

AGENDA

Catawba County Board of Commissioners Meeting
Monday, June 15, 2020, 7:00 p.m.
Board of Commissioners Meeting Room
2nd Floor, Catawba County Justice Center
100 Government Drive, Newton, NC

1. Call to Order.
2. Pledge of Allegiance to the Flag.
3. Invocation.
4. Approval of the Minutes from the Board's Budget Hearings with Departments and Outside Agencies of May 21, 2020, the Special Joint Meeting with the City of Hickory Council and Trivium Corporate Center, Inc. Board of Directors of May 28, 2020, Public Hearing and Wrap-Up of FY20/21 Budget of May 28, 2020, and the Regular Meeting of June 1, 2020.
5. Recognition of Special Guests.
6. Public Comments.
7. Public Hearings:
 - a. Request to Rezone 2.3 Acres from R-20 Residential to Rural Commercial – 4282 East NC 10 Highway. *Presented by Assistant Planning Director Chris Timberlake.*
 - b. Request to Rezone 7.4 Acres from R-20 Residential to Rural Commercial-Conditional District – Sherrills Ford. *Presented by Assistant Planning Director Chris Timberlake.*
 - c. Request to Rezone 65.75 Acres to Planned Development-Conditional District – Terrell Town Center. *Presented by Assistant Planning Director Chris Timberlake.*
 - d. First Public Hearing for Community Development Block Grant Neighborhood Revitalization Project Applications. *Presented by Planning and Parks Director Jacky Eubanks.*
 - e. Community Service Block Grant COVID-19 Emergency Funding. *Presented by Social Services Director Karen Harrington.*
8. Appointments.
9. Consent Agenda:
 - a. Inmate Health Care Services Bid Award and Approval of Contract.
 - b. Jail Expansion Architect Additional Services.
 - c. Donation of Surplus Vehicles to Bandy's Fire Department and Maiden Fire Department.
 - d. Pyrotechnics Permit Application.
 - e. May Tax Release/Refund Requests.
10. Departmental Report.
Social Services/Public Health.

*Community Child Protection & Fatality Prevention Team Annual Report.
Presented by Social Services Director Karen Harrington, DSS/CPS Program
Manager Jessica Ford, and DPH Nursing Supervisor Rhonda Stikeleather.*

11. Other Items of Business.
12. Manager's Report.
Budget Transfers.
13. Attorneys' Report.
14. Adjournment.

PERSONS WITH DISABILITIES: Individuals needing assistance should contact the County Clerk at 828-465-8990 within a reasonable time prior to the meeting. Participation in public meetings is without regard to race, ethnicity, religion, sex, age, or disability.

CALENDAR: There is only one Board of Commissioners Meeting in July. It will take place on Monday, July 13, 2020, at 7:00 p.m., in the Board of Commissioners Meeting Room of the Catawba County Justice Center.

MEMORANDUM

TO: Catawba County Board of Commissioners

FROM: Chris Timberlake, Assistant Planning Director

DATE: June 15, 2020

IN RE: Rezoning Request – 7.4 Acres (Scott and Marie Marks)

REQUEST

Staff requests the Board of Commissioners holds a public hearing to receive citizen comments and considers an application to rezone 7.4 acres, owned by Scott and Marie Marks from R-20 Residential to Rural Commercial-Conditional District (RC-CD).

REVIEW/BACKGROUND

Location/Zoning

The property (area 1A on the attached maps) for which the rezoning request is being considered is identified by Parcel Identification Number 3689-02-88-5479 in the Sherrills Ford Small Area Planning District, Catawba Township.

The current R-20 Residential district requires a minimum lot size of 20,000 square feet (approx. 1/2 acre), and is considered a high-density “general use” residential district. Predominate uses in this district include single-family homes and agriculture. The Rural Commercial district requires a minimum lot size of 20,000 square feet) and is considered a “general use” district. The district provides for office, service, and retail uses designed in scale with residential uses. Conditional district zoning provides for firm development proposals.

The surrounding parcels contain the zoning districts and uses described below.

- *North* – Parcels 2 through 6 are zoned R-20 Residential, which requires a minimum lot size of 20,000 square feet. Parcels 3 and 4 are developed. Parcels 2, 5, and 6 are undeveloped. Approximately .6 acre of Parcel 5 is zoned Rural Commercial.
- *South* – Parcel 8 is zoned R-20 Residential and is undeveloped. Parcels 9, 10, and 11 are zoned R-40 Residential and are developed.
- *West* – Parcels 12 through 15 are zoned R-20 Residential and are developed.
- *East* – Parcel 7 is zoned R-20 Residential and is developed.

Zoning History

None to report.

Land Use

The property is within the WS-IV Protected area watershed which impacts the built-upon area of non-residential and multi-family development projects. Projects without curb and gutter construction are limited to 36% built-upon area. The Marks' proposal includes 1.68 acres of built-upon area, just less than 24% of the 7.4-acre proposed parcel. The 9,180 square foot proposed building would include 1,980 square feet of office space and 7,200 square feet of enclosed storage space for supplies and material. Also proposed is a 5,000 square foot covered storage area for vehicles. The proposed plan includes on-site parking for employees, parking landscaping, street trees, and vegetative screening on the east and portions of the north side of the property.

Utilities

Public water is located along Sherrills Ford Road. Public sewer is not available. The Marks would connect to the public water and utilize a private septic system on the property.

Transportation

East Bandys Road is identified as a minor thoroughfare in the 2035 Long Range Transportation Plan. Traffic counts taken in 2017 on the opposite end of East Bandys Road measured 2,700 Annual Average Daily Traffic (AADT). There are no recommended traffic improvements for East Bandys Road.

Land Use Plan

The Sherrills Ford Small Area Plan, adopted on February 17, 2003, serves as the current land use plan for this area. Map 5, titled "Future Land Use Recommendations," identifies a rural commercial node at the intersection East Bandys Road, Sherrills Ford Road, and Mathis Church Road. The plan further states the node should include rural commercial nodes serving surrounding neighborhoods with limited commercial services and the nodes would comprise a maximum of 20 acres.

Planning Board Public Hearing

The Planning Board held a public hearing on Wednesday, May 27 to consider the request. Two citizens spoke. One had concerns about traffic near the intersection of East Bandys, Mathis Church Road and Sherrills Ford Road; wondered the zoning would revert back and had questions about buffers. Another wondered how the use might affect property values, but was otherwise comfortable with the request. Scott Marks, applicant, spoke and indicated the building would look exactly like the submitted photo and indicated traffic entering and leaving the site would be minimal. While they employ 12 – 15 people, crews would not come to the site daily. The site would serve more as an office and warehouse hub for their business that serves North and South Carolina.

