

June 1, 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 June 1, 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
Wayne F. Abele, Sr.
Johnnie W. Carswell
Maynard M. Taylor

COMMISSIONERS ABSENT: Scott Mulwee, Vice Chairman

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 3:03 p.m.

APPROVAL OF THE AGENDA

Motion: To approve the agenda.

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

PRESENTATIONS

CM - RECOGNITION OF EMPLOYEE FOR COMPLETION OF SOG MUNICIPAL & COUNTY ADMINISTRATION COURSE

Information from the agenda packet:

Lance Riddle, Executive Assistant to the County Manager/Deputy Clerk completed the virtual Municipal and County Administration course from the UNC School of Government at Chapel Hill. The comprehensive course is designed for appointed city and county officials whose responsibilities require an

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understanding of local government functions beyond individual areas of specialization.

Major subject areas include local government law, organization and management, finance and budgeting, public employment law, planning and regulation of development, and municipal and county services.

- Legal framework and administrative requirements of North Carolina city and county government
- How city and county services are organized and provided
- Interrelation among different activities and/or departments
- Building a broader network of local government peers.

County Manager Steen reported Mr. Riddle completed the intensive Municipal and County Administration course and there will be a formal presentation at the regular meeting.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

BOC - RECOGNITION OF REBECCA MCLEOD, RETIRING LOCAL HEALTH DIRECTOR

Chairman Brittain announced that Rebecca McLeod, the Local Health Director, is retiring at the end of June with 34 years of dedicated public service and there will be a more formal recognition at the regular meeting.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

BOC - RECOGNITION OF GOVERNOR'S VOLUNTEER SERVICE AWARD

Information from the agenda packet:

The Governor's Volunteer Service Award honors the true spirit of volunteerism by recognizing individuals, groups and businesses that make a significant contribution to their community through volunteer service. Any person, group, or entity from the public, non-profit and private sector may be nominated for an award to their county award coordinator. County award coordinators submit their top 10 volunteer nominations per county. There are categories for the type of nominee (senior, youth, faith-based, family, group, business, etc.). Additional categories are based upon the area of service (animal, environmental, disaster, youth, preservation, etc.). The Board is asked to recognize the recipients of the Governor's Volunteer Service Award at the regular meeting and take a commemorative group photo.

Alicia Lorenzo-Wilson, J Iverson Riddle Developmental Center (JIRDC) Dir. of Volunteer Services, said there are six (6) Governor's Volunteer Service Award winners and one (1) medallion winner, and they are requesting that the Board assist them in presenting the awards at the regular meeting.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

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SCHEDULED PUBLIC HEARINGS

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

Information from the agenda packet:

The following ordinance adds a breeder (at-large) and a large animal owner (at-large) to the membership of the Animal Advisory Board, increasing the membership from 7 to 9 members. A public hearing on the draft ordinance is recommended for public transparency.

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

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) At large (breeder)**
- (9) At large (large animal owner)**

(No changes to b – p.)

Chairman Brittain briefly reviewed the agenda item to convert seat 6 to a breeder and add a large animal owner seat, which was contrary to the draft ordinance included in the agenda packet (shown above). After the floor was opened for questions, Clerk Draughn requested a clarification on the proposed membership. Chairman Brittain said his intent was to replace one (1) of the 501(c)3 rescue/foster seats with a breeder, based on the public comments from the last Board meeting. Clerk Draughn apologized for the mistake in the draft ordinance, noting she misinterpreted an email from the Chairman. Discussion regarding the size of the AAB, applications for the new seats, and the qualifications for the new seats ensued. In response to an inquiry from Commissioner Taylor, Clerk Draughn said it is staff's opinion that additional

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qualification information is necessary for the new seats because it was required for the existing seats on the AAB; however, exactly what information will be required, has not been determined. After Chairman Brittain reviewed the documentation that is required for the other seats on the AAB, he proposed to simply evaluate the information provided in the application for the breeder seat and the large animal owner seat. While most of the breeders are "personal" breeders and they may belong to certain national associations, it does not give them any certifications, he said. After confirming that the new total number of seats on the AAB would be eight (8), Chairman Brittain asked if the Animal Services Director seat, which is currently a non-voting seat, could be a voting member in the event of a tie. J.R. Simpson, II, County Attorney, said that is certainly possible but it would have to be stated in the ordinance. Clerk Draughn advised that per the adopted ordinance, the Animal Services Director can vote in the event of a tie due to a recused or absent member on a voting matter. Commissioner Taylor suggested adding "non-voting" members for to the advisory board for their expertise and expressed his preference for an odd-numbered board. After consultation with the County Attorney, Chairman Brittain requested language be included in the agenda item that allows the Animal Services Director to vote in the event of a tie without a member being absent or recused.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

COMM. DEV. - ZONING TEXT AMENDMENT ZTA 2021-01 & PUBLIC HEARING - 6:00 PM

Shane Prisby, Interim Planning Director, reported the Community Development Department has been working to overhaul the County's Zoning Ordinance. This update will be the first major overhaul since the first Zoning Ordinance was adopted on November 21, 1996. The department assembled a committee consisting of diverse stakeholders including realtors, BDI employees, average citizens, builders, and a County Commissioner. With the committee's guidance, the department crafted a new Ordinance that clarifies zoning regulations, reflects current use trends/development practices, and is user-friendly. At the time of adoption, all new permits will follow the new Zoning Ordinance. Active permits that have a vested right will have the option to follow the old Zoning Ordinance or the new Zoning Ordinance, but that choice is binding. Active permits that do not have a vested right will be subject to the new Zoning Ordinance. Staff will handle these situations on a case-by-case basis as they arise. The new Zoning Ordinance is in conformity with the new statewide unified zoning laws, Chapter 160D of the North Carolina General Statute. Local governments have until July 1, 2021, to adopt these amendments, however Chapter 160D is currently in effect. Community Development Staff has already enacted 160D within the department and has been effectively implementing it since June 2020. Mr. Prisby recognized and commended Community Development staff members: Jennifer Forney, Pete Minter, and Bradley Kirkley, noting that they have put a tremendous amount of work into the document and getting it to this point.

