. 2021-08

PUBLIC TRANSPORTATION PROGRAM RESOLUTION

FY 2023 RESOLUTION

Section 5311 (including ADTAP), 5310, 5339, 5307 and applicable State funding, or combination thereof.

Applicant seeking permission to apply for Public Transportation Program funding, enter into agreement with the North Carolina Department of Transportation, provide the necessary assurances and the required local match.

A motion was made by Commissioner Barbara C. Strang and seconded by Commissioner Lynn W. Shue for the adoption of the following resolution, and upon being put to a vote was duly adopted.

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering federal and state public transportation funds; and

WHEREAS, the North Carolina Department of Transportation will apply for a grant from the US Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies for the provision of rural, small urban, and urban public transportation services consistent with the policy requirements of each funding source for planning, community and agency involvement, service design, service alternatives, training and conference participation, reporting and other requirements (drug and alcohol testing policy and program, disadvantaged business enterprise program, and fully allocated costs analysis); and

WHEREAS, the funds applied for may be Administrative, Operating, Planning, or Capital funds and will have different percentages of federal, state, and local funds.

WHEREAS, non-Community Transportation applicants may apply for funding for "purchase-of-service" projects under the Capital Purchase of Service budget, Section 5310 program.

WHEREAS, Cabarrus County hereby assures and certifies that it will provide the required local matching funds; that its staff has the technical capacity to implement and manage the project(s), prepare required reports, obtain required training, attend meetings and conferences; and agrees to comply with the federal and state statutes, regulations, executive orders, Section 5333 (b) Warranty, and all administrative requirements related to the applications made to and grants received from the Federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U. S. C.

WHEREAS, the applicant has or will provide all annual certifications and assurances to the State of North Carolina required for the project;

NOW, THEREFORE, be it resolved that the Cabarrus County Board of Commissioners is hereby authorized to submit grant application (s) for federal and state funding in response to NCDOT's calls for projects, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural, small urban, and urban public transportation services.

Resolution No. 2021-09

5311 DESIGNEE CERTIFICATION FORM

Resolution authorizing the filing of applications with the North Carolina Department of Transportation- Integrated Mobility Division for grant years FY2023- FY2027, for federal transportation assistance authorized by 49 U.S.C. 5311, United States Code, other federal statutes administered by the Federal Transit Administration or state statutes administered by the State of North Carolina.

WHEREAS, the North Carolina Department of Transportation has been delegated authority to award federal financial assistance for transit projects as allocated throughout North Carolina by County;

NOW, THEREFORE, BE IT RESOLVED BY The Cabarrus County Board of Commissioners

- 1. That the County Manager is authorized to execute and file an application for federal assistance on behalf of Cabarrus County with the State of North Carolina for federal assistance authorized by 49 U.S.C. Chapter 5311 United States Code, other federal statutes or state statutes authorizing a project administered by the Federal Transit Administration.
- 2. That the County Manager is authorized to execute and file with its applications the annual certifications and assurances and other documents the State of North Carolina requires before awarding a federal assistance grant or cooperative agreement.
- 3. That the County Manager is authorized to execute grant and cooperative agreements with the State of North Carolina on behalf of Cabarrus County.

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

ATTEST:

/s/ Lauren Linker
Clerk to the Board

(G-2) Economic Development Investment - Intertape Polymer Corporation (Project Tape) - Public Hearing 6:30 p.m.

Shanell Varner, Economic Development Corporation Program Manager, presented a request for an economic development investment for Intertape Polymer Corporation (Project Tape) pursuant to North Carolina General Statute 158.7.1. Intertape Polymer Corporation is proposing an expansion project located at 13722 Bill McGee Road in Midland with a projected investment of approximately \$49,300,000 in personal and real property. They also plan to create 25 jobs with average wages above our current County average wage. Ms. Varner also responded to questions from the Board.

