

May 4, 2021 (Pre-Agenda)

**MINUTES
BURKE COUNTY BOARD OF COMMISSIONERS
PRE-AGENDA MEETING**

Both Burke County and the State of North Carolina had previously declared a state of emergency which was ongoing as of May 4, 2021, due to the global COVID-19 pandemic. Following the N.C. Governor's Executive Order limiting mass gatherings and to protect the health of all meeting participants, attendance in the County Board Room, Burke Services Building, 110 N. Green Street in Morganton, was limited on a first come first served basis, social distancing measures were imposed inside the meeting room and face coverings were recommended. The 3:00 p.m. meeting was streamed live on the County's YouTube channel, BurkeCountyNC, and it was broadcast later on the local cable systems. The agenda, in its entirety, was posted to the County's website, www.burkenc.org, several days prior to the meeting as usual. Those present were:

COMMISSIONERS PRESENT: Jeffrey C. Brittain, Chairman
Scott Mulwee, Vice Chairman
Wayne F. Abele, Sr.
Johnnie W. Carswell
Maynard M. Taylor

STAFF PRESENT: Bryan Steen, County Manager
Margaret Pierce, Deputy County Manager/Finance Director
J.R. Simpson, II, County Attorney
Kay Honeycutt Draughn, Clerk to the Board

CALL TO ORDER

Chairman Brittain called the meeting to order at 3:00 p.m.

APPROVAL OF THE AGENDA

Motion: To approve the agenda.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Wayne F. Abele, Sr., Commissioner
AYES:	Jeffrey C. Brittain, Scott Mulwee, Wayne F. Abele, Sr., Johnnie W. Carswell and Maynard M. Taylor

PRESENTATIONS

TDA - FINANCIAL UPDATE FOR THE PERIOD ENDING MARCH 31, 2021

In accordance with Session Law 2007-265, HB 78, the Tourism Dev. Authority must report quarterly and at the close of the fiscal year to the Burke County Board of Commissioners on its receipts and expenditures for the preceding quarter and for the year in such detail as the board may require.

Ed Phillips, TDA Director, presented the financial update for the period ending March 31, 2021 as follows:

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3:31 PM 04/16/21 Accrual Basis		BURKE CO. TOURISM DEVELOPMENT AUTHORITY Balance Sheet As of March 31, 2021		BURKE COUNTY TDA BUDGET TO ACTUAL JULY- MARCH 2021		
ASSETS				Income	<u>Budget</u>	<u>Actual</u>
Current Assets				4010 · Burke Co. Govt. - Occup. Tax	\$ 300,000	\$ 329,741
Checking/Savings				4110 · Interest Income	-	27
1014 · First Citizens Bank-Checking		419,527.32		4120 · Other Income	-	461
Total Checking/Savings		419,527.32		4120 · Grant Revenue	25,750	59,650
Total Current Assets		419,527.32		5000 · Trolley Revenue	7,500	8,626
Other Assets				Fund Balance Appropriation	150,000	-
1610 · Misc. Asset		631.61		Total Income	<u>\$ 483,250</u>	<u>\$ 398,505</u>
Total Other Assets		631.61		Expense		
TOTAL ASSETS		420,158.93		5010 · Accounting/Legal	8,000	6,841
LIABILITIES & EQUITY				5020 · Marketing/Advertising	122,750	50,722
Liabilities				5021 · Marketing/Advertising Grant	25,750	
Current Liabilities				5102 · Membership Dues	1,500	1,705
Accounts Payable				5110 · Building Maintenance	500	461
2000 · Accounts Payable		213.50		5113 · City of Morganton/Tourism	67,500	74,192
Total Accounts Payable		213.50		5115 · Town of Valdese/Tourism	37,500	41,218
Other Current Liabilities				5140 · Website Upkeep	500	243
City of Morganton		25,256.61		5150 · Insurance	20,000	13,717
Town of Valdese		53,796.62		5180 · Office Supplies	2,000	2,725
2100 · Payroll Liabilities		413.53		5190 · Payroll Shared Staff Reimb.	-	21,514
Total Other Current Liabilities		79,466.76		5200 · Payroll Expenses	175,000	123,388
Total Current Liabilities		79,680.26		5250 · Postage	750	796
Total Liabilities		79,680.26		5280 · Office Rent	6,000	4,500
Equity				5290 · Telephone	3,000	2,459
3900 · Retained Earnings		295,609.02		5300 · Travel/Training	5,000	1,412
Net Income		44,869.65		5301 · Trolley Expenses	7,500	7,717
Total Equity		340,478.67		5305 · Meetings	-	-
TOTAL LIABILITIES & EQUITY		420,158.93		5400 · Misc. Expense	-	25
				Total Expense	<u>\$ 483,250</u>	<u>\$ 353,635</u>
				Net Income	<u>\$ -</u>	<u>\$ 44,870</u>

Mr. Phillips noted that the increase in grant funding was due to the TDA receiving state grant funds for marketing and federal Payroll Protection Plan funds by qualifying in the second quarter of 2020 because of a revenue decrease of over 25 percent. He said the TDA is now engaging in more marketing activities as more folks are beginning to travel.

Chairman Brittain opened the floor for questions and comments from the Board. Commissioner Taylor said it looks like the TDA is in good shape. Mr. Phillips said that there are now over 600 hotel rooms in Burke County at varying price ranges so there should be something for everyone.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

SCHEDULED PUBLIC HEARINGS

BOC - ORD. AMENDING CHAPTER 6, ANIMALS, BURKE CO. CODE OF ORDINANCES & PUBLIC HEARING - 6:00 PM

Information from the agenda packet:

In August of 2020, the Board adopted most of the Animal Advisory Board's revisions to Chapter 6, Animals, of the Burke County Code of Ordinances. The Board asked the AAB to seek additional public input, revise three (3) sections and report back in 90 days. Although the process took longer than anticipated and after many hours of meetings and public input, the AAB completed its mission and voted unanimously to approve the proposed ordinance revisions. The proposed ordinance was reviewed by the Chairman, Vice Chairman in

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consultation with the AAB executive committee, the County Manager, the County Attorney, the Animal Services Director, and the Clerk on April 6th. During this meeting, the County Attorney was asked to reword provision No. 6 of the breeding and transfer of ownership section. A public hearing on the draft ordinance is recommended for public transparency.

Burke County
North Carolina

Ordinance Amending Chapter 6, Animals
Burke County Code of Ordinances

New text is printed in **bold**. Text to be removed is printed in **bold** and contains a strikethrough mark.

ARTICLE I. – IN GENERAL

Section 6.1. – Definitions

Adequate shelter means provision of and access to shelter that is suitable for the species, age, condition, size, and type of each animal; provides adequate space for each animal; is safe and protects each animal from injury, rain, sleet, snow, hail, direct sunlight, the adverse effects of heat or cold, physical suffering, and impairment of health; have enough shade to protect itself from any direct sunlight that is likely to cause overheating or discomfort; is properly lighted **to provide a minimum of 8 hours of light**; is properly cleaned; enables each animal to be clean and dry, except when detrimental to the species; and, for dogs and cats, provides a solid surface, resting platform, pad, floor mat, or similar device that is large enough for the animal to lie on in a normal manner and can be maintained in a sanitary manner. **Bedding material should be clean and not pose a health risk. Premises and primary enclosure should be clean, free of debris and odor, and feces disposed of at least daily.** Under this chapter, shelters whose wire, grid, or slat floors (i) permit the animals' feet to pass through the openings, (ii) sag under the animals' weight, or (iii) otherwise do not protect the animals' feet or toes from injury are not adequate shelter. For the purpose of this definition, the following do not constitute adequate shelter:

- (1) Underneath stoops, decks, and outside steps.
- (2) Inside or underneath vehicles.
- (3) Metal barrels.
- (4) Cardboard boxes.

Adequate space means sufficient space to allow each animal to (i) easily stand, sit, lie, turnabout, and make all other normal body movements in a comfortable, normal position for the animal and (ii) interact safely with other animals in the enclosure. When an animal is tethered, adequate space means a tether that permits the above actions and is appropriate to the age and size of the animal; is attached to the animal by a properly applied collar, halter, or harness configured so as to protect the animal from injury and prevent the

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animal or tether from becoming entangled with other objects or animals, or from extending over an object or edge that could result in the strangulation or injury of the animal; ~~and is at least three (3) times the length of the animal, as measured from the tip of its nose to the base of its tail, is a minimum of 10 feet,~~ except when the animal is being walked on a leash ~~or is attached by a tether to a lead line.~~ When freedom of movement would endanger the animal, temporarily and appropriately restricting movement of the animal according to professionally accepted standards for the species is considered provision of adequate space.

~~Approved breeder means any individual who has applied for and secured a breeder's permit from the Burke County Animal Services Department.~~

~~Hobby breeder is any person with knowledge of their specific breed(s) (i.e. health risks, canine obstetrics, genetics and will make informed decisions before considering a mating). A hobby breeder is one who breeds not more than once within a 12-month period while permitting consumers access to directly see the condition in which the dogs or cats are bred and raised, or can discuss with the breeder the conditions of the dogs or cats. A hobby breeder must obtain a Breeder's Permit from the Burke County Animal Services Department.~~

~~Restraint. An animal is under restraint within the meaning of this chapter if it is:~~

- ~~(1) Controlled by means of a chain, leash, or other like device;~~
- ~~(2) On or within a vehicle being driven or parked;~~
- ~~(3) Within a secure enclosure; or~~
- ~~(4) Within the dwelling house of the owner.~~

Restrained means to provide a physical restraint such as a leash, tether, or similar effective and humane device to control the animal, or within a vehicle, or adequately contained by a fence on the premises or other secure enclosure as permitted in this Ordinance.

Restraint system means a chain, rope, tether, leash, cable, or other device that attaches a dog to a stationary object that cannot be moved by the dog. This includes but is not limited to on or within a vehicle being driven or parked.

~~Tethering means to restrain a dog outdoors by means of a rope, chain, wire or product manufactured for the purpose of tethering a dog, one end of which is fastened to the dog and the opposite end of which is connected to a stationary object or to a cable or trolley system. This does not include walking an animal with a handheld leash.~~

Tethering means the securing of an animal to an anchor point by a cable or chain to confine it to a desired area. There are two types of tethering: fixed or running.