Chairman Brittain invited Commissioner Carswell to speak on this item because he served on the committee that guided the development of the new ordinance. Commissioner Carswell said out of all the committees he has served on, this team was the most intensive one and they worked for many months on the ordinance. He commended the team and the Community Development staff for the work they did.

Chairman Brittain opened the floor for questions and comments from the Board. In response to questions from Commissioner Taylor, Mr. Prisby said regarding the I-40 Corridor, the

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Community Development Department is proposing to take the standards from the I-40 Overlay District and apply them county-wide, so it is consistent for developers, commercial and industrial users, and is easier to understand. He further said the affected parcels will retain their underlying zoning designation and there is no change for anyone with residential zoning. For anyone developing commercial or industrial property, Mr. Prisby said, they would follow the same rules of the I-40 Overlay, but they will also be applied on a county-wide basis, so everyone will be operating under the same rules. Commissioner Taylor questioned why staff has proposed to remove the zoning for the I-40 Corridor noting that everything seems to be going well and there has been development in the Corridor. He further questioned if, as a property owner, will this make it easier or harder to build something in the Corridor. Jennifer Forney, Planner, said: (1) the I-40 Corridor is going away in name only and nothing will change for residentially zoned parcels; (2) the I-40 Corridor was the only area that had any regulations for industrial / commercial uses; and (3) the rest of the County did not have any regulations for commercial or industrial zoning. Mr. Prisby and Ms. Forney then responded to additional questions from Commissioner Taylor concerning the I-40 Overlay, combining the conservation districts into one district (which he said will be easier to use, less restrictive in lot size while maintaining the characteristics of the district), building homes on 1-acre lots, and compliance with the implementation of N.C. General Statute, Chapter 160D.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

COMM. DEV. - ZONING MAP AMENDMENT ZMA 2021-04 & PUBLIC HEARING - 6:00 P.M.

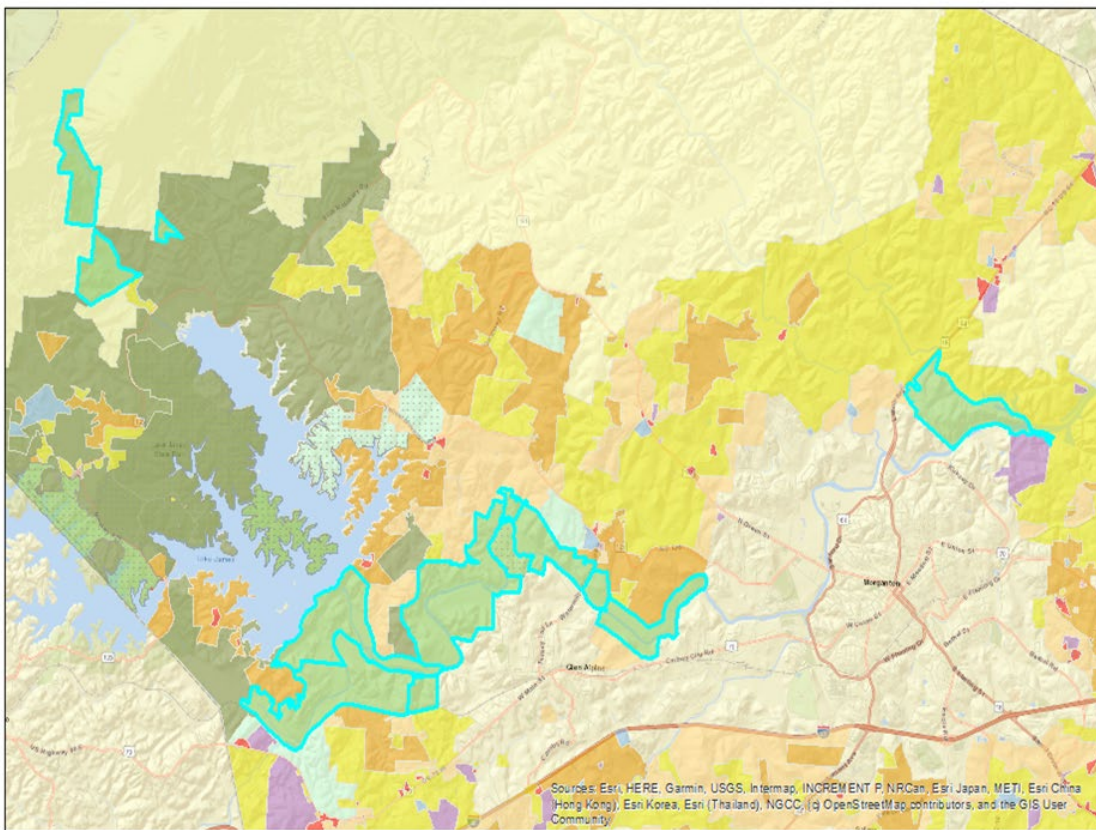
Shane Prisby, Interim Planning Director, briefly reviewed the following Zoning Map Amendment which is contingent upon the adoption of the new zoning ordinance which was presented earlier in the meeting:

