BRUNSWICK COUNTY BOARD OF COMMISSIONERS
OFFICIAL MINUTES
REGULAR MEETING
July 17, 2023
6:00 P.M.

The Brunswick County Board of Commissioners met in Regular Session on the above date at 6:00 p.m., Commissioners' Chambers, David R. Sandifer Administration Building, County Government Center, Bolivia, North Carolina.

PRESENT:	Commissioner Randy Thompson, Chairman Commissioner J. Martin Cooke Commissioner Mike Forte, Vice-Chairman Commissioner Frank Williams
ABSENT:	Commissioner Pat Sykes
STAFF:	Steve Stone, County Manager Bob Shaver, County Attorney David Stanley, Deputy County Manager Haynes Brigman, Deputy County Manager Aaron Smith, Finance Director Daralyn Spivey Clerk to the Board LeAnn Weigand, Deputy Clerk/ Executive Assistant Meagan Kascsak, Communications Director Currie Elkins, IT Lt. Bond, Sheriff's Office

Board Action, containing all items in this set of minutes, is filed within the Clerk to the Board's office.

I. CALL TO ORDER

Chairman Thompson called the meeting to order at 6:01 p.m.

II. INVOCATION/PLEDGE OF ALLEGIANCE

Commissioner Williams gave the Invocation and led the Pledge of Allegiance.

III. ADJUSTMENTS/APPROVAL OF AGENDA

Chairman Thompson asked for adjustments to the agenda. With no changes requested, Commissioner Williams made the motion to approve the agenda. The motion was seconded by Commissioner Cooke and passed unanimously (4 to 0).

IV. PUBLIC COMMENTS

Chairman Thompson opened the public comment period at 6:02 p.m. with the following comments:

Mr. Nick Cherasaro wished to thank the Commissioners for keeping the tax rate, while not revenue neutral, low and his continued desire to see the Commissioners meeting televised.

V. APPROVAL OF CONSENT AGENDA

Vice - Chairman Forte moved to approve the Consent Agenda. The motion was seconded by Commissioner Cooke and passed unanimously (4 to 0). See individual items for approval status:

1. **Clerk to the Board – Meeting Minutes – June 19, 2023, Regular Meeting Minutes - Approved**
   The Board approved the minutes from the June 19, 2023 Regular Meeting

