



Chatham County, NC

Meeting Minutes

Board of Commissioners

Monday, December 16, 2019

6:00 PM

Historic Courthouse Courtroom

Rollcall

Present: 5 - Chair Mike Dasher, Vice Chair Diana Hales, Commissioner Jim Crawford, Commissioner Karen Howard and Commissioner Andy Wilkie

Work Session - 3:00 PM - Historic Courthouse Courtroom

PUBLIC INPUT SESSION

No one signed up to speak.

BOARD PRIORITIES

[19-3256](#)

Receive 4-H Presentation from the Cooperative Extension

Attachments: [2019 BOC Meeting - Chatham County 4-H Presentation](#)

Victoria Brewer and Liz Mauney of Cooperative Extension gave a presentation to the Board. (Presentation attached)

Commissioner Howard asked what the 4-H represents. Ms. Brewer said Head, Heart, Hands, and Health.

Vice Chair Hales asked if 4-H received funding this year from United Way. Ms. Brewer stated they will apply in February.

[19-3308](#)

Receive Update on Chatham Aging Plan

Attachments: [UpdateonChathamAgingPlan November112519](#)

Council on Aging Director Dennis Streets gave a presentation to the Board. (Presentation attached)

Vice Chair Hales asked about respite care for family caregivers. Mr. Streets stated trained volunteers would serve at the churches to provide that care.

Commissioner Howard asked if the Council on Aging is working with faith-based organizations other than churches. Mr. Streets said they use the term faith-based in a general broad sense, it covers more than churches.

Commissioner Howard asked if there is a similar trend in younger age groups or is this a temporary challenge. Mr. Streets stated nationally it is the face of aging. Chatham is seeing major immigration of older adults. Moore County has also experienced this.

Chair Dasher asked if assisted living facilities are pricing out some of the local older residents. Are there lower cost facilities? Mr. Streets said affordable housing is a critical need for the older population. The only option available in the county now is private pay.

Vice Chair Hales asked if there is any discussion about going back to a model where there would be county homes. Mr. Streets said he has only heard that around veterans. Vice Chair Hales said it might be worth having a discussion about how the County can help house the elderly.

[19-3327](#)

Vote on a Request to approve the Continuation of the Nonprofit Funding Appropriation for the FY21 Human Services Nonprofit Allocation Process and to reserve a portion of the funds for capacity building activities.

Attachments: [Appropriation Continuation Request_FINAL](#)

Community Partners Analyst Hilary Pollan gave a presentation to the Board.
(Presentation attached)

Vice Chair Hales asked if there are existing funding databases. Ms. Pollan stated there are some that already exist.

Commissioner Howard asked if the nonprofit council lunch meetings will be informal. Ms. Pollan said there will be informal peer sharing and relationship building and then a facilitated discussion after. They will meet monthly for ten months out of the year and rotate between Pittsboro and Siler City.

Commissioner Howard asked why the Board would not ask for \$255,000 instead of \$250,000.

County Manager Dan LaMontagne explained that increasing the allocation would be an expansion as that amount was not approved in the budget. He stated this will always be a pre-retreat request because of timing.

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

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3326](#)

Vote on a request to approve revisions to the Chatham County Nonprofit Agency Funding Policy

Attachments: [Nonprofit Policy Revisions Presentation_FINAL](#)
[Nonprofit Policy Revisions Overview_FINAL](#)
[Policy Revisions FY 2020_CleanVersion_FINAL](#)
[Policy Revisions FY 2020_TrackChanges](#)

Community Partners Analyst Hilary Pollan gave a presentation to the Board.

(Presentation attached)

Vice Chair Hales asked Ms. Pollan to change the policy to refer to the advisory committee as a committee, not a Board. She also asked Ms. Pollan to put a date on the document.

Chair Dasher asked if Ms. Pollan knew the dollar amount of applications received last year. Ms. Pollan stated she did not know but would find out.

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: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3352](#)

Vote on a request approve selection of Wallick Communities for the Affordable Housing Opportunity RFP and grant the County Manager authority to negotiate the development contract and the authority to execute the contract.

Policy Analyst Stephanie Watkins-Cruz reviewed the specifics of the request.

