



Chatham County, NC

Meeting Minutes

Board of Commissioners

Monday, February 20, 2023

2:00 PM

Agriculture and Conference Center

Work Session - 2:00 PM - Agriculture and Conference Center

Present: 4 - Commissioner David Delaney, Chair Karen Howard, Commissioner Katie Kenlan and Commissioner Franklin Gomez Flores

Absent: 1 - Vice Chair Mike Dasher

RECOGNITION OF RETIREES

Chair Howard read the following statement into the record:

Roscoe Milton has worked as a utility service worker in the water department for the past 20 years. That is great tenure with us but what is more amazing is Roscoe's total tenure with local government. Upon his retirement at the end of this month, Roscoe will have worked in local government for 42 years. His responsibilities on a day-to-day basis include fixing water leaks, operating heavy equipment, and doing routine maintenance on meters and water lines, and his line of work does not typically lend itself to 42-year tenures. We appreciate Roscoe's commitment to local government and his service to the people of Chatham for the last 20 years and wish him the best in his retirement.

Chair Howard thanked Mr. Milton. Mr. Milton thanked the Board for the opportunity to work in Chatham County and he enjoyed his twenty years of service.

SPECIAL PRESENTATION

Assistant County Manager Bryan Thompson introduced Chatham's new Affordable Housing and Community Development Officer Leah Dyson to the Board.

Assistant County Manager Carolyn Miller introduced Chatham's new Equity and Community Engagement Officer Brenda Clegg to the Board.

PUBLIC INPUT SESSION

No one signed up to speak.

BOARD PRIORITIES

[23-4670](#)

Receive an update from White and Smith, LLC regarding the progress of Plan Moncure Phase 2.

Attachments: [Plan Moncure_BOC Meeting Presentation_02.20.2023_FINAL](#)

Plan Moncure consultants Meg Nealon, Ben Hitchings, and Tyson Smith gave a presentation to the Board. (Presentation attached)

Chair Howard asked if there was an overlap between mobile home units owned and rented. Mr. Hitchings said they would need to go back and look at it. Chair Howard asked if more mobile units are being rented in this area than perhaps in other parts of the county. Mr. Hitchings said that was an interesting question and one that they would have to look at.

Mr. Smith reminded the Board that Kelly Cusino will present the first module of the Unified Development Ordinance on March 6th at 6:00 pm.

Chair Howard said she wants to think about the Small Area Plan in a way that integrates a transportation plan. Mr. Hitchings said they would be working on that. It can be challenging to serve a place that doesn't have a lot of activity but focusing that activity can be helpful.

Mr. Tyson said they have discussed the possibility of having One on One meetings in March.

Chair Howard thanked the consultants for the presentation.

Commissioner Delaney asked how the resident drop-ins were being advertised. Planner Chance Mullis said staff contacted the stakeholders and asked them to spread the word. He is working with Public Information Officer Kara Lusk to get a news release out about the website and community meetings.

This Agenda Item was received and filed.

[23-4656](#)

Vote to approve a request by the Chatham County ABC Board to increase board member monthly compensation and increase the annual salary of the Chatham County ABC General Manager.

Chatham ABC Board Chair Walter Harris gave a brief history of the Chatham County ABC Board. He presented the second quarter check to the Board. Mr. Harris reviewed the makeup of the board and its five members and the manager, Matt Williams, was also present. There are four ABC stores in the county's unincorporated limits.

Mr. Harris reviewed the specifics of the request including a \$250 increase a year for the members' stipends and a 5% increase for manager Matt Williams. Sales last year were over \$9 million.

Commissioner Delaney said this does not create an increase from the county budget. He asked how the relationship worked. Mr. Harris said the Board of Commissioners is the appointing authority and must approve an increase in the ABC Manager's salary if it is more than the annual salary of the Clerk of Superior Court. He has not heard any opposition to the request.

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4688](#)

Receive update from Vaya Health

Attachments: [Chatham County_Dasboard BOCC meeting February 2023](#)

Vaya Health Community Relations Director Cara Townsend Dohner gave a presentation to the Board. (Presentation attached)

Chair Howard asked for the number of uninsured. Ms. Townsend-Dohner said she did not have that information. They could be included in the non-Medicaid numbers. She said she would get a better breakdown for the Board.

Ms. Townsend-Dohner said Vaya was happy to explore a better communications and education plan. Chair Howard said it needed to be intentional. County Manager Dan LaMontagne said he could speak with DSS Director Jennie Kristiansen about how they can help. Chair Howard asked if there was an individual selection for each child in a family or if it was only done for the family as a whole. Ms. Townsend-Dohner was not sure but thought it was for the individual. Commissioner Kenlan asked what they mean when they say provider. Ms. Townsend-Dohner said Vaya doesn't provide the care. They hire providers to provide care and manage that care.

