

Chatham County, NC

Action Summary

Board of Commissioners

Monday, September 20, 2021

2:00 PM

Historic Courthouse Courtroom

Work Session - 2:00 PM - Historic Courthouse Courtroom

Present: 4 - Vice Chair Diana Hales, Commissioner Franklin Gomez

Flores, Commissioner Jim Crawford and Commissioner Karen Howard

Absent: 1 - Chair Mike Dasher

PUBLIC INPUT SESSION

BOARD PRIORITIES

21-4006

Receive presentation given by DCHC MPO Staff regarding the 2050

Metropolitan Transportation Plan (MTP) for the Triangle region developed and coordinated by The Capital Area and the Durham Chapel Hill Carrboro MPOs and provide feedback regarding Chatham County Board of Commissioners general support for roadway, transit and bike/ped improvement and comments on specific projects.

Attachments: 2050MTP-AltAn-Chatham (2)

21-4020 Receive presentation on the Haw River Trail from Friends of Lower Haw

River State Natural Area

<u>Attachments:</u> Haw River Trail Presentation to BOC 2021-09-20

21-4023 Receive Library Advisory Committee Annual Report

Attachments: LAC FY2021 Report (003).docx

21-4024 Receive Chatham County Livestock, Equine, and Forages Program

Update

<u>Attachments:</u> <u>Livestock, Equine, and Forages Presentation.pptx</u>

21-4034 County Board of Commissioners Post-Census Redistricting Presentation

and Discussion

<u>Attachments:</u> Redistricting Presentation - Sept 2021

21-4033 Receive information on possible options for adopting rules of procedure

for public hearings and subdivision applications.

CLOSED SESSION

<u>21-4039</u> Vote on a request to go into Closed Session pursuant to G.S.

143-318.11(a)(4) to discuss matters relating to the location or expansion of industries or other businesses, including agreement on a tentative list of economic development incentives that may be offered by the public

body

RECESS

End of Work Session

Regular Session - 6:00 PM - Historic Courthouse Courtroom

Present: 4 - Vice Chair Diana Hales, Commissioner Franklin Gomez

Flores, Commissioner Jim Crawford and Commissioner Karen Howard

Absent: 1 - Chair Mike Dasher

INVOCATION and PLEDGE OF ALLEGIANCE

CALL TO ORDER

APPROVAL OF AGENDA and CONSENT AGENDA

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda and Consent Agenda be approved as amended. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford

and Commissioner Howard

21-3956 Vote on a request to accept \$3,000 grant from NC Department of Agriculture and Consumer Services.

Attachments: Tick Borne

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-3958 Vote on a request to accept \$2,500 to support prenatal care data extraction from UNC Family Medicine grant

Attachments: \$2,500 Prenatal Care Data extraction grant funds from UNC Family

Medicine

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford

and Commissioner Howard

Absent: 1 - Chair Dasher

21-3959 Vote on a request to accept \$10,307 FY22 Minority Diabetes Prevention Program Funds.

Attachments: \$ 10,307 Alamance MDPP Chatham County - signed-FY21-22

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-3987 Vote on a request to accept \$4,000 grant funds from UNC Chapel Hill

Attachments: LOS EMBRACE UNC 3.21

Community Implementation of Severe Hypertension in Pregnancy and

Postpartum Safety Bundle

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

<u>21-3998</u> Vote on a request to accept \$115,000 COVID-19 School Health Liaison

Funds

<u>Attachments:</u> Revision - 361-1 FY22 Chatham - Agreement Addendum

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford

and Commissioner Howard

Absent: 1 - Chair Dasher

21-4008 Vote on a request to accept \$39,900 Advancing Equity Funds

Attachments: \$39,900 Advancing Equity State Funds

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford

and Commissioner Howard

Absent: 1 - Chair Dasher

21-3986 Vote on a request to approve the naming of two (2) private roads in Chatham County

Attachments: Cillian Wilhelm Lane Petition

Cillian Wilhelm Lane Map

Cillian Wilhelm Lane Area Map

Owls Ridge Lane Petition

Owls Ridge Lane Map

Owls Ridge Lane Area Map

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford

and Commissioner Howard

21-3990 Vote on a request to approve the naming of one (1) private road in Chatham County

Attachments: Hard Drive Petition

HARD DRIVE MAP

HARD DRIVE AREA MAP

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford

and Commissioner Howard

Absent: 1 - Chair Dasher

<u>21-3989</u> Vote on a request to approve to appoint Zachary A. Brian to fill the upcoming vacant Dentist Seat on the Board of Health effective 10-21-21.

<u>Attachments:</u> Zachary A. Brian - BOH Dentist Seat Application

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Appointment be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford

and Commissioner Howard

Absent: 1 - Chair Dasher

Vote on a Request to Approve a Pyrotechnics Display at the Bennett Baptist Church, 68 E. Bonlee Street, Bennett, NC 27208, on October 23, 2021.

