

**AGENDA**  
**UNION COUNTY BOARD OF COMMISSIONERS**  
**REGULAR MEETING**  
**Monday, August 3, 2020**  
**6:00 PM**  
**Board Room, First Floor**  
**Union County Government Center**  
**500 North Main Street**  
**Monroe, North Carolina**

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[www.unioncountync.gov](http://www.unioncountync.gov)

Closed Session - 5:00 P.M.

**General Business:**

**Opening of Meeting**

1. **Invocation**

Commissioner Stony Rushing

2. **Pledge of Allegiance**

**Public Hearing(s)**

3. CZ-2019-010 (Orchard Creek)

**BACKGROUND:**

This is a request to amend the Zoning Map of Union County by rezoning two parcels of land from RA-40 (Residential Agricultural, 40,000 square foot minimum lot size) to R-6 CZ (Residential, 6,000 square foot minimum lot size). The applicant requests the rezoning in order to develop a single family neighborhood with a maximum of 296 houses. The project also consists of common open space for use by the residents. The project's access will come from two access points off S Rocky River Rd. There is also a proposed access point off Old Waxhaw Monroe Rd, although if adequate right-of-way cannot be obtained from the adjacent property owner, this access point may only serve as an emergency access point. The project will meet setbacks of 25 feet in the front, 25 feet in the rear and 10 feet on the sides. The overall density of the project is 2.6 units per acre. Since this is a conditional rezoning request, the district is bound by all conceptual plans and conditions approved as part of the process.

The Union County Planning Board considered the application at its regular meeting in July. After hearing a presentation by the applicant and concerns from nearby residents, the Planning Board made a unanimous recommendation to deny the rezoning request. In making the recommendation, the Planning Board noted that it was concerned about increased traffic and

stormwater runoff and that the request was out of character with the rural nature of the area and the proposed density was too high.

**FINANCIAL IMPACT:**

None

**ACTION REQUESTED:**

Conduct a public hearing to receive input from nearby residents

**Informal Comments**

**Additions, Deletions, and/or Adoption of Agenda**

**Consent Agenda**

**Contracts and Purchase Orders Over \$50,000**

4. Esri Enterprise Agreement Proposal

**BACKGROUND:**

For more than 20 years, Union County Geographic Information Systems (GIS) has used the ESRI GIS product and services. For standardization and compatibility that is comprehensive to the County, the Esri Small Municipal and County Government Enterprise Agreement (SGEA) will provide:

1. A lower cost per unit for licensed software
2. Substantially reduced administrative and procurement expenses
3. Flexibility to deploy software without license limitations, allowing multiple departments and technical areas to utilize the Esri software

**FINANCIAL IMPACT:**

Cost will be apportioned between Information Technologies and Public Works with current year being prorated from our previous maintenance agreement from Esri.

This is a three-year agreement totaling \$375,000 the cost by year is as follows:  
Year 1 \$100,000 - Public Works portion will be \$37,591 which is the prorated amount for this fiscal year.

Year 2 \$125,000 - Public Works portion will be \$50,000 and the GIS portion will be \$75,000.

Year 3 \$150,000 - Public Works portion will be \$50,000 and the GIS portion will be \$100,000.

**ACTION REQUESTED:**

Authorize the County Manager to approve the ESRI Enterprise Agreement (EA) covering a three-year period, pending Legal review

5. Eastside Wastewater Capacity Study

**BACKGROUND:**

The County has several upcoming projects or potential projects that would be located within the Eastside sewer system that are served by the Monroe Wastewater Treatment Plant. Due to high amounts of rainfall over the past two

(2) years, Union County is approaching the contract limit of capacity with Monroe of 2.65 million gallons as a daily average per month. Discussions with Monroe have indicated that there is not enough excess capacity in the Monroe Wastewater Treatment Plant at this time to allow for the County to increase its contracted capacity from the City of Monroe and the facility is not planned to be expanded until the early 2030s. The County is looking to study how much capacity is remaining and whether additional capacity may be needed to support these projects.