The NC Department of Health and Human Services has a tax incentive program for developers for affordable housing.

Commissioner Delaney asked how often they would hold the community listening sessions. Ms. Townsend-Dohner said quarterly.

This Agenda Item was received and filed.

[23-4680](#)

Vote on a request to approve a letter of commitment for the AARP Network of Age-Friendly States and Communities.

Attachments: [AARP Network of Age Friendly States and Communities- BOC Presentation- 2-20-23 Final](#)

Council on Aging Director Ashlyn Martin reviewed the specifics of the request. (Presentation attached)

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

RECESS

End of Work Session

Regular Session - 6:00 PM - Agriculture and Conference Center

Present: 4 - Commissioner David Delaney, Chair Karen Howard, Commissioner Katie Kenlan and Commissioner Franklin Gomez Flores

Absent: 1 - Vice Chair Mike Dasher

INVOCATION and PLEDGE OF ALLEGIANCE

Chair Howard asked everyone to pause for a moment of silence after which she invited all able to stand for the Pledge of Allegiance.

CALL TO ORDER

The Chair called the meeting to order at 6:02 pm.

APPROVAL OF AGENDA and CONSENT AGENDA

The Chair asked to add item #22-4655 to the consent agenda.

A motion was made by Commissioner Gomez Flores, seconded by Commissioner Delaney, that the agenda and consent agenda be approved as amended. The motion carried by the following vote:

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[22-4655](#)

Vote on a request to award bid to Ecoflo, Inc. for collection and disposal services for the County's permanent Household Hazardous Waste facility and authorize the County Attorney to negotiate and the County Manager to execute the contract.

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4683](#)

Vote on a request to adopt a resolution proclaiming March 2023 as "March for Meals" Month in Chatham County

Attachments: [March for Meals Proclamation - 2023](#)

A motion was made by Commissioner Gomez Flores, seconded by Commissioner Delaney, that this Resolution #23-06 proclaiming March 2023 as "March for Meals" Month in Chatham County, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[22-4654](#)

Vote on a request to adopt a Resolution - Declaring Property Surplus and Authorizing the Sale of Said Property.

Attachments: [BOC-Rogers Auctioneers-Chatham County FY22 Surplus List](#)
[Resolution-Rogers Auctioneers Revised](#)

A motion was made by Commissioner Gomez Flores, seconded by Commissioner Delaney, that this Resolution #23-07 Declaring Property Surplus and Authorizing the Sale of Said Property, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4666](#)

Vote to adopt a resolution amending the schedule of regular meetings of the Chatham County Board of Commissioners for calendar year 2023

Attachments: [RES AMENDING 2023 BOC Meeting Calendar](#)

A motion was made by Commissioner Gomez Flores, seconded by Commissioner Delaney, that this Resolution #23-08 amending the schedule of regular meetings of the Chatham County Board of Commissioners for calendar year 2023, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4660](#)

Vote on request to award Synergy Recycling, LLC the bid for transportation, processing, and recycling of electronic devices collected and authorize the County Attorney to negotiate and the County Manager to execute the contract.

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4675](#)

Vote to approve competitive bid exemption and sole source for Mobile Communications America, in the amount of \$9,362.50 for FCC frequency coordination and filing fees.

Attachments: [Chatham FCC License 12-7-2022](#)

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4676](#)

Vote on a request to approve competitive bid exemption and sole source for Chatham County Partnership for Children in the amount of \$100,000 to conduct a comprehensive analysis of the early childhood landscape in Chatham County and develop an action plan with recommendations for improving early childhood care, development, and learning throughout the relevant Chatham County systems.

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4658](#)

Vote on a request to approve \$34,144.48 in revenue from the federal SNAP (Supplemental Nutrition Assistance Program) ARPA fund to be used as additional support for administration of the Chatham County Food and Nutrition Program.

Attachments: [SNAP ARPA Award Letter](#)

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4659](#)

Vote on a request to approve \$9,025 NEHA-FDA RFFM Grant Funds.

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4674](#)

Vote on a request to approve \$88,800 of Vaya Health funding for Foster

Care reinvestment.

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4669](#)

Vote on a request by Sean McCall representing Manns Chapel II LLC to submit a watershed district map amendment for property located at 11399 US 15-501 N to the Environmental Management Commission for approval.

Attachments: [Application](#)
 [2118R2ARR2RR](#)
 [2022-12-20 Justification](#)

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4662](#)

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

Attachments: [GOODISON PARK RD PETITION](#)
 [GOODISON PARK RD MAP](#)
 [GOODISON PARK RD AREA MAP](#)

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4673](#)

Vote on a Request to Approve the 2022 Tax Lien Advertisement

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4672](#)

Vote to approve Tax Releases and Refunds

Attachments: [January 2023 Release and Refund Report](#)
 [January 2023 NCVTS Pending Refund Report](#)

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4663](#)

Vote on a request to approve the use of Design/Build as a form of delivery method for County construction projects.