The Community Development Department has been working to overhaul the County's Zoning Ordinance. This update will be the first major overhaul since the first Zoning Ordinance was adopted on November 21, 1996. The Department assembled a committee consisting of diverse stakeholders including realtors, BDI employees, average citizens, builders, and a County Commissioner. With the committee's guidance, the department crafted a new Ordinance that clarifies zoning regulations, reflects current use trends/development practices, and is user-friendly. In the Current Zoning Ordinance, some the zoning districts were approved as "Parallel Conditional Districts". Although at the time, these districts were allowed by statute, the new NCGS Chapter 160D legislation prohibits the type of Conditional Districts that Burke County currently has in place. To comply with the new statute, all local jurisdictions statewide must repeal or convert those districts to the underlying general zoning district. The Department is recommending that Burke County rescind those districts and the corresponding development plans attached to them. Developments which were approved under those plans have already been approved. Those developments can continue to develop under the existing plans. Some proposed developments approved under such plans were never initiated. Those development plans would be rescinded along with the Conditional Zoning. All new development would be regulated by the underlying zoning. There are no new developments proposed at this time which would be affected by those plans. The Department

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is proposing to rezone all four (4) conservation districts to one (1) Conservation (CON) District. Moving to one Conservation District would make things simpler for developers to understand and make it easier to review proposed development plans. The main change would be in the lot size/density requirement. The current Conservation Low-Density District requires a minimum lot size/density of 3.5 acres. The Conservation Estate Lot District (CD-E) requires a minimum lot size/density of 5.0 acres. The proposed Conservation District (CON) would reduce those minimums to a consistent 3.0 acres lot/density.

Below is a map of the existing land areas currently under the Conservation Estate Lot District. The parcels subject to this rezoning are outlined in the color teal.



Summary

Staff is proposing to rezone one-hundred thirteen (113) parcels consisting of 5,006-acres from the Conservation Estate Lot District (CD-E) to the newly proposed "Conservation" (CON) District.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

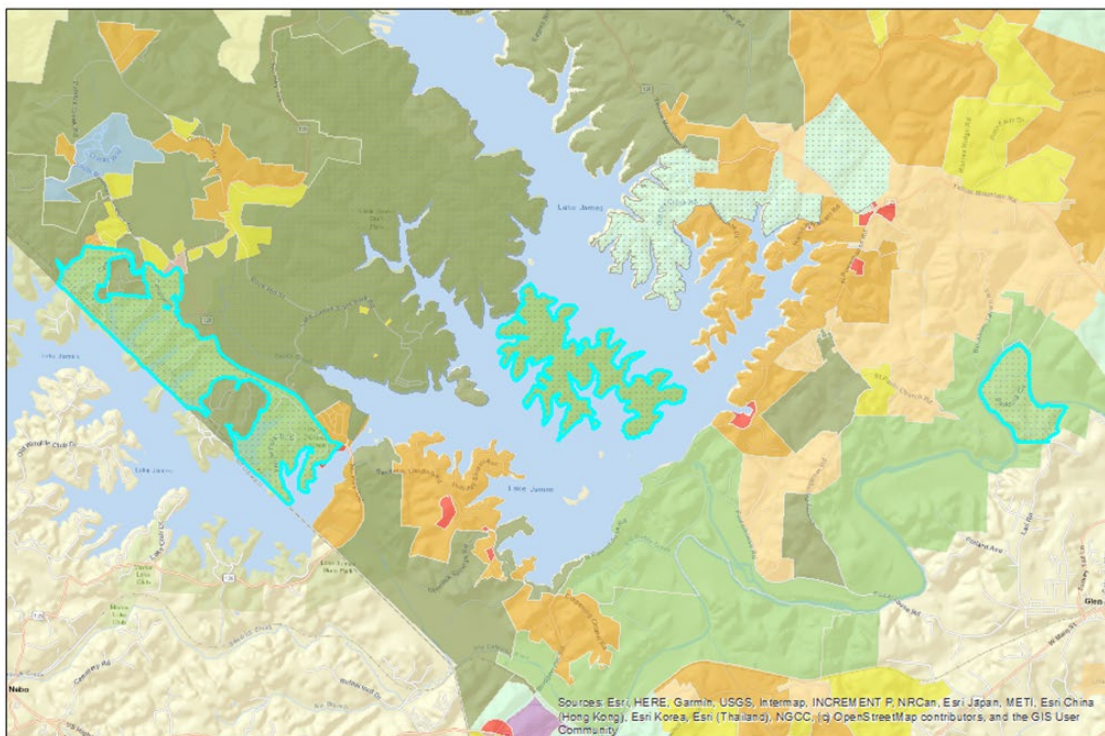
COMM. DEV. - ZONING MAP AMENDMENT, ZMA 2021-05 & PUBLIC HEARING - 6:00 PM

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Shane Prisby, Interim Planning Director, briefly reviewed the following Zoning Map Amendment which is contingent upon the adoption of the new zoning ordinance which was presented earlier in the meeting:

The Community Development Department has been working to overhaul the County's Zoning Ordinance. This update will be the first major overhaul since the first Zoning Ordinance was adopted on November 21, 1996. The Department assembled a committee consisting of diverse stakeholders including realtors, BDI employees, average citizens, builders, and a County Commissioner. With the committee's guidance, the department crafted a new Ordinance that clarifies zoning regulations, reflects current use trends/development practices, and is user-friendly. In the Current Zoning Ordinance, some the zoning districts were approved as "Parallel Conditional Districts". Although at the time, these districts were allowed by statute, the new NCGS Chapter160D legislation prohibits the type of Conditional Districts that Burke County currently has in place. To comply with the new statute, all local jurisdictions statewide must repeal or convert those districts to the underlying general zoning district. The Department is recommending that Burke County rescind those districts and the corresponding development plans attached to them. Developments which were approved under those plans have already been approved. Those developments can continue to develop under the existing plans. Some proposed developments approved under such plans were never initiated. Those development plans would be rescinded along with the Conditional Zoning. All new development would be regulated by the underlying zoning. There are no new developments proposed at this time which would be affected by those plans. The Department is proposing to rezone all four (4) conservation districts to one (1) Conservation (CON) District. Moving to one Conservation District would make things simpler for developers to understand and make it easier to review proposed development plans. The main change would be in the lot size/density requirement. The current Conservation Low-Density District requires a minimum lot size/density of 3.5 acres. The Conservation Estate Lot District (CD-E) requires a minimum lot size/density of 5.0 acres. The proposed Conservation District (CON) would reduce those minimums to a consistent 3.0 acres lot/density. Below is a map of the *existing* land areas currently under the Conservation Estate Lot Conditional District. The parcels subject to this rezoning are outlined in the color teal.