The identified projects are:

1. Sheriff's Office Renovation and Expansion
2. 4H Arena at Jesse Helms Park
3. Residential Development in Wingate
4. Commercial and Industrial Development located near Highway 74 and Monroe Expressway

To be able to move forward on these projects, it is important to evaluate other alternatives for adding short-term sewer capacity to the County's Eastside sewer system. These potential alternatives include evaluating the ability to send wastewater to Anson County and constructing a small package wastewater treatment plant.

**FINANCIAL IMPACT:**

Funding is available within the General SRO Fund to support the study as described in Task Order 2017-04 in the amount of \$99,350.

**ACTION REQUESTED:**

Accept the scope of services as shown in Task Order 2017-04 with Brown and Caldwell, Inc. in the amount of \$99,350; adopt SRO# 43; and authorize the County Manager to approve the agreement, pending legal review.

6. SW111 – Crooked Creek Basin Interceptor Improvements Phase 2– Task Order 2017-05 with Brown & Caldwell.

**BACKGROUND:**

The project is included in the Union County Capital Improvement Program, as adopted by the County Board of Commissioners. There are adequate funds in the Crooked Creek program, authorized pursuant to Capital Project Ordinance 246 as adopted by the Board of County Commissioners, to undertake the design of Phase 2 in the current fiscal year. The design effort is anticipated to take approximately 14 months. Construction funding is planned to be allocated as part of the FY22 Capital budget.

The Comprehensive Water and Wastewater Master Plan recommended various system improvements within the Crooked Creek Basin. These improvements will reduce inflow and infiltration and provide additional capacity to meet current and projected demands. This needed project is detailed in the Crooked Creek Inflow and Infiltration Study dated March 2015 performed by CDM Smith. Based upon existing flow data the interceptor line has reached capacity and cannot accommodate growth from planned private projects such as the Atrium Hospital/Health Center. Failure to construct the planned interceptor improvements will result in the delay of planned privately-funded

projects.

The proposed project includes the design and construction of approximately 6,400 LF of 18-inch gravity sanitary sewer between Pebble Creek GC to Indian Trail Road along US 74, approximately 1,800 LF of 15-inch gravity sanitary sewer between Indian Trail Road and the Forest Park Pump Station discharge manhole, and approximately 5,900 LF of 27-inch gravity sanitary sewer from the Crooked Creek WRF to US 74. A map of the project alignment is attached for reference. To the extent possible, the project will be built along the existing alignment to minimize acquisition of additional rights of way or easements. Included within the Task Order is an evaluation of the most cost-effective methods of constructing the project. Trenchless technologies, such as pipe-bursting, will be evaluated in addition to conventional cut and cover installations.

Specific work under this task order includes the development of engineering plans, specifications and bid support for rehabilitation of the Crooked Creek Interceptor as noted above. The scope of services identified in the attached task order has been reviewed by UCPW engineering staff and is appropriate for the project. Services are to be provided on a time and materials, not-to-exceed (NTE) basis in the amount of \$635,537.

**FINANCIAL IMPACT:**

Funding is available within the adopted Capital Improvement Program for project SW111 – Crooked Creek Basin Interceptor Improvements Phase 2, to support the engineering services as described in task order 2017-05 in the NTE amount of \$635,537.

**ACTION REQUESTED:**

Accept the scope of services as shown in Task Order 2017-05 with Brown & Caldwell in the not-to-exceed (NTE) amount of \$635,537 and authorize the County Manager to approve the agreement, pending legal review.

7. ProofPoint Data Loss Prevention & Encryption Purchase

**BACKGROUND:**

In 2019 Union County decided to use the Proofpoint Digital Asset and Security software for email encryption. This purchase has a three-year term and will continue the County's encrypted email support and technology through 10/6/2023.