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

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

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: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

End of Work Session

Regular Session - 6:00 PM - Historic Courthouse Courtroom

Present: 5 - Chair Mike Dasher, Vice Chair Diana Hales, Commissioner Jim Crawford, Commissioner Karen Howard and Commissioner Andy Wilkie

INVOCATION and PLEDGE OF ALLEGIANCE

Chair Dasher asked everyone to pause for a moment of silence after which he invited everyone present to stand and recite the Pledge of Allegiance.

CALL TO ORDER

Chair Dasher welcomed those in attendance and called the meeting to order at 6:00 pm.

ORGANIZATION OF THE BOARD

19-3345 Election of the Chair and Vice Chair

Commissioner Crawford nominated Karen Howard as Chair. There were no other nominations.

A motion was made by Chair Dasher, seconded by Commissioner Crawford, to approve Commissioner Karen Howard as Chair. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

Due to limitations in the minutes software, the new Chair will not be reflected in the motions and votes in the minutes for this meeting.

Commissioner Dasher nominated Diana Hales as Vice Chair. There were no other nominations.

A motion was made by Chair Dasher, seconded by Commissioner Crawford, to approve Commissioner Diana Hales as Vice Chair. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

19-3347 Vote on a request to appoint Kaitlyn Warren as Deputy Clerk to the Chatham County Board of Commissioners.

Clerk Lindsay Ray introduced Kaitlyn Warren and asked the Board to appoint her as Deputy Clerk to the Board.

A motion was made by Vice Chair Hales, seconded by Commissioner Crawford, that this Appointment be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

APPROVAL OF AGENDA and CONSENT AGENDA

Chair Howard noted the addition of Item #19-3336 to the Consent Agenda. The Board received a copy of this item on Friday.

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that the Agenda and Consent Agenda be approved as amended. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

19-3324 Vote on request to approve an additional allocation of \$30,337 from

Juvenile Crime Prevention Council and amend the budget accordingly.

Attachments: [JCPC Allocations Expansion to Counties Letter 10-14-2019 Chatham](#)
[JCPC Allocations Expansion.10.14.2019 Chatham](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3329](#)

Vote on a request to approve by Garretson Browne, Project Manager, on behalf of NNP Briar Chapel, LLC for subdivision **Final Plat** review and approval of **Briar Chapel, Phase 12A**, consisting of 74 lots on 37.6 acres, located off Great Ridge Parkway, SR-1692, Baldwin Township, parcels #80420, 80418, 87088, & 88053.

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

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3331](#)

Vote on a request to approve request by Mike Scisciani, Vice President of Operations Newland Communities, to prepay affordable housing and recreation exaction fees for the balance of single family lots remaining in Briar Chapel that have not received final plat approval and authorize the County Manager to execute the agreement.

Attachments: [Attachment Agreement - NNP-Briar Chapel and Chatham County](#)
[Attachment 2 BC CUP](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Contract, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3353](#)

Vote on a request by the Planning Department to schedule a legislative public hearing for January 21, 2020 to consider County-initiated rezoning of 30 parcels in Gulf Township from R5- Residential to R1- Residential.

Attachments: [Image of properties under consideration for rezoning outlined in black](#)
[Table 1](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3337](#)

Vote on a request to approve Tax Releases and Refunds

Attachments: [November 2019 Release and Refund Report](#)
[November 2019 NCVTS Pending Refund Report](#)
[November 2019 Manual NCVTS Pending Refund Report](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that the Tax Releases and Refunds, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3338](#)

Vote on a request to adopt the proposed Tax Software Project Ordinance, the Radio System Upgrade Project Ordinance, and the Briar Chapel Park Project Ordinance

Attachments: [Project Ordinance Briar Chapel Park Amended 12-16-19](#)
[Project Ordinance Radio System Upgrade Amended 12-16-19](#)
[Project Ordinance Tax Software Original 12-16-19](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that these Ordinances, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3339](#)

Vote on a Request to approve competitive bid exemption for standardization and current "sole source," for Chatham County Emergency Management narcotics secure storage safe, Narc Box manufactured by Thomas EMS, Inc.

Attachments: [NCGS 143-129-e-6](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3340](#)

Vote on a request to adopt a resolution Declaring Voting Equipment Surplus and Authorizing the Finance Officer to dispose of the property.