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Summary: Due to the change in state statutes, staff is proposing to rezone all one-hundred fifty-eight (158) parcels consisting of 1,099.63-acres from the Conservation District-Estate Lot-Conditional District (CD-E-CD) to the newly proposed "Conservation" (CON) District.

Chairman Brittain questioned if the all the zoning items could be combined into one (1) public hearing. Attorney Simpson said they way the items are currently laid out would be the simplest because they are addressing each issue that results on the map from the changes in the text. In response to a question from Chairman Brittain, Mr. Prisby said most people that had questions did not have an issue with the rezonings and most questions were about the new zoning ordinance and primarily short-term rentals. Commissioner Carswell asked if anyone showed up to speak at the planning committee meeting(s) regarding the new ordinance. Mr. Prisby said about six (6) people spoke about short-term rentals, two (2) people were against having minimum standards and four (4) were in favor of minimum standards.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

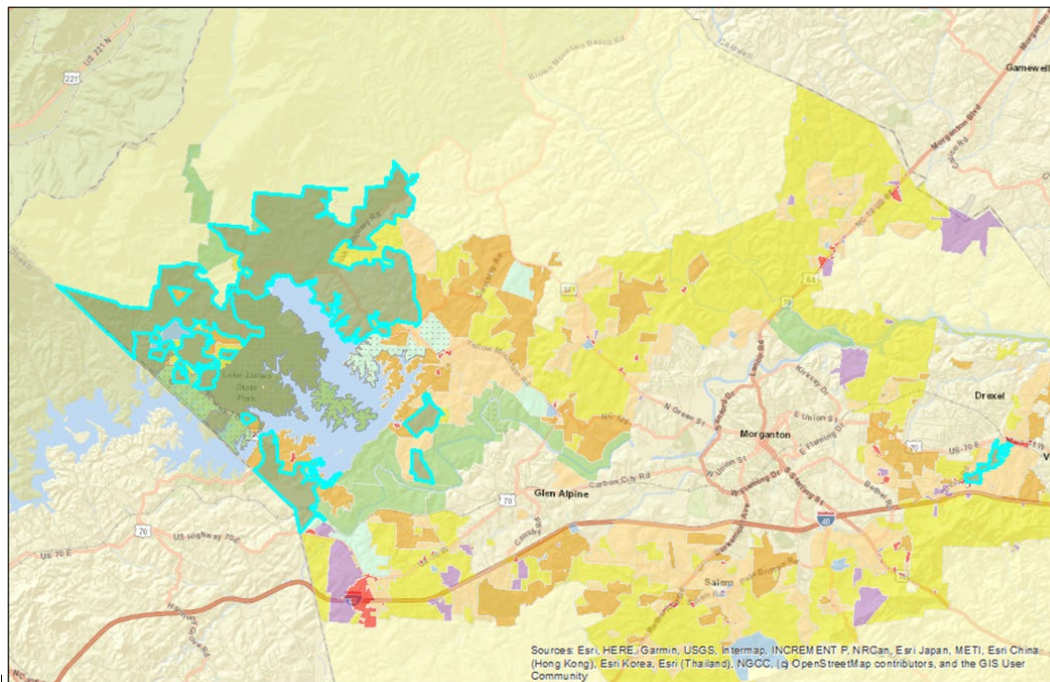
COMM. DEV. - ZONING MAP AMENDMENT, ZMA 2021-06 & PUBLIC HEARING - 6:00 P.M.

Shane Prisby, Interim Planning Director, briefly reviewed the following Zoning Map Amendment which is contingent upon the adoption of the new zoning ordinance which was presented earlier in the meeting:

The Community Development Department has been working to overhaul the County's Zoning Ordinance. This update will be the first major overhaul since the first Zoning Ordinance was adopted on November 21, 1996. The Department

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assembled a committee consisting of diverse stakeholders including realtors, BDI employees, average citizens, builders, and a County Commissioner. With the committee's guidance, the department crafted a new Ordinance that clarifies zoning regulations, reflects current use trends/development practices, and is user-friendly. In the Current Zoning Ordinance, some the zoning districts were approved as "Parallel Conditional Districts". Although at the time, these districts were allowed by statute, the new NCGS Chapter 160D legislation prohibits the type of Conditional Districts that Burke County currently has in place. To comply with the new statute, all local jurisdictions statewide must repeal or convert those districts to the underlying general zoning district. The Department is recommending that Burke County rescind those districts and the corresponding development plans attached to them. Developments which were approved under those plans have already been approved. Those developments can continue to develop under the existing plans. Some proposed developments approved under such plans were never initiated. Those development plans would be rescinded along with the Conditional Zoning. All new development would be regulated by the underlying zoning. There are no new developments proposed at this time which would be affected by those plans. The Department is proposing to rezone all four (4) conservation districts to one (1) Conservation (CON) District. Moving to one Conservation District would make things simpler for developers to understand and make it easier to review proposed development plans. The main change would be in the lot size/density requirement. The current Conservation Low-Density District requires a minimum lot size/density of 3.5 acres. The Conservation Estate Lot District (CD-E) requires a minimum lot size/density of 5.0 acres. The proposed Conservation District (CON) would reduce those minimums to a consistent 3.0 acres lot/density. Below is a map of the *existing* land areas currently under the Conservation Low-Density District. The parcels subject to this rezoning are outlined in the color teal.