STAFF AND PLANNING BOARD RECOMMENDATION

Staff recommended and the Planning Board voted 8 – 0 to submit a favorable recommendation to the Board of Commissioners to rezone the 7.4 acres owned by Scott and Marie Marks from R-20 Residential to Rural Commercial-Conditional District based upon:

- 1) The property's proximity to other commercial property located at the intersection of East Bandys Road, Sherrills Ford Road, and Mathis Church Road;
- 2) The specific plan and use of the proposal, limiting further use of the property, while maintaining some of the rural character with the design of the building; and
- 3) The request being consistent with the adopted Sherrills Ford Small Area Plan, Map 5 Future Land Use recommendations.



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ZONING MAP AMENDMENT CONSISTENCY STATEMENT

On June 15, 2020 the Catawba County Board of Commissioners conducted a public hearing for the purpose of considering a zoning map amendment to property identified by PIN 3689-02-88-5479 (Case #RZ2020-05).

Upon considering the matter, the Catawba County Board of Commissioners finds the request to be consistent with the land use recommendations illustrated on Map 5, titled "Future Land Use Recommendations," depicting the property as being located in an area recommended for rural commercial development. The request is reasonable for consideration based upon:

- 1) The property's proximity to other commercial property located at the intersection of East Bandys Road, Sherrills Ford Road, and Mathis Church Road;
- 2) The specific plan and use of the proposal, limiting further use of the property, while maintaining some of the rural character with the design of the building;
- 3) The request being consistent with the adopted Sherrills Ford Small Area Plan, Map 5 Future Land Use recommendations.

This decision was affirmed by a vote of ____ - ____ of the Catawba County Board of Commissioners.

Presiding Officer

Date

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AMENDMENT TO THE CATAWBA COUNTY ZONING MAP

BE IT ORDAINED, BY THE BOARD OF COMMISSIONERS, that the Catawba County Official Zoning Atlas is hereby amended by rezoning the following described property from R-20 Residential to Rural Commercial-Conditional District (RC-CD) (RZ2020-05):

7.4 acres being a portion of a 57-acre parcel located at 5863 Sherrills Ford Road in the Sherrills Ford Small Area Planning District, Catawba Township, and further identified by Parcel Identification Number 3689-02-88-5479.

PLAN CONSISTENCY STATEMENT:

Pursuant to NCGS 153A-341, the Catawba County Board of Commissioners finds the request to be consistent with Map 5, titled "Future Land Use Recommendations," identifying a rural commercial node at the intersection East Bandys Road, Sherrills Ford Road, and Mathis Church Road within the Sherrills Ford Small Area Plan, accepted on February 17, 2003. The plan further states the node should include rural commercial nodes serving surrounding neighborhoods with limited commercial services and the nodes would comprise a maximum of 20 acres.

The board finds the request reasonable for rezoning and in the public's interest based upon:

- 1) The property's proximity to other commercial property located at the intersection of East Bandys Road, Sherrills Ford Road, and Mathis Church Road;
- 2) The specific plan and use of the proposal, limiting further use of the property, while maintaining some of the rural character with the design of the building;
- 3) The request being consistent with the adopted Sherrills Ford Small Area Plan, Map 5 Future Land Use recommendations.

This, the 15th day of June 2020.

C. Randall Isenhower, Chair

MEMORANDUM

TO: Catawba County Board of Commissioners

FROM: Chris Timberlake, Assistant Planning Director

DATE: June 15, 2020

IN RE: Rezoning Request – 4281 East NC 10 Highway

REQUEST

Staff requests the Board of Commissioners conducts a public hearing to receive citizen comments and considers a request to rezone approximately 2.3 acres from Residential R-20 to Rural Commercial (RC) District.

REVIEW/BACKGROUND

Location/Zoning

The property for which the rezoning request is being considered is located at 4195 East NC 10 Highway in the Balls Creek Small Area Planning District, Catawba Township, and further identified by Parcel Identification Number 3770-05-17-9860.

The current R-20 Residential district requires a minimum lot size of 20,000 square feet (approx. ½ acre) and is a high-density residential district providing for single-family homes and agricultural uses. The Rural Commercial (RC) district requires a minimum lot size of 20,000 square feet (approx. 1/2 acre) and provides small areas for offices, services, and retail uses all designed in scale with surrounding residential uses.

The property depicted as Parcel 1 on the attached map, is zoned R-20 Residential and is undeveloped. The surrounding parcels contain the zoning districts and uses described below.

- *North* – Parcels 2, 3 and 4 are zoned R-20 Residential. Parcel 2 and 4 are developed. Parcel 3 is undeveloped.
- *South* – Parcels 6 and 7 are zoned R-20 Residential. Both are developed.
- *East* – Parcel 5 is zoned R-20 Residential and developed.
- *West* – Parcel 8 is zoned R-20 Residential and developed.

Zoning History

None to report.

Land Use

The subject property is within the WS-IV Watershed Protected Area Overlay district which allows for 36% built upon area of the property. Any new development of the property is subject to the watershed regulations. Non-residential development standards (i.e. parking, landscaping, setbacks, buffering, etc.) within the Unified Development Ordinance will regulate development of the property.

Utilities

Public water is available along NC 10 Highway. Public sewer is not available along NC 10 Highway.

Transportation

NC 10 Highway is designated as a major thoroughfare in the 2035 Greater Hickory Urban Area Long Range Transportation Plan. Traffic counts taken in 2017 near the site measured 4,000 average trips per day. NC 10 Highway is designed to accommodate approximately 10,000 – 12,000 vehicles per day. The plan does not recommend any transportation improvements at this time.

Land Use Plan

The Balls Creek Small Area Plan, accepted on June 16, 2003, serves as the current land use plan for this area. Map 5A, titled "Future Land Use Recommendations," depicts the property as being located in an area recommended for neighborhood commercial development. The Highway Commercial district is equivalent to the neighborhood commercial area designated in the plan.

Planning Board Public Hearing

The Planning Board held a public hearing on Wednesday, May 27 to consider the request. Several citizens spoke with concerns about water run-off from the property in question especially with further development, traffic speeds and wrecks at and near the intersection of Balls Creek Road, Boggs Road, and East NC 10 Highway, and increased traffic in the neighborhood. Attorney Robert Brown spoke on behalf of the applicant. He indicated water retention measures would be installed on site.

The Planning Board noted that State review agencies such as NCDOT and DEQ were responsible for regulating items such as the traffic and water retention issues raised by the public.

PLANNING BOARD AND STAFF RECOMMENDATION

Staff recommended and the Planning Board voted 7 – 1 to submit a favorable recommendation to the Board of Commissioners to rezone the 2.3 acres from R-20 Residential to Rural Commercial (RC) based upon:

- 1) The property's proximity to other commercially zoned properties;

- 2) The property's proximity to the intersection of NC 10 Highway, Balls Creek Rd, and Boggs Rd; and
- 3) The request being consistent with the accepted Balls Creek Small Area Plan, future land use recommendations for neighborhood commercial development at the intersection.



