

Regular Session, May 18, 2015, 7:00 p.m.
Catawba County Board of Commissioners

Appointments

Subdivision Review Board	526	05/18/15
Conover Planning Board and Board of Adjustment	526	05/18/15

Budget Transfers

Budget Transfers	530	05/18/15
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Juvenile Crime Prevention Council

Approval of Annual Plan	527	05/18/15
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Planning and Parks

State of the County from a Planning and Parks Perspective	526	05/18/15
Updated Parks Master Plan	526	05/18/15

Public Health

Annual Report of the Community Child Protection & Fatality Prevention Team	528	05/18/15
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Resolutions

Resolution to Join the Western Piedmont Jobs Training Consortium	529	05/18/15
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Social Services

Annual Report of the Community Child Protection & Fatality Prevention Team	528	05/18/15
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Utilities and Engineering

Awarding Bid for Construction of Retaining Dike at County Biofuels Facility	527	05/18/15
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Western Piedmont Council of Governments

Resolution to Join the Western Piedmont Jobs Training Consortium	529	05/18/15
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The Catawba County Board of Commissioners met in regular session on Monday, May 18, 2015, at 7:00 p.m. in the Robert E. Hibbitts Meeting Room of the 1924 Courthouse, 30 North College Avenue, Newton, North Carolina.

Present were Chair Randy Isenhower, Vice-Chair Barbara G. Beatty and Commissioners Katherine W. Barnes, Sherry E. Butler and Dan A. Hunsucker.

Also present were County Manager J. Thomas Lundy, Assistant County Managers Dewey Harris and Mary Furtado, County Attorney Debra Bechtel, Assistant County Attorney Jodi Stewart and County Clerk Barbara Morris.

1. Chair Randy Isenhower called the meeting to order at 7:00 p.m. and noted a quorum was present.
2. Commissioner Katherine W. Barnes led the Pledge of Allegiance to the Flag.
3. Commissioner Sherry E. Butler offered the invocation.
4. Commissioner Dan Hunsucker made a motion to approve the minutes from the Board's Regular Meeting and Closed Session of May 4, 2015. The motion carried unanimously.
5. Recognition of Special Guests: Chair Isenhower welcomed everyone present and thanked them for their interest in the business of the County. He also thanked those who served on County and State Boards.

6. Public Comments for Items Not on the Agenda: None.
7. Appointments:
Vice-Chair Barbara Beatty recommended the appointment of herself to the Subdivision Review Board for a first term. This term will expire May 17, 2017. Commissioner Dan Hunsucker recommended the reappointment of Ken Hilderbran for a seventh term on the Conover Planning Board and Board of Adjustment. This term will expire May 31, 2018. These recommendations came in the form of a motion which carried unanimously.
8. Departmental Reports:
 - A. Planning and Parks:
 1. Planning and Parks Director Jacky Eubanks presented a report on the State of County from a Parks and Perspective. This was an informational presentation and no action was required.

2. Planning and Parks Director Jacky Eubanks presented a request for the Board to consider adoption of a Parks Master Plan update. The Parks Master Plan Update was created in consultation with the County's Parks Advisory Committee, with input from the community through five public forums, and a survey. The Plan provides a guideline for future development, subject to available resources.

The mission of Catawba County Parks is to preserve Catawba County's unique and diverse natural heritage through education and conservation while providing quality passive recreation and wellness opportunities. The County's goal is to offer passive recreation opportunities to supplement active recreation programs provided by municipalities in the county.

The County's Parks Division was created in 1999 with the opening of Riverbend Park, preserving 450 acres for passive recreation. Bakers Mountain Park was opened in 2002, preserving 189 acres on Catawba County's most prominent elevation and the location of the county's largest mature forest. In 2008, Catawba County renovated and began operating the 9-acre St. Stephens Park. Potential future parks include a 598-acre Mountain Creek Park, located on Lake Norman, and an approximately 50-acre Bunker Hill Covered Bridge Park at the site of the bridge maintained by the Catawba County Historical Association.