2. **Clerk to the Board – Proposed Addition to the State Highway System – Approved**
   The Board approved a request from the NC Department of Transportation for the addition of Robin Lane NE located within the Parkwood Estates Subdivision.
3. **County Attorney- Amendment to the Interlocal Agreement Regarding Raw Water Pipeline System - Approved**
   The Board approved the amendment to the Interlocal Agreement regarding raw water pipeline system improvements and authorizes the County Manager to sign on behalf of the County.
4. **County Attorney – Osprey Landing Phase 1 DOD - Approved**
   The Board approved the Deed of Dedication for water and sewer infrastructure for Osprey Landing Phase 1.
5. **County Attorney – Osprey Landing Phase 2 DOD – Approved**
   The Board approved the Deed of Dedication for water and sewer infrastructure for Osprey Landing Phase 2.
6. **County Attorney – Whispering Pines Sewer DOD – Approved**
   The Board approved the Deed of Dedication for sewer infrastructure in Whispering Pines (Formerly Waterside Subdivision).
7. **Emergency Services – Firehouse Subs Public Safety Foundation Grant - Approved**
   The Board approved Emergency Services to apply for the Firehouse Subs Public Safety Foundation Grant in the amount of $35,000 to purchase night vision goggles for the Brunswick County Emergency Services Swiftwater Rescue Team.
8. **Emergency Services – Memorandum of Agreement (MOA) with the North Carolina Department of Health and Human Services to Maintain the SMAT Trailer – Approved**
   The Board approved the MOA to allow Brunswick County to maintain and house the State Medical Assistance Team trailer.
9. **Finance – Fiscal Items - Approved**
   The Board approved the following Budget Amendments, Capital Project Ordinances, and Fiscal Items of a routine nature in the consent agenda.
   -NC Education Lottery Application
   The Board authorized the Chairman to execute the signed North Carolina Education Lottery application. Freyja Cahill, Brunswick County Schools Finance Officer, submitted the attached State lottery funding application for $1,000,000 in lottery funds used for the 2015 and 2022 LOBS debt payments in FY 2023-2024.
   -FY24 JCPC Funding Budget Appropriation
   Appropriating of state revenues restricted of $242,486 as awarded by the Juvenile Crime Prevention Council from the NC Department of Public Safety and approved at the 5/1/2023 board meeting. The following has been awarded to the JCPC Programs; JCPC Administration $8,900, Coastal ART $39,068, Guiding Good Choices (GCC) & Systematic Training for Effective Parenting (STEP) $40,500, Providence Home $10,000, and Restitution and Community Service and Teen Court Program $144,018.
   -Animal Adoption Center Budget Amendment and CPO
   Transferring of $10,000 from the county capital reserve to Animal Adoption Center Project for the award of a contract for consultation services with DWG Architect PLLC.
   -Dixie Youth Travel Restricted Budget Amendment
   Appropriating $65,000 of fund balance for Parks and Recreation Administration Dixie Youth Travel Restricted for Dixie teams attending the world series.
10. **Information Technology - ARPA Funded Procurement of Desktop Computers from HPI International, Inc. for Brunswick County Library Public PC Labs - Approved**
    The Board approved the procurement of (52) all-in-one, small form factor, desktop computers from HPI International for the Brunswick County Library Public PC Labs at a pre-tax cost of $55,339.44. ARPA funds have been approved to cover the cost of this expenditure. These computers will be distributed to each branch of the County Library (Barbee, Harper, Leland, Rourk, and SouthWest), replacing the outdated, end-of-life equipment currently in use in the Public PC Labs.

11. **Information Technology Security Cameras and Server for Buildings E (Information Technology) and H (Elections) from North Carolina Sound of Goldsboro, LLC - Approved**
    The Board approved the procurement and installation of security cameras and server for Buildings E and H from North Carolina Sound of Goldsboro LLC.
12. **Operations Services – Second Amendment to Goods and Services Agreement with Champion Systems, Inc. – Approved**
    The Board approved the Second Amendment to the Goods and Services Agreement with Champion Systems, Inc.
13. **Operations Services – Water Management Project – Approved**
    The Board approved the proposed water management project by the mosquito control division.
14. **Sheriff's Office – Agreement Regarding Detention Commissary Services – Approved**
    The Board approved the agreement with McDaniel's Supply Company, Inc. to continue commissary services in the Brunswick County Detention Center.
15. **Sheriff's Office – Agreement Regarding Federal Inmate Detention Program - Approved**
    The Board approved the agreement renewing the Federal Inmate Detention Program at the Brunswick County Detention Center. This new contract will increase the inmate per diem rate from $65 to $80 and will also allow for the invoicing of travel-related services provided to Federal inmates.
16. **Sheriff's Office – Brunswick Community College Law Enforcement Services Agreement – Approved**
    The Board approved the agreement to continue law enforcement services on the campus by the Sheriff's Office.
17. **Sheriff's Office – SCA School Resource Officer Agreement – Approved**
    The Board approved the Sheriff's Office School Resources Officer's Reimbursement Agreement with Southeastern Christian Academy.
18. **Social Services – Brunswick Family Assistance Funded Agency Agreement - Approved**
    The Board approved the renewal of the funded agency agreement between Brunswick County and the non-profit agency - Brunswick Family Assistance.
19. **Social Services – Ivory's Non-Emergency Medical Transportation Contracts - Approved**
    The Board approved the Non-Emergency Medicaid Transportation contract with Ivory's Transportation.
20. **Soil and Water StRAP Debris Removal Scope Revision and Service Agreement Amendment - Approved**
    The Board approved the grant scope revision and service agreement amendment to address additional debris removal identified in three streams included in the current scope of work.
21. **Tax Administration – July 2023 Releases**
    The Board approved the July 2023 releases.
22. **Utilities – Bar Screen #1 Rebuild for West Brunswick SSTP - Approved**
    The Board approved a budgeted purchase for a re-build of Bar Screen #1 at the West Brunswick Regional WWTP from the Parkson Corporation in the amount of $113,885.00.
23. **Utilities – McKim and Creed Professional Services Agreement Northeast Brunswick Regional Wastewater System Treatment Plant – Phase III Expansion - Approved**
    The Board authorized the Chairman and Clerk to the Board to execute the Professional Services Agreement with McKim and Creed Engineering in the amount of $4,340,645 for engineering services and other related services in association with the Northeast Brunswick Regional Wastewater Treatment Plant (NE WWTP) - Phase III Expansion.