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ZONING MAP AMENDMENT CONSISTENCY STATEMENT

On June 15, 2020 the Catawba County Board of Commissioners conducted a public hearing for the purpose of considering a zoning map amendment to property identified by PIN 377005179860 (Case #RZ2020-04).

Upon considering the matter, the Catawba County Board of Commissioners finds the request to be consistent with the land use recommendations illustrated on Map 5A, titled "Future Land Use Recommendations," depicts the property as being located in an area recommended for neighborhood commercial development. The request is consistent with the adopted land use plan and reasonable for consideration based upon:

- 1) The property's proximity to other commercially zoned properties;
- 2) The property's proximity to the intersection of NC 10 Highway, Balls Creek Rd, and Boggs Rd; and
- 3) The request being consistent with the accepted Balls Creek Small Area Plan, future land use recommendations for neighborhood commercial development at the intersection of Balls Creek Road and NC 10 Highway.

This recommendation was affirmed by a vote of ____ - ____ of the Catawba County Board of Commissioners.

Presiding Officer

Date

Ordinance No. 2020-_____

AMENDMENT TO THE CATAWBA COUNTY ZONING MAP

BE IT ORDAINED, BY THE BOARD OF COMMISSIONERS, that the Catawba County Official Zoning Atlas is hereby amended by rezoning the following described property from R-20 Residential to Rural Commercial (RC) (RZ2020-04):

2.3 acres located at 4195 East NC 10 Highway in the Balls Creek Small Area Planning District, Catawba Township, and further identified by Parcel Identification Number 3770-05-17-9860.

PLAN CONSISTENCY STATEMENT:

Pursuant to NCGS 153A-341, the Catawba County Board of Commissioners finds the request to be consistent with the Balls Creek Small Area Plan, accepted on June 16, 2003, the current land use plan for this area. Map 5A, titled "Future Land Use Recommendations," depicts the property as being located in an area recommended for neighborhood commercial development.

The board finds the request reasonable for rezoning and in the public's interest based upon:

- 1) The property's proximity to other commercially zoned properties;
- 2) The property's proximity to the intersection of NC 10 Highway, Balls Creek Rd, and Boggs Rd; and
- 3) The request being consistent with the accepted Balls Creek Small Area Plan, future land use recommendations for neighborhood commercial development at the intersection.

This, the 15th day of June 2020.

C. Randall Isenhower, Chair

MEMORANDUM

TO: Catawba County Board of Commissioners

FROM: Chris Timberlake, Assistant Planning Director

DATE: June 15, 2020

IN RE: Rezoning Request – 65.75 Acre Mixed-Use Development (Terrell Town Center)

REQUEST

Staff requests the Board of Commissioners conducts a public hearing to receive citizen comments and considers a request to rezone approximately 65.75 acres to Planned Development-Conditional District (PD-CD) (RZ2020-01) and authorizes the high-density development option (engineered stormwater controls) to allow for a mixed-use development.

REVIEW/BACKGROUND

Land Use and Zoning of the Subject Properties

The proposed development area (subject parcels) is comprised of 12 parcels. There are different combinations of zoning applied to the parcels including R-20, R-30, Rural Commercial (RC), Highway Commercial (HC), and PD-CD.

- The R-20 Residential district requires a minimum lot size of 20,000 square feet and is considered a high-density residential district. This district predominately provides for single-family homes and agricultural uses.
- The R-30 Residential district requires a minimum lot size of 30,000 square feet and is considered a medium-density residential district. This district predominately provides for single-family homes and agricultural uses.
- The RC district requires a minimum lot size of 20,000 square feet and provides small areas for offices, services, and retail uses designed in scale with surrounding residential uses.
- The HC district requires a minimum lot size of 40,000 square feet and provides larger areas for civic, office, service, and retail uses generally along commercial corridors.
- The PD-CD district provides for master planning of larger development projects based on firm development proposal. It allows for specific development conditions not necessarily identified in the existing Unified Development Ordinance.

The subject parcels are identified by Parcel Identification Numbers 461713141976, 461713144163, 461709156110, 461709251219, 461709252376, 461709263370, 461709158838, 461709159631, 461709155301, 461709158265, 461713149886 and 461713241960. They are

identified within the Sherrills Ford Small Area Plan and NC 150 Corridor Plan Area and are within the Mountain Creek Township.

Adjacent Properties

- **North** – Parcels 2 - 10 on the attached maps are zoned R-20 Residential which requires a 20,000 square feet minimum lot size. Each of them appears to be undeveloped.
- **South** – Parcels 13 - 20 on the attached maps are a mixture of zoning districts including R-20 and R-30 Residential, Rural Commercial and Planned Development. Uses on the properties vary from single-family homes, contractor's office, RV sales center and post office. One is undeveloped.
- **East** – Parcels 11 and 12 on the attached maps are zoned R-20. Parcel 11 is undeveloped. A single-family residence exists on Parcel 12.
- **West** – Parcels 21 - 34 on the attached maps are a mixture of zoning districts including R-20 and R-30 Residential, Planned Development, Highway Commercial and Planned Development-Conditional District. Uses on the properties vary from single-family homes, multi-tenant nonresidential uses, approved townhome projects, plant nursery and boat sales. Two parcels are undeveloped.

Rezoning and Planning History of Subject Parcels and Surrounding Area

- Parcel 21 was rezoned from R-30 to PD in 2007.
- Parcels 27 and 28 were rezoned from RC and R-20, respectively, to Highway Commercial in 2011.
- Parcel 26 was rezoned from R-20 and Highway Commercial to PD-CD (RZ2018-07) in 2018.

Zoning Standards and Project Description

The property is located within the Watershed Protection-Overlay (WP-O) WS-IV Critical Area and Mixed-Use Corridor Overlay each of which has specific regulations. Watershed overlays restrict built-upon area allowances. More specifically, the WS-IV Critical Area Watershed limits imperviousness to 24% without the Board of Commissioners authorizing use of the high-density option which then provides for up to 50% imperviousness (built-upon area) by use of engineered stormwater controls. Stormwater controls collect and treat on-site stormwater as required by the State. The Mixed-Use Corridor Overlay provides aesthetic appearance and pedestrian oriented design standards.

The Terrell Town Center is made up of three development areas (Area 1, 2, and 3) located north, west, and south of the intersection of Sherrills Ford Road and NC 150 Highway.

- Area 1 (41 acres), north of the intersection, is planned for a maximum of 141,000 square feet of commercial space, 400 2nd and 3rd story multi-family units and 59 single-family detached homes.

- Area 2 (10 acres), west of the intersection, is planned for a maximum 76,000 square feet of commercial space and 48 2nd and 3rd story multi-family residential space.
- Area 3 (14 acres), south of the intersection, is planned for a maximum 11,000 square feet of commercial space and 50 townhome units.

Commercial space would include office and retail uses. A minimum of 15% percent of the nonresidential district's land area will be planned for pedestrian and landscaped common areas.