Catawba County adopted the first Parks Master Plan in December 2007. The State Parks and Recreation Trust Fund (PARTF) and other grant providers require plan updates every ten years. Since 2007, the County Parks system has flourished and gained patronage. Recent events, including acquisition of the acreage for the Mountain Creek Park along with the adoption of the Carolina Thread Trail Plan, helped create the need to update the Master Plan. The next update is anticipated to be completed by 2025.

All commissioners commented on the Updated Plan. Commissioner Barnes indicated this was a compilation of many plans and gives citizens a look at the direction the County is headed. She commended staff and all the departments working together on the Plan as well as the Parks Advisory Committee. Vice-Chair Beatty complimented all involved and questioned what day the parks may be closed should a six day schedule be adopted – Mr. Eubanks indicated that Wednesday would be the day chosen for closure. Commissioner Butler was pleased to see the participation and partnership exhibited in the Plan update and suggested that companies within the County be contacted as they provided their employees paid volunteer hours and these volunteers could work on the trails. Chair Isenhower thanked and praised all involved and asked for a motion to adopt the updated plan. Commissioner Barnes made a motion to adopt the updated plan; the motion carried unanimously.

(Note: the Updated Parks Master Plan is available on the County's website.)

B. Juvenile Crime Prevention Council (JCPC):

Debbie Bradley, JCPC Staff, presented a request for the Board to approve the Fiscal Year 2016 Annual Plan for the Catawba County Juvenile Crime Prevention Council (JCPC). The Plan included the JCPC-recommended proposed funding plan. The JCPC is an organization established by the North Carolina Department of Public Safety's Division of Juvenile Justice. It exists to identify risks of youth in the community; prevent crime among at-risk youth; review court data; and identify needed programs to provide intervention and prevention. Funding is allocated by the State, distributed to the County and then to programs. Membership is determined mostly by the North Carolina General Statute that established the JCPC. Representatives on the Council are those involved with youth.

Every year, the JCPC must follow a process that begins with prioritizing risks and needs, with the final step being approval of a funding plan. The risks and needs priorities are determined in the fall and early winter, and approval of the funding plan occurs in the spring. Steps in developing the plan include identification of risk factors based on court data, development of a list of priorities to address risk factors, and review and approval of priorities. Once priorities are developed, the JCPC advertises for programs to submit proposals to address risk factors, reviews proposals and recommends a funding plan to the JCPC, which is subject to the State of North Carolina budget.

In the spring, and once proposals are received, the JCPC develops an annual plan and submits the Plan to the Board of Commissioners. The State has advised local JCPCs to plan for the same funding as received in FY 2015, which is \$328,946. The recommended funding for next year and the services provided were as follows: Alexander Youth Network for crisis beds: \$15,600; Conflict Resolution Center: \$48,428, for mediation and interpersonal skill building; Family Net: \$149,418, for psychological assessments, substance abuse and sex offender treatment and counseling; Parenting Education: \$35,000, for parenting/family skill building; Phoenix Group Homes: \$7,500; Project Challenge: \$60,000, for restitution/community service, and JCPC Administration: \$13,000. The Plan does not require any County funding. JCPC staff also requested the Board of Commissioners include a reassessment of the State's funding policies for the JCPC in its upcoming legislative agenda.

Commissioner Hunsucker made a motion to approve the JCPC Annual Plan and Funding Plan. The motion carried unanimously. After discussion it was determined the Board wanted more information regarding the assessment of the State's funding policies for JCPC. JCPC member Ronn Abernathy, Chief Court Counselor, will come before the Board of Commissioners' Finance and Personnel Subcommittee at a later date to present a request for the Board of Commissioners to include a reassessment of the State's funding policies for the JCPC in its upcoming legislative agenda.

C. Utilities and Engineering:

1. Utilities and Engineering Director Barry Edwards Board presented a request for the Board to award a bid for construction of a retaining dike at the County Biofuels Facility to Moss-Marlow Building Co., Inc. of Hickory in the amount of \$103,850; approved a construction administration agreement with McGill Associates in the amount of \$9,800; and approved a budget revision to appropriate funding from the Solid Waste Enterprise Fund in the amount of \$124,035, which includes 10% contingency for the construction improvements, specifically the retaining dike at the Biodiesel Facility.