Attachments: [Surplus Resolution-voting machines](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that Resolution #2019-58 Declaring Personal Property Surplus and Authorizing the Finance Officer to Dispose of Personal Property, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3341](#)

Vote on a request to authorize to approve a grant application to Crime Victim Services of NC Governor's Crime Commission for VAWA funding

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3342](#)

Vote on request to approve grant applications for Families (JFF) and Governor's Crime Commissioner (GCC) for Chatham County Family Visitation services and authorize County Manager to have final approval before submission

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3351](#)

Vote on a request to approve grant application to Crime Victim Services of NC Governor's Crime Commission for VOCA funding for domestic violence funding.

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3348](#)

Vote on a request to approve reappointments to the Board of Equalization and Review

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that the Appointments be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3325](#)

Vote on a request to appoint Judith Malone, RN to fill the Vacant Public Seat on the Board of Health.

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Appointment be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3355](#)

Vote on a request to appoint Christopher Hart to the Agriculture Advisory Board.

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Appointment be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3328](#)

Vote on request to award contract, in the amount of \$137,970.00, to Fulcher Electric of Fayetteville, Inc. to install Progress Boulevard Signal

Attachments: [PROGRESS BLVD - Fulcher County Construction Contract 121619](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Contract, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3332](#)

Vote on a request to approve and execute the design services contract for the new Emergency Operations Center.

Attachments: [Schrader Group - Design Services Contract - DRAFT](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Contract, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3330](#)

Vote on a request to approve Interlocal Agreements between Chatham County and the Town of Goldston for the administration and enforcement of the Goldston Unified Development Ordinance and for the enforcement by the County of ordinances and other laws, rules, and regulations related to building code enforcement, fire prevention and protection, watershed protection, soil erosion and sedimentation control, and stormwater within the corporate limits of Goldston, and authorize the County Manager to execute the agreements.

Attachments: [Interlocal Agreement 1](#)
[Interlocal Agreement 2](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that the Contracts, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3335](#)

Vote on a request to approve the Renewal of the Interlocal Agreement for the maintenance of the American Tobacco Trail and Development of Park Facilities with Town of Cary

Attachments: [ATT interlocal unsigned agreement](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Contract, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3323](#)

Vote on a request to authorize the County Manager to execute a contract with Randolph Electric to install fiber at Northwest District Park for the purpose of internet connectivity at the cost of \$20,190 for installation and recurring fee of \$110.97 per month for 60 months.

Attachments: [NW Park Service Order](#)
[RTTI Master Service Agreement](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Contract, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3349](#)

Vote on a request to approve the purchase of voting equipment recommended by the Chatham County Board of Elections from HartIntercivic for use in future elections in Chatham County and authorize staff to negotiate minor changes to the agreement and authorize the County Manager to execute the agreement.

Attachments: [Approval from SBOE](#)
[Chatham County, NC - Verity FC_V3 Quote](#)
[Hart - Verity Master Agreement_04112017](#)

A motion was made by Chair Dasher, seconded by Vice Chair Hales, that this Contract, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

End of Consent Agenda

SPECIAL PRESENTATION

[19-3334](#)

Vote on a request to approve a Resolution in Honor of Land Sold for Parkers Ridge Park to Chatham County in Memory of Lola Tart Parker.

Attachments: [BOC Resolution In Honor of Lola Tart Parker](#)

Chair Howard read the resolution into the record.

Gordon Parker thanked the Commissioners and former Commissioner Mike Cross, Parks and Recreation Director Tracy Burnett and the Parks and Recreation team. The community input on the park has been very positive. He also thanked his parents for their hard work in maintaining the farm and making it home. He knows they would be pleased with what is going to happen with the land.

A motion was made by Chair Dasher, seconded by Commissioner Crawford, that Resolution #2019-59 in Honor of Land Sold to Chatham County to be named Parkers Ridge Park in Memory of Atlas and Lola Tart Parker, attached

hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

PUBLIC INPUT SESSION

John Wagner spoke about the incinerator coming to Moncure. Duke Energy is planning on burning coal ash for at least ten years and probably decades beyond that. He urges the Board to do air monitoring like it did at Brickhaven. The permit allows emissions of heavy metals. Duke has lied and distorted scientific facts and has a bad record of violations and breaking the law. He does not trust them or the levels of heavy metals that will come from the plant. He wants the Board to do air monitoring every month for every year until they stop incinerating the ash.