Terrell Town Center Development Conditions

In addition to the regulations within the Unified Development Ordinance, the applicant proposes the Terrell Town Center development be subject to the development standards identified on Sheet 1 and 2 of the concept site plan along with a plan and image booklet. Some of the development conditions are listed below:

Architectural Design Guidelines.

1. Where practical, buildings shall be oriented towards the internal street system to reinforce the streetscape.
2. Architectural treatment shall continue on all sides of a building as 'four-sided' architecture.
3. Ground floor elevations shall be treated with a combination of fenestration, clear glass, prominent entrances, change in materials, building step backs, art work and landscaping. Blank walls shall comply to the ordinance.
4. Building height:
 - a. Area 1 – Building height shall not exceed 45' for residential and 60' for commercial.
 - b. Area 2 – Building height shall not exceed 60' for commercial.
 - c. Area 3 – Building height shall not exceed 45' for residential and commercial.
5. Accessory structures shall be consistent with the principal building in material, texture, and color.
6. New dumpster and recycling areas will be enclosed on all four sides by an opaque wall or fence with one side being a hinged opaque gate.
7. All roof mounted mechanical equipment on the buildings to be constructed on the site shall be screened from view from adjoining public rights-of-way and abutting properties as viewed from the nearest street grade.
8. HVAC condensers shall be screened from view from adjoining public rights-of-way and abutting properties.
9. Architectural Character

The architectural character, associated with the building(s) to be located on the site as generally depicted within Section 6 in connection with the permitted uses of the site shall be equal to or better than materials depicted and are included to reflect the architectural style and quality of the building(s) that will be constructed, it being understood that the actual building(s) so constructed and the nature/location of the building elements may vary from these illustrations as long as (i) the general architectural concept and intent shown is maintained and (ii) heights of any buildings above heights specified in the Development Data Section 5 portion are not increased. The use of vinyl siding is prohibited. The use of vinyl for horizontal eave vent, trim or railing systems is acceptable.

10. Mixed-Use Facades Materials

- a. Windows and doors shall be provided for at least 15% of the total facade area along Highway NC 150 with each floor calculated independently. This standard will not apply to the portions of the buildings that are located along internal private driveways and/or along buffer or drives that are not visible from public streets.
- b. The facades of first/ground floor of the buildings along Highway NC 150 shall incorporate a minimum of 25% masonry materials such as brick, hard stucco (E.I.F.S) or stone.
- c. Foundations, where provided, shall be constructed as a distinct building element that contrasts with facade materials. Exposed above-ground foundations shall be coated or faced in cement, stucco, E.I.F.S, brick, manufactured stone, or natural stone to contrast with facade materials.

11. Mixed-Use Facade Articulation

- a. Public street fronting facades and end fronting facades shall be articulated and designed to create additional visual interest by varying architectural details, building materials, varied roof lines, and building offsets.
- b. First story facades of all buildings along public street fronts shall incorporate columns, awnings, arcades, windows, doors, and/or other architectural elements.
- c. Acceptable façade materials include, but are not limited to the following: masonry materials such as brick, hard stucco, stone or tile materials. Cementitious (panel, siding, trim & battens) and (E.I.F.S). New materials to the market proposed for exterior use are acceptable pending compliance with the architectural character.

Utilities

Public water and sewer exist along East NC 150 Highway and in the area of the proposed development along portions of Sherrills Ford Road. The development group is responsible for engineering, permitting, extending if needed and installing the sewer and water lines within the development to all development areas. The utilities will be designed according to the City of Hickory and state specifications. Once installed and approved, the utilities will become part of the County's system, maintained by the City of Hickory. Perimeter and internal site lighting is proposed to incorporate full and/or semi-cut off lighting fixtures.

Transportation

East NC 150 Highway is identified as a boulevard in the 2035 Long Range Transportation Plan. Most recent reported traffic counts from 2017 near east of the NC 150/Sherrills Ford Road intersection measured 18,000 Annual Average Daily Traffic (AADT). Counts take west of the intersection measured 14,000 AADT.

East NC 150 Highway is scheduled for widening to a 4-lane road with a divided median. According to the 2020-2029 STIP, right-of-way for this section of improvements is scheduled to begin in 2025 with construction commencing in 2028.

Sherrills Ford Road is a state maintained minor collector road. Most recent traffic counts from 2017 near the site measured 5,400 AADT. The adopted thoroughfare plan recommends minor lane widening of Sherrills Ford Road.

As part of the Planned Development-Conditional Zoning District development request, the developer will submit a Traffic Impact Analysis (TIA), produced by a traffic engineering firm, for review by NCDOT. The TIA will identify any loss of service at off-site intersections and propose traffic improvements off-site and determine site ingress / egress locations. The traffic improvements recommended in the TIA and required by NCDOT must be constructed by the developer to mitigate adverse impacts created by the proposed development. The intersections being studied include:

- NC 150 and Sherrills Ford Road
- NC 150 and Slanting Bridge Road
- NC 150 and Little Mountain Road
- NC 150 and Mount Pleasant Road
- NC 150 and Grassy Creek Road
- NC 150 and NC 16 Business
- NC 16 Business and Campground Road
- NC 16 Business and St. James Church Road
- NC 150 and Kiser Island Road/Marshall Steam Station 1
- NC 150 and Greenwood Drive/Marshall Steam Station 2
- Proposed development access points

Land Use Plan

Map 5, 'Future Land Use Recommendations', found within the Sherrills Ford Small Area Plan, adopted February 17, 2003 depicts the properties within a recommended village-mixed use area that includes a mixture of commercial, office, and mixed-residential uses. The Highway 150 Corridor Plan, which was adopted on September 8, 2014, also provides land use recommendations. Map 6, titled "Future Land Use & Economic Opportunity" recommends mixed use, commercial and multi-family uses. The request is consistent with the adopted land use plans and reasonable for consideration.

Planning Board Public Hearing

The Planning Board held a public hearing on Wednesday, May 27 to consider the request. One citizen shared concerns about erosion control issues on other sites where the applicant has existing projects and also about future traffic issues. Mr. Robert Eades spoke to the applicant's efforts in helping preserve aspects of the Terrell General Store. The board indicated that specific departments and agencies were responsible for erosion control matters and water quality. There were no further questions.

STAFF AND PLANNING BOARD RECOMMENDATION

Staff recommended and the Planning Board voted 8 – 0 to submit a favorable recommendation to the Board of Commissioners to rezone the properties (approximate 65.75 acres) from R-20, R-30, RC, HC, and PD-CD (RZ2018-07) to Planned Development-Conditional Zoning District (RZ2020-01) to allow the mixed-use commercial and residential development and authorize the high-density development option based upon:

1. All development conditions and designs identified on Sheets 1 and 2 of the concept site plan and within the Proposed Community Master Plan and Conceptual Image Booklet prepared by ESP Associates, Inc.;
2. A portion of the development meeting the intent of the storefront (Area 2) village center to serve as the core containing a variety of retail shops and services in a manner consistent with a small downtown or central market place in the community;
3. The developer will prepare a Traffic Impact Analysis;
4. The developer extending public water and sewer within and throughout the proposed development;
5. The proposed development meeting high-quality development standards including public open space;
6. The proposed development being in close proximity to other nonresidential developments;
7. The high-density option improving water quality by capturing stormwater runoff and treating it through State approved Best Management Practices (BMPs); and
8. The proposed request being consistent with adopted land use plans.