**FINANCIAL IMPACT:**

\$56,527.74

**ACTION REQUESTED:**

Authorize the County Manager to approve the purchase of Proofpoint DLP & Encryption-V with Support.

8. Tarkhill Force Main Improvements

**BACKGROUND:**

The Wastewater Rehabilitation and Replacement Program, identified as part of the Comprehensive Water and Wastewater Master Plan adopted by the Board of County Commissioners and authorized as part of the FY20/FY21 Capital

Improvement budget, includes an annual allocation to assess, prioritize, and rehabilitate/replace sanitary sewer collection system infrastructure. The Tarkhill Force Main has experienced a number of failures and is in need of replacement/rehabilitation.

The portion of the Tarkhill Force Main to be replaced/rehabilitated is located along Marvin Road between the intersection of New Town Rd and the connection to City of Charlotte's sanitary sewer collection system at the Union/Mecklenburg County line. The Tarkhill Force Main In-Situ Replacement project will include mortar/epoxy lining of four (4) manholes and CIPP lining of approximately 5,420 feet of 16-inch ductile iron pipe. In accordance with the wastewater strategy presented to the Board of County Commissioners in November 2019, the objective of this work is to reduce inflow and infiltration and increase efficiency in the wastewater collections system.

UCPW Engineering staff performed design and bidding services for the project. The project was advertised for bids on August 20, 2020.

On June 30, 2020, Union County Procurement Division received two (2) bids for the title project. Due to not receiving at least three (3) bids, the project was advertised for re-bid on July 1, 2020.

On July 15, 2020, Union County Procurement Division received two (2) bids for the title project. The bids were tabulated, reviewed, and certified by UCPW Engineering per the attached engineering report. The bids ranged from \$1,198,724.80 to \$1,898,165.10, and based on the engineer's review and Procurement Division approval of the bids, staff recommends that the project be awarded to the lowest responsive bidder, AM-Liner East, Inc. in the amount of \$1,198,724.80.

**FINANCIAL IMPACT:**

Funding is available within the adopted Wastewater Rehabilitation and Replacement Program for the Tarkhill Force Main Improvements project to support the construction contract amount of \$1,198,724.80.

**ACTION REQUESTED:**

Accept the low bidder, authorize award of the construction contract to AM-Liner East, Inc. in the amount of \$1,198,724.80, authorize the County Manager to approve the construction agreement upon legal review, and Adopt Resolution Providing Notice of the Tarkhill Force Main Improvements construction.

9. Amendment to Stantec Consulting Services, Inc. Contract

**BACKGROUND:**

Stantec Consulting Services, Inc. has served as the County's rate model consultant since 2017, is very familiar with the County's water and sewer enterprise fund and the current rates and rate structure, and has provided excellent service to the County. Stantec provides an essential rate modeling software called FAMS (Financial Analysis and Management System). This tool is used to model various financial scenarios and project future rate increases that are necessary to generate sufficient revenue to meet current and future operational and capital needs of the water and wastewater system.

Stantec will use updated data from the County in conjunction with the FAMS tool to forecast and evaluate the financial feasibility of the enterprise fund to move forward with the 2020 revenue bond issue. The Feasibility Report is required by the Local Government Commission.

**FINANCIAL IMPACT:**

Funds are available in the FY2021 budget for the \$20,325.00 required for the feasibility study associated with this amendment.

**ACTION REQUESTED:**

Authorize the County Manager to approve an amendment to the Stantec Consulting Services, Inc. contract number 6441, pending legal review.

10. Library Book Lease Plan

**BACKGROUND:**

The Library has used Baker and Taylor since 1998 to manage its materials lease plan. When the demand for a title is higher than the quantity the library can house on its shelves, the library leases additional copies of popular titles to meet the initial patron demand. Once the popularity decreases, the library returns the extra copies, so they don't permanently occupy shelf space. This amendment will allow us to increase our offerings of popular titles by 200 additional items per month.

**FINANCIAL IMPACT:**

Funds are budgeted in 1011510-5234.