Sec. 6-4. Animal abuse / cruelty.

No changes to Sections 1, 2 (a-m), 3 (numbering error), 4 (a-g), 5 (a-e), 6 and 7 (1 -2)

~~(4)~~ (3) The following acts or omissions shall constitute fighting or bating under this article:

~~(5)~~ (4) These provisions shall not apply to any person:

~~(6)~~ (5) Nothing in this section shall be construed to prohibit, impede, or otherwise interfere with recognized animal husbandry and training techniques or practices not otherwise specifically prohibited by law.

~~(7)~~ (6)

~~3. This section does not apply to the use of herding dogs engaged in the working of domesticated livestock for agricultural, entertainment, or sporting purposes.~~

This section does not apply to dogs actively engaged in shepherding or herding livestock; lawful dog activities such as hunting training as governed by the North Carolina Wildlife and Resources Commission, law enforcement training, veterinary treatment and or the pursuit of working or competing in these legal endeavors, or in meeting requirements of a recreational or camping area are exempt from this section.

First Offense: if, after discussing with the owner the circumstances regarding a possible tethering violation, Animal Services Enforcement determines there has been a violation, Animal Services Enforcement shall explain Burke County Animal Ordinance Sec. 6-12 Chaining / Tethering to the owner. Animal Services Enforcement will issue a warning, give the owner a list of rescue resources in the county who may be able to assist, and arrangements must be made for the dog to be untethered immediately. Failure to comply will result in the issuance of a second offense.

Second Offense: Animal Services may take possession of the animal for a period of up to 14 days and the owner in violation of the ordinance may be charged with a class 3 misdemeanor and a fine imposed up to \$500.00. During the holding period, the animal will be housed at the Burke County Animal Services Center at the owner's expense and accommodation must be made to secure the pet within the parameters of the chaining / tethering ordinance.

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Sec. 6-10. Handling of stray or abandoned animals.

(No changes to sections a – c or e – h.)

~~(d) Impoundment of such an animal shall not relieve the owner or keeper thereof from any penalty which may be imposed for violation of this chapter.~~

(d) Impoundment of such an animal shall not relieve the owner or keeper thereof from any penalty which may be imposed for violation of this chapter. Any person adopting an animal from Animal Services for the purpose of returning the animal to the owner will be subject to a civil citation equivalent to the outstanding citations. Any person that has adopted an animal from Burke County Animal Services and wishes to rehome said animal must notify Burke County Animal Services of the person who will be acquiring the animal. If the person acquiring the animal has outstanding citations, they must pay all citations and fees before they can acquire the animal.

Sec. 6-11. Animal Advisory Board.

(a) Establishment and composition of the county animal advisory board. There is hereby created an animal advisory board to advise the county commissioners, county manager, and animal services director on matters related to the organization and operation of the county Animal Services Center. The advisory board shall be composed of **seven nine** members appointed by the board of commissioners. All members must reside at all times in the county. This board shall include one member, as defined by the listed parameters, for each of the following seats:

- (1) Member of a 501(c)3 animal rescue agency or foster agency.
- (2) Veterinarian (practicing or retired).
- (3) Board of health member or designee, excluding health director.
- (4) At large (pet owner).
- (5) Law enforcement officer, excluding animal control officers.
- (6) Member of a 501(c)3 animal rescue agency or foster agency.
- (7) At large (pet owner).
- (8) Community Ambassador Program Representative**
- (9) At large (large animal owner)**

(No changes to b – p.)

Sec. 6-12. - Chaining and Tethering.

Except as provided in this section, it shall be unlawful for any person owning or keeping a dog to leave a dog restrained to a stationary object for a period of time or under conditions that are harmful or potentially harmful to the animal.

At no time may a dog remain on an uninhabited property such as a vacant lot or a lot without an occupied domicile.

Any dog less than four (4) months old shall not be tethered.

Under no circumstances shall an unaltered female dog be tethered without direct supervision by the owner or attendant or must be secured in a secondary enclosure.

Only one dog shall be attached to a tether at one time.

The minimum length of the tether shall be ten (10) feet.

The tether line shall weigh no more than five percent (5%) of the dog's body weight and be made of a substance which cannot be damaged by the dog.

The tether must be attached to the dog with an appropriate harness or buckle-style collar properly fitted with room enough for two (2) fingers to fit between the collar and the dog.

The use of pinch, weighted, or choke collars is prohibited when tethered.

Tethering shall be used for no longer than fourteen (14) consecutive hours within a 24-hour period after such time the dog must be released from the restraint to engage in supervised exercise and socialization.

The restraint system shall maintain the dog's freedom of movement and freedom from entanglement, and it shall allow access to food, water, shelter, and shade.

The restraint system shall be affixed to a stationary object which does not permit the dog to travel within five (5) feet of any property line and housed or restrained no more than 15 feet from a public street, road, sidewalk, or right-of-way, such circumstances constitute a public nuisance. If the animal is on the street, road, sidewalk, or right of way, the Animal Services Enforcement Officer shall issue a notice to the owner directing the owner to move the animal. If the animal is found on a public street, road, sidewalk, or right of way and the owner is not at home or refuses to remove the animal from the street, road, sidewalk, or right of way, the animal may be seized and impounded.

If tethered to a pulley or zip line, the stationary cable that the pulley runs on must be at least ten (10) feet in length, anchored on each end to a stationary object which cannot be moved by the dog, and include stops on each end to prevent the animal from becoming wrapped around the stationary object.

The restraint system shall be situated at least five (5) feet away from any fence to prevent strangulation.

The line attached to the restraint system must allow the dog to move perpendicularly at least ten (10) feet from the stationary cable.

A swivel of proper size and durability shall connect the tether to the pulley or zip line to prevent entanglement.

The clamps attaching the tether to the dog's harness must be of proper size and durability.

In cases where deemed necessary for public safety, written exemptions may be made by the Animal Services Director's discretion for other restraint methods but only after opportunities to verify those methods are needed and that they serve the purpose and intent of this section.

ARTICLE III. – IMPOUNDMENT

Sec. 6-73. – Reclamation by owner.

(No changes to sections a – c.)

d) Any animal found off the owner's property, at large, will be issued a warning by Burke County Animal Services. Following this warning, the owner of a non-spayed or unneutered dog or cat shall be subject to an unaltered impounded animal fine in addition to any other fees or fines imposed by this title or State law. All subsequent violations will result in an additional, graduated unaltered animal fine. The unaltered impounded animal fines shall be set by the Board of Commissioners. For this section, "impounded" shall mean any animal that is impounded in violation of Sec. 6-10.

Effective date: This section shall be in effect as of July 1, 2021.

Sec. 6-79. - Breeding and Transfer of Ownership.

Any person who breeds and transfers ownership is subject to the standards of care as defined in this Chapter, should receive a copy of the Burke County Animal Ordinance, and adhere to the following:

Breeding

1) Only breeds cats and dogs in sound reproductive health; have a screening program in place to test animals for known inheritable diseases or potentially disabling health defects.

- 2) A health record, including routine and preventative care, must be provided for all cats and dogs. This shall include internal and external parasite control, age-appropriate vaccinations, and regular grooming to ensure the health and comfort of the cat or dog.**
- 3) Should be provided with daily positive human contact and socialization.**
- 4) Should have its overall health and behavior assessed daily. Any deviation in health condition must be addressed expeditiously and appropriately.**
- 5) When euthanasia is necessary, it must always be performed humanely as defined by NC General Statute, §19A-23 (9).**
- 6) An emergency preparedness plan for owned and bred cats and/or dogs maintained therein should be established and up to date.**

Transfer

- (1) Prior to the transfer of ownership, a screening tool shall be used to ensure consumer will meet standards of care as defined by this Chapter.**
- (2) Each animal shall have an original health certificate completed by a veterinarian.**
- (3) No person, retailer, or dealer shall transfer ownership of any dog or cat that is less than eight weeks old.**
- (4) A purchase contract that follows the NC Consumer Protection Laws, NC General Statute 75-4 (Contracts to be in writing.) should be agreed upon and signed by both the buyer and seller. This contract shall include a return to breeder clause in the event the buyer is unable to keep the cat or dog.**
- (5) The consumer shall receive a copy of the health record and an original health certificate.**
- (6) Any individual assuming ownership of an animal may decline to view the breeder's premises and/or one or both parents of the puppy/kitten and agrees to meet off-site. This must be documented in writing on the purchase contract and the seller must notify Burke County Animal Services of the off-site transfer. Any other transfer of ownership is strictly prohibited.**
- (7) All records must be retained for one (1) year after the transfer date.**

(8) Failure to comply with this section will result in a 1st time warning. For subsequent offenses, the owner will be subject to civil penalties as outlined in the Burke County Ordinance, Article V, Remedies, Section 6-131. If there is failure to come into compliance after three (3) violations of a similar nature within a 12-month period, then all unaltered pets may be required, at the discretion of Burke County Animal Services, to be spayed or neutered at the expense of the owner/ breeder.

Sec. 6-80. – Community Breeder Ambassador Program

(a) Breeders within the county can apply with Animal Services to join the Breeder Ambassador Program. Applicants will be notified once their application has been reviewed and an on-site inspection by an Animal Services' staff member will be performed.

(b) Inspections will be conducted based on the breeding standards of care listed in Section 6-2. An approval or disapproval with deficiencies will be issued. If a disapproval is issued, then the applicant may re-apply after three (3) months. If approved, breeders will be subject to annual inspection by Animal Services to keep their approval status.

(c) If a valid complaint is received and investigated by Animal Enforcement and found to be true, the breeder may be revoked of their ambassador title. Breeders may re-apply after three (3) months if the deficiency has been brought into compliance.

(d) Ambassadors will be brought in as community educators on good breeding practices as well as consulting Enforcement Officers on breeding related investigations.

(e) Only Community Breeder Ambassadors are eligible to serve on the Burke County Animal Advisory Board.