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ZONING MAP AMENDMENT CONSISTENCY STATEMENT

On June 15, 2020 the Catawba County Board of Commissioners conducted a public hearing for the purpose of considering a zoning map amendment to properties identified by PINs 461713141976, 461713144163, 461709156110, 461709251219, 461709252376, 461709263370, 461709158838, 461709159631, 461709155301, 461709158265, 461713149886 and 461713241960 (Case #RZ2020-01).

Upon considering the matter, the Catawba County Board of Commissioners finds the request to be consistent with the land use recommendations illustrated on Map 5, 'Future Land Use Recommendations', found within the Sherrills Ford Small Area Plan, adopted February 17, 2003 depicting the properties within a recommended village-mixed use area that includes a mixture of commercial, office, and mixed-residential uses. The Highway 150 Corridor Plan, which was adopted on September 8, 2014, also provides land use recommendations. Map 6, titled "Future Land Use & Economic Opportunity" recommends mixed use, commercial and multi-family uses. The request is consistent with the adopted land use plans and reasonable for consideration based upon:

1. All development conditions and designs identified on Sheets 1 and 2 of the concept site plan and within the Proposed Community Master Plan and Conceptual Image Booklet prepared by ESP Associates, Inc.;
2. A portion of the development meeting the intent of the storefront (Area 2) village center to serve as the core containing a variety of retail shops and services in a manner consistent with a small downtown or central market place in the community;
3. The developer will prepare a Traffic Impact Analysis;
4. The developer extending public water and sewer within and throughout the proposed development;
5. The proposed development meeting high-quality development standards including public open space;
6. The proposed development being in close proximity to other nonresidential developments;
7. The high-density option improving water quality by capturing stormwater runoff and treating it through State approved Best Management Practices (BMPs); and
8. The proposed request being consistent with adopted land use plans.

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Catawba County Government Center
25 Government Drive | Newton NC 28658 | 828.465.8380

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This decision was affirmed by a vote of ____ - ____ of the Catawba County Board of Commissioners.

Presiding Officer

Date

Ordinance No. 2020-_____

AMENDMENT TO THE CATAWBA COUNTY ZONING MAP

BE IT ORDAINED, BY THE BOARD OF COMMISSIONERS, that the Catawba County Official Zoning Atlas is hereby amended by rezoning the following described properties to Planned Development-Conditional District (PD-CD) (RZ2020-01):

65.75 acres located in the Sherrills Ford Small Area Planning District, Mountain Creek Township, and further identified by Parcel Identification Numbers 461713141976, 461713144163, 461709156110, 461709251219, 461709252376, 461709263370, 461709158838, 461709159631, 461709155301, 461709158265, 461713149886 and 461713241960.

PLAN CONSISTENCY STATEMENT:

Pursuant to NCGS 153A-341, the Catawba County Board of Commissioners finds the request to be consistent with the land use recommendations illustrated on Map 5, 'Future Land Use Recommendations', found within the Sherrills Ford Small Area Plan, adopted February 17, 2003 depicting the properties within a recommended village-mixed use area that includes a mixture of commercial, office, and mixed-residential uses. The Highway 150 Corridor Plan, which was adopted on September 8, 2014, also provides land use recommendations. Map 6, titled "Future Land Use & Economic Opportunity" recommends mixed use, commercial and multi-family uses.

The board finds the request reasonable for rezoning and in the public's interest based upon:

1. All development conditions and designs identified on Sheets 1 and 2 of the concept site plan and within the Proposed Community Master Plan and Conceptual Image Booklet prepared by ESP Associates, Inc.;
2. A portion of the development meeting the intent of the storefront (Area 2) village center to serve as the core containing a variety of retail shops and services in a manner consistent with a small downtown or central market place in the community;
3. The developer will prepare a Traffic Impact Analysis;
4. The developer extending public water and sewer within and throughout the proposed development;
5. The proposed development meeting high-quality development standards including public open space;

6. The proposed development being in close proximity to other nonresidential developments;
7. The high-density option improving water quality by capturing stormwater runoff and treating it through State approved Best Management Practices (BMPs); and
8. The proposed request being consistent with adopted land use plans.

This, the 15th day of June 2020.

C. Randall Isenhower, Chair

Memo

TO: Catawba County Board of Commissioners

FROM: Jacky Eubanks
Planning & Parks Director

DATE: June 15, 2020

SUBJECT: 1st Public Hearing for CDBG Neighborhood Revitalization Project applications

REQUEST

Staff requests the Board of Commissioners considers conducting a first public hearing in order to receive citizen input in preparation of a Community Development Block Grant (CDBG) application for the upcoming year.

BACKGROUND

North Carolina received approximately \$10.0 million in CDBG funds from the US Department of Housing and Urban Development to be made available to eligible local governments to serve low and moderate income persons, families, and communities. These funds are being released through the 2020 NC Neighborhood Revitalization Program, with a maximum grant amount of \$750,000 per grantee to be spent on specific authorized activities to be completed during a 30 month grant period. CDBG funds may be used for a variety of different activities including North Carolina Neighborhood Revitalization Program, Economic Development, and Demolition projects. Applications are to be submitted to the North Carolina Department of Commerce, Rural Economic Development Division. Programs are designed to provide grants to local units of governments for housing, housing related activities, and public facilities that support housing activities for low-to-moderate- income persons, job creation or the elimination of slum and blight conditions.

Some of the eligible funding categories include:

-“Full treatment” infrastructure and public improvements that support existing housing in designated area (streets, sidewalks/pedestrian ways, curbs and gutters, parks, playgrounds, greenways, water and sewer lines, flood and drainage improvements, and trees).

-Housing Rehabilitation: site clearance/remediation, relocation, substantial rehabilitation, reconstruction, replacement housing and emergency repairs.

-Public Facilities open to the general public that provide government services or are owned and operated by a nonprofit.

-Single Family Homeownership Development for infrastructure support such as public infrastructure, removal of hazardous material, land acquisition.

-Multi-Family Rental Housing Development for rehabilitation, disposition, acquisition, demolition, clearance, historic vacant building acquisition and historic vacant rehabilitation for profit and non-profit developer with a maximum grant of \$250,000.

-Water and Sewer Connections to existing housing.