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Summary: Due to the change in state statutes, staff is proposing to rezone all four-hundred seventy-one (471) parcels consisting of 9,860-acres from the Conservation Low-Density District (CD-L) to the Conservation District (CON).

Excluding the I-40 overlay, Mr. Prisby also mentioned that failure to approve any of the proposed map amendments would result in un-zoned parcels.

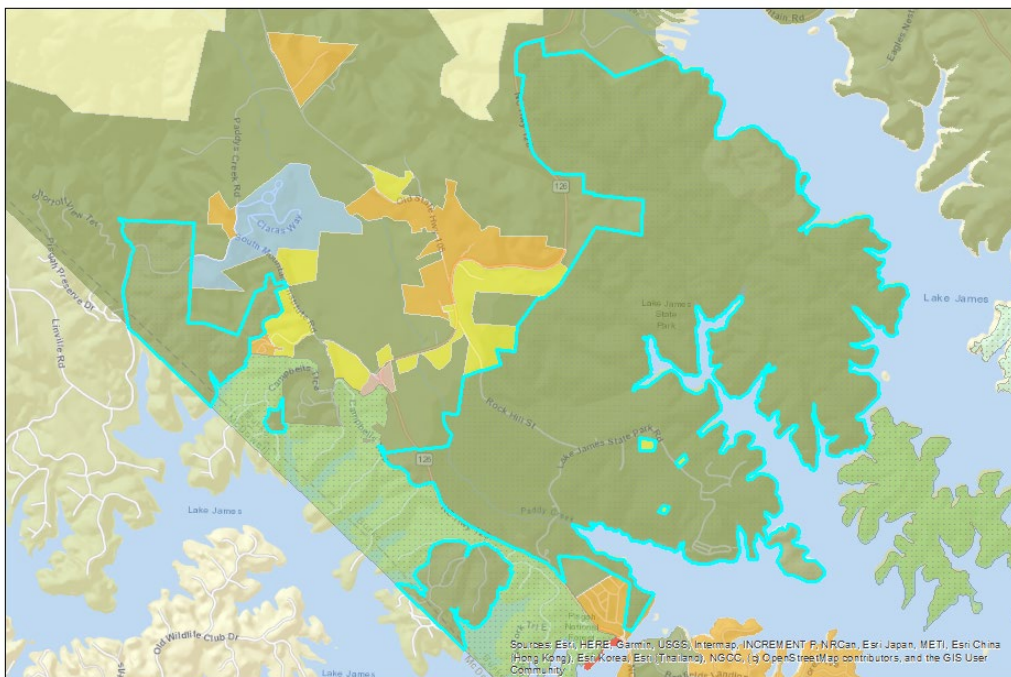
RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

COMM. DEV. - ZONING MAP AMENDMENT, ZMA 2021-07 & PUBLIC HEARING - 6:00 P.M.

Shane Prisby, Interim Planning Director, briefly reviewed the following Zoning Map Amendment which is contingent upon the adoption of the new zoning ordinance which was presented earlier in the meeting:

The Community Development Department has been working to overhaul the County's Zoning Ordinance. This update will be the first major overhaul since the first Zoning Ordinance was adopted on November 21, 1996. The Department assembled a committee consisting of diverse stakeholders including realtors, BDI employees, average citizens, builders, and a County Commissioner. With the committee's guidance, the department crafted a new Ordinance that clarifies zoning regulations, reflects current use trends/development practices, and is user-friendly. In the Current Zoning Ordinance, some the zoning districts were approved as "Parallel Conditional Districts". Although at the time, these districts were allowed by statute, the new NCGS Chapter 160D legislation prohibits the type of Conditional Districts that Burke County currently has in place. To comply with the new statute, all local jurisdictions statewide must repeal or convert those districts to the underlying general zoning district. The Department is recommending that Burke County rescind those districts and the corresponding development plans attached to them. Developments which were approved under those plans have already been approved. Those developments can continue to develop under the existing plans. Some proposed developments approved under such plans were never initiated. Those development plans would be rescinded along with the Conditional Zoning. All new development would be regulated by the underlying zoning. There are no new developments proposed at this time which would be affected by those plans. The Department is proposing to rezone all four (4) conservation districts to one (1) Conservation (CON) District. Moving to one Conservation District would make things simpler for developers to understand and make it easier to review proposed development plans. The main change would be in the lot size/density requirement. The current Conservation Low-Density District requires a minimum lot size/density of 3.5 acres. The Conservation Estate Lot District (CD-E) requires a minimum lot size/density of 5.0 acres. The proposed Conservation District (CON) would reduce those minimums to a consistent 3.0 acres lot/density. Below is a map of the existing land areas currently under the Conservation Low-Density Conditional District. The parcels subject to this rezoning are outlined in the color teal.

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Summary: Due to the change in state statutes, staff is proposing to rezone all one-hundred nineteen (119) parcels consisting of 3,145-acres from the Conservation Low Density-Conditional District (CD-L-CD) to the newly proposed "Conservation" (CON) District.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