Project Tape



Cabarrus County Economic Development Grant Analysis

		Year 1	Year 2	Year 3
Total Assessed Value (Real)		\$5,700,000	\$18,900,000	\$18,900,000
Total Assessed Value (Personal)		\$10,170,000	\$21,776,000	\$24,327,000
	\$11,300,000.00	\$10,170,000	\$9,266,000	\$8,249,000
	\$13,900,000.00		\$12,510,000	\$11,398,000
	\$5,200,000.00			\$4,680,000
County taxes at .74		\$117,438	\$301,002	\$319,880
Grant @ 85 %		\$99,822	\$255,852	\$271,898
Net Taxes to County		\$17,616	\$45,150	\$47,982
		Taxes		\$ 738,320
		Grant		\$ 627,572
		Net Taxes to County		\$ 110,748

Chairman Morris opened the public hearing at 6:55 p.m. The Public Hearing Notice was posted the County’s website (www.cabarruscounty.us) on September 9, 2021 in accordance with Article 2, Administration, Section 2.1 (Use of Electronic Means to Provide Public Notices) of the Cabarrus County Code of Ordinances.

Chairman Morris asked Lauren Linker, Clerk to the Board, if any written comments had been submitted or if anyone was waiting on the phone to present a comment. Ms. Linker stated no written comments were submitted and there was no one on the phone.

There were no comments submitted, nor anyone present on the phone to address the Board; therefore, Chairman Morris closed the public hearing.

Vice Chairman Honeycutt **MOVED** to approve an economic development agreement (3 years, 85 percent) between Intertape Polymer Corporation and Cabarrus County; and to authorize the County Manager to execute the Agreement on behalf of the Board, subject to review or revision by the County Attorney. Commissioner Kiger seconded the motion.

Following discussion, the **MOTION** carried unanimously by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

**(G-3) Economic Development Investment - STERIS Corporation (Project Precision)
- Public Hearing 6:30 p.m.**

Samantha Grass, Economic Development Corporation Recruitment Project Manager, presented a request for an economic development investment for STERIS Corporation (Project Precision) pursuant to North Carolina General Statute 158.7.1. The project proposes to locate at Oakmont Business Park, 7885 Poplar Tent Road in Concord with a projected investment of approximately \$19,950,000 in real and personal property. They also have a plan that anticipates the creation of 120 jobs with average wages above our current County average wage. A three-year grant equivalent to 85 percent of the ad valorem taxes on the increase in real and personal property tax values is requested. Ms. Grass stated representatives from the STERIS Corporation are present and plan to speak during the public hearing.

Project Precision



Cabarrus County Economic Development Grant Analysis

		Year 1	Year 2	Year 3
Total Assessed Value (Real)		\$14,500,000	\$14,500,000	\$14,500,000
Total Assessed Value (Personal)		\$4,095,000	\$3,731,000	\$4,131,500
	\$4,550,000.00	\$4,095,000	\$3,731,000	\$3,321,500
	\$900,000.00			\$810,000
County taxes at .74		\$137,603	\$134,909	\$137,873
Grant @ 85 %		\$116,963	\$114,673	\$117,192
Net Taxes to County		\$20,640	\$20,236	\$20,681
			Taxes	\$ 410,386
			Grant	\$ 348,828
			Net Taxes to County	\$ 61,558

Chairman Morris opened the public hearing at 7:01 p.m. The Public Hearing Notice was posted the County’s website (www.cabarruscounty.us) on September 9, 2021 in accordance with Article 2, Administration, Section 2.1 (Use of Electronic Means to Provide Public Notices) of the Cabarrus County Code of Ordinances.

Chairman Morris asked Lauren Linker, Clerk to the Board, if any written comments had been submitted or if anyone was waiting on the phone to present a comment. Ms. Linker stated no written comments were submitted and there was no one on the phone.

Tony Bertone, STERIS, Director of Global Facilities and Real Estate commented on the company’s North Carolina locations and the number of current and future employee numbers.

Dalton Hall, STERIS, Director of Construction, echoed Mr. Bertone’s comments and thanked the Board for the opportunity to present their request.

There were no other comments, nor anyone present on the phone to address the Board; therefore, Chairman Morris closed the public hearing.

Commissioner Kiger **MOVED** to approve an economic development agreement (3 years, 85 percent) between STERIS Corporation and Cabarrus County, and to authorize the County Manager to execute the Agreement on behalf of the Board, subject to review or revision by the County Attorney. Vice Chairman Honeycutt seconded the motion.