**ACTION REQUESTED:**

Authorize the County Manager to approve contract amendment #22 to Baker and Taylor in the amount of \$43,080.

**Tax Administrator**

11. June 2020 NCVTS Motor Vehicle Tax Refund Report

**BACKGROUND:**

The refunds included in this report represent adjustments made to tax bills that resulted in refunds of motor vehicle taxes paid under the Tax and Tag Together program operated jointly between the counties and the State.

**FINANCIAL IMPACT:**

\$9,714.84

**ACTION REQUESTED:**

Approve the June 2020 NCVTS Motor Vehicle Tax Refund Report.

12. FY 19/20 Tax Bill Correction Report for May 2020

**BACKGROUND:**

In accordance with North Carolina General Statutes 102-312 and 105-325, the Board of County Commissioners is authorized to make and approve certain changes to property tax records. Approval of such changes may result in either a release, refund, or discovery of ad valorem taxes. The attached report provides detailed information on all tax bills that were modified during May

2020. Included in the report of each correction is the parcel number or property key, owner name, reason for the change, original value, original tax, corrected value, corrected tax and refund, if applicable.

**FINANCIAL IMPACT:**

N/A

**ACTION REQUESTED:**

Approve FY 19/20 Tax Bill Correction Report for May 2020

13. FY 19/20 Tax Bill Correction Report for June 2020

**BACKGROUND:**

In accordance with North Carolina General Statutes 102-312 and 105-325, the Board of County Commissioners is authorized to make and approve certain changes to property tax records. Approval of such changes may result in either a release, refund, or discovery of ad valorem taxes. The attached report provides detailed information on all tax bills that were modified during June 2020. Included in the report of each correction is the parcel number or property key, owner name, reason for the change, original value, original tax, corrected value, corrected tax and refund, if applicable.

**FINANCIAL IMPACT:**

**ACTION REQUESTED:**

Approve FY 19/20 Tax Bill Correction Report for June 2020

14. FY 19-20 Annual Tax Settlement

**BACKGROUND:**

North Carolina General Statutes require Tax Collectors to make several reports to the governing body after the close of the fiscal year.

The first report is a list of real property taxpayers whose taxes are unpaid and for which the unpaid taxes are secured by a lien against their real property. The report related to real property taxes is the advertising list often seen in the newspaper modified by the deletion of property owners who have paid their taxes between the advertising date and the date of the settlement report.

The second report is a list of those outstanding taxes that are not secured by liens against real property. These taxes are assessed against personal property owned by persons who owned no real property at the time the personal property was listed and are on file in the County Clerk's office.

The third report is the annual settlement. North Carolina General Statutes require the Tax Collector to make such a report after July 1, but before the collector is charged with the collection of taxes for the current year. The form of the settlement reflects various charges (initial billing, discoveries, late listings, interest, etc.) and credits (sums deposited, releases, etc.). The charges and credits are required to balance. The Union County Finance Division independently confirms the accuracy of the report.

For the fiscal year ending June 30, 2020, the unaudited overall collection rate on all county property taxes and associated fire fees was 99.46%.

**FINANCIAL IMPACT:**

None

**ACTION REQUESTED:**

Approve the reports of 2019 delinquent taxpayers and the annual settlements as requested.

15. Write Off of 2010 Uncollected Fire Fees

**BACKGROUND:**

Under NCGS §105-378, property taxes and certain fees associated with those taxes are no longer eligible for enforced collection remedies after 10 years. In deference to this statute the Tax Collector requests on an annual basis that all taxes and fees older than 10 years be approved for write off by the Board of County Commissioners.

**FINANCIAL IMPACT:**

\$4,156.97

**ACTION REQUESTED:**

Approve the write off of 2010 uncollected fire fees as requested.