Chairman Brittain thanked Debbie Hawkins, Animal Advisory Board (AAB) Chair, and the AAB for their work on this matter. He said the Board had asked the AAB to go back and change a few items from the previously submitted ordinance which they have now done. Ms. Hawkins said she is here on behalf of the AAB and they have revised the chaining and tethering, breeding, and the unaltered reclaim fine sections, which were originally presented in August 2020. She said they are also recommending revising several definitions to be in compliance, an additional community advisor program ambassador, and adding two (2) members to the AAB, a community ambassador breeder, and a large animal owner. Ms. Hawkins noted that the current animal ordinance does not provide guidance for owners regarding chaining, tethering nor for the breeding and ownership transfer of animals, or accountability for owners for allowing their unaltered animals to run loose. Originally, when the AAB presented the ordinance, Ms. Hawkins said, the Board voiced concerns about these specific sections and at their request they invited the public to review these sections and ask for their input. She said what the AAB is recommending now is a combined effort of the AAB and individuals from various breeding clubs, including the American Kennel Club (AKC) and the American Dog Breeders Association (ADBA). Ms. Hawkins said the AAB believes the ordinance recommendations begin to provide safety for the animals in Burke County and improve their quality of life, noting that these are minimum standards of care and are directly from the standards of practice of the breeding

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clubs. Throughout their meetings with the breeders, Ms. Hawkins said, they voiced support of the changes they made in the aforementioned sections but noted that if these are moved to the regular meeting, the Board will hear they want nothing in place because they see these revisions as what they believe is government overreach. Ms. Hawkins reminded the Board that these sections are all complaint driven and not door-to-door inquisitions. She said the AAB hopes the Board sees that it is past time to address the issues of animals chained up for 24 hours a day, seven (7) days a week, for the protection of the animals that are the product of litters born with little to no consideration for their health, and for owners not being held accountable for letting their animals run loose when they are not fixed.

Chairman Brittain opened the floor for questions from the Board. Ms. Hawkins responded to questions from Commissioner Taylor regarding the community ambassador program. Commissioner Taylor then questioned the \$500 fine for breaking the ordinance and noted it was a point of contention for some animal / breeder clubs. He noted that other crimes across the state (driving while under the influence) have a first offense fee of around \$200 and said he believes a \$500 fine is too abusive. Discussion ensued and Ms. Hawkins clarified that the \$500 fine is under the abuse and neglect section and is the second offense, the first is a warning. Commissioner Taylor asked if other surrounding counties have this kind of charge. Ms. Hawkins said they researched other county ordinances, and this is less than what some others charge. Commissioner Taylor said unless someone has a rare breed, a dog is not worth \$500, however, in the owner's mind it is worth \$500, but that is not the market price. He said he believes the \$500 fine is counterintuitive because if you charge a fine for more than the dog is worth, they will surrender it to Animal Services or set the animal out. Ms. Hawkins said she believes Animal Services would prefer the animal be turned in instead of being abused again, and noted they are talking about serious cases of abuse / neglect. She noted that for the AAB recommendations, it comes down to the value of a life, not how much an animal is worth. Commissioner Taylor asked if this is written in stone at this point. Ms. Hawkins responded in the affirmative and said these are the AAB's recommendations, noting that they have spent the last nine (9) months reviewing these sections and this was the middle ground they reached in all of their conversations with the public and backing off of what they originally presented. Chairman Brittain suggested a minor wording change in section 6-12, chaining and tethering. Vice Chairman Mulwee commended the work the AAB has done over the past nine (9) months and noted while everyone will not be happy, this is a good middle ground, and he supports them.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

CM - CONSIDERATION OF EXCEPTIONS TO PERFORMANCE REQUIREMENTS IN DIG AGREEMENT FOR ALPINE MILL PROJECT & PUBLIC HEARING - 6:00 PM

County Manager Steen generally reviewed the following request:

In 2014 and as amended in August 2016, the County entered into a DIG grant agreement with Alpine Mill, LLC for the reuse of an abandoned manufacturing plant into a mixed-use facility (changed to a residential project in 2016) located at 109 Fleming Drive in Morganton. Separately, the City of Morganton also entered into a grant agreement with the company for the renovation of the facility. The grant agreement established certain performance requirements and/or thresholds that must be met such as the project completion date, the amount of investment, leasable space, etc., for five (5) consecutive years

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beginning in 2019. Because these factors have not been met, staff believes that additional Board action to approve exceptions to the DIG requirements is necessary before any reimbursement can be made. A representative of Alpine Mill, LLC was asked to determine if those performance factors were achieved within the established performance period, what the performance factors turned out to be and to provide some explanation as to what happened if there was a difference. The Commissioners are asked to take this new information into consideration and decide if they want to grant exceptions to the performance requirements for grant year 2020.

Data for items 1-3 were provided by Ginny Erwin, Manager, Alpine Mill, LLC.

No.	Performance Requirements or Thresholds	Per the Grant Agreement	Actual
1	Project Completion Date	June 30, 2018	Not yet completed
2	Base Capital Investment	\$10.3 million	Over \$10.3 million
3	Apartments	62	47
4	Creation of Gross Leasable Space	86,000 sq. ft.	52,260 sq. ft. (calculated from website information)
5	Increase Tax Value	\$456,301	\$3,952,862, an increase of \$3,496,561
6	Transfer of Property	Requires notice to Governing Board of County and City	No notice provided for 5.94 acres transfer to Alpine Mill Village LLC
7	Payment of Property Taxes	Payment Required	Paid on 7/27/2020.
8	County Grant Payment	Due/Payable 90 days after Payment of taxes and upon written request for payment	Written request received 4/20/21.

County Manager Steen also noted that they are also requesting the Board to make an exception for the remaining grant years of 2021, 2022, and 2023, so the exceptions do not need to be approved each year.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

CONSENT AGENDA

BCPS - PRESENTATION OF FINANCIAL DATA FOR THE PERIOD ENDING MARCH 31, 2021

In accordance with the Memorandum of Agreement approved by the County and the Board of Education, the Board of Education will provide to the County quarterly financial reports on the 2020-2021 budget year, showing the application of the County's local funding by the end of each fiscal quarter. These reports will be presented to the County's Board of Commissioners in November 2020, February 2021 and May 2021, respectively.

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Keith Lawson, Burke County Public Schools Finance Officer, presented the following financial data for the period ending March 31, 2021.

BCPS						
Estimated Revenues						
2020/2021						
	Annual		March YTD			% of Budget
	Previous	Current Fcst	Previous	Current	% Change	Received
State	82,538,119	85,313,903	60,269,393	61,677,536	2.3%	72.3%
Federal	6,263,236	11,869,967	5,088,420	4,712,662	-7.4%	39.7%
Local	14,552,494	14,571,336	11,235,787	11,031,261	-1.8%	75.7%
School Nurses	893,153	1,023,119	650,259	680,633	4.7%	66.5%
Charter Schools	428,556	454,750	390,460	335,777	-14.0%	73.8%
Fines & Forfeitures	279,114	256,879	266,833	153,432	-42.5%	59.7%
Receivables	43,742	45,120	43,741	12,219	-72.1%	27.1%
Special Revenues	4,837,508	5,389,838	3,033,210	3,377,843	11.4%	62.7%
Total	\$109,835,922	\$118,924,912	\$ 80,978,103	\$ 81,981,363	1.2%	68.9%
State estimated revenue increase is entirely COVID funding, otherwise still operating at '18/'19 funding level						
Federal increase almost entirely CRF						
	0	0				

BCPS										
Local Financials by Purpose & Function Level										
2020/2021										
	Expenses	'17/'18	'18/'19	'19/'20	'20/'21					Total
					Budget	1st	2nd	3rd	4th	
5XXX	Regular Instructional Services	5,164,868	5,324,653	5,637,807	5,543,848	822,801	1,609,519	980,056		3,412,376
6XXX	Instructional Support	10,405,887	10,119,395	9,759,099	10,417,474	2,975,589	2,315,314	2,232,358		7,523,261
8XXX	Other Governmental Units	625,363	702,226	592,733	631,670	57,823	165,859	263,180		486,862
4XXX	Revenues Over/(Under)	(98,431)	37,872	207,420	(241,788)	81,702	143,804	565,317		790,823
XXXX	Grand Total	\$16,097,687	\$16,184,146	\$16,197,059	\$16,351,204	\$3,937,915	\$4,234,496	\$4,040,911	\$-	\$12,213,322
	% of Annual Budget									74.7%
	Revenue									
4110	Burke County	14,599,358	14,448,211	14,552,494	14,509,116	3,719,013	3,677,367	3,634,881		11,031,261
4110	Timber Receipts	9,406	120,696	-	62,220	-	-	-		-
4110	Charter Schools	372,286	412,143	428,556	454,750	69,999	111,646	154,132		335,777
4410	Fines & Forfeitures	330,570	430,149	279,114	256,879	45,531	56,519	51,382		153,432
4490	School Nurses	726,095	718,403	893,153	1,023,119	92,414	388,303	199,916		680,633
4493	Schools' Receivables	59,972	54,544	43,742	45,120	10,958	661	600		12,219
44XX	Grand Total	\$16,097,687	\$16,184,146	\$16,197,059	\$16,351,204	\$3,937,915	\$4,234,496	\$4,040,911	\$-	\$12,213,322
LCE FB contributed \$207k for '19/'20, bringing total FB to \$2.9M, 17.5% of local budget										
Although there are many uncertainties given the COVID situation, forecasting FB contribution to be @ \$500k										
We are tracking about \$350k less in local spending than this time last year										
Spending less in facilities costs. Also, custodial supplies due to buying specialized cleaning supplies with CRF										
On behalf of BOE and BCPS we very much appreciate your support early this school year with the purchase of HotSpots.										

Mr. Lawson said they have contributed \$790,823 to their fund balance which was possible due to the infusion of Elementary & Secondary School Emergency Relief (ESSER) funds and noted BCPS looks for every opportunity to relieve their normal budgets with ESSER funds. He said the ESSER funds have been a great help, but it is sometimes difficult to meet the requirements and goals of the funding. Year to date, Mr. Lawson said, BCPS has spent \$5.9 million in federal government support in response to the COVID-19 pandemic, which has consisted primarily of

May 4, 2021 (Pre-Agenda)

electronic devices for remote learning, personal protective equipment (PPE), nurses, and air quality improvement projects in the schools. Mr. Lawson reiterated the desire of BCPS to utilize ESSER funding, when possible, without violating the intent of the funding, he then gave examples of the difficulty of using the funds for staffing. He said they have added 11 nurses and now there is a nurse at every school, and they do intend to support those nurses as they were hired as a response to and during the COVID-19 pandemic from the ESSER funding, noting that their last infusion of ESSER funding expires in September of 2024. He said they have begun their planning process for their next infusion which is expected to be received in July, and planning through 2024, they are expecting to receive approximately \$33 million in funding, \$14 million has already been planned for various initiatives through 2024. Mr. Lawson said due to the ESSER funding, BCPS is keeping their budget request flat, no increase from the previous year. Mr. Lawson responded to a question from Commissioner Carswell regarding the FY19-20 school nurse funding compared to FY20-21 noting that in FY24-25, they will probably be looking for additional support from the County for school nurses.