Following discussion, the **MOTION** carried unanimously by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(G-4) Planning and Development - 2020-2021 HOME Program CAPER Report and Associated Public Hearing 6:30 p.m.

Kelly Sifford, Planning and Development Director, reported Cabarrus County participates in the Cabarrus/Iredell/Rowan HOME Consortium. Each year that Cabarrus County participates, staff must produce the CAPER (Consolidated Annual Performance and Evaluation Report) detailing the grant activities for the year

and hold a public hearing. \$655 of the original allocation and match of \$174,286 was expended this year; program income brings the grant total to \$184,686. The County has not received the final executed copy of the grant so only required fair housing activities have taken place at this time.

Ms. Sifford also reported the County has been collaborating with the City of Concord regarding the construction of a new home as part of the fair housing program (if construction cost will allow construction at this time.)

Chairman Morris opened the public hearing at 7:08 p.m. The Public Hearing Notice was published on September 8 and 12, 2021 in *The Independent Tribune*. The public hearing notice was also posted on the County's website (www.cabarruscounty.us) on September 8, 2021 in accordance with Article 2, Administration, Section 2.1 (Use of Electronic Means to Provide Public Notices) of the Cabarrus County Code of Ordinances.

Chairman Morris asked Lauren Linker, Clerk to the Board, if any written comments had been submitted or if anyone was on the phone to present a comment. Ms. Linker stated no written comments were submitted and no one was on the phone.

There were no comments submitted and no one the phone; therefore, Chairman Morris closed the public hearing.

No further action was required.

(F-5) County Manager - Cabarrus County Recovery Grants - Small Business Support Program

Rodney Harris, Deputy County Manager, reported the Board just approved the preliminary American Rescue Plan Spending Plan in the Consent Agenda. He advised a key component of that plan is to offer a grant program for small businesses. Mr. Harris stated tomorrow the application process will be launched and open through October 15th. Small businesses that are eligible will be able to apply online or via a paper application for up to \$10,000 of support.

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

(G-6) Procurement - County Surplus and Disposal

Tom Nunn, Chief Procurement Officer, reported there are eight county vehicles that have reached their usefulness to the Sheriff's Office and are ready for disposal. Following the personal property disposal procedures given in GS 160A-266(c), Mr. Nunn requested these items be declared surplus.

Commissioner Strang **MOVED** to declare asset numbers 8374, 8271, 8272, 8344, 8339, 8350, 8090 and 8314 surplus property of Cabarrus County and authorize the private negotiated sale. Commissioner Kiger seconded the motion.

Following discussion, the **MOTION** carried unanimously by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

(G-7) Sheriff's Office - Acceptance of Bike Safe Grant Award

Captain Aaron Rankin, Cabarrus County Sheriff's Office, reported the Bike Safe Grant is a Governor Highway Safety fully federally funded grant. The Bike Safe Grant Program provides motorcycle enthusiasts an opportunity to learn better driving habits. Captain Rankin stated the grant has no county match requirement for dispersal of the funding. He also provided an overview of the statistics for the program from October 1, 2020 through August 31, 2021.

Chief Deputy James Bailey stated this is a \$5,000 grant with no county match.

Chairman Morris commended staff for the excellent job they do on this program.

UPON MOTION of Commissioner Shue, seconded by Vice Chairman Honeycutt and unanimously carried, the Board accepted the grant award and adopted the associated budget amendment and resolution by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

Date:9/20/2021

Amount:5,000.00

Dept. Head:Sheriff Van W. Shaw

Department:County Sheriff

☐ Internal Transfer Within Department

☐ Transfer Between Departments/Funds

☒ Supplemental Request

PURPOSE In Fiscal Year 2016 the Cabarrus County Sheriff's Office applied for and received funding through the Governor's Highway Safety Program (GHSP) a Bike Safe Grant for increase training on motorcycle safety throughout the State. Lt. Aaron Rankin, of the Cabarrus County Sheriff's Office is the program coordinator and organizers for BikeSafeNC in our region of North Carolina. This request asks for approval of the budget revenue and expense for year six of this grant. There is no match required of the county. Required to create a budget for revenue and expense related to the BikeSafeNC Grant beginning 10/1/2021.