Consistent with past practice, Catawba County is working with the Western Piedmont Council of Governments (WPCOG) in pursuit of this grant opportunity. Catawba County has a history of receiving federal CDBG funding for various authorized programs, typically using these funds for scattered site housing projects throughout the County. A successful application for this round of CDBG funding would represent an expansion of the County's activities in this realm, as this is a funding category the County typically has not pursued previously.

The purpose of this public hearing is to receive citizen input as to the needs of low income and moderate income residents and neighborhoods within the County. Based on the needs identified, the County may be eligible to apply for CDBG funds to address those needs within the grant window.

If the County decides to pursue an application for a specific category, a 2nd public hearing will need to be held on the July 13, 2020. The application deadline submittal date is July 27, 2020. The application process is competitive. A local match is not required but could strengthen the application.

RECOMMENDATION

Staff recommends the Board of Commissioners considers conducting a first public hearing in order to receive citizen input in preparation of a Community Development Block Grant (CDBG) application for the upcoming year.



catawba county social services

MEMORANDUM

TO: Catawba County Board of Commissioners
FROM: Karen Harrington, Director, Catawba County Social Services
DATE: June 15, 2020
RE: Community Service Block Grant (CSBG) Covid-19 Emergency Funding

REQUEST

It is requested that the Catawba County Board of Commissioners holds a public hearing in consideration of the submission of an application for CSBG emergency assistance funding related to Covid-19.

BACKGROUND

Catawba County Social Services is the designated “Community Action Agency” in our County. As such, we receive funding each year via the Community Services Block Grant administered through the NC State Office of Economic Opportunity. The funds are flexible but must meet criteria regarding eligibility and be primarily focused on poverty prevention. For years, Social Services has administered the Teen Up Program with this funding. On May 15, 2020 we received notice from the Office of Economic Opportunity that \$26,000,000 of emergency CARES Act funding was being disbursed across the state with a specific allocation being distributed to each County based on a formula that factors in the number of “poor” citizens. This is funding above and beyond the annual allocation we receive to operate Teen Up. Catawba County’s non-recurring allocation is \$312,316. The expectation is that each Community Action Agency administer an emergency relief program with at least 55% of those funds going to direct needs as a result of Covid-19 (ex. food, medical care, energy assistance, rent assistance, etc.).

An application to receive the funding was submitted, as required, to OEO on May 22, 2020 with funds expected to be available for distribution beginning July 1, 2020 extending until September 30, 2022 or until the funds are exhausted.

ANALYSIS/ALTERNATIVES

While federal and state entities are earmarking CARES Act and other funding that may be available to local communities, this funding is specific to flow through county Community Action Agencies and is set apart from any other Covid-19 related assistance funding. It is intended to directly benefit Catawba County citizens who are within 200% of the Federal Poverty Level and who have been impacted by the pandemic.

In Catawba County, the most requested type(s) of assistance emerging due to the impact of job/income loss due to Covid-19 is rent/mortgage assistance, food assistance, utility assistance, and healthcare. Food security, has stabilized over the past 90 days in Catawba County, but the trend we are now seeing is

related to housing instability. The NC Governor issued and then extended a moratorium on eviction and the disconnection of utilities, but once that moratorium expires, we expect to see a rapid increase in the need for emergency funding related to housing. The CSBG emergency assistance funding would be prioritized for the most immediate needs in our community with nearly 70% of the allocation going directly to meet the needs of our citizens.

RECOMMENDATION

It is recommended that the Catawba County Board of Commissioners holds a public hearing in consideration of the submission of the application for CSBG emergency assistance funding related to Covid-19.

APPOINTMENTS

RANDY (Upcoming) Juvenile Crime Prevention Council

6/30/20	Maria Ballard	Eligible for a 2 nd term
	Tara Conrad	Eligible for a 7 th term
	Lt. Scott Hildebrand	Eligible for a 3 rd term
	Angela Simmons	Eligible for a 2 nd term
	Dr. Sylvia White	Eligible for a 1 st full term

2-year terms

Chair Isenhower recommends the reappointment of Dr. Sylvia White for a first full term, Maria Ballard and Angela Simmons for second terms, Lt. Scott Hildebrand for a third term, and Tara Conrad for a seventh term on the Juvenile Crime Prevention Council. These terms will expire June 30, 2022.

RANDY (Upcoming) Town of Maiden Planning Board

6/30/20	Bruce Ikard	Eligible for a 3 rd term
	Roger Isenhour	Eligible for a 3 rd term

3-year terms

Chair Isenhower recommends the reappointment of Bruce Ikard and Roger Isenhour for third terms on the Town of Maiden Planning Board. These terms will expire June 30, 2023.

RANDY (Upcoming) Partners Behavioral Health Management Board

(Note: Due to PBHM Bylaw changes, this appointment has been moved from a one year Organizational Appointment made at the first meeting in December to a three-year term expiring on 6/30 of the third year)

6/30/20	Kitty Barnes	Eligible for a 2 nd term
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3-year terms

Chair Isenhower recommends the reappointment of Commissioner Kitty Barnes for a second term on the Partner Behavioral Health Management Board. This term will expire June 30, 2023.

RANDY (Upcoming) Economic Development Corporation Board

6/30/20	Ellie Bradshaw	Eligible for a 5 th term
	Garrett Hinshaw	Eligible for a 5 th term

3-year terms

Chair Isenhower recommends the reappointment of Ellie Bradshaw and Garrett Hinshaw for fifth terms on the Economic Development Corporation Board. These terms will expire June 30, 2023.

BARBARA (Upcoming) Library Board of Trustees

6/30/20	Nicky Setzer	Not Eligible for reappointment
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4-year terms

Vice-Chair Beatty recommends the appointment of Mary Canrobert for a first term on the Library Board of Trustees. This term will expire June 30, 2024.

BARBARA (Upcoming) Trivium Corporate Center Board of Directors

6/30/20 Randy Isenhower Eligible for a 2nd term

3-year terms

Vice-Chair Beatty recommends the reappointment of Randy Isenhower for a second term on the Trivium Corporate Center Board of Directors. This term will expire June 30, 2023.

KITTY (Upcoming) SALT Block Foundation

6/30/20 Laura Treadaway Eligible for a 2nd term

2-year terms

Commissioner Barnes recommends the reappointment of Laura Treadaway for a second term on the SALT Block Foundation. This term will expire June 30, 2020.

DAN (Upcoming) Public Health Board

6/30/20 Dr. Matthew Davis Eligible for a 3rd term

 Susan Knowles Eligible for a 2nd term

3-year terms

Commissioner Hunsucker recommends the reappointment of Susan Knowles for a second term and Dr. Matthew Davis for a third term on the Public Health Board. These terms will expire June 30, 2023.

MICK (Upcoming) Tax Collector/Deputy Tax Collector

06/30/20 Lori Mathes (Tax Collector) Eligible for a 4th term

 Jeanne Jarrett (Deputy Tax Collector) Eligible for a 10th term

2-year terms

County Manager Berry recommends the reappointment of Lori Mathes for a fourth term as Tax Collector and the reappointment of Jeanne Jarrett for a tenth term as Deputy Tax Collector.