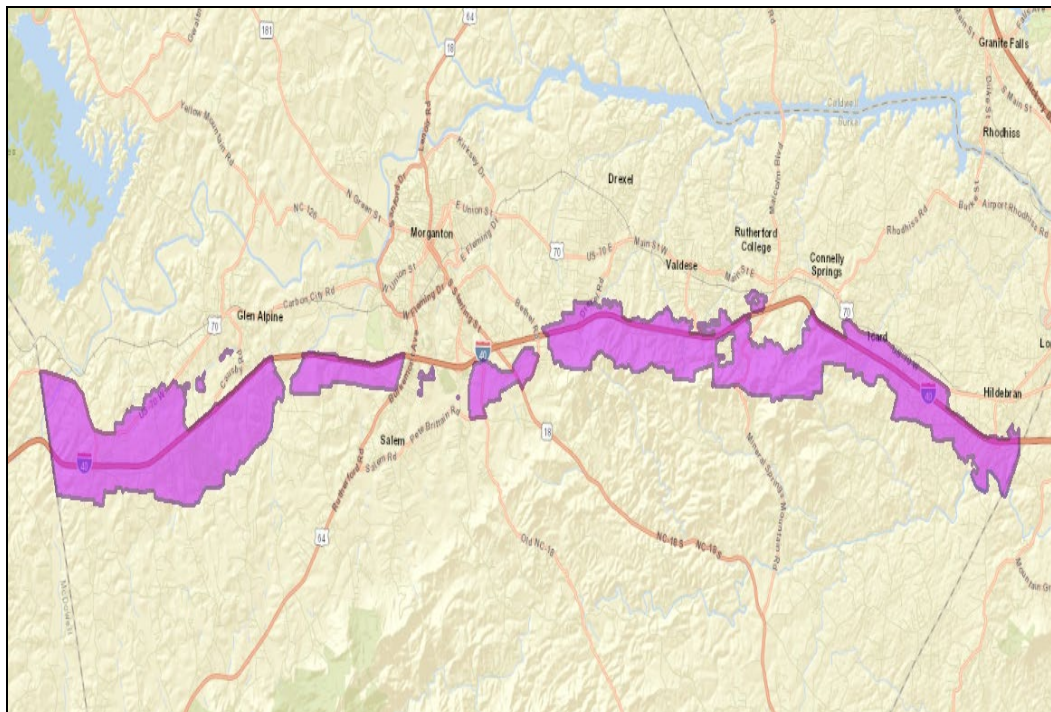
COMM. DEV. - ZONING MAP AMENDMENT ZMA 2021-08 & PUBLIC HEARING - 6:00 P.M.

Shane Prisby, Interim Planning Director, briefly reviewed the following Zoning Map Amendment which is contingent upon the adoption of the new zoning ordinance which was presented earlier in the meeting:

The Community Development Department has been working to overhaul the County's Zoning Ordinance. This update will be the first major overhaul since the first Zoning Ordinance was adopted on November 21, 1996. The department assembled a committee consisting of diverse stakeholders including realtors, BDI employees, average citizens, builders, and a County Commissioner. With the committee's guidance, the department crafted a new Ordinance that clarifies zoning regulations, reflects current use trends/development practices, and is user-friendly. In the current Burke County Zoning Ordinance, only the I-40 and Scenic Overlay Districts have development standards for non-residential development. If someone proposed a commercial, institutional, or industrial development anywhere outside of these overlays, there are no requirements for parking, landscaping, building orientation, building materials, etc. In the new Zoning Ordinance, the Department is proposing to make many of the non-residential development standards apply county-wide. This would render the I-40 overlay superfluous and the department is requesting that it be rescinded as part

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of the adoption of the new Zoning Ordinance. Below is a map of the *existing* land areas currently within the I-40 Overlay District. The parcels subject to this rezoning are shaded in pink.



Summary: Due to the proposed county-wide expansion of non-residential development standards, staff is proposing to rescind the I-40 Overlay District and remove all three-thousand seven hundred thirty-two (3,732) parcels consisting of 12,361-acres from that district. Those parcels will still be regulated by their corresponding general zoning districts.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

COUNTY MANAGER - ADOPTION OF FY 21-22 BUDGET AND PUBLIC HEARING - 6:00 P.M.

Information from the agenda packet:

The County Manager presented the recommended budget for FY 2021-2022 to the Board of Commissioners on Tuesday, May 18, 2021 with a continued tax rate of 69.5 cents per \$100 valuation. A copy of the recommended budget was filed in the office of the Clerk to the Board that day and was available for public inspection on the County's website, www.burkenc.org, libraries and senior centers. Budget meetings were held at 2 p.m. on May 25th and May 27th in the Commissioners' Meeting Room, Burke Services Building, 110 N. Green Street in Morganton, NC. A public hearing on the recommended budget is required and citizens are encouraged to attend and present written or oral comments.

County Manager Steen advised that the budget meetings were held, and changes requested by

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the Board were incorporated into the budget document for their consideration on June 15th.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

CONSENT AGENDA

AAA (WPCOG AREA AGENCY ON AGING) - HOME & COMMUNITY CARE BLOCK GRANT FY 21-22

Tina Miller, WPCOG, reported each year Burke County receives funds through the Home and Community Care Block Grant ("HCCBG") program for the provision of services to the County's older adults. The Burke County Council on Aging, working with the Western Piedmont Council of Governments, makes recommendations to the Board of County Commissioners as to the use of these funds. The recommendations of the Burke County Council on Aging, serving as the HCCBG advisory committee, are listed below. There are no changes in services or providers for FY 21-22.

HCCBG ALLOCATIONS - SFY 2022

BURKE COUNTY

SERVICE	PROVIDER	STATE/FEDERAL FUNDS	LOCAL MATCH	TOTAL BUDGET
Adult Day Care	Blue Ridge Community Action	\$81,000	\$9,000	\$90,000
Med. Transportation	Handi-Care, Inc.	\$46,378	\$5,153	\$51,531
Congregate Meals	Burke County Senior Services	\$7,957	\$884	\$8,841
Home Del. Meals	Burke County Senior Services	\$124,453	\$13,828	\$138,281
Sr. Center Operations	Burke County Senior Services	\$39,511	\$4,390	\$43,901
Housing & Home Imp.	Foothills Service Project, Inc.	\$99,000	\$11,000	\$110,000
In-Home Aide, Level III	Catawba Valley Medical Services	\$196,200	\$21,800	\$218,000
General Transportation	Greenway	\$9,000	\$1,000	\$10,000
TOTAL		\$603,499	\$67,055	\$670,554

Reduction of \$1,700

Approved by Burke Council on Aging 4/28/2021 with \$1,700 decrease (including match)

Budgetary Effect: Grant requires 10% local match which is the responsibility of the provider organization. The \$603,499 allocation includes a decrease of \$1,700 in State/Federal funds from the SFY 20-21 current allocation.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

CLERK - REAPPOINTMENTS/REMOVALS TO ADULT CARE & NURSING HOME CAC

Clerk Draughn reported seat No.'s 2, 3, 5, 6, 7, 8 and 12 on the Adult Care / Nursing Home CAC needs action.