On October 6, 2014, the Board entered into a Lease Agreement with Blue Ridge Biofuels. In accordance with the Lease Agreement, the County agreed to construct a retaining dike for bulk storage of liquid inventory as a means of insuring the protection of the environment and adherence to the State-issued County landfill operating permit.

On April 28, 2015, the County received three bids for the biofuel site improvements from the following: Moss-Marlow Building Company of Hickory, \$103,850; Matthews Construction Company of Conover, \$125,000, and Hickory Construction Company of Hickory, \$129,300.

After reviewing the bids, McGill Associates recommended Moss-Marlow Building Co., Inc. as the lowest responsive, responsible bidder with a total base bid of \$103,850. Commissioner Butler made

a motion to award this bid to Moss-Marlow Building Company Hickory in the amount of \$103,850; approve a construction administration agreement with McGill Associates in the amount of \$9,800; and approve a budget revision to appropriate funding from the Solid Waste Enterprise Fund in the amount of \$124,035, which includes 10% contingency for the construction improvements, specifically the retaining dike at the Biodiesel Facility. The motion carried unanimously.

2. Utilities and Engineering Director Barry Edwards presented a request for the Board to approve a new Building Services Official III position in Utilities & Engineering, a contract between Catawba County and Gilbane Building Company, general contractor for Apple, Inc., and a budget revision in the amount of \$85,518, as well as authorized the County Manager to execute the applicable contract.

Catawba County staff was approached by Mr. Jason Mari, Project Manager with Gilbane Building Company, the general contractor on an economic development project for Apple, Inc., to provide a dedicated building inspector. The project consists of a new data center and office space located at the existing Apple Data Center site off Startown Road currently under construction. In addition to their permit fees, Gilbane offered to cover the cost to the County for the Building Services Official III for one year, upfront, at a fee of \$85,518, which includes salary and benefits at current rate. The County will provide a Building Services Official III on a regular daytime basis to perform the building inspections related to the project. The regular workday is Monday through Friday, 8:00 am to 5:00 pm, excluding County holidays. If services are requested by Gilbane outside the regular schedule, the After Hours Inspection Rate of \$105 per hour, in accordance with the Catawba County Fee Schedule, will apply. Gilbane is aware of this requirement. Gilbane will provide a private, lockable office space on the project job site for use by the dedicated inspector. If the assigned inspector is not needed at the Apple project, the building inspector may perform inspections on other sites not related to the project. When inspection services are no longer needed at the Apple project, the necessity of the position will be evaluated to determine if it will continue or be eliminated in accordance with County Code and Policies.

Chair Isenhower asked if the work would be completed in a year and Mr. Edwards responded that he felt it could be completed in less than a year. Commissioner Barnes made a motion to approve a new Building Services Official III position in Utilities & Engineering, a contract between Catawba County and Gilbane Building Company, general contractor for Apple, Inc., and a budget revision in the amount of \$85,518, as well as authorize the County Manager to execute the applicable contract. The motion carried unanimously.

D. Social Services/Public Health

Social Services Director John Eller, Public Health Services Manager Jennifer McCracken and Social Services Program Manager Jason Hughes presented a request for Board approval of the annual report of the work of the Community Child Protection & Fatality Prevention Team. This annual report is to update and keep the Board informed on activities to date. The Annual Plan will be submitted to the State upon Board of Commissioner approval.

The Catawba County Child Protection Team was established in 1992 as the result of an executive order by Governor James Martin. North Carolina later mandated a Child Fatality Review Team and Catawba County elected to combine the two into a single team as allowed under State guidelines. That combined team first met in 1995 and has met quarterly since inception, except for specially called meetings.

This report addressed the work of the Community Child Protection and Fatality Prevention Team. The Child Protection Team has the legal responsibilities for reviewing cases of child fatalities when the family is known to Social Services, and identification of areas in Protective Services needing improvement in order to maximize the safety of the community's children. The Child Fatality Team's purpose is to provide a multi-agency, multi-disciplinary approach to study cases of childhood death in Catawba County in order to attempt to reduce child fatalities. The local directors of Social Services and Public Health have specific responsibilities for each team. Efforts continue to be made for the group to review additional individual Child Protective Services issues and satisfy the State's

agreement with the Federal government to use Child Protection Teams as a review mechanism in the Child Protective Services arena.