Fund	Indicator	Department/ Object/ Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
001	6	2110-6606 GHSP	Governor's Highway Safety Program Grant (revenue)		5,000.00		5,000.00
001	9	2110-9333 GHSP	Governor's Highway Safety Program Grant (expense)		5,000.00		5,000.00

Resolution No. 2021-10

North Carolina Governor's Highway Safety Program
LOCAL GOVERNMENTAL RESOLUTION

WHEREAS, the Cabarrus County Sheriff's Office (herein called the "Agency") has completed an application contract for traffic safety funding; and that Cabarrus County Board of Commissioners (herein called the "Governing Body") has thoroughly considered the problem identified and has reviewed the project as described in the contract;

THEREFORE, NOW BE IT RESOLVED BY THE IN OPEN MEETING ASSEMBLED IN THE CITY OF CONCORD, NORTH CAROLINA, THIS 20th DAY OF September, 2021, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Governing Body and the general public; and

2. That Captain Aaron Rankin is authorized to file, on behalf of the Governing Body, an application contract in the form prescribed by the Governor's Highway Safety Program for federal funding in the amount of \$ 5,000.00 to be made to the Governing Body to assist in defraying the cost of the project described in the contract application; and

3. That the Governing Body has formally appropriated the cash contribution of \$0.00 as required by the project contract; and

4. That the Project Director designated in the application contract shall furnish or make arrangement for other appropriate persons to furnish such information, data, documents and reports as required by the contract, if approved, or as may be required by the Governor's Highway Safety Program; and

5. That certified copies of this resolution be included as part of the contract referenced above; and

6. That this resolution shall take effect immediately upon its adoption.

DONE AND ORDERED in open meeting by /s/ Stephen M. Morris, Chairman

ATTESTED BY /s/ Lauren Linker

DATE: September 20, 2021

(G-8) Sheriff's Office - Acceptance of GHSP Grant Award

Chief Deputy James Bailey reported Cabarrus County received the Governor's Highway Safety Program (GHSP) grant last year. At that time, the grant was a 70/30 split with the state funding 70 percent with a County match of 30 percent. Chief Deputy Bailey stated the second year of this grant, that number goes down on the state side and the county match goes up. This year the grant award is for \$102,217 with a county match of \$102,217.

Captain Aaron Rankin, Cabarrus County Sheriff's Office, provided statistical data in connection with the Traffic Safety Education and Enforcement efforts by the Cabarrus County Sheriff's Office.

UPON MOTION of Commissioner Kiger, seconded by Commissioner Strang and unanimously carried, the Board accepted the grant award and adopted the associated budget amendment and resolution by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

Date:9/20/2021

Amount:102,217.00

Dept. Head:Sheriff Van W. Shaw

Department:2110 - Sheriff's Office

☐ Internal Transfer Within Department

☐ Transfer Between Departments/Funds

☒ Supplemental Request

PURPOSE: In Fiscal Year 2020, the Cabarrus County Sheriff's Office applied for and received funding through the Governor's Highway Safety Program (GHSP) for the formation of a Traffic Safety Unit for use in problem areas throughout Cabarrus County. This is a three year grant through the North Carolina Department of Transportation. This request is for approval of the allocation of year three of those funds in accordance with the agreement (attached). This grant is federally funded up to 50% with a 50% local match in this the third year. The 50% local match includes personnel costs (salary and fringe) for 2 deputies and other indirect costs, which includes: travel and training. This grant is a 3 year commitment for the county with the increase in local match increasing up to 50% in the third year. Required to create a budget for the Traffic Grant beginning 10/1/2021 and record the County's 50% match.

