



MINUTES
Board of County Commissioners Meeting
Monday, January 3, 2022 4:00 PM
Pender County Public Assembly Room

MEMBERS PRESENT: David Williams
George Brown
Jacqueline A. Newton
Fred McCoy

MEMBERS ABSENT: David Piepmeyer

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

1 CALL TO ORDER

Vice Chairman David Williams called the meeting to order at 4:00 PM. Vice Chairman opened the floor for a motion to excuse Chairman Piepmeyer from the meeting. Commissioner McCoy made the motion to excuse Chairman Piepmeyer from the meeting and Commissioner Brown seconded it.

2 INVOCATION

Commissioner George Brown presented the invocation.

3 PLEDGE OF ALLEGIANCE

Commissioner Newton led the Pledge of Allegiance.

4 ADOPTION OF AGENDA

Moved by George Brown, seconded by Jacqueline A. Newton

Agenda Adopted less Item 7.2 and 10.1

	For	Against	Abstained	Absent
David Piepmeyer				X
David Williams	X			
George Brown	X			

Jacqueline A. Newton	x			
Fred McCoy	x			
	4	0	0	1

CARRIED.

5 PUBLIC INFORMATION

6 PUBLIC COMMENT

7 CONSENT AGENDA

- 7.1 Approval of a Budget Amendment for funds in Donation-Sheriff's Office (510-335040) in the amount of \$8,000.
- 7.2 Approval of Budget Amendment for North Carolina Department of Public Safety in the amount of \$45,000.00.

Item removed from agenda.
- 7.3 Approval of Purchase Order to Fairway Ford for the purchase of 2022 Ford F150 truck for Investigations/CSI in the amount of \$50,755.35.
- 7.4 Consideration of Six Month Extension to Hurricane Matthew and Hurricane Florence Disaster Recovery Act Grant Agreements
- 7.5 Approval of a Budget Amendment to Increase the Department of Social Services Revenues and Expenditures for Fiscal Year 2021-2022: Low Income Energy Assistance: \$45,917
- 7.6 Approval of a Budget Amendment to Increase the Department of Social Services Revenues and Expenditures for Fiscal Year 2020-2021: Low Income Household Water Assistance Program: \$83,993
- 7.7 Approval of the Board of Commissioner Meeting Minutes December 6, 2021
- 7.8 Approval of Expanding Purchase Order to T&H Construction for Water & Sewer Emergency Repairs: \$40,000.
- 7.9 Approval of Expanding Purchase Order to Sadale Utilities for Minor Water Repairs: \$40,000.
- 7.10 Approval of Purchase Order to MCCi for Laserfiche Document Management System Annual Renewal in the amount of \$42,142.50.
- 7.11 Approval of Tax Releases and Refunds

Moved by Jacqueline A. Newton, seconded by Fred McCoy

Motion to approve consent agenda less item 7.2.

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

CARRIED.

8 APPROVALS AND RESOLUTIONS

- 8.1 Recommendation to award Sound Decisions of Wilmington the contract and issue a purchase order to Sound Decisions for an agreement in the amount of \$120,242.98 for FY22.

Tommy Batson, EM Director, presented the contract and agreement for Sound Decisions. Mr. Batson stated that out of the three bids Sounds Decisions was the lowest cost and best production.

Moved by Jacqueline A. Newton, seconded by Fred McCoy

Motion to approve

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

CARRIED.

- 8.2 Approval of a Budget Amendment to Approve Decrease in the Department of Social Services Revenues and Expenditures for Fiscal Year 2021-2022: \$36,588 for the Crisis Intervention Program.

Wes Stewart, DSS Director, explained to the board where the decrease originated from. The Crisis Intervention Program (CIP) is a Federally funded program that assists individuals and families who are experiencing a heating or cooling related crisis. Due to the allocation of

funds being lower than the Budget Estimates, our revenue line and expenditure line will need to decrease by \$36,588.

Moved by George Brown, seconded by Fred McCoy

Motion to approve

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

CARRIED.