The Community Child Protection and Child Fatality Prevention Team has worked diligently in 2014 on supporting the Project Lazarus initiative to curb drug overdose with prescribed drugs; assessing fatalities with serious injury perpetrator data; focusing on human trafficking, which is a growing concern on the I-40 corridor; focusing on laws/penalties for those who fail to report child abuse and neglect; promoting awareness regarding the dangers of distracted driving among teens; promoting safe sleeping practices among caregivers with small infants, and supporting mental health first aid which helps communities address de-escalating someone who is developing a mental health problem or experiencing a mental health crisis, and the ability of caregivers to identify, understand and respond to signs of mental illnesses and substance use disorders.

Commissioner Butler reminded all present of the Darkness to Light training that would be given at the Green Room and encouraged attendance. Vice-Chair Beatty made a motion to approve the annual report. The motion carried unanimously.

9. Other Items of Business:

A. Western Piedmont Council of Government:

At the Board's May 4, 2015 meeting, staff requested that the Board adopt a Resolution to join the Western Piedmont Jobs Training Consortium pursuant to North Carolina General Statute 160-460 and the Workforce Innovation and Opportunity Act. The Board requested that language regarding the County being separately liable for acts of the consortium be removed from the resolution. The Western Piedmont Council of Governments agreed that the language regarding the County's separate liability could be removed and it is requested the revised resolution be adopted at this meeting.

In 1996, under the Workforce Investment Act (WIA), the Western Piedmont Workforce Development Area was designated and Catawba, Burke, Caldwell and Alexander Counties and 15 municipalities joined together to form the Western Piedmont Jobs Training Consortium.

In 2014, new Federal Workforce Legislation was passed, replacing the Workforce Investment Act (WIA) with the Workforce Innovation and Opportunity Act (WIOA). The NCWorks Commission has recommended that WIA Workforce Development Areas be continued under the new WIOA legislation. In connection with this action, members of the local Jobs Training Consortium must affirm or reaffirm their commitment to be part of the Consortium. Commissioner Hunsucker made a motion to adopt the revised resolution. The motion carried unanimously. The follow resolution applies:

**RESOLUTION TO JOIN
WESTEN PIEDMONT JOBS TRAINING CONSORTIUM**

BE IT RESOLVED that Catawba County wishes to participate as a full member of the Western Piedmont Workforce Development Area and the Western Piedmont Jobs Training Consortium as generally authorized by North Carolina General Statute 160-460. Et. Seq.

BE IT FINALLY RESOLVED that the duly appointed delegate of Catawba County to the Policy Board of the Western Piedmont Council of Governments (WPCOG) shall also serve as the official representative of Catawba County on the Western Piedmont Jobs Training Consortium, authorized to sign any and all related Consortium documents, including the Consortium Agreement.

This the 18th day of May, 2015.

B. BUDGET TRANSFERS:

Budget Transfers: Pursuant to Board authority granted to the County Manager, the following budget transfer has been completed:

Contingency	
110-190100-994000	Contingency
\$46,934	
110-120050-812100	Regular Wages
\$26,399	
110-120050-822900	Other Retirement
\$5,000	
110-120050-812100	Regular Wages
\$15,535	

5/18/15 – Transfer from contingency needed to correct under budgeting. As a Reinventing Department, County Manager is given an allowable target annually that is adjusted by salary and benefit changes. Performance pay and a salary adjustment in Legal were not added to the department's target which resulted in the department being under budgeted for salary and benefits.

10. Attorney's Report: County Attorney Debra Bechtel introduced third year law student
11. Manager's Report. None.
14. Adjournment. Commissioner Hunsucker made a motion to adjourn at 8:40 p.m. The motion carried unanimously and the meeting adjourned.

Randy Isenhower, Chair
Catawba County Board of Commissioners

Barbara E. Morris
County Clerk