<u>Attachments:</u> <u>Attachment A-N.C.G.S. Pyrotechnic Displays</u>

Attachment B - Pyrotechnic Display Request Bennett Baptist 2021

Attachment C - Pyrotechnic License

Attachment D - Hale Artif. Certificate of Insurance

Attachment E - Hale Atific. ATF License

Attachment F - Bennett Baptist Site Plan 2021

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford

and Commissioner Howard

Vote on a request to approve Pyrotechnic display at the Chatham Charter School located at 2200 Hamp Stone Road, Siler City, NC on October 1, 2021

Attachments:

Attachment A-N.C.G.S 14-410 and 14-413

Attachment B- Letter of Request Chatham Charter 2021 Attachment C-NC Pyrotechnic Display Operators License

Attachment D- Hale Certificate of Insurance 2021

Attachment E- Hale ATF License 2021

Attachment F-Site Plan Chatham Charter 2021

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford

and Commissioner Howard

Absent: 1 - Chair Dasher

21-3996

Vote on a request to adopt rates for public use of electric vehicle (EV) charging stations

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford

and Commissioner Howard

Absent: 1 - Chair Dasher

21-3999

Vote on a request to approve a contract with the NC Forest Service for \$115,147.

Attachments:

Forestry unsigned

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Contract, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Vote on a request to approve two contracts with LilyPad EV for electric vehicle charging station installation, operation, and maintenance and authorize the County Manager to sign the contracts on behalf of the Board.

Attachments: LllyPad EV Contract CCACC 09012021

LilyPad EV quote - Ag Ctr

LllyPad EV Contract Smithfields 09012021
LilyPad EV quote - Smithfields DC Fast

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that these Contracts, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

<u>21-4028</u>

Vote on a Request to Approve Purchase of a Roll-off Truck for Solid Waste & Recycling

Attachments: Transource, Inc. Roll-off truck quote

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Contract, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4019

Vote on a request to approve contract for economic development services with the Chatham County Economic Development Corporation

<u>Attachments:</u> ContractWithEDC2021-2022

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Contract, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Vote on a request to approve an amendment to the lease with Rosemary Street Properties and authorize the County Manager to execute the agreement.

Attachments: Rosemary Street

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4001

Vote on a request to waive the competitive bid process and award a piggyback bid for the purchase of activated carbon powder for the Chatham County Water Treatment Plant to Calgon Carbon Corporation.

Attachments: Attachment - 21-08 Cary Notice of intent to award (002)

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4002

Vote on a request to adopt a resolution approving conveyance of personal property to CORA.

<u>Attachments:</u> Conveyance of Personal Property - Resolution

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Resolution #2021-34 approving conveyance of personal property to CORA, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Vote on a request to adopt a resolution approving an interlocal agreement with the City of Sanford and making certain findings and determinations in connection therewith.

Attachments: RES Interlocal Agreement - Sanford - Joint Water Treatment Plant

Engineering Design

Chatham County ILA engineering design 081221 (0034

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Resolution #2021-35 approving an interlocal agreement with the City of Sanford and making certain findings and determinations in connection therewith, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4007

Vote on a request by the Chatham County Planning and Watershed Protection Departments to schedule the public hearing for October 18, 2021 to consider amendments to the Chatham County Watershed Protection Ordinance; specifically, Article 100 Section 103 (D) Exceptions to Applicability; Section 106 (A) Remedies; Section 109 General Definitions; Article 500 Section 501 Watershed Administrator and Duties; and updating department and division titles throughout the document.

Attachments: Watershed Amendments Redline

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4010 Vote on a request to approve Tax Releases and Refunds

<u>Attachments:</u> August 2021 Release and Refund Report

August 2021 NCVTS Pending Refund Report

June 2021 Manual NCVTS Pending Refund Report

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that the Tax Releases and Refunds, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Absent: 1 - Chair Dasher

21-4011 Vote on a Request to Approve Tax Department - Charging Off Tax Bills

<u>Attachments:</u> 2021 Tax Charge Off

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4012 Vote on a request to approve Tax Department - Utility Bill Debt Write-off

Attachments: 2021 Utility Write-off

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

Vote on a recommendation from the Chatham County Tax Department to approve and accept the proposal for a full measure and list reappraisal to be conducted by Vincent Valuations for \$1,462,500 and authorize the County Manager to negotiate and execute all contracts and agreements.

