



MINUTES
Board of County Commissioners Meeting
Monday, September 20, 2021 4:00 PM
Pender County Public Assembly Room

MEMBERS PRESENT: George Brown
Fred McCoy
David Piepmeyer
David Williams

MEMBERS ABSENT: Jacqueline A. Newton

OTHERS PRESENT: Chad McEwen, County Manager
Trey Thurman, County Attorney
Tera Cline, Clerk to the Board
Doug Shipley, Assistant County Manager
Allen Vann, Assistant County Manager
Other Staff and Members of the Press and Public.

1 CALL TO ORDER

Chairman Brown called the meeting to order at 4:00 pm

2 INVOCATION

Commissioner McCoy presented the invocation

3 PLEDGE OF ALLEGIANCE

Chairman Brown led the pledge of Allegiance

4 ADOPTION OF AGENDA

4.1 Motion to excuse Commissioner Newton from the meeting.

Moved by David Williams, seconded by Fred McCoy

Motion Approved

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x

David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.

- 4.2 Motion to adopt agenda tabling agenda item 6.1 Fire Study and 6.2 Collector Street plan to another meeting.

Moved by David Williams, seconded by Fred McCoy

Motion Approved

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.

5 PUBLIC HEARING

- 5.1 Public Hearing and Resolution Approving Grant Application 5310-Enhanced Mobility of Senior's and Individuals with Disabilities Program Operated by Pender Adult Services for FY 2021-2022: \$180,000.

Moved by David Williams, seconded by Fred McCoy

Motion approved

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.

- 5.2 Public Hearing and Resolution Approving Grant Applications and Authorizing Local Share for 5311-Community Transportation Program-

ADMIN; Operated by Pender Adult Services for FY 2021-2022:
\$206,132. Local Share \$30,920.

Moved by Fred McCoy, seconded by David Williams

Motion Approved

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.

- 5.3 Public Hearing and Resolution Approving Grant Applications and Authorizing Local Share for CAPITAL Grant; Operated by Pender Adult Services for FY 2022: \$120,000 Local Share \$12,000.

Moved by David Williams, seconded by Fred McCoy

Motion Approved

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.

6 PUBLIC INFORMATION

7 PUBLIC COMMENT

8 CONSENT AGENDA

- 8.1 Approval of Purchase Order to Dell Financial Services in the Amount of \$46,200.00 for the Lease Purchase of Computer Hardware.
- 8.2 Approval of a Budget Amendment to Increase Health Department Revenues and Expenditures for Fiscal Year 2021-2022: \$39,900

- 8.3 Approve a Purchase Order for a contract Medical Director in the amount of \$45,000
- 8.4 Approval of the Board of Commissioner Meeting Minutes September 7, 2021

Moved by Fred McCoy, seconded by David Piepmeyer

Motion to approve consent agenda

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.

9 APPROVALS AND RESOLUTIONS

- 9.1 Approve RFQ for Engineering Design of Sewer Extension from Pender Commerce Park to Blueberry Road

Kenny Keel, Director of Utilities, presented the RFQ for engineering design of sewer extension from Pender Commerce park up 421 to Blueberry road. Mr. Keel is requesting approval for a request for qualification for an engineer to design the project.

Moved by David Piepmeyer, seconded by David Williams

Motion Approved

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.

- 9.2 Approval of Budget Amendment and Purchase Order to accept North Carolina Department of Public Safety Swift water PPE grant awards in the amount of \$30,395.49.

James Rowell, Pender County Sheriff Department, presented the grant information and background for purchase of swift water PPE. Explained why the budget amendment was needed due to state funding.

Moved by David Piepmeyer, seconded by David Williams

Motion Approved

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.

- 9.3 Approval of Budget Ordinance Amendment for Pender County Juvenile Crime Prevention Council; \$6,700

Dee Turner, Parks and Recreation, explained to the board the the JCP contracted administrative work in the past and the line items have always been one budget line except for psychological services. It was decided instead of contracting that an employee would be hired. This amendment will cover this cost.

Moved by David Piepmeyer, seconded by David Williams

Motion Approved

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.

10 DISCUSSION

11 APPOINTMENTS

11.1 Approval of an Appointment to the Pender County Tourism Development Authority

Moved by Fred McCoy, seconded by David Piepmeyer

Motion approved

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.