16. Order of Collection Tax Charge for Fiscal Year 2020-2021

**BACKGROUND:**

NCGS 105-321 requires the governing board of each taxing unit to issue an order of collection to Tax Collectors at the time the receipts are delivered to them. This order constitutes the collector's authority to collect taxes and to exercise the various powers incident to the collection process. The order gives rise to a specific lien on the real estate listed on the books, plus the power to levy upon or attach any of the taxpayer's personal property. Failure to issue the order of collection may invalidate the tax collector's remedies for enforced collection. The order of collection does not include public service companies or motor vehicles. Those property classifications are either billed monthly or based on information provided separately by the North Carolina Department of Revenue.

**FINANCIAL IMPACT:**

Revenues = \$187,986,545

**ACTION REQUESTED:**

Approve the Order of Collection Tax Charge for Fiscal Year 2020-2021

17. Permission for Charlotte Water to Provide Water and Sewer Service to Ashe Meadows Subdivision located on parcels 08-306-001, 08-279-001, and 08-279-001A Outside of Mecklenburg County

**BACKGROUND:**

Charlotte Water has received a request for sewer service for Ashe Meadows development located adjacent to Charlotte Water's Ashe Plantation Waste Water Treatment Plant which the development naturally drains towards.

Charlotte Water has indicated to UCPW that it is prepared to serve the property with water and sewer, if approval is granted from Union County. Union



County's water and sewer service agreement with Charlotte Water prohibits Charlotte Water from providing service outside the County limits without the expressed, written approval of the Board of County Commissioners.

Union County sewer is not accessible.

Public Works has no objection to Charlotte Water providing water and sewer service to the property.

**FINANCIAL IMPACT:**

None.

**ACTION REQUESTED:**

Approve the request from Charlotte Water to provide water and sewer service to Ashe Meadows Subdivision (65 single-family lots) located off Fairview Road (Hwy 218) at the Union/Mecklenburg County border. Tax parcels include 08-306-001, 08-279-001 and 08-279-001A.

18. Town of Indian Trail Lease of Office Space for Sheriff's Office

**BACKGROUND:**

Union County Sheriff's Office has provided contracted law enforcement services to the Town of Indian Trail for many years and currently has (25) deputies within the scope of the contract. This addendum to the agreement will provide office space for personnel stationed at 130 Blythe Drive in Indian Trail at a total cost of \$1/year while the Interlocal Agreement is in effect and clarifies respective rights and responsibilities of each party in regard to the property.

**FINANCIAL IMPACT:**

\$1.00 per year.

**ACTION REQUESTED:**

Authorize County Manager to execute an addendum to the interlocal agreement with the Town of Indian Trail to lease office space for contracted law enforcement services provided by the Sheriff's Office, pending Legal review.

19. Deputy Finance Officer

**BACKGROUND:**

G.S. 159-8 directs that no county "may expend any moneys... except in accordance with a budget ordinance or project ordinance."

The pre-auditing of obligations, required by G.S. 159-28(a), is a principal legal mechanism for assuring compliance with the budget ordinance and each project ordinance. The pre-audit rule provides that no obligation may be incurred in an activity accounted for in a fund project ordinance unless two requirements are met. First, the obligation must be authorized; that is, one of the ordinances must contain an appropriation to cover it. Second, the authorization must not be exhausted; sufficient unspent and unencumbered funds must remain in the appropriation to meet the obligation when it comes due. Only if both requirements are met is the obligation validly incurred.

Completion of this two-stage review is evidenced by placing the finance officer's certificate on the obligations. Having the deputy finance officer

authorized to pre-audit obligations is important and such delegation will occur only with the approval of the County's finance officer and only when adequate internal controls are built into the payment procedures that are used.

**FINANCIAL IMPACT:**

Not applicable.

**ACTION REQUESTED:**

Appoint Lindsay Helms to serve as a "Deputy Finance Officer" in order to pre-audit obligations.

20. Surplus Vehicle Sale

**BACKGROUND:**

North Carolina General Statutes allow the disposition of personal property by local governments through a variety of means including private negotiations and sale; advertisement for sealed bids; negotiated offer, advertisement, and upset bid; public auction; or exchange. In 2001, the legislature amended the Statutes to provide for disposition of property through electronic auction.