Chairman Brittain opened the floor for questions from the Board. Mr. Lawson responded to a question from Commissioner Taylor regarding timber receipts. In response to another question from Commissioner Taylor, Mr. Lawson said the average daily membership (ADM) planning allotment from the Department of Public Instruction is 11,596, which is approximately a 400-student drop from the previous year. He noted that this year the state held them harmless and did not reduce their funding, but next year their funding will be decreased for those students. A brief discussion ensued regarding school nurses. Mr. Lawson responded to a question from Vice Chairman Mulwee regarding the decrease in ADM.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

CLERK - BURKE SENIOR CENTER ADVISORY COUNCIL REAPPOINTMENTS & REMOVALS

Clerk Draughn reported the terms of appointment for Michael Queen (Seat 1), Barbara Huffman (Seat 3), Barbara Houston (Seat 4), Forest Fleming (Seat 6), and George Ali (Seat 7) on the Burke Senior Center Advisory Council ended March 31st. Mr. Queen and Ms. Houston are the only members seeking reappointment. The terms are for three (3) years.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

CLERK - REAPPOINTMENTS / REMOVALS TO EAST BURKE SENIOR CENTER ADVISORY BOARD

Clerk Draughn reported the terms of appointment for Larry Abernathy (Seat No. 2), Col. Thomas Taylor (Seat No. 5), Paula Huffman (Seat No. 8) and Marie Speagle (Seat No. 9) on the East Burke Senior Center Advisory Board end May 31, 2021. Mr. Abernathy and Col. Taylor have applied to serve another 3-year term. However, Ms. Huffman and Ms. Speagle are not interested in serving again.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

CLERK - REAPPOINTMENT TO DREXEL PLANNING BOARD ETJ

May 4, 2021 (Pre-Agenda)

Clerk Draughn reported the County appoints three (3) ETJ (Extra Territorial Jurisdiction) members to the Drexel Planning Board. Craig Baker occupies Seat No. 1 and his term expired at the end of April. Mr. Baker is willing to serve another 3-year term.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

CLERK - RESOLUTION APPOINTING & REMOVING REVIEW OFFICERS

Clerk Draughn reported as requested by the Town of Glen Alpine, the following resolution designates Town Administrator Melissa Lalonde as a Review Officer for the Town of Glen Alpine and removes Sherry Farris.

Further, the resolution removes Scott Carpenter as a Review Officer for Burke County.

Clerk Draughn said the Town of Hildebran also requested the removal of Hunter Nester and the appointment of Dustin Millsaps after the agenda was published. The updated resolution, which was provided to the Board, is shown below:

Burke County
North Carolina

Resolution
Appointing New Review Officers
Removing Review Officers

Whereas, Section 47-30.2 of the North Carolina General Statutes requires that the Board of Commissioners of each county designate one or more persons experienced in mapping or in land records management, as Review Officers, to review each map and plat required to be submitted for review before the map or plat is presented to the Register of Deeds for recording; and

Whereas, the Review Officer reviews subdivision plats for lands within the Town's/County's land use jurisdiction; and

Whereas, the Town of Glen Alpine requests that Town Administrator Melissa Lalonde be designated as a Plat Review Officer; and

Whereas, Sherry Farris is no longer employed by the Town of Glen Alpine; therefore, the Town requests the removal of her name from the list of designated Plat Review Officers for the Town of Glen Alpine; and

Whereas, Scott Carpenter is no longer employed by Burke County; therefore the removal of his name from the list of designated Plat Review Officers for Burke County is requested;

Whereas, the Town of Hildebran adopted Resolution No. 04-26-21I on April 26, 2021 which requests the removal of Hunter Nester and the appointment of Dustin Millsaps as the new review officer for the Town of Hildebran.

May 4, 2021 (Pre-Agenda)

NOW, THEREFORE, BE IT RESOLVED THAT the Burke County Board of Commissioners do hereby appoint Melissa Lalonde as a Review Officer for the Town of Glen Alpine and appoints Dustin Millsaps as a Review Officer for the Town of Hildebran in Burke County pursuant to NC General Statute 47-30.2 and gives them the authority to perform all responsibilities as such.

BE IT RESOLVED THAT Sherry Farris, Scott Carpenter and Hunter Nester are hereby removed as Review Officers for the Town of Glen Alpine, Burke County and the Town of Hildebran, respectively.

BE IT FURTHER RESOLVED that a copy of this Resolution designating the Plat Review Officers for Burke County be recorded in the Burke County registry in the Register of Deeds Office and indexed in the name of the Review Officers.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

CLERK - APPOINTMENT TO BLUE RIDGE COMMUNITY ACTION & REINSTATEMENT OF SEAT NO. 2

Clerk Draughn reported Prior to 2015, the County appointed three (3) members to the Blue Ridge Community Action Board of Directors. However, due to their 2015 regulatory compliance realignment, one (1) seat, Seat No. 2, was eliminated and given to Caldwell County. Currently, the County appoints two (2) members (at-large public) to serve on the Blue Ridge Community Action's Board of Directors.

Now, the Blue Ridge Community Action Board of Directors (BoD) needs to reinstate Seat No. 2 (at-large public), again for regulatory compliance. The BoD must have an attorney, a financial expert, and an expert in early childhood development serving on its board. Therefore, the Board of Commissioners is asked to reinstate Seat No. 2 and appoint Barbara Myers to complete the remainder of a 2-year term ending December 15, 2022. This addition will allow BRCA BoD to come into regulatory compliance.

Chairman Brittain opened the floor for questions and comments from the Board. Commissioner Taylor asked if BRCA has to approve the restructuring of their Board or have they already approved the changes. Clerk Draughn said they are in the process of approving the changes and they need Ms. Myers to be in compliance.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

COMM. DEV. - ACCEPT JONAS RIDGE WETLAND PROPERTY

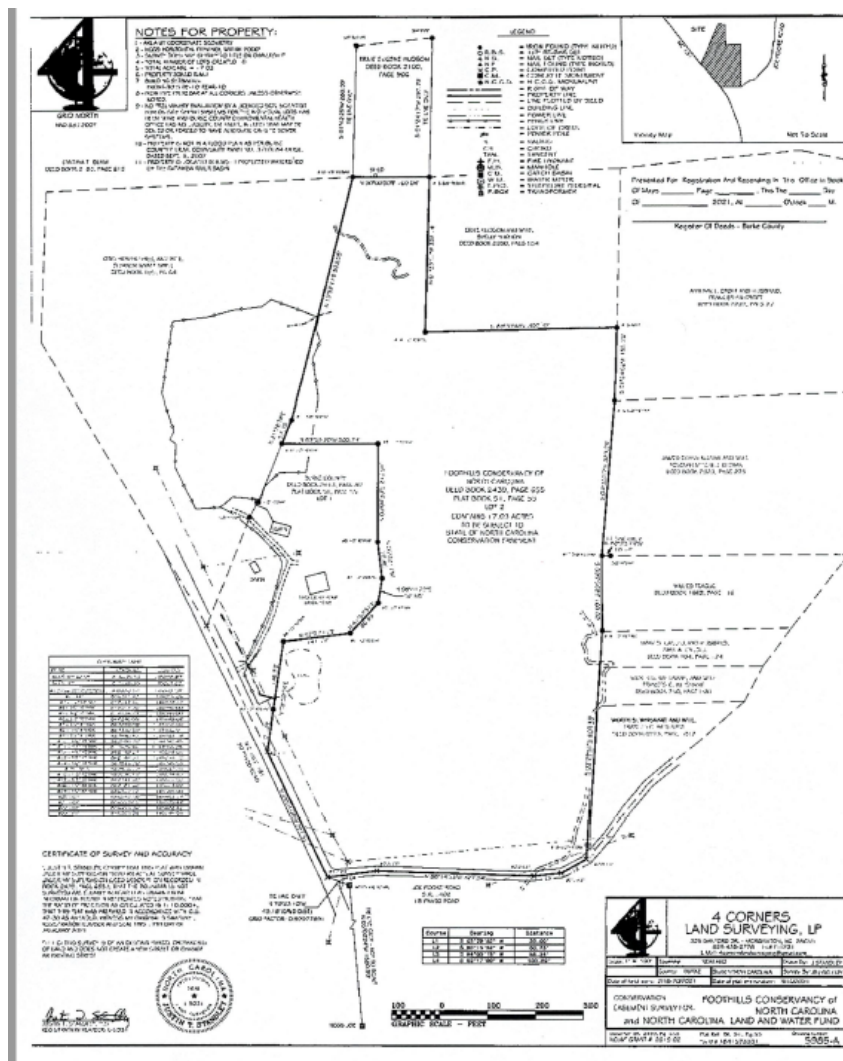
Shane Prisby, Interim Deputy County Manager/Planning Director reported the Community Development Department has been working with the Foothills Conservancy of North Carolina (FCNC) to acquire property in Jonas Ridge for the Jonas Ridge Convenience Site and Cranberry Bog Nature Park. The original +/- 20-acre parcel was subdivided into a +/- 3-acre parcel purchased by the County and a +/- 17-acre parcel purchased by FCNC.

The FCNC parcel which contains the Cranberry Bog, was purchased in part through a North Carolina Clean Water Management Trust grant which requires that a conservation easement be

May 4, 2021 (Pre-Agenda)

placed on the parcel to preserve and protect the wetlands. Once the Conservation easement has been executed, FCNC intends to donate the parcel to the County for a passive recreation park as detailed in the Jonas Ridge Cranberry Bog Master Plan. The County would not be responsible for the administration or reporting requirements of the Conservation Easement.

Note: No direct costs are involved by approving the land transfer.