MEMORANDUM

TO: Catawba County Board of Commissioners

FROM: Finance and Personnel Subcommittee

DATE: June 15, 2020

IN RE: Inmate Health Care Services Bid Award and Approval of Contract

REQUEST

The Finance and Personnel Subcommittee recommends the Board of Commissioners approves a bid award to Mediko, Inc., for inmate health care services. The award would result in a one (1) year contract (initial term) beginning July 1, 2020 and ending June 30, 2021, for a total amount of One Million One Hundred Twelve Thousand Six Hundred Ninety-Two Dollars (\$1,112,692.00). At the end of the initial term, unless either party has provided written notice of termination, the contract would renew for successive one-year terms at an increase of 3% per year.

BACKGROUND

On July 1st, 2019, Catawba County entered into an agreement with Southern Health Partners to provide inmate health care services. The agreement provided for twenty-four hours per day, seven days per week coverage. Southern Health Partners was unable to maintain the terms of the agreement with the County in a satisfactory manner. The Sheriff's Office worked with Southern Health Partners on numerous occasions but was unable to resolve the concerns.

On April 2, 2020, Catawba County issued a Request for Proposals seeking submittals from qualified inmate health care management companies interested in contracting with Catawba County to provide health care services to persons in the custody of the Catawba County Sheriff at the Detention Facility.

On April 24th, 2020, Southern Health Partners issued a letter of termination of services. Southern Health Partners gave proper notice of a last day of service (June 30th, 2020) as described in the health services agreement.

On May 13, 2020, at 3:00 p.m., bid responses were opened and recorded. There were four (4) inmate health care management companies that provided responses:

- Advanced Correctional Healthcare – Peoria, Illinois
- VitalCore Health Strategies, LLC – Topeka, Kansas
- Mediko Correctional Healthcare – Henrico, Virginia
- CBH Medical, PC – Blue Bell, Pennsylvania

On May 14, 2020, the Evaluation Committee (Major Billy Boston, Captain Nathan Fisher, Lieutenant Michael Isenhour, Lieutenant Jackie Opper, and Tina Wright, Purchasing Manager) met to evaluate the bid responses received. As part of the evaluation process, the committee looked at each of the programs offered to see how well the program aligned with the needs of the Catawba County Detention Facility, in addition to meeting all the requirements of the Request for Proposal. It also included looking into past experience at providing similar services, staffing plan offered, cost of program, litigation history and references. The Committee scored the responses using Evaluation

Criteria that was included in the Request for Proposal. The scoring matrix has been attached for reference, with Mediko, Inc. receiving the highest score.

This contract amount exceeds the funds appropriated in the FY21 budget for the Sheriff's Office for jail medical services. However, staff has several strategies in mind to cover as much of the contract overage as possible within existing appropriations. As the fiscal year progresses, staff may be back before the Board requesting appropriation of necessary funds to fulfill contract requirements.

RECOMMENDATION

The Finance and Personnel Subcommittee recommends the Board of Commissioners approves a bid award to Mediko, Inc., for inmate health care services. The award would result in a one (1) year contract (initial term) beginning July 1, 2020 and ending June 30, 2021, for a total amount of One Million One Hundred Twelve Thousand Six Hundred Ninety-Two Dollars (\$1,112,692.00). At the end of the initial term, unless either party has provided written notice of termination, the contract would renew for successive one-year terms at an increase of 3% per year.

Attachments:

RFP Firm Evaluation Scores

Inmate Health Care Services Contract

RFP 20-1007
Health Care Services for Catawba County Detention Facility

Evaluation Criteria	Total Possible Points	Advanced Correctional Healthcare	VitalCore	Mediko	CBH Medical PC
a. Responsiveness: This refers to the proposal's complete responsiveness to all written specifications and requirements contained in this RFP.	15	10	15	15	15
b. Implementation Plan: Emphasis is on the efficiency and comprehensiveness of the methods to be used in performing the services requested by this RFP and in managing the project.	25	20	25	25	20
c. Bidder Qualifications: This refers to the overall qualifications of Bidder and its past experience in providing similar services to those requested by this RFP. It also refers to an evaluation of the quality of Bidder's performance on previous local government projects.	25	15	20	25	15
d. Personnel Qualifications: This refers to the number and qualifications of the professional personnel who would be assigned to the job. Consideration will be given to the percentage of time that each would spend on the project. It also refers to an evaluation of the quality of the performance by each member of the Bidder's project team on previous projects with the County and similar projects.	15	10	10	15	10
e. Cost of Professional Services: This is the expected amount your firm would be compensated for services provided to the County. The County will consider hourly rates, retainer amounts, flat fees or other methods. While this will be an important factor, it will be considered as just one factor in the evaluation and selection process.	20	15	15	15	20
TOTAL SCORE	100	70	85	95	80

INMATE MEDICAL SERVICES CONTRACT

THIS CONTRACT (“Contract”), by and between CATAWBA COUNTY (“County”), a North Carolina body politic and MEDIKO, Inc., a Virginia professional corporation (“Contractor”) authorized to do business in the State of North Carolina, is entered into this ____ day of June, 2020.

For and in consideration of the mutual promises, conditions and covenants herein set forth, the parties agree as follows:

1. Term of Contract and Termination

The initial term of this Contract is for one (1) year beginning July 1, 2020 (“Start Date”) and ending June 30, 2021 (“Initial Term”). This Contract shall automatically renew for successive one-year terms unless either party provides written notice of termination at least ninety (90) days prior to the end of the then current Term. This Contract may be terminated prior to the end of the Term only as set forth in Section 14 below.

2. Entire Agreement

This Contract, including the items listed below, represents the entire agreement of the parties and any modification of this Contract must be made in writing and executed with the same formality as this Contract. The following documents are incorporated into this contract by reference, as if fully stated herein, in the order of precedence indicated below:

1. This Contract.
2. Schedule 2(C) attached and marked as Exhibit A
3. Staffing Matrix attached and marked as Exhibit B
4. Contractor’s Proposal dated May 13, 2020
5. County’s Request for Proposal No. 20-1007 (“RFP”) for Healthcare Services for the Catawba County Detention Facility

3. Compensation for Services

(a) Base Compensation. For the first twelve (12) months of the Term (“Initial Period”), Detention Facility shall pay Contractor \$92,724.34 per month, which is based on an annual rate of \$1,112,692 divided into twelve equal monthly installments (“Base Compensation”). Monthly payments shall be made by County on or before the tenth (10th) day of the calendar month following the month in which services are provided. For each succeeding twelve (12) month period following the Initial Period, Base Compensation will be increased by an amount equal to three percent (3%) of the Base Compensation for the immediately preceding twelve (12) month period.