8.3 Approval of Budget Ordinance Amendment and Purchase Order to Tyler Technologies for Energov Assist Support Package

Travis Henley, Planning Director, explained to the board that this package will ensure that Pender County can undertake this upgrade in an efficient manner, can limit service delivery interruption, and can fully realize the new tools and functionality that the new system will provide. The cost of this package is joined by a corresponding increase of \$40,000 to Permitting and Inspections revenues, an increase supported and justified by current revenues generated during this fiscal year and projections for the remainder of the fiscal year. Importantly, these revenues must be utilized for efforts relating to the enforcement of the various North Carolina Building Codes and associated permitting.

Moved by Jacqueline A. Newton, seconded by Fred McCoy

Motion approved

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

CARRIED.

8.4 Offer on three surplus lots located on River Bend

Tabled to next meeting

8.5 Approval of the Golden Leaf funds in the amount of \$500,000.00 for redevelopment of former BASF Brownsfield site.

Chad McEwen, County Manager, presented to the board the Golden LEAF Foundation has approved funding for your project, "Redevelopment of Former BASF Brownsfield Site," in the amount of \$500,000.00. We trust that this support will further your work to the benefit of North Carolinians.

Moved by George Brown, seconded by Fred McCoy

Motion approved

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

CARRIED.

9 DISCUSSION

Factory Road Water Line Extension Project Update-Kenny Keel

Kenny Keel, Utilities Director, stated that according to the supplier all materials should be delivered by the end of January. Construction should start February 1st. Permits are still being worked on but should be completed by construction date. Temporary Construction easement is being worked out for the corner of Howards Channel and Factory Road. Completion date is expected June 30, 2022. Mr. Keel was asked by the board for an update on the water main break for Lower Cape Fear. Mr. Keel stated that they are still currently working on the bypass that was installed. They are also replacing several joints and pipe.

10 APPOINTMENTS

10.1 Approval of an Appointment to the Pender County Board of Adjustment

Pulled from Agenda

11 MAPLE HILL WATER AND SEWER DISTRICT

12 ROCKY POINT WATER AND SEWER DISTRICT

13 SCOTTS HILL WATER AND SEWER DISTRICT

14 MOORES CREEK WATER AND SEWER DISTRICT

15 CENTRAL PENDER WATER AND SEWER DISTRICT

16 PENDER COUNTY BOARD OF HEALTH

Vice Chairman called to order the Pender County Board of Health at 4:26 PM. Carolyn Moser, Health Director, gave the board a Covid-19 update.

17 SOCIAL SERVICES BOARD

**18 ITEMS FROM THE COUNTY ATTORNEY, COUNTY MANAGER,
ASSISTANT COUNTY MANAGERS, & COUNTY COMMISSIONERS**

Trey Thurman, County Attorney, Spoke to the board about the federal mandate on vaccines. He recommends not doing anything at this point. Closed session items include

- Item 3 Attorney/client including Crowe Vs. DSS 720CV223-BO
- Item 4 Economic Development
- Item 5 Acquisition of real property

Chad McEwen, County Manager, updated the board on the following projects:

- Golden Leaf grant has been awarded for \$500,000 help with the cost of demolition of the BASF property Bid pack went out today and will bring a BOA back to board.
- Phase 2 of Finch study meets Friday.
- Mosely Architectural design team will meet with staff this week in regards to LEC
- Meeting with Town of Burgaw Thursday for annexation of the LEC in regards to utilities.

Commissioner McCoy, stated how nice the County Christmas party was and hated he could not stay longer. Also stated how nice the Blueberry Drop was as well.

19 CLOSED SESSION (IF APPLICABLE).

Motion to move to closed session at 4:45 PM made by Commissioner Brown and seconded by Commissioner Newton. 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; 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. The Board exited closed session at approximately 6:14 p.m.

20 ADJOURNMENT

Vice Chairman adjourned meeting at 6:16 PM with motion made by Commissioner Brown and Second by Commissioner McCoy.