Chairman Brittain opened the floor for questions and comments from the Board. Vice Chairman Mulwee asked what is the timeline for this project. Mr. Prisby said he is not sure at the moment, but they are still working with the heirs to acquire the adjoining parcel, discussion ensued. Mr. Prisby responded to a question from Commissioner Taylor concerning blanks in the conservation easement, reference materials that were included in the agenda packet, between Foothills Conservancy of NC and NC Clean Water Management Trust Fund.

County Attorney Simpson advised that the family's attorney is trying to get all the family members to sign a power of attorney (POA) form. Upon completion, the POA would execute the deed on behalf of the heirs. Mr. Simpson said he is waiting to receive an update from the family's attorney. Chairman Brittain asked Mr. Simpson to follow-up on the matter.

May 4, 2021 (Pre-Agenda)

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

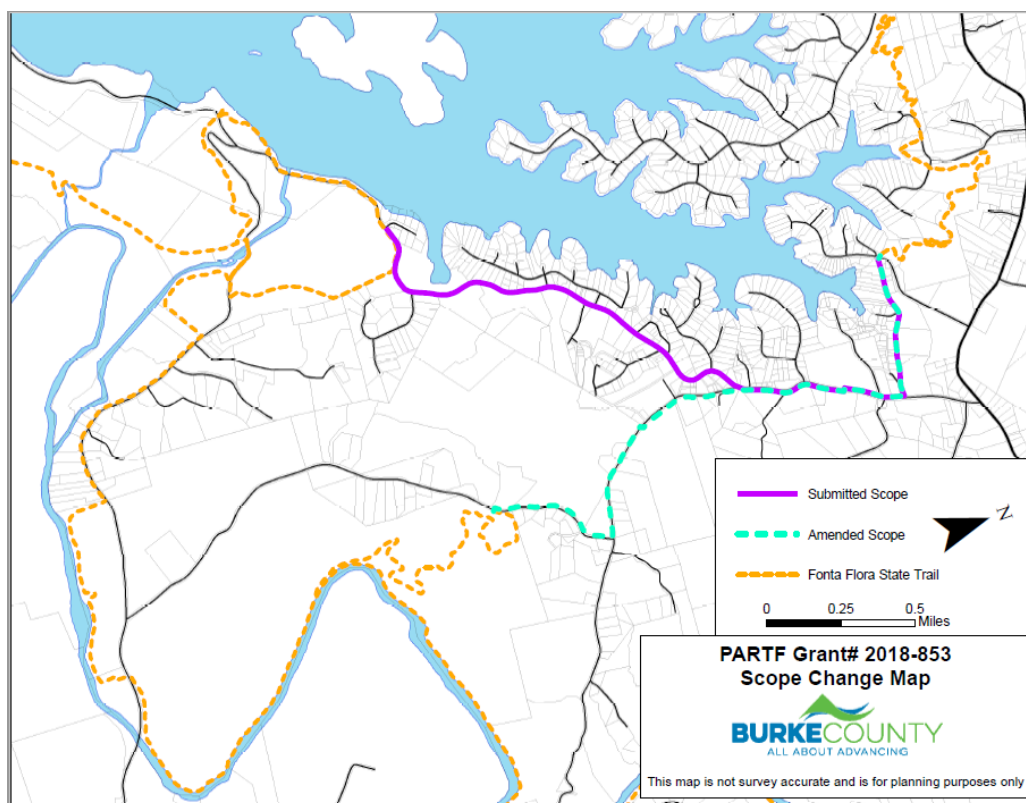
COMM. DEV. - APPROVE PURCHASE OF PARTF PARCELS

Shane Prisby, Interim Deputy County Manager/Planning Director reported the Community Development Department has been working to complete the 2018 Parks and Recreation Trust Fund (PARTF) Grant project to acquire land and easements for the Fonta Flora State Trail at Lake James. To capitalize on existing NCDOT Right-of-Way (ROW) and to avoid major obstacles, Community Development worked with the County Manager to amend the scope of the project with NC Parks & Recreation.

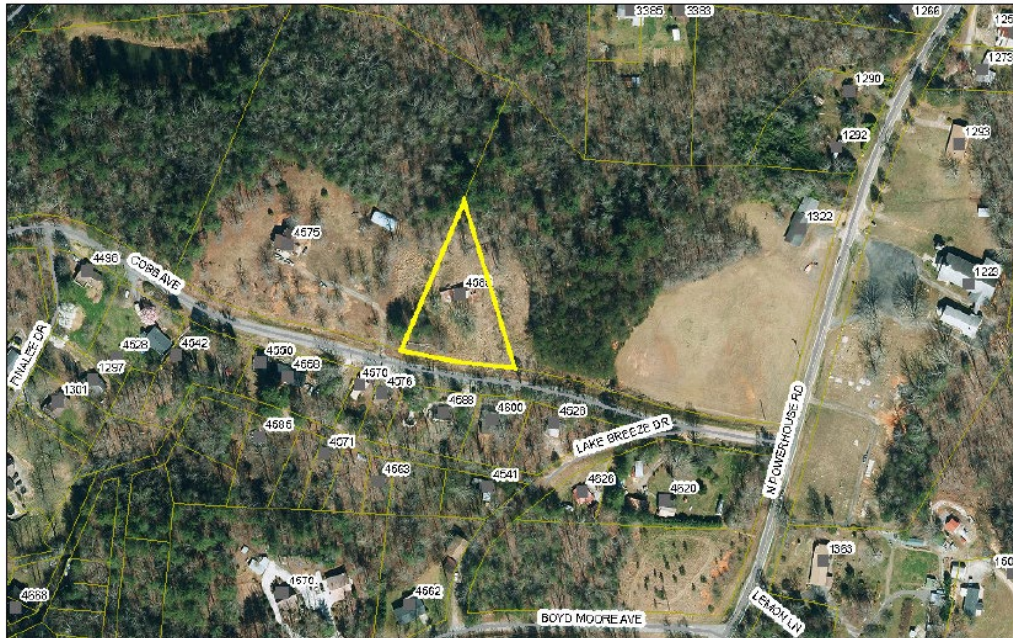
The new scope routes the trail down St Paul's Church Road and Conley Bumgarner Road which both have NCDOT ROW. This decreases the number of parcels that the County will need to acquire to make the trail connection.

The amended Budget allots \$180,000 of PARTF funds for the acquisition of 18 acres at \$10,000 per acre and \$120,000 for associated costs. To complete the project, the County needs to purchase parcels: #1764466808, #1764447807 and a +/- 5-acre portion of #1764448418. Additionally, purchase trail easements 30' from the center of the North Powerhouse Road along the length of parcels #1764457245, #1764550511, #1764454753, #1764468398, #1764560545, #1764435877, #1764433650.

Note: there is no budgetary effect. The purchases and associated expenses will come from the PARTF Grant funds.



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December 14, 2020

Burke County, NC

Owner: SHILOH AME CHURCH
1323 NORTH POWERHOUSE RD

MORGANTON, NC 28655

Property Address: 4585 COBB AVE
MORGANTON 28655
PROPERTY_DESC

PIN: 1764466808
PIN EXT: 000
REID: 35174
Property Value: \$27,195
Acreage: 0.8
Deed Book: 002112
Deed Page: 00037
Deed Date: 10/28/2013 1:00:00 AM

0 187.5 375
Feet
1:2,375
1 inch = 198 feet



Disclaimer: The information contained on this page is taken from aerial mapping, tax mapping, and public records and is NOT to be construed or used as a survey or legal description. Only a licensed professional land surveyor can legally determine precise locations, elevations, length and direction of a line, and areas.



December 14, 2020

Burke County, NC

Owner: DUCKWORTH, PAUL WILLIAM
2301 CONLEY BUMGARDNER ROAD

MORGANTON, NC 28655

Property Address: 4620 COBB AVE
MORGANTON 28655
PROPERTY_DESC

PIN: 1764560545
PIN EXT: 000
REID: 19228
Property Value: \$68,019
Acreage: 1
Deed Book: 000921
Deed Page: 01335
Deed Date: 3/23/1999 1:00:00 AM

0 187.5 375
Feet
1:2,375
1 inch = 198 feet



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May 4, 2021 (Pre-Agenda)



April 19, 2021

Burke County, NC

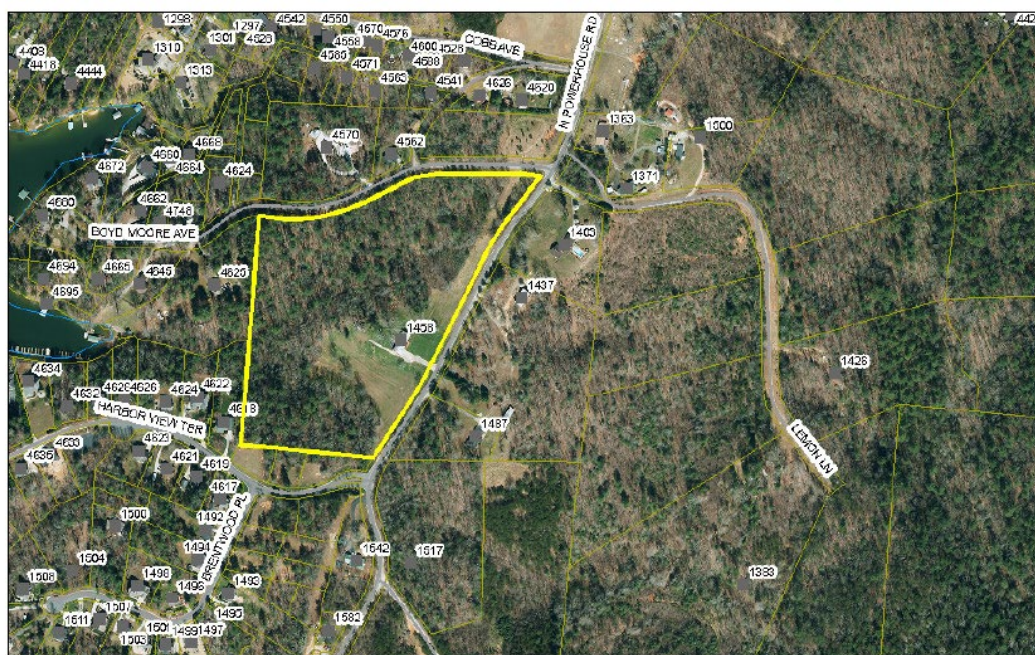
Owner: LOVE, ROBERT EUGENE
1458 N POWERHOUSE RD