PUBLIC HEARINGS

19-3312

Hold a public hearing on the proposed Chatham County tobacco-free ordinance and vote on a request to adopt the ordinance.

Attachments: [Public Hearing Notice Proposed Chatham County Tobacco-Free Ordinance 2019](#)
[Chatham County Tobacco-Free Ordinance](#)
[Chatham County Tobacco-Free Ordinance BOCC Public Hearing 12.16.2019](#)

Health Director Layton Long gave a presentation to the Board. (Presentation attached)

Vice Chair Hales asked if this includes schools. Mr. Long stated the schools have their own policies but by state law school facilities and grounds have to be tobacco free.

Mr. Long thanked Public Health Educator Anna Stormzand for all her work on this ordinance.

Commissioner Wilkie asked how the ordinance will be enforced. Mr. Long stated there is a civil penalty of a maximum fine of \$50. There are three ways the County will try to enforce the ordinance: signage, employee communication with the person using tobacco and asking them to stop or move off of County property, and the third way is to issue a citation for the fine. To date, there have been no fines issued in North Carolina. People readily comply when they realize no tobacco use is allowed.

The Chair opened the hearing.

George Gregor-Holt stated in 1999 he started an effort with the schools to create tobacco-free schools. By 2000, the School Board passed a 100% tobacco-free schools policy. By 2008, the state caught up to Chatham County and legislated that all school districts would have 100% tobacco-free schools policies. That includes buildings and grounds. Young people watch adults and seeing adults use tobacco products normalizes the behavior. These ordinances do not normalize tobacco use.

Chatham Drug Free supports any effort to help young people reduce the use of tobacco products because it is a gateway drug. He applauds the Health Department for bringing this ordinance to the Board.

The Chair closed the hearing.

Chair Howard stated she thought former Commissioner Mike Cross quit smoking after the County adopted the tobacco use free policy in 2015. Mr. Long stated Mr. Cross was a champion for the Health Department and he helped promote the tobacco policy and did quit smoking.

A motion was made by Vice Chair Hales, seconded by Commissioner Crawford, that this Ordinance, attached heretof and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

BOARD PRIORITIES

[19-3344](#)

Vote on a request to approve the 2021-2027 Recommended Capital Improvements Plan.

County Manager Dan LaMontagne thanked Chair Dasher for his service as Chair the past year and congratulated Commissioners Howard and Hales on being elected the Chair and Vice Chair.

Vice Chair Hales commended the staff for the work they put in to the CIP each year.

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

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie

[19-3356](#)

Discuss the Board of Commissioner Committee Liaison Assignments.

Attachments: [Board of Commissioner liaison table May 20, 2019](#)
[UPDATED Board of Commissioner liaison table December 16, 2019](#)

Clerk Lindsay Ray reviewed the commissioner committee liaison assignments with the Board. Ms. Ray noted the changes and the updated committee liaison assignments are attached.

John Wagner asked to add to his public input comments. The Board agreed. Mr. Wagner urged the Board to begin the air monitoring as quickly as possible. It is important to have baseline data.

MANAGER' S REPORTS

The County Manager asked for a commissioner to volunteer to serve on the Census Complete County Committee. Commissioner Crawford volunteered to serve.

The Board agreed that the County Manager will serve as the liaison to the Chamber of

Commerce.

COMMISSIONERS' REPORTS

Commissioner Wilkie stated the Deep River Bridge that has been closed for two years will open tomorrow.

Commissioner Dasher thanked everyone for a great year as chair and wished Chair Howard the best of luck.

Commissioner Crawford wished everyone a happy holiday and happy and prosperous new year.

Vice Chair Hales stated a group of commissioners is requesting of Duke Energy to have a meeting about the school solar initiative. There was a court ruling regarding the DEQ permit for the Charah Brickhaven facility. She recommends staff look further into this. The County Manager said staff will report back.

Chair Howard attended a NCACC meeting in Washington, D.C. She spoke with the North Carolina congressional delegation.

ADJOURNMENT

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

Aye: 5 - Chair Dasher, Vice Chair Hales, Commissioner Crawford, Commissioner Howard and Commissioner Wilkie