Attachments: Vincent Valuations Proposal 2021

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Contract, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4015 Vote on a request to approve Fiscal Year 2020-2021 Budget Amendments

<u>Attachments:</u> Budget Amendment 2020-2021 Sept21

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that the Budget Amendments, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Absent: 1 - Chair Dasher

21-4016 Vote on a request to approve Fiscal Year 2021-2022 Budget Amendments

Attachments: Budget Amendment 2021-2022 Sept

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that the Budget Amendments, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4027 Vote on a request to approve a grant application to the U.S. Department of Commerce's Economic Development Administration (EDA) for a Haw River trails corridor/feasibility study.

Attachments: Grant Application Request - EDA ARP Grant

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4029 Vote on Request to Approve Competitive Bid Exemption for Standardization and Sole Source for Chatham Organizing for Racial Equity (CORE)

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4030 Vote on Request to Approve Competitive Bid Exemption for Standardization and Sole Source for the North Carolina Institute for Public Health at the UNC Gillings School of Global Public Health

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Absent: 1 - Chair Dasher

21-4031 Vote on a request to approve a Resolution Accepting American Rescue Plan Act Funds

Attachments: ARPA Resolution.doc

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Resolution #2021-36 Accepting American Rescue Plan Act Funds, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4017 Vote on a request to adopt the proposed American Rescue Plan Funds
Grant Project Ordinance

Attachments: ARP Grant Project Ordinance 9.20.21

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Ordinance, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4032 Vote on a request to approve a residency amendment to the county manager's contract.

Attachments: Residency Amendment to Mgr Contract 9'20'2021

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Contract, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4036 Vote on a request to approve appointment of Sheryl Andrews to the Chatham County Housing Authority Board of Commissioners

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Appointment be approved. The motion carried by the following vote:

Absent: 1 - Chair Dasher

21-4037

Vote on a request to adopt a resolution authorizing the filing of applications with the NCDOT Integrated Mobility Division for grant years FY2023-FY2027 for federal transportation assistance.

Attachments: FY 2023-2027 5311 DESIGNEE CERTIFICATION FORM

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Resolution #2021-37 authorizing the filing of applications with the NCDOT Integrated Mobility Division for grant years FY2023-FY2027 for federal transportation assistance, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

End of Consent Agenda

SPECIAL PRESENTATION

21-4038

Vote on a request to adopt a resolution formally apologizing for any part an elected official or an appointed local official in Chatham County played in the 1921 lynching of Eugene Daniel.

A motion was made by Commissioner Crawford, seconded by Commissioner Howard, that this Resolution #2021-49 formally apologizing for any part an elected official or an appointed local official in Chatham County played in the 1921 lynching of Eugene Daniel, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Vote on a request to approve a Resolution Recognizing and Commemorating the 76th Anniversary of National Disability Employment Awareness Month

Attachments: Disability Employment Awareness Resolution.doc

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Resolution #2021-47 Recognizing and Commemorating the 76th Anniversary of National Disability Employment Awareness Month, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

21-4000

Vote on a request to approve a Resolution Proclaiming National 4-H Week in Chatham County

Attachments: 4-H Proclamation 2021.docx

A motion was made by Commissioner Howard, seconded by Commissioner Gomez Flores, that this Resolution #2021-48 Proclaiming National 4-H Week in Chatham County, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford and Commissioner Howard

Absent: 1 - Chair Dasher

PUBLIC INPUT SESSION

BOARD PRIORITIES

21-4022 Receive presentation on Wastewater Study Commission for Northeast

Chatham and discuss next steps.

<u>Attachments:</u> WW Study Commission

Vote on a request from the Chatham County Planning Board and

Environmental Review Advisory Committee to schedule a public hearing to consider amendments to the conservation subdivision standards in the Subdivision Regulations and Conservation Subdivision Guidelines for

Conservation Space Selection.

Attachments: Final Conservation Subdivision Guidelines-5-20-19

Redlined Sections

A motion was made by Commissioner Crawford, seconded by Commissioner Howard, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford

and Commissioner Howard

Absent: 1 - Chair Dasher

PUBLIC HEARINGS

21-3909

A second legislative public hearing for a Conditional District Compact Community rezoning request by Herndon Farms One, LLC for an active-adult (55 and older) compact community with 161 residential units, congregate care facility, one-story office/daycare, community gardens, and barn for events on approximately 97.86 (previously 96.86 acres) acres being Parcels 93852, 2752, 18750, 18897, 18896, and 18909, located on US 15-501 N split by Williams and Baldwin townships.

Attachments: More information from the Planning department website

This Agenda Item was referred to the Planning Board.

CLERK'S REPORT

MANAGER'S REPORT

COMMISSIONERS' REPORTS

ADJOURNMENT

A motion was made by Commissioner Howard, seconded by Commissioner Crawford, that this meeting be adjourned. The motion carried by the following vote:

Aye: 4 - Vice Chair Hales, Commissioner Gomez Flores, Commissioner Crawford

and Commissioner Howard