- Seat No. 2: Occupied by Roger Hart. Mr. Hart is seeking reappointment.
- Seat No. 3: Occupied by Ron Cooper. Mr. Cooper is not seeking reappointment.
- Seat No. 5: Occupied by Kathy Foster. Ms. Foster is not seeking reappointment.
- Seat No. 6: Occupied by Jon Cook. Mr. Cooke is or is not seeking reappointment.
- Seat No. 7: Occupied by Dolores Huffman. Ms. Huffman is seeking reappointment.
- Seat No. 8: Occupied by Ann Holland. Ms. Holland is seeking reappointment.
- Seat No. 12: Occupied by Alan Austin: Mr. Austin is or is not seeking reappointment.

For seats 6 and 12, the Clerk advised the agenda item would be updated as soon as she hears back from the regional ombudsman. The terms of appointment for Roger Hart and Dolores

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Huffman are for the remainder of three (3) year terms ending May 31, 2023. Ms. Holland's term would end on May 31, 2024.

Chairman Brittain opened the floor for questions and comments from the Board. Commissioner Carswell said Jon Cook will be seeking reappointment and noted Mr. Cook told him that he has not received any notifications regarding his reappointment. Clerk Draughn advised that she would follow-up with the regional ombudsman.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

CLERK - REAPPOINTMENT & REMOVAL TO RECREATION COMMISSION

Clerk Draughn reported seat No. 7 (WA Young) on the Parks & Recreation Commission is occupied by EMS Director, Jason Black. His term ended in March, and he is willing to serve another 3-year term. Seat No. 13 (Mtn. View) on the Parks & Recreation Commission is occupied by Jessica Whisenant. However, Ms. Whisenant recently moved and resigned her seat that has an unexpired term ending March 31, 2023. Her removal is requested. For informational purposes, Seats 1, 2, 5, 6, 8, 9 and 11 are currently vacant.

At the request of Chairman Brittain, Clerk Draughn reviewed the Recreation Commission roster noting which community corresponds with each vacancy. Chairman Brittain encouraged the Board that if they know anyone who would be interested in serving, to please apply. Commissioner Abele and Commissioner Taylor attributed the vacancies to COVID-19.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

CLERK - REAPPOINTMENTS & APPOINTMENTS TO CHILD PROTECTION CHILD FATALITY PREVENTION TEAM

Clerk Draughn reported the terms of appointment for Beth Cali Bruder (Seat 6, at-large), David Rust (Seat 7, at-large) and Brandon Collins (Seat 8, at-large) on the Child Protection Child Fatality Prevention Team ended April 30, 2021. Only Beth Cali Bruder is seeking reappointment. Her term would end April 30, 2024. An application from EMS Major Nicole Hudson was received for vacant Seat No. 2 (EMS) formerly held by Greg Curry. The unexpired term ends April 30, 2023.

Further, April Pope (Seat 5, at-large) resigned due to an employment change. This seat has an unexpired term ending April 30, 2022.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

CLERK - APPOINTMENT TO WPCC BOARD OF TRUSTEES

Clerk Draughn reported the Western Piedmont Community College Board of Trustees is a 12-member board. Four (4) members are appointed by the County. Seat No. 1 is occupied by Lamar Smitherman whose term ends June 30, 2021. Mr. Smitherman is seeking reappointment. His term would end June 30, 2025.

June 1, 2021 (Pre-Agenda)

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

CM - APPOINTMENT OF COUNTY MANAGER AS INTERIM HEALTH DIRECTOR

County Manager Steen reviewed the following item:

Due to a gap between the departure of the retiring local health director on June 30th and the start date of the new local health director on July 12th, the Board is asked to concur with the appointment of the County Manager as Interim Local Health Director, effective July 1, 2021. The appointment will end upon the arrival of the new local health director. The Board of Health meets on June 2, 2021 and will vote on the interim appointment then.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

COMM. DEV. - RESOLUTION RECOGNIZING COMPLIANCE WITH N.C.G.S. CHAPTER 160D

Shane Prisby, Interim Planning Director, reported the following resolution acknowledges conformity with N.C.G.S. Chapter 160D, the State's new unified zoning laws.

Resolution
Recognizing Compliance With N.C.G.S. Chapter 160D

Whereas, in 2019 the North Carolina General Assembly adopted legislation creating Chapter 160D of the North Carolina General Statutes which combined the existing city- and county-enabling statutes in Chapters 153A and 160A into a single, unified chapter; and

Whereas, in June of 2020, the General Assembly passed Senate Bill 720 which Governor Cooper signed into law as S.L. 2020-25 which extended the mandatory deadline for adoption of conforming local ordinances until July 1, 2021; and

Whereas, Burke County has enacted the provisions of Chapter 160D within the relevant departments and has been effectively implementing it since June 2020; and

Whereas, Burke County has conformed its local ordinances to comply with the provisions of Chapter 160D.