12 MAPLE HILL WATER AND SEWER DISTRICT

13 ROCKY POINT WATER AND SEWER DISTRICT

14 SCOTTS HILL WATER AND SEWER DISTRICT

15 MOORES CREEK WATER AND SEWER DISTRICT

16 CENTRAL PENDER WATER AND SEWER DISTRICT

17 PENDER COUNTY BOARD OF HEALTH

18 SOCIAL SERVICES BOARD

19 ITEMS FROM THE COUNTY ATTORNEY, COUNTY MANAGER, ASSISTANT COUNTY MANAGERS, & COUNTY COMMISSIONERS

19.1 Trey Thurman, County Attorney, stated that closed session items were as followed:

Item 3: Attorney Client

Item 4: Economic Development

Item 5: Acquisition of real property

Item 6: Personnel

- Chad McEwen-County Manager, Nothing for open session.
- Allen Vann, Assistant County Manager, stated that in regards to the file storage issue at the court house, Mr. Boney has sent a proposal in for \$9500.00 for assisting with the design of the layout of the shelving. This fee will also cover the engineering design cost as well.
- Commissioner McCoy, noted Mr. Donnie Rowe's death this past week.
- Commissioner Williams, stated for the record that he is not and will not be endorsing Joe Cina for county commissioner. Stated a lot of people have been told that he is supporting Mr. Cina and that is not true.
- Chairman Brown, discussed with attorney and members of the board a special use permit issue with a gun shop. Stating the no gun fire within 200 feet of dwelling might become an issue in the near future and wanted to make the board aware.

Motion to go into closed session made at 4:30 pm.

20 CLOSED SESSION (IF APPLICABLE).

20.1 Motion to go into closed session made at 4:32 P.M. Motion to enter into closed session pursuant to G.S. 143-318.11: 3) To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged. General policy matters may not be discussed in a closed session and nothing herein shall be construed to permit a public body to close a meeting that otherwise would be open merely because an attorney employed or retained by the public body is a participant. The public body may consider and give instructions to an attorney concerning the handling or settlement of a claim, judicial action, mediation, arbitration, or administrative procedure. If the public body has approved or considered a settlement, other than a malpractice settlement by or on behalf of a hospital, in closed session, the terms of that settlement shall be reported to the public body and entered into its minutes as soon as possible within a reasonable time after the

settlement is concluded; 4) To discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body, including agreement on a tentative list of economic development incentives that may be offered by the public body in negotiations. The action approving the signing of an economic development contract or commitment, or the action authorizing the payment of economic development expenditures, shall be taken in an open session; 5) To establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease; or (ii) the amount of compensation and other material terms of an employment contract or proposed employment contract; and 6) To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee. General personnel policy matters may not be considered in a closed session. A public body may not consider the qualifications, competence, performance, character, fitness, appointment, or removal of a member of the public body or another body and may not consider or fill a vacancy among its own membership except in an open meeting. Final action making an appointment or discharge or removal by a public body having final authority for the appointment or discharge or removal shall be taken in an open meeting. The Board exited closed session at approximately 6:18 p.m.

21 7PM PUBLIC HEARINGS: SPECIAL USE PERMITS/ZONING MAP AMENDMENTS/ RESOLUTIONS

21.1 Motion to exit closed session at 6:18 P.M.

Moved by David Williams, seconded by David Piepmeyer

Motion Approved

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy				x
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	3	0	0	2

CARRIED.

21.2 Motion to add item to agenda

Moved by David Williams, seconded by David Piepmeyer

Motion Approved

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.

- 21.3 Chad McEwen, County Manager, announced the counties interest in entering into a contracted sell with Ramm Capital Partners, LLC, for 39.5 acres at Pender Commerce Park referred to as lot 1. Sell price is 52,000.00 dollars per acre for a total of two million and fifty four dollars. Ramm Capital will have to post a 5% deposit which will initiate the upset bid period which will start upon advertisement of the bid. This bid will be running in the newspaper next week. Trey Thurman, Attorney, added that the purchaser will be required to get a release from a prior contract that was entered into with Realty Link so that property will no longer be under contract and will available to market.

Moved by David Williams, seconded by Fred McCoy

Motion Approved

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.

22 ADJOURNMENT

Moved by David Williams, seconded by David Piepmeyer

Motion to adjourn meeting at 6:21 P.M.

	For	Against	Abstained	Absent
George Brown	x			
Fred McCoy	x			
Jacqueline A. Newton				x
David Piepmeyer	x			
David Williams	x			
	4	0	0	1

CARRIED.