The sale will begin August 7, 2020, at 9:00 AM and end August 17, 2020, with incremental closings as indicated on Attachment A.

The vehicles are to be picked up at 610 Patton Avenue, Monroe, NC with the following terms of sale:

1. Sale to the highest bidder with all sales final.
2. All items sold "as is" with no warranty, expressed or implied, which extends beyond the description of the item.
3. Purchasers must remove vehicles(s) within ten (10) business days from the time and date of issuance of the Buyer's Certificate.
4. Payment must be made online through the online auction website. Payment in full is due not later than five (5) business days from the time and date of the Buyer's Certificate. Payment will not be accepted onsite.

**FINANCIAL IMPACT:**

Estimated revenue is \$60,000. The revenue will be returned to the fund from which the asset came.

**ACTION REQUESTED:**

Adopt Resolution Authorizing Surplus Property Sale by Internet Auction which:

1. Declares the property itemized on Attachment A as "Surplus" to the needs of Union County.
2. Authorizes sale at electronic auction of the surplus property described in Attachment A as per the terms and conditions as specified in the online auction service provider contract.

3. Authorizes the Procurement Director or her designee to execute any and all documents necessary to transfer title to said property on behalf of Union County.
21. NC Department of Public Safety- Juvenile Crime Prevention Council (JCPC) funding for Union County Multipurpose Juvenile Home FY2020-2021.

**BACKGROUND:**

The JCPC is a Board appointed by Commissioners, as defined by State Statutes. The JCPC provides funding and monitors Community Based alternatives to juvenile incarceration, and provides funding for substance abuse prevention strategies and programs.

Funding for JCPC programs is generally adopted in the State Budget and assigned to County programs by a formula grant. Normally, a county JCPC approves a budget for the upcoming fiscal year, which is then submitted to the North Carolina Department of Juvenile Justice and Delinquency Prevention (the DJJ).

In previous years, Union County has received funding from NC Department of Public Safety-Juvenile Crime Prevention Council to operate the Union County Group Home. The Group Home served a community need far greater than Union County could provide. It was determined that a non-profit could serve the juvenile population more efficiently than the County could.

On June 5, 2020 the NC Department of Public Safety awarded Methodist Home for Children \$761,434 in Level II Funds for FY2020-2021 to operate the Union County Multipurpose Juvenile Home, serving Juvenile Justice involved youth and parents/guardians in the Piedmont Area.

The JCPC budget is normally approved as a "pass through" line item in the County budget, meaning that the amount approved by the State is received by the County and then used for the JCPC program.

Union County has not approved JCPC programs in line-item detail in the past; rather, the JCPC Board normally negotiates, approves, and monitors line item detail within the amount of funds allocated to the program, and provides a recommended budget to Commissioners.

**FINANCIAL IMPACT:**

No financial impact to the County

**ACTION REQUESTED:**

Adopt Budget Amendment #1 and authorize the Finance Director to approve the grant agreements and documents related to such grant agreements during their term.

22. Adoption of a Resolution Authorizing Condemnation to Acquire Certain Property or Interest in Property for a Temporary Construction Easement and Permanent Utility Easement

**BACKGROUND:**

The Yadkin Regional Water Supply Project (“YRWSP”) is a water utility project involving the construction of a raw water intake and pump station on Lake Tillery in Norwood, a raw water pipeline running from the raw water intake to a water treatment plant in Union County, and a finished water pipeline running from the water treatment plant and connecting to the County’s existing water distribution system.

As part of the YRWSP, the County must acquire easements for construction and use of the water pipelines, and related infrastructure in Union County. The Board has adopted the Union County Property Acquisition Policy and Procedures (the “Policy”) for property acquisition applicable to the YRWSP. The Policy involves property appraisals and multiple attempts at discussions with the property owner. The Policy is designed to ensure that property owners are informed about the project and given a fair price for property interests acquired. At the end of the Policy’s process, if the County and property owner have been unable to agree on property acquisition, the County may use condemnation to acquire the necessary property interest.