PIN: 1764468398
PIN EXT: 000
REID: 16866
Property Value: \$29,897
Acreage: 1.99
Deed Book: 002148
Deed Page: 00342
Deed Date: 8/5/2014 1:00:00 AM

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Feet
1:1,508
1 inch = 126 feet



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December 14, 2020

Burke County, NC

Owner: LOVE, ROBERT EUGENE
1458 N POWERHOUSE RD

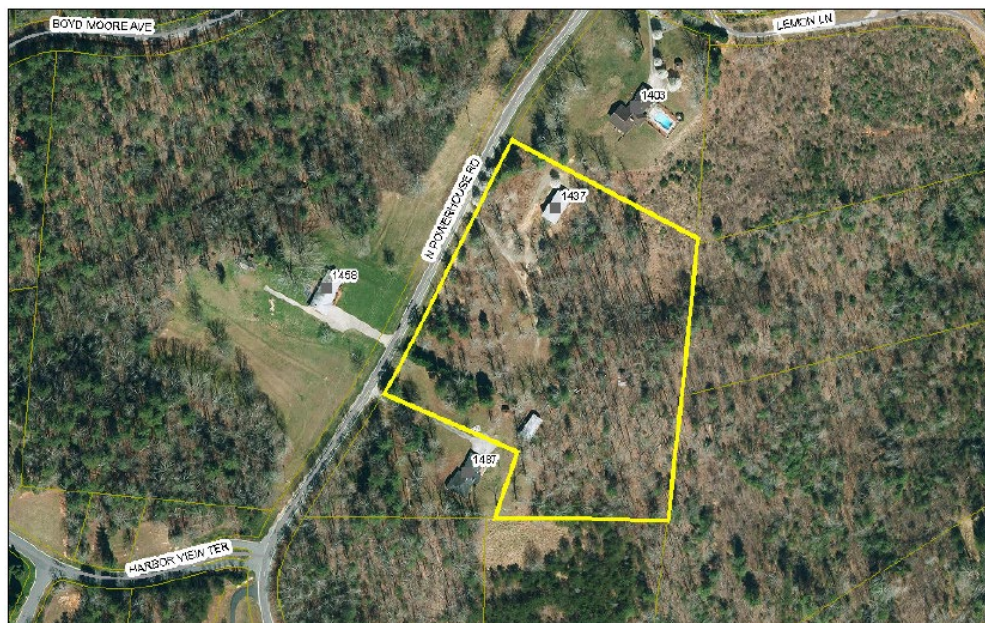
PIN: 1764454753
PIN EXT: 000
REID: 22781
Property Value: \$192,973
Acreage: 17.44
Deed Book: 002148
Deed Page: 00342
Deed Date: 8/5/2014 1:00:00 AM

0 375 750
Feet
1:4,750
1 inch = 396 feet



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May 4, 2021 (Pre-Agenda)



December 14, 2020

Burke County, NC

Owner: BECK, JERRY DEAN JR
1403 N POWERHOUSE RD

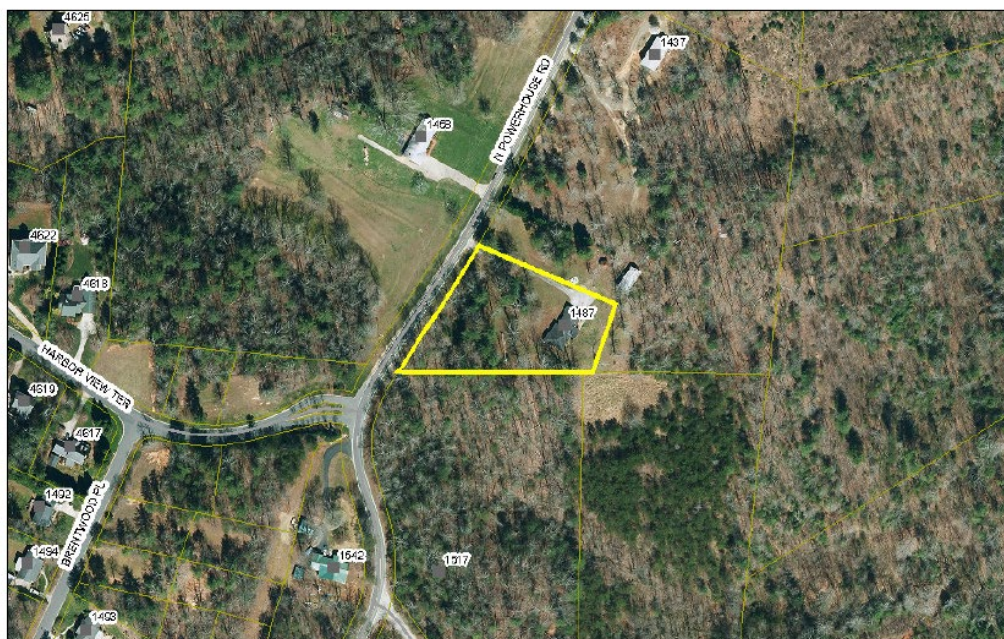
MORGANTON, NC 28655
Property Address: 1437 N POWERHOUSE RD
MORGANTON 28655
PROPERTY_DESC

PIN: 1764550511
PIN EXT: 000
REID: 9841
Property Value: \$80,975
Acreage: 7.52
Deed Book: 000854
Deed Page: 00997
Deed Date: 1/11/1996 1:00:00 AM

0 187.5 375
Feet
1:2,375
1 inch = 198 feet



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May 4, 2021 (Pre-Agenda)



December 14, 2020

Burke County, NC

Owner: SIMMS, MARY REED
 BURKE COUNTY TAX OFFICE
 PO BOX 219
 MORGANTON, NC 28680

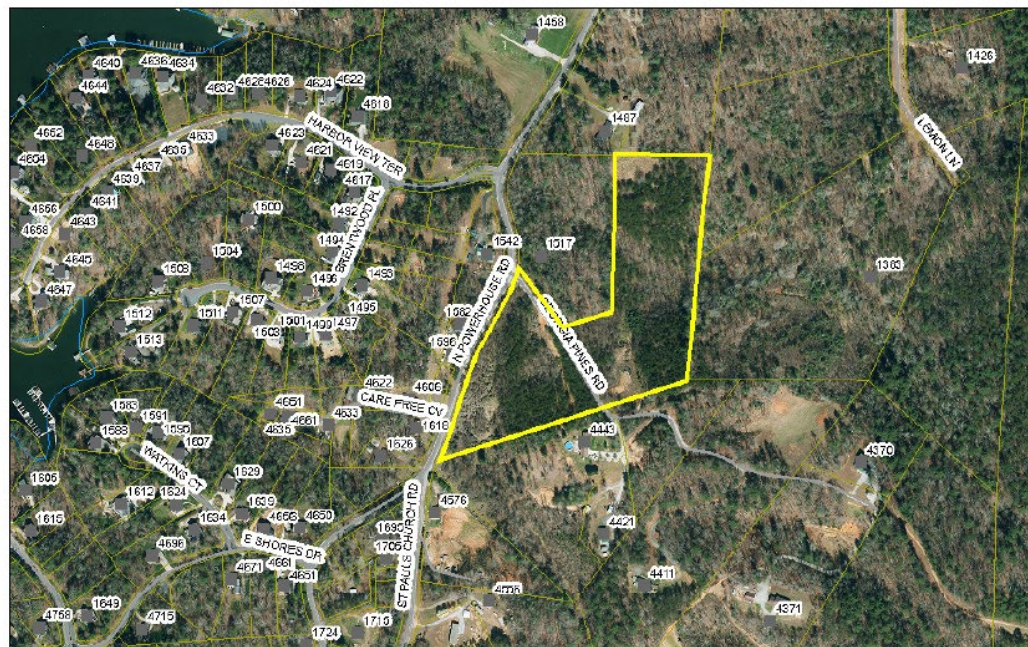
Property Address: 1517 N POWERHOUSE RD
 MORGANTON 28655
 PROPERTY_DESC

PIN: 1764447807
 PIN EXT: 000
 REID: 24499
 Property Value: \$32,687
 Acreage: 5.13
 Deed Book: 000005
 Deed Page: 00474
 Deed Date: 5/12/1924 1:00:00 AM

0 187.5 375
 Feet
 1:2,375
 1 inch = 196 feet



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December 14, 2020

Burke County, NC

Owner: BECK, JERRY DEAN
 5166 NC 126

MORGANTON, NC 28655
 Property Address: 0 GEORGIA PINES RD
 MORGANTON 28655
 PROPERTY_DESC

PIN: 1764448418
 PIN EXT: 000
 REID: 16860
 Property Value: \$57,202
 Acreage: 12.76
 Deed Book: 000741
 Deed Page: 01490
 Deed Date: 6/14/1988 1:00:00 AM

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 Feet
 1:4,750
 1 inch = 396 feet



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May 4, 2021 (Pre-Agenda)



December 14, 2020

Burke County, NC

Owner: DEAL, NIKKI/DEAL, WAYNE
4443 GEORGIA PINES RD

MORGANTON, NC 28655
Property: 4443 GEORGIA PINES RD
Address: MORGANTON 28655
PROPERTY_DESC

PIN: 1764435877
PIN EXT: 000
REID: 52048
Property Value:
Acreage: 6.41
Deed Book: 001453
Deed Page: 00308
Deed Date: 4/14/2005 1:00:00 AM

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Feet
1:1,188
1 inch = 99 feet



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April 19, 2021

Burke County, NC

Owner: WOODY, STEVEN; WOODY, RITA
4576 ST PAULS CHURCH RD

MORGANTON, NC 28655
Property: 4576 ST PAULS CHURCH RD
Address: MORGANTON 28655
PROPERTY_DESC

PIN: 1764433650
PIN EXT: 000
REID: 36150
Property Value:
Acreage: 2.4
Deed Book: 002484
Deed Page: 00860
Deed Date: 8/28/2020 12:39:12 PM

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Feet
1:1,508
1 inch = 126 feet



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Chairman Brittain asked if the County will be requesting any of this from the state, the portions that go along the highway. Mr. Prisby said portions of North Powerhouse Road do not have any recorded easements that staff has been able to find and have verified that with NCDOT. He further noted part of this project is to complete the gap and this request simplifies the process.