VI. <u>PRESENTATIONS</u>

1. **Cooperative Extension – 4-H Youth Voices**

Autum Hatcher presented the Board with her achievements and experiences during her current membership in 4-H.

2. **Health Services – Presentation and Recognition of Health Services Team for Accreditation with Honors**
Mr. Howard presented the Board and the Health Services Team with the Accreditation with Honors award.

3. **Health Services – Presentation of Community Health Needs Assessment**
Mr. Howard and Mr. Greer reported to the Board the health needs assessment information gathered.

VII. PUBLIC HEARING

1. **Planning – Town of Ocean Isle Beach Extraterritorial Jurisdiction (ETJ) Expansion Request**
Ms. Dixon informed the Board of the request from the Town of Ocean Isle Beach to consider approving the extraterritorial jurisdiction (ETJ) expansion request.

Chairman Thompson opened the Public Hearing at 6:35 p.m. with the following comments:

Daisy Ivy Town Administrator of Ocean Isle Beach, spoke in favor of the ETJ expansion.

Tripp Sloane spoke in favor of the ETJ Expansion.

Jonathon Williamson spoke in favor of the ETJ expansion.

Chairman Thompson closed the public hearing having no other comments.

Commissioner Williams made the motion to approve the ETJ expansion request at the property owner's request. Commissioner Cooke seconded the motion with all in favor (4 to 0).

VIII. ADMINISTRATIVE REPORT

1. **Administration – Request for Approval of Reimbursement Resolution for Utilities Capital Expenditures Prior to Issuing Debt**
Mr. Smith reported the Resolution is required prior to any debt issuance in order to be reimbursed. The Resolution reads as follows:

RESOLUTION OF THE COUNTY OF BRUNSWICK, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF BRUSWICK, NORTH CAROLINA TO REIMBURSE ITSELF OF CAPTIAL EXPENDITURES INCURRED IN CONNECTION WITH CERTAIN SYSTEM IMPROVEMENTS FROM THE PROCEEDS OF CERTAIN OBLIGATIONS

WHEREAS, the Board of Commissioners of the County of Brunswick, North Carolina (*"County"*) has determined that it is in the best interests of the County to finance certain improvements to its wastewater system, specifically including a 3.75 MGD expansion in the north end of the County (collectively, the *"Project"*);

WHEREAS, the County presently intends, at one time or from time to time, to finance all or a portion of its costs of the Project with proceeds of tax-exempt obligations and reasonably expects to execute and deliver such obligations (the *"Obligations"*) to finance, or to reimburse itself for, all or a portion of its costs of the Project; and

WHEREAS, the County desires to proceed with the Project and will incur and pay certain expenditures in connection with the Project prior to the date of execution and delivery of the Obligations (the *"Original Expenditures"*), such Original Expenditures to be paid for originally from a source other than the proceeds of the Obligations, and the County intends, and reasonably expects, to be reimbursed for such Original Expenditures from a portion of the proceeds of the Obligations to be executed and delivered at a date occurring after the dates of such Original Expenditures;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Brunswick, North Carolina as follows:

Section 1. ***Official Declaration of Intent.*** The County presently intends, and reasonably expects, to reimburse itself for the Original Expenditures incurred and paid by the County on or after the date occurring 60 days prior to the date of adoption of this Resolution from a portion of the proceeds of the Obligations. The County reasonably expects to execute and deliver the Obligations to finance all or a portion of the costs of the Project and the principal amount of Obligations expected to be executed and delivered by County to pay for all or a portion of the costs of the Project is approximately $125,000,000.