Fund	Indicator	Department/ Object/ Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
001	0	2110-0342-TRAFU	NC Dept of Transportation Grant	-	102,217.00		102,217.00
001	9	2110-9101-TRAFU	Salary & Wages - TRAFU	-	71,800.00		71,800.00
001	9	2110-9201-TRAFU	Social Security - TRAFU		4,451.60		4,451.60
001	9	2110-9202-TRAFU	Medicare - TRAFU		1,041.10		1,041.10
001	9	2110-9205-TRAFU	Group Hospital Insurance - TRAFU		8,940.00		8,940.00
001	9	2110-9206-TRAFU	Vision Care - TRAFU		21.00		21.00
001	9	2110-9207-TRAFU	Life Insurance - TRAFU		33.00		33.00
001	9	2110-9210-TRAFU	Retirement - TRAFU		8,687.80		8,687.80
001	9	2110-9230-TRAFU	Workers' Compensation - TRAFU		152.50		152.50
001	9	2110-9235-TRAFU	Deferred Compensation 401K - TRAFU		3,590.00		3,590.00
001	9	2110-9640-TRAFU	Insurance & Bonds - TRAFU				0.00
001	9	2110-9610-TRAFU	Travel - TRAFU		3,500.00		3,500.00

Resolution No. 2021-11

North Carolina Governor's Highway Safety Program
LOCAL GOVERNMENTAL RESOLUTION

WHEREAS, the Cabarrus County Sheriff's Office (herein called the Agency") has completed an application contract for traffic safety funding; and that Cabarrus County Board of Commissioners (herein called the "Governing Body") has thoroughly considered the problem identified and has reviewed the project as described in the contract;

THEREFORE, NOW BE IT RESOLVED BY THE CABARRUS COUNTY BOARD OF COMMISSIONERS IN OPEN MEETING ASSEMBLED IN THE CITY OF CONCORD, NORTH CAROLINA, THIS 20TH DAY OF SEPTEMBER, 2021, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Governing Body and the general public; and
2. That Captain Aaron Rankin is authorized to file, on behalf of the Governing Body, an application contract in the form prescribed by the Governor's Highway Safety Program for federal funding in the amount of \$ 102,217.00 to be made to the Governing Body to assist in defraying the cost of the project described in the contract application; and
3. That the Governing Body has formally appropriated the cash contribution of \$102,217.00 as required by the project contract; and
4. That the Project Director designated in the application contract shall furnish or make arrangement for other appropriate persons to furnish such information, data, documents and reports as required by the contract, if approved, or as may be required by the Governor's Highway Safety Program; and
5. That certified copies of this resolution be included as part of the contract referenced above; and
6. That this resolution shall take effect immediately upon its adoption.

DONE AND ORDERED in open meeting by /s/ Stephen M. Morris, Chairman

ATTESTED BY /s/ Lauren Linker

DATE: September 20, 2021

(H) REPORTS

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

None.

(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
- Animal Protection Advisory Board - 2 Vacant Positions
- Concord Planning and Zoning Commission (ETJ) - 1 Vacant Position
- Harrisburg Fire Advisory Board (ETJ) - 1 Vacant Position
- Juvenile Crime Prevention Council - 3 Vacant Positions
- Library Board of Trustees - 1 Term Expiring Soon
- Nursing Home Community Advisory Committee - 8 Vacant Positions
- Region F Aging Advisory Committee - 3 Vacant Positions
- Transportation Advisory Board - 6 Vacant Positions
- Youth Commission - 5 Vacant Positions and 7 Expired Terms

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

(H-3) Budget - Monthly Budget Amendment Report

The Board received the monthly budget amendment report for informational purposes. No action was required of the Board.

(H-4) Budget - Monthly Financial Update

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

(H-5) County Manager - Monthly Building Activity Reports

The Board received the Cabarrus County Construction Standards Dodge Report for August 2021 and the Cabarrus County Commercial Building Plan Review Summary for August 2021 for informational purposes. No action was required of the Board.

(H-6) 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-7) Economic Development Corporation - August 2021 Monthly Summary Report

The Board received the Cabarrus Economic Development Corporation (EDC) monthly report for the month of August 2021 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

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 and economic development as authorized by NCGS 143-318.11(a)(3) and (4) by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None..

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Shue and unanimously carried, the Board moved to come out of closed session by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

RETURN TO OPEN SESSION

UPON MOTION of Commissioner Shue, seconded by Commissioner Kiger and unanimously carried, the Board approved a resolution approving The Memorandum of Agreement (MOA) between the State of North Carolina and local governments on proceeds relating to the settlement of opioid litigation by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.