NOW, THEREFORE, BE IT RESOLVED THAT the Burke County Board of Commissioners does hereby recognize that the County's ordinance and policies are updated to comply with N.C.G.S. Chapter 160D.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

FINANCE - FY 21-22 GENERAL LIABILITY/WORKER'S COMP INSURANCE RENEWAL

Margaret Pierce, Deputy County Manager/Finance Director, reported insurance for property,

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general liability and worker's compensation is provided through the NC Association of County Commissioners Risk Pools. Vehicle, equipment, and crime insurance is proposed with a \$1,000 deductible with all other coverage on property and liability proposed with a \$5,000 deductible. No excess liability coverage is recommended. Worker's compensation insurance is proposed to continue with the \$350,000 deductible. Renewal cost for the general liability and property insurance is \$505,501 less credits for multiple policies and using varying deductibles. Worker's compensation renewal cost is \$258,329 plus claims. These amounts are an overall increase of \$49,410 or 9% from FY 20-21.

Note: Contracts over \$90,000 require Board approval.

Chairman Brittain opened the floor for questions and comments from the Board. Commissioner Taylor said nine (9) percent seems high and asked if the County has compared prices with other organizations. Ms. Pierce said no, it ties directly to increased replacement costs that are tied to building costs. She said the County has approximately \$131 million worth of buildings which is consistent to have a \$49,000 increase. Ms. Pierce noted the County increased property values because of content changes. Increases on replacement costs the contents and the actual building replacement costs were a significant portion of the increase. Ms. Pierce responded to additional questions from Commissioner Taylor. Discussion ensued on the rising cost of everything, especially insurance.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

JCPC – REMOVALS, REAPPOINTMENTS AND APPOINTMENTS TO THE JUVENILE CRIME PREVENTION COUNCIL

AJ Coutu, JCPC Administrator, reported the Juvenile Crime Prevention Council plans for the needs of adjudicated and at-risk youth and assesses the need for delinquency treatment and prevention services in Burke County. As indicated in the following roster, the terms of appointment for several members on the Juvenile Crime Prevention Council end June 30 and some members are interested in being considered for reappointment, some do not.

The Council requests the reappointment of:

Seat # 2: Police Chief, Capt. Keith Bowman
 Seat # 3: Sheriff, Sheriff Steve Whisenant
 Seat # 5: Chief Court Counselor, Ronn Abernathy
 Seat # 7: DSS Director, Korey Fisher-Wellman
 Seat # 8: Co. Manager Designee, Jennifer Forney
 Seat # 10: Faith, Rev. Jasper Hemphill
 Seat #12: Student < 18, Willow Conrad
 Seat #20: At-large, Dr. Steven Moody
 Seat #22: At-large, Nicki Carpenter
 Seat #23: At-large, Dorian Palmer

The terms are for two (2) years and end June 30, 2023.

The Council requests the removal of:

Seat # 16: Business Community, Doug Hartjes
 Seat # 17: Local Health Director, Rebecca McLeod (Retirement)

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Exceptions to Sec. 2-88 (a & e, membership requirements: residency and length of service) of the Code of Ordinances are requested as needed.

Clerk Draughn responded to a question from the Chairman concerning Seat No. 1.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

TAX DEPT. - TAX COLLECTION REPORT FOR MAY 2021

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

Category	Annual Budget	Amount Collected YTD	% Collected	Balance to Collect
Property Tax	\$44,250,000.00	\$44,827,336.46	101.30%	\$577,336.46
Motor Vehicle Tax	\$4,600,000.00	\$5,049,690.73	109.78%	\$449,690.73
Current Year Taxes	\$48,850,000.00	\$49,877,027.19	102.10%	\$1,027,027.19
Delinquent Taxes	\$700,000.00	\$784,407.64	112.06%	\$84,407.64
Late List Penalty	\$300,000.00	\$468,116.78	156.04%	\$168,116.78

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	\$45,571,384.00	\$44,827,336.46	98.37%	\$744,047.29

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

TAX DEPT. - RELEASE REFUND REPORT FOR MAY 2021

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

Tax System Refunds and Releases				
	Report Amount	Rebilled Amount	Net Release	Refund Amount
Releases (TR-304)	\$1,851.56	\$0.00	\$1,851.56	\$0.00

VTS Refunds Over \$100	
	Refund Amount
VTS Adjustments	\$102.47

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

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RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

ITEMS FOR DECISION

HEALTH DEPT. - 2020 STATE OF THE COUNTY HEALTH REPORT & COVID-19 REVIEW (PLACE HOLDER)

Lisa Moore, Health Education Supervisor, said the reports will be presented at the Board's regular meeting.

Information from the agenda packet:

Health department will present a short review of the State of the County Health Report as required by State accreditation. This report highlights progress of the action plans set forth for the identified priority areas along with any changes and or challenges over the past year in Burke County. Health department to present short review of the COVID19 pandemic for Burke County and highlight all the diligent work delivered in many ways over the past year. Partnerships formed and solidified through one of the most difficult years in Burke County, the State and the world. These reports will be presented by Lisa Moore, Health Education Supervisor, along with Health Director, Rebecca McLeod.

RESULT: MOVED WITHOUT OBJECTION TO THE REGULAR MEETING ON JUNE 15, 2021 AT 6:00 PM

REPORTS

Chairman Brittain reminded everyone to please spay / neuter their pets, please do not litter, and please pick up trash. He asked if there are any state funds available for anti-littering signs. Commissioner Carswell mentioned the resolution the Board passed regarding littering and said he has not heard anything from Burke County's state representatives. Discussion ensued regarding litter and remedies to the county-wide litter problem, as well as securing loads in pick-up trucks.

OTHER DISCUSSION ITEMS – NONE.

ADJOURN

Motion: To adjourn at 4:10 p.m.

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

Approved this 20th day of July 2021.


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

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Attest:


Kay Honeycutt Draughn, CMC, NCMCC
Clerk to the Board