May 4, 2021 (Pre-Agenda)

Chairman Brittain opened the floor for questions and comments from the Board. Commissioner Taylor asked what encompasses the \$120,000 "associated costs" as shown in the agenda item. Mr. Prisby said it includes surveying, legal fees, filing fees, and other costs as defines by PARTF and noted the County would pay for those costs but be reimbursed upon completion of the project on a quarterly basis.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

FM - REQUEST FOR APPROVAL OF A WRITTEN AGREEMENT BETWEEN COMMUNITY LEASING PARTNERS AND CHESTERFIELD FIRE AND RESCUE PROTECTION ASSOCIATION, INC.

Mike Willis, Fire Marshal, reported Chesterfield Fire & Rescue Protection Association, Inc. is entering into a loan agreement with Community Leasing Partners for a new Smeal pumper and related equipment. The Board of Directors of the fire department believes the department is fiscally responsible and financially able to buy the fire apparatus and respectfully requests the Burke County Board of Commissioners to endorse the verification document from Community Leasing Partners pertaining to the loan agreement. The endorsement would not in any way constitute a financial obligation to the County of Burke.

Chairman Brittain opened the floor for questions and comments from the Board. Commissioner Taylor said as a body that approves this arrangement, he believes the Board needs more information regarding the terms of the loan. Chief James Robinson, Chesterfield Fire & Rescue Protection Association, said they have already made a \$161,696 down payment on the truck out of funds they have allocated over the previous yeas to replace fire apparatuses. He said the loan would be \$164,304 at seven (7) years with incentive to pay it off in five (5) years and noted per the agreement, there would be one annual payment of \$25,899.25. Chief Robinson said currently, the department has the funds to pay for the truck outright, but that would bring them below operational expenses if they were to have a catastrophic event. In response to a request from Commissioner Taylor, Chairman Brittain asked the Clerk to include the loan details in the agenda item.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

HEALTH DEPT. - CHILD PROTECTION/CHILD FATALITY TEAMS' CALENDAR YEAR 2020 REPORT

Rebecca McLeod, Health Director reported to comply with the requirements of NCGS 7B-1406, a report from Burke County's Child Protection/Child Fatality Teams will be presented for Calendar Year 2020. She said they reviewed three (3) deaths for 2020 and noted that there were no systems changes that needed to be made. She said due to the type of deaths, they were able to purchase six (6) car seats for children who are in foster care or children whose parents qualify for Medicaid. Ms. McLeod said they were able to participate in three (3) intensive state reviews noting that one good result of those reviews is they are distributing more community education materials for trauma-based incidences.

Chairman Brittain opened the floor for questions and comments from the Board. Commissioner Taylor said he was pleasantly surprised to see that there were only three (3) child deaths last

May 4, 2021 (Pre-Agenda)

year.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

JCPC - APPROVAL OF COUNTY PLAN FOR BURKE COUNTY & FUNDING ALLOCATION

AJ Coutu, JCPC Administrator, presented information regarding the approval of the county plan for Burke County and funding allocation as follows:

The Juvenile Crime Prevention Council (JCPC) plans for the needs of adjudicated and at-risk youth and assesses the need for delinquency treatment and prevention services in Burke County. The funding from the state Department of Public Safety Division of Juvenile Justice (DJJ) for the programs, \$287,074, requires a 30% match which is provided by the programs themselves either by cash or in-kind donations.

FY2021/22 Burke County NC DPS - Community Programs - County Funding Plan

Available Funds: \$ 287,074 Local Match: \$ 85,789 Rate: 30%

DPS JCPC funds must be committed with a Program Agreement submitted in NC Allies and electronically signed by authorized officials.

#	Program Provider	DPS-JCPC Funding	LOCAL FUNDING			OTHER State/Federal	OTHER Funds	Total	FY 2021/22 DPS-JCPC Program Revenue
			County Cash Match	Local Cash Match	Local In-Kind				
1	Burke Council on Alcoholism & Chemical Dependency	\$19,583	\$2,000		\$6,396	\$6,393		\$34,372	43%
2	JCPC Administration	\$14,111						\$14,111	
3	Repay, Just Girls	\$26,580			\$8,440	\$10,922		\$45,942	42%
4	Conflict Resolution Center	\$47,172			\$14,173			\$61,345	23%
5	Aspire - Kids at Work	\$46,564			\$13,986			\$60,550	23%
6	Project Challenge	\$73,241		\$3,827	\$18,145			\$95,213	23%
7	Repay, Psychological Services	\$12,343			\$3,703			\$16,046	23%
8	Repay, SAIS	\$47,480			\$15,119	\$14,167		\$76,766	38%
9									
10									
11									
12									
13									
14									
15									
16									
17									
18									
TOTALS:		\$287,074	\$2,000	\$3,827	\$79,962	\$31,482		\$404,346	29%

The above plan was derived through a planning process by the FY2021/22 Burke County
Juvenile Crime Prevention Council and represents the County's Plan for use of these funds in FY 2021/22.

The Annual Plan describes and documents each step of the state mandated process required to make decisions on the allocation of funds provided to Burke County by the Division of Juvenile Justice. The plan also documents the required meetings and attendance as well as adherence to open meeting laws and other state required processes. Most importantly, it lists the programs chosen for

May 4, 2021 (Pre-Agenda)

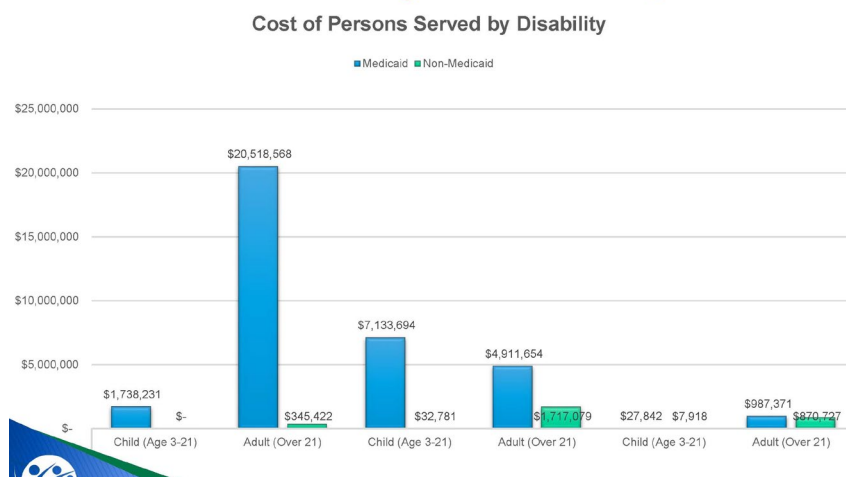
funding and the amounts allocated. The Juvenile Crime Prevention Council Certification vouches for this compliance by the JCPC. This plan must be approved by the Burke County Board of Commissioners prior to acceptance and funding by DJJ.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

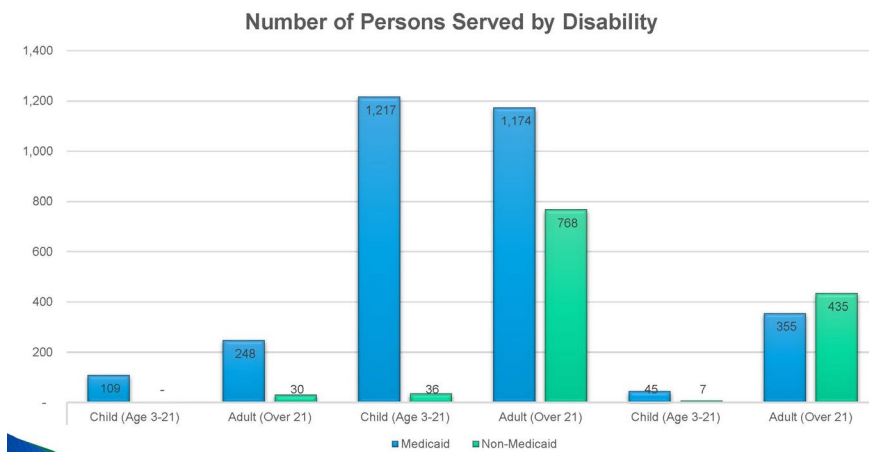
PHM - PARTNERS HEALTH MANAGEMENT FINANCIAL REPORT FOR THE PERIOD ENDING MARCH 31, 2021

Dr. Katie Varnadoe, Partners Health Management, provided the following report on Partners' activities for the period ending March 31, 2021.

Cost of Persons Served by Disability 2nd Quarter ending December 31, 2020



Persons Served by Disability 2nd Quarter Ending December 31, 2020



Outcomes Related to County Expenditures
3rd Quarter Reporting
July 1, 2020 – March 30, 2021

Service Category	Provider of Service	Impact
SOAR program	ACA	9 applicants assisted; 2 connected to SSDI benefits with back pay
MH/SU services in jail	CVBH	359 receiving treatment while in jail
Peer Support Services in Jail	CVBH	92 receiving services

Outcomes Related to County Expenditures
3rd Quarter Reporting
July 1, 2020 – March 30, 2021

Service Category	Provider of Service	Impact
Psychiatric support	CVBH	2,029 psychiatric visits
MORES Program	CVBH	73 Families
Whole Person Transitional Care	Partners	254 individuals receiving care management services

Outcomes Related to County Expenditures
3rd Quarter Reporting
July 1, 2020 – March 30, 2021

Service Category	Provider of Service	Impact
Psychiatric Support/Medication	Good Samaritan Clinic	263 psychiatric medications
NAMI support groups	NAMI	Monthly support group serving 4/5 members per month
Greater Cooperative Christian Ministry	Rental and Utility Assistance	9 Families

May 4, 2021 (Pre-Agenda)

Outcomes Related to County Expenditures
3rd Quarter Reporting
July 1, 2020 – March 30, 2021

Service Category	Provider of Service	Impact
Housing Reserves	Various Providers	6 households with crisis services 14 case management and stabilization services
Consumer Reserves (IDD)	Various Providers	2 Individuals
Consumer Reserves (MH/SU)	Various Providers	1 Respite placement in collaboration with DSS

Outcomes Related to County Expenditures
3rd Quarter Reporting
July 1, 2020 – March 30, 2021

Service Category	Provider of Service	Impact
System of Care Community Collaboratives	Multiple providers & stakeholders	• Recovery month events • Aunt Bertha post cards • Child abuse prevention month • NAMI SAK (Simple Acts of Kindness) outreach • Outreach center WOW program

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

TAX DEPT. - TAX COLLECTION REPORT FOR APRIL 2021

Danny Isenhour, Tax Administrator, presented the tax collection report for April 2021 as follows:

Category	Annual Budget	Amount Collected YTD	% Collected	Balance to Collect
Property Tax	\$44,250,000.00	\$44,714,441.05	101.05%	\$464,441.05
Motor Vehicle Tax	\$4,600,000.00	\$4,573,771.33	99.43%	\$26,228.67
Current Year Taxes	\$48,850,000.00	\$49,288,212.38	100.90%	\$438,212.38
Delinquent Taxes	\$700,000.00	\$758,811.48	108.40%	\$58,811.48
Late List Penalty	\$300,000.00	\$444,844.02	148.28%	\$144,844.02

May 4, 2021 (Pre-Agenda)

The Tax Levy is the total property tax value not including motor vehicles times the tax rate. This amount changes monthly with the addition of discoveries, other changes, or corrections, and when Public Utility Values are added, typically during September.