Pursuant to Chapter 40A of the North Carolina General Statutes, the General Assembly has delegated eminent domain authority to county governments for certain purposes. The County tries to use this authority sparingly, reserving it for use only when unable to obtain property interests after following all of the steps in the Policy. In this case, as the County is obtaining easements for the YRWSP, it has been unable to obtain easements across properties owned by: (i) Gwen Hartsell Jones/Cynthia Hartsell Hayes; (ii) Everette Dewayne Little and Jeffrey Ray Little; (iii) Everette D. Little and wife, Amanda W. Little; (iv) Everette Dewayne Little and wife, Amanda W. Little; (v) Matthew B. Tucker and wife, Brooke Helms Tucker; (vi) Randall E. Smith and wife, Tama J. Smith; (vii) Margaret J. Edwards; (viii) Raymond B. Mullis and Janelle L. Baker; (ix) Drexel Atlas Baucom; (x) Donald Benton Helms; (xi) Donald Benton Helms; (xii) Donald B. Helms and wife, Janice B. Helms; (xiii) Eleanor, George & Donald Helms, Trustees; (xiv) Norman C. & Joyce Long Thomas; (xv) Anya Paula Smith Fielder, Charles Steve Smith and Don R. Smith. In order to ensure timely completion of easement acquisition for the YRWSP, it is requested that the Board adopt the attached resolution for the condemnation of certain utility easements across these properties.

**FINANCIAL IMPACT:**

**ACTION REQUESTED:**

Adopt a Resolution Authorizing Condemnation to Acquire Certain Property or Interest in Property for a Temporary Construction Easement and Permanent Utility Easement

- 23. CDBG Sub Recipient Agreement City of Monroe

**BACKGROUND:**

The City of Monroe was awarded a CDBG allocation from the county's entitlement program. This agreement would providing funding for the construction of a sidewalk along Concord Ave.

**FINANCIAL IMPACT:**

\$520,000 for the construction of sidewalk along Concord Ave. These funds will come out of the county's CDBG entitlement program.

**ACTION REQUESTED:**

Approve the sub recipient agreement with for the City of Monroe

24. CARES Act Subgrant

**BACKGROUND:**

In March 2020, Congress passed, and the President signed into law, the CARES Act to deliver an economic relief package to assist the country in coping with the public health and economic impacts of COVID-19. The CARES Act includes \$400 million in emergency funds made available to states to prevent, prepare for, and respond to the coronavirus for the 2020 federal election cycle. North Carolina's share of the federal funds is \$10,947,139 and in June, 2020, the North Carolina General Assembly passed, and the Governor signed into law, House Bill 1169, which appropriated required State matching funds of \$2,120,497. Each county board of elections will receive a portion of the State's CARES Act funding, which must be used in compliance with the requirements in S.L. 2020-17 and the federal 2020 CARES Act in connection with the November 3, 2020 General Election. Each county has the option to either receive the county's CARES Act subgrant in an upfront, lump sum amount, or request that the State Board of Elections manage the county's CARES Act subgrant while following the county's spending directives. Counties receiving lump sum payments must deposit the funds into a separate, interest-bearing account and send monthly reports accounting for the county's use of funds to the State Board of Elections. Budget period is July 1, 2020 – December 31, 2020.

The portion of the State's CARES Act funding awarded to Union County Board of Elections is \$198,974. Grant Administration Award recipients must adhere to all applicable federal requirements including Office of Management and Budget (OMB) guidance: Title 2 C.F.R. Subtitle A, Chapter II, Part 200-Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (2 C.F.R. 200).

**FINANCIAL IMPACT:**

\$198,974 is awarded at 100 percent and there is no required local match from Union County.