Attachments: [Design-Build Criteria](#)
 [GS 143-128.1A Design Build](#)

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4677](#)

Vote on a request to approve the FY2023 Audit Contract with Martin Starnes & Associates, CPAs, P.A.

Attachments: [Martin Starnes Audit Contract for FY2023](#)
 [Martin Starnes Engagement Letter for FY2023](#)

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4678](#)

Vote on a request to approve the three-year contract service for \$263,421.00 with ePlus Inc. for the purchase of Varonis software.

Attachments: [SUBSCRIPTION SERVICES AGREEMENT \(Signatures\) - Chatham County 2023](#)
 [ePlus Technology Contract](#)

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4682](#)

Vote on a request to approve Sheriff's Office Vehicle Purchase 2022-2023.

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4685](#)

Vote on a request to approve a Memorandum of Agreement (MOA) with North Carolina Administrative Office of the Courts (AOC) for the installation of cabling required for a courtroom audio visual system (aka CRAVE) to be used to aid in Chatham County remote court proceedings and authorize the County Manager to execute the MOA.

Attachments: [Remote Courtroom Cabling MOA AMENDED FINAL 10032022 r2](#)

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4665](#)

Vote on a request to approve the appointment of Jacquanette Thompson to the Chatham County Housing Authority Board of Commissioners.

Attachments: [Appointment letter to CCHA Board_Feb 2023](#)

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4657](#)

Vote on a request to approve reappointment of Stephanie Freese, DVM to fill a second (2nd) term in the Board of Health Veterinarian Seat, effective 2.20.2023.

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4679](#)

Vote to approve appointments to the Juvenile Crime Prevention Council (JCPC)

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4686](#)

Vote to approve appointments to the Town of Pittsboro Board of Adjustment.

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4687](#)

Vote to approve appointments to the Town of Pittsboro Planning Board.

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

[23-4689](#)

Vote on a request to approve appointments to the Planning Board.

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher

End of Consent Agenda

PUBLIC INPUT SESSION

No one signed up to speak.

PUBLIC HEARINGS[23-4668](#)

A legislative public hearing requested by Derrick and Latanya Smith for a rezoning on Parcel 85396, located on Moncure Pittsboro Road, Moncure, being approximately 2.003 acres from Conditional Use Neighborhood Business back to R-1 Residential in order to construct a new residence, Haw River Township.

Attachments: [More information from the Planning department website](#)

Planning Director Jason Sullivan reviewed the specifics of the request.

Commissioner Gomez Flores asked if this property was located in the Small Area Plan. Mr. Sullivan said it was.

The Chair opened the hearing.

No one signed up to speak.

The Chair closed the hearing.

This Agenda Item was referred to the Planning Board.

CLERK'S REPORT

Clerk to the Board Lindsay Ray reminded the Board of its Legislative Breakfast on Monday, February 27, 2023, at the Agriculture and Conference Center at 8:45 am.

She also reminded the Board that there will be an evening 6:00 pm meeting on March 6, 2023, for the purpose of getting a presentation on Module One of the Unified Development Ordinance.

MANAGER'S REPORT

County Manager Dan LaMontagne gave an update on the opioid settlement case.

COMMISSIONERS' REPORTS

Commissioner Kenlan was interviewed by Mac Williams who has been hired by Siler City to work on their economic development plan. He also met with United Way to hear how they may work with the County and fund programs in the future.

Commissioner Gomez Flores also interviewed with Mac Williams. Chatham Hospital Board has three priorities for the maternity care center: internal/external collaborations, marketing/communications, and operations. He attended the Board of Health meeting and they discussed raising the age for tobacco purchases. Teen Court is now administered by a new entity. Communities in Schools had difficulty negotiating their lease so there is still a need for space for nonprofits in Chatham County.

Commissioner Delaney highlighted the planning board appointments that were on the consent agenda. He joined the last meeting of the Climate Change Advisory

Committee. They are looking at ways to get battery-powered school buses. The climate change dashboard is coming together nicely. He also communicated with the Environmental Review Advisory Committee chair. Tomorrow night he will attend the Board of Elections meeting.

Chair Howard said draft legislation is being proposed to expand the Good Samaritan Law about reporting overdoses, but the language does not include opioids. Counties are being asked to draft resolutions in support. She will forward it to the Board and would like it discussed at the March 6th meeting. March 9th is WRAL's Big Night for the Arts and will include Chatham County.

ADJOURNMENT

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

Aye: 4 - Commissioner Delaney, Chair Howard, Commissioner Kenlan, and Commissioner Gomez Flores

Absent: 1 - Vice Chair Dasher