A RESOLUTION BY THE COUNTY OF CABARRUS
APPROVING THE MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE STATE OF NORTH
CAROLINA AND LOCAL GOVERNMENTS ON PROCEEDS RELATING TO THE SETTLEMENT OF
OPIOID LITIGATION

WHEREAS, as of 2019, the opioid epidemic had taken the lives of more than 16,500 North Carolinians, torn families apart, and ravaged communities from the mountains to the coast; and

WHEREAS, the COVID-19 pandemic has compounded the opioid crisis, increasing levels of drug misuse, addiction, and overdose death; and

WHEREAS, the Centers for Disease Control and Prevention estimates the total "economic burden" of prescription opioid misuse alone in the United States is \$78.5 billion a year, including the costs of healthcare, lost productivity, addiction treatment, and criminal justice involvement; and

WHEREAS, Cabarrus County has also experienced this same economic burden on a local level; and

WHEREAS, certain counties and municipalities in North Carolina, including Cabarrus County, joined with thousands of local governments across the country to file lawsuit against opioid manufacturers and pharmaceutical distribution companies and hold those companies accountable for their misconduct; and

WHEREAS, representatives of local North Carolina governments, the North Carolina Association of County Commissioners, and the North Carolina Department of Justice have negotiated and prepared a Memorandum of Agreement (MOA) to provide for the equitable distribution of any proceeds from a settlement of national opioid litigation to the State of North Carolina and to individual local governments; and

WHEREAS, Local Governments and the State of North Carolina anticipate a settlement in the national opioid litigation to be forthcoming; and

WHEREAS, by signing onto the MOA, the state and local governments maximize North Carolina's share of opioid settlement funds to ensure the needed resources reach communities, once a negotiation is finalized, as quickly, effectively, and directly as possible; and

WHEREAS, it is advantageous to all North Carolinians for local governments, including Cabarrus County and its citizens, to sign onto the MOA and demonstrate solidarity in response to the opioid epidemic, and to maximize the share of opioid settlement funds received both in the state and this county to help abate the harm; and

WHEREAS, the MOA directs substantial resources over multiple years to local governments on the front lines of the opioid epidemic while ensuring that these resources are used in an effective way to address the crisis.

NOW, THEREFORE BE IT RESOLVED, Cabarrus County hereby approves the Memorandum of Agreement Between the State of North Carolina and Local Governments on Proceeds Relating to the Settlement of Opioid Litigation, and any subsequent settlement funds that may come into North Carolina as a result of the opioid crisis. Furthermore, Cabarrus County authorizes the County Manager (or County Attorney) take such measures as necessary to comply with the terms of the MOA and receive any settlement funds, including executing any documents related to the allocation of opioid settlement funds and settlement of lawsuits related to this matter. Be it further resolved copies of this resolution and the signed MOA be sent to opioiddocs@ncdoj.gov as well as forwarded to the North Carolina Association of County Commissioners at communications@ncacc.org.

Adopted this 20th day of September, 2021.

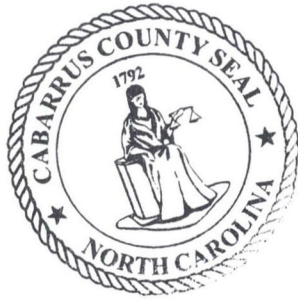
/s/ Stephen M. Morris
Stephen M. Morris, Chair
Cabarrus County Board of Commissioners

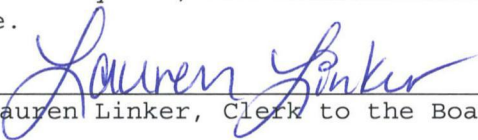
ATTEST:

/s/ Lauren Linker
Lauren Linker
Clerk to the Board

(L) ADJOURN

UPON MOTION of Commissioner Shue, seconded by Vice Chairman Honeycutt and unanimously carried, the meeting adjourned at 9:21 p.m. by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger, Shue and Strang. Nays: None. Absent: None.





Lauren Linker, Clerk to the Board