**ACTION REQUESTED:**

1) Authorize the Director of Elections to execute CARES Act Subgrant documents and certifications, pending legal review; and

2) Receive awarded amount to be issued directly to the County in a lump-sum payment, to be deposited into a separate, interest-bearing account.

**Minutes**

25. Minutes for Approval

**BACKGROUND:**

Draft minutes for approval on the Consent Agenda have been provided to the

Board for review.

**FINANCIAL IMPACT:**

N/A

**ACTION REQUESTED:**

Approve minutes as an item on the Consent Agenda

**Information Only**

26. Tax Collector's Departmental Report for June 2020

**BACKGROUND:**

This report reflects the totals of all tax transactions within the Tax Collector's office for the month of June 2020 as required by NCGS 105-350(7).

**FINANCIAL IMPACT:**

None.

**ACTION REQUESTED:**

None - Information only.

27. Contract Report Information

**BACKGROUND:**

Per Section XVII of the FY 2020 adopted Operating and Capital Budget Ordinance, the contract report lists executed contracts and purchase orders that were entered into by the County Manager or Procurement designee from April thru June 2020.

**FINANCIAL IMPACT:**

As noted on contracts and purchase orders

**ACTION REQUESTED:**

None-Information Only

28. Human Resources Report for June 2020

**BACKGROUND:**

These reports include all of the new hires, separations from service, and retirees for the month of June 2020.

**FINANCIAL IMPACT:**

N/A

**ACTION REQUESTED:**

None - Information Only

**Old Business**

29. CZ-2020-001 (Secure Turf) (Public Hearing Held on July 13, 2020)

**BACKGROUND:**

This is a request to amend the Zoning Map of Union County by rezoning a parcel of land from RA-200 CZ (Residential Agricultural, 200,000 square foot minimum lot size – Conditional District) to LI CZ (Light Industrial - Conditional District). The applicant requests the rezoning in order to operate a landscaping business and an organic materials recycling facility from a portion of the

property. Types of daily operations would include incineration, grinding, screening and processing of organic materials. This is a conditional district request so the rezoning will be bound by the conceptual plan and all conditions. The conceptual plan shows a general layout of existing and proposed building locations, driveway entrances, environmental features, etc. Specific uses allowed include: reclamation landfill, organic materials recycling facility and a landscaping company.

The Planning Board considered this request at their regular meeting in June. After hearing from the applicant and neighbors the Planning Board made a unanimous recommendation to deny the rezoning request. Primary concerns expressed by the Board members were increased truck traffic, air and water quality issues and consistency with the comprehensive plan.

The Board conducted a public hearing for this request at their meeting on July 13. The Board heard a presentation from the applicant where he described his request. The Board also heard from several speakers that were both for and against the request. The primary reason that speakers who were in favor of the request gave for supporting the development was that the proposed facility was needed in the County. Primary reasons given for not supporting the development were increased truck traffic, water and air quality issues, incompatibility with adjacent land uses and noise concerns.

**FINANCIAL IMPACT:**

None

**ACTION REQUESTED:**

Consider approving or denying the rezoning petition.

To Approve:

(i) Adopt the consistency statement approving the rezoning petition CZ-2020-001 to rezone the property appearing on the Tax Map as parcel #08-261-009 in the Goose Creek Township (the "Property") from RA-200 CZ to LI CZ; and (ii) approve rezoning petition CZ-2020-001 to rezone the Property from RA-200 CZ to LI CZ and approve the conditions as accepted by the applicant.

To Deny:

(i) Adopt the consistency statement rejecting rezoning petition CZ-2020-001 to rezone the property appearing on the Tax Map as parcel #08-261-009 in the Goose Creek Township (the "Property") from RA-200 CZ to LI CZ; and (ii) deny the rezoning petition CZ-2020-001 to rezone the Property from RA-200 CZ to LI CZ.

**New Business**

**County Manager's Comments**

**Commissioners' Comments**

## Adjournment