Category	Tax Levy	Amount Collected YTD	% Collected	Balance to Collect
Property Tax	\$45,571,404.00	\$44,714,441.05	98.12%	\$856,963.29

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

TAX DEPT. - RELEASE REFUND REPORT FOR APRIL 2021

Danny Isenhour, Tax Administrator, presented the release refund report for April 2021 as follows:

Tax System Refunds and Releases				
	Report Amount	Rebilled Amount	Net Release	Refund Amount
Releases (TR-304)	\$2,901.93	\$0.00	\$2,901.93	\$0.00

VTS Refunds Over \$100	
	Refund Amount
VTS Adjustments	\$192.72

*Note: The net loss amount is a result of the report amount minus the rebilled amount.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

WPCC – PRESENTATION OF FINANCIAL DATA FOR THE PERIOD ENDING MARCH 31, 2021

Sandy Hoilman, WPCC Chief Financial Officer, presented an overview of the College's financial data for the period ending March 31, 2021.

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May 4, 2021 (Pre-Agenda)

WESTERN PIEDMONT COMMUNITY COLLEGE
FY 2020-2021 SUMMARY AS OF March 31, 2021

	STATE			COUNTY			INSTITUTIONAL		
	BUDGET	ACTUAL	REMAINING	BUDGET	ACTUAL	REMAINING	BUDGET	ACTUAL	REMAINING
Summary of Revenues									
State Appropriations	14,572,086	11,783,102							
Add. Allocations (detail below)	1,940,524								
County Appropriations				2,627,610	1,925,708				
Rent & Interest Income				39,500	7,071				
Institutional Funds							6,567,609	5,757,909	
Total Budgeted Revenues	16,512,610	11,783,102	4,729,508	2,667,110	1,932,778	734,332	6,567,609	5,757,909	809,700
Summary of Expenditures									
Institutional Support	3,032,079	2,119,372	70%	272,756	210,653	77%	708,183	287,836	41%
Curriculum Instruction	6,729,388	5,020,185	75%				171,886	176,689	103%
Non Curriculum Instruction	1,858,278	1,059,778	57%				159,570	31,848	20%
Academic Support	1,534,527	1,092,757	71%				1,000	41	4%
Student Support	1,962,864	1,341,083	68%				581,432	354,490	61%
Plant Operations & Maint.				2,394,354	1,813,387	76%			
Proprietary / Other							994,889	720,830	72%
Student Aid							3,950,649	3,957,845	100%
Capital Outlay (excluding Capital Improvements)	1,395,474	996,533	71%						
Total Budgeted Expenditures	16,512,610	11,629,708	4,882,902	2,667,110	2,024,041	643,069	6,567,609	5,529,579	1,038,030
		70.4%	29.6%		75.9%	24.1%		84.2%	15.8%

ADDITIONAL FUNDING DESIGNATED FOR APPROVED PROJECTS

Customized Training Projects	79,819
Male Minority Grant - Aviso	42,903
NCWorks Career Coach	158,328
Federal Portion - Basic Skills	201,104
CTP Regional Trainer	130,225
Carryforward	238,857
Perkins Grant - Reserve Funds	22,149
Perkins Grant - Carryforward	20,746
Longevity	166,109
Literacy Projects	44,503
Budget Call Back	(223,293)
CARES ACT	1,059,074
Total Other	1,940,524

As of March 31, 2021

Total College Budget	\$ 25,747,329	
Total Expenditures	\$ 19,183,327	74.5%

Fund Balance: County Funds

Fund Balance, Beginning July 1, 2020	890,603
Current Operating Cash	(91,262)
Current Fund Balance	799,341

30%

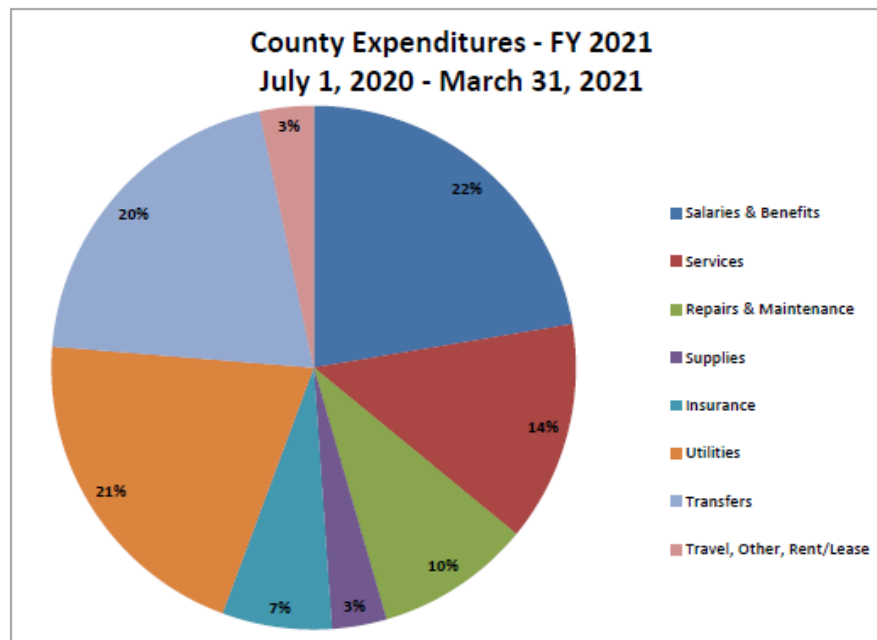
Western Piedmont Community College

County Expenditures by Category

FY 2021 - Actual Expenditures - July 1, 2020 thru March 31, 2021

Salaries & Benefits	452,204	22.3%
Services	275,427	13.6%
Repairs & Maintenance	193,798	9.6%
Supplies	68,127	3.4%
Insurance	136,948	6.8%
Utilities	417,708	20.6%
Transfers	412,777	20.4%
Travel, Other, Rent/Lease	67,052	3.3%
	<u>2,024,041</u>	<u>100%</u>

May 4, 2021 (Pre-Agenda)



Ms. Hoilman said they have seen cost savings from local funds due to vacant positions and fewer students being on campus which allowed them to reallocate some funds to other projects. Chairman Brittain opened the floor for questions and comments from the Board. In response to a question from Commissioner Taylor regarding student attendance, Ms. Hoilman said WPCC had a nine (9) percent decrease in enrollment for 2020-2021, but those numbers are beginning to trend back up.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

ITEMS FOR DECISION

CO. MGR. - PRESENTATION OF RECOMMENDED BUDGET FOR FY 21-22 AND SCHEDULING OF PUBLIC HEARING

County Manager Steen said the FY 21-22 recommended budget will be presented on May 18th and they are still waiting on the rules and restrictions for the anticipated federal funding.

Information from the agenda packet:

The County Manager will present the recommended budget for FY 2021-22 to the Board of Commissioners on Tuesday, May 18, 2021. A copy of the recommended budget will be filed in the office of the Clerk to the Board that day and be available for public inspection at the Burke County Governmental Offices during regular business hours. The recommended budget will also be posted to the County's website at: www.burkenc.org.

G.S. 159-11 (b) - The budget, together with a budget message, shall be submitted to the governing board not later than June 1. The budget and budget message should, but need not, be submitted at a formal meeting of the board.

May 4, 2021 (Pre-Agenda)

The budget message should contain a concise explanation of the governmental goals fixed by the budget for the budget year, should explain important features of the activities anticipated in the budget, should set forth the reasons for stated changes from the previous year in program goals, programs, and appropriation levels, and should explain any major changes in fiscal policy.

Budget workshop meetings will be held in the Commissioners' Meeting Room, Burke County Services Building, 110 N. Green Street, Morganton, NC, on the following dates:

May 25	2:00 p.m.
May 27	2:00 p.m.
June 1	4:00 p.m. (after the pre-agenda meeting & if needed)

A public hearing on the recommended budget is required and citizens are encouraged to present written or oral comments. Adoption of the recommended budget is anticipated to occur on June 15, 2021.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON MAY 18, 2021 AT 6:00 PM

REPORTS

Chairman Brittain reminded everyone that a recessed meeting will take place immediately following the pre-agenda meeting. He said budget meetings are scheduled for May 25 and 27 at 2:00 p.m., the June 1 pre-agenda meeting is scheduled for 3:00 p.m., and a budget meeting (if needed) will be held at 4 p.m. on June 1.

ADJOURN

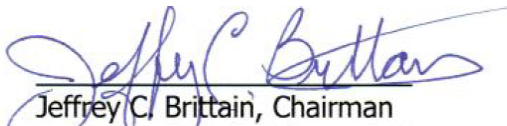
Motion: To adjourn at 4:13 p.m.

RESULT: APPROVED [UNANIMOUS]

MOVER: Maynard M. Taylor, Commissioner

AYES: Jeffrey C. Brittain, Scott Mulwee, Wayne F. Abele, Sr., Johnnie W. Carswell and Maynard M. Taylor

Approved this 15th day of June 2021.


Jeffrey C. Brittain, Chairman
Burke Co. Board of Commissioners

Attest:


Kay Honeycutt Draughn, CMC, NCMCC
Clerk to the Board