Section 2. ***Compliance with Regulations.*** The County adopts this Resolution as a declaration of official intent under Section 1.150-2 of the Treasury Regulations promulgated under Section 103 of the Internal Revenue Code of 1986, as amended, to evidence the County's intent to reimburse itself for the Original Expenditures from proceeds of the Obligations.

Section 3. ***Itemization of Capital Expenditures.*** The Director of Fiscal Operations of the County, with advice from bond counsel, is hereby authorized, directed and designated to act on behalf of the County in determining and itemizing all of the Original Expenditures incurred and paid by the County in connection with the Project during the period commencing on the date occurring 60 days prior to the date of adoption of this Resolution and ending on the date of execution and delivery of the Obligations.

Section 4. ***Effective Date.*** This Resolution is effective immediately on the date of its adoption.

On motion of Commissioner Williams, the foregoing resolution entitled **"RESOLUTION OF THE COUNTY OF BRUNSWICK, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF BRUNSWICK, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH CERTAIN WATER SYSTEM IMPROVEMENTS FROM THE PROCEEDS OF CERTAIN OBLIGATIONS"** was duly adopted by the following vote:

AYES:

Chairman Randy Thompson
Vice – Chairman Mike Forte
Commissioner Martin Cooke
Commissioner Frank Williams

NAYS
None

2. **Clerk to the Board – NACC Voting Delegate**
   Commissioner Williams made the motion to appoint Commissioner Cooke as the voting delegate for the NCACC meeting and Vice – Chairman Forte as the alternate. Chairman Thompson seconded the motion with all in favor (4 to 0).

3. **Engineering – Request for Tow (2) Engineering Project Manager Positions**
   Mr. Pinnix request the Board approve the addition of two (2) new engineering project manager positions and the budget amendment included. Vice – Chairman Forte made the motion to approve the additional staff requested. The motion was seconded by Commissioner Cooke with all in favor (4 to 0).

IX. BOARD APPOINTMENT

1. **Clerk to the Board – FY 23-24 Annual Board Appointments**
The Board received a listing of the various board seats that are ready for appointment. The following appointments were nominated:
District 1:
Parks and Recreation: Table
At Large Appointments:
Board of Equalization and Review Alternate: Larry Mitchell
Juvenile Crime Prevention Council: Yvonne Pesce
Substance Use and Abuse Commission: Laura Trueman

Commissioner Williams made the motion to approve the appointments as presented and to table those requested until the August 7, 2023, meeting. The motion was seconded by Vice – Chairman Forte and passed unanimously (4 to 0).

X. OTHER BUSINESS/INFORMAL DISCUSSION

Commissioner Williams noted the wait time for an appointment for Veterans Services from seven and a half weeks in September of 2022 to four weeks today.

Vice – Chairman Forte requested staff research options for broadcasting the Board meetings in the future.

XI. CLOSED SESSION

The Board entered Close Session pursuant to N.C.G.S. 143-318.11(a)(4) to discuss matters relation to the expansion of industries or other businesses in the are 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.

Mr. Shaver noted the above statutory requirements.

Commissioner Williams made the motion to enter Closed Session at 7:03 p.m. The motion was seconded by Vice – Chairman Forte and passed unanimously (4 to 0).

Chairman Thompson called the Regular Session to order at 7:45 p.m.

Mr. Shaver stated there was nothing to report from Closed Session.

XII. ADJOURNMENT

Commissioner Williams made the motion to adjourn the meeting at 7:45 p.m. The motion was seconded by Commissioner Cooke and passed unanimously (4 to 0).

Randy Thompson, Chairman
Brunswick County Board of Commissioners

Attest:
Daralyn Spivey, NCCCC
Clerk to the Board

BRUNSWICK COUNTY NORTH CAROLINA