(b) ADP. If the ADP at Detention Facility exceeds 400 inmates (the “ADP Threshold”) for two consecutive months, Contractor shall be paid \$1.80 per inmate for each inmate over 400 for the two prior consecutive months. ADP shall be determined by Detention Facility

running the Local Confinement Report “LCR” which will be run the first working day of each month but is the average daily population of the previous month. The additional amount shall not apply for months where ADP is below 400 inmates.

(c) Cost Pool. Notwithstanding the provisions of the RFP, Contractor’s financial responsibility for all costs and expenses associated with any Shared Cost Services (as defined below) shall be limited by an annual cost pool as described in Exhibit A, Schedule 2(C). However, nothing in this Agreement shall be interpreted to impose financial responsibility on the County for inmate medical services beyond the requirements imposed by applicable federal and state law. Likewise, Contractor shall not be financially responsible for the cost of inmate medical services which are determined, at any time, to be beyond the County’s responsibility as required by applicable federal and state law. “Shared Cost Services” shall mean the following services, products, equipment or other matters: (i) off-site healthcare services (including, but not limited to, hospital services (whether inpatient or outpatient); emergency room services; off-site specialist services; off-site physical therapy; on-site and off-site dialysis; and off-site diagnostic services); (ii) dental services; (iii) the cost of pharmaceuticals; (iv) non-formulary medication (including, but not limited to, HIV and HEP-C medications, blood or plasma factors, dialysis medications, chemotherapy, immuno-therapy, and any other non-formulary medications); (v) other medical services rendered by providers who are not employees or independent contractors of Contractor; and (vi) costs associated with medical devices or other treatment aids or devices recommended or prescribed by a specialist including, but not limited to, prosthetics, braces, special shoes, glasses, dentures, hearing aids, orthopedic devices, etc.

4. Scope of Services and Provision of Services

(a) General Scope. Except as provided below, Contractor shall provide medical, pharmacy and medical laboratory services to the inmates of the Detention Facility as described in the Proposal. The scope of work details as defined by the Proposal are included by reference as a part of this Contract and are binding on both parties unless otherwise stated or modified by this Contract document. If there is a conflict between the terms of the Proposal and this Contract, the terms of this Contract shall control. Contractor shall adjust service levels to meet new or enhanced medical standards or constitutional rights that may occur during the contract term; provided that the parties will negotiate modifications to this Contract if the new or enhanced medical standards or constitutional rights require changes to services provided, additional staffing, changes to the cost pool, additional expenses or other changes to the services described in the Proposal.

(b) Staffing Matrix. Any references in the RFP to a Staffing Matrix are hereby deleted and replaced by the Staffing Matrix attached as Exhibit B. For any vacancies in the Staffing Matrix that exist for longer than 20 days, Contractor will issue a credit on its monthly invoice. The credit will be at the following hourly rate for the position(s) where the vacancy occurs for each hour vacant: Licensed Practical Nurse: \$25; Certified Medication Technician: \$16; Medical Physician: \$125; Psychiatrist: \$180; Medical Clerk/Administrative Assistant: \$20. Notwithstanding the foregoing, no vacancy shall be deemed to have occurred and no credit will be issued if the position is staffed at the time services are required to be rendered by qualified personnel (including but not limited to personnel from third party agency or staffing companies).

(c) Limitation on Services. Except as provided in Section 3, in no event shall Contractor be responsible for any (i) Shared Cost Services; (ii) the cost of pharmaceuticals; (iii) transportation by officers or ambulance; (iv) information management systems, software and equipment reasonably necessary to operate Detention Facility's medical department in accordance with this Agreement; (v) the costs associated with interface of the electronic medical records system for the Detention Facility if Detention Facility elects to introduce such systems; (vi) the acquisition of medical equipment and furniture and fixtures reasonably necessary to operate Detention Facility's medical department; (vii) new or replacement medical equipment and furniture and fixtures reasonably necessary to operate Detention Facility's medical department; (viii) non-formulary medication (including, but not limited to, HIV and HEP-C medications, blood or plasma factors, dialysis medications, chemotherapy, immuno-therapy, and any other non-formulary medications); (ix) other medical services rendered by providers who are not employees or independent contractors of Contractor; (x) the items listed in Section 4(f); or (xi) any other services not specifically described in the Proposal as being performed by Contractor. Contractor shall not be required to bill any third party for services provided to inmates of the Detention Facility. If the County determines that third parties should be billed for services provided by Contractor, any such billing shall be performed by the County.

(d) EMR System. Contractor shall purchase and provide an electronic medical record system as described in the Proposal. During the Term of this Contract, Contractor shall pay the license fees, maintenance fees and other costs associated with such electronic medical records system for the Detention Facility, provided that Detention Facility shall pay the fees and costs charged by Detention Facility's current Detention Facility management system for the creation of all interfaces between the Detention Facility's current Detention Facility management system and the CorEMR system that will be purchased by Contractor. Upon the termination of this Contract, Contractor shall cause the electronic medical record system to be transferred to Detention Facility and Detention Facility shall thereafter pay all future license fees, maintenance fees and other costs associated with such system.

(e) Discounts: Contractor will work with the Catawba County Sheriff's Office, hereinafter referred to as "CCSO" to identify and negotiate contractual discount agreements with all providers as reasonably necessary to maintain the cost efficiency of Contractor's program at the Detention Facility. Contractor further agrees to provide CCSO with a copy of all formal, written vendor discount agreements, confirm existing discount agreements in place at the beginning of each contract period and keep CCSO informed as to new discount agreements or changes to existing agreements.

(f) Contractor shall be responsible for all general medical and office supplies necessary for the operation of the clinic; provided that in no case will Contractor be responsible for the costs associated with medical devices or other treatment aids or devices recommended or prescribed by a specialist including, but not limited to, prosthetics, braces, special shoes, glasses, dentures, hearing aids, orthopedic devices, etc. Contractor shall establish policies and procedures for the provision of prosthetics, regarding frequency, eligibility, etc., but the cost of such devices shall not be paid by Contractor.

5. Supervision; Employee Screening

County acknowledges and agrees all employees and independent contractors of Contractor, whether previously employed by the Detention Facility or not, shall be supervised and managed by, and be accountable to, Contractor. Accordingly, the Sheriff and his personnel shall not participate in the supervision, management or discipline of the employees of Contractor. If the Sheriff or his personnel have any concerns with an employee of Contractor, such concerns shall be promptly communicated to Contractor's on-site Health Service Administrator. If the Sheriff or his personnel are not satisfied with the response of the on-site Health Service Administrator, such concerns must be promptly communicated to Contractor's regional Health Service Administrator.

If the Sheriff becomes dissatisfied with any employee provided by Contractor hereunder, Contractor, in recognition of the sensitive nature of correctional services, shall, following receipt of written notice from the Sheriff or his personnel of the grounds for such dissatisfaction and in consideration of the reasons therefor, exercise its best efforts to resolve the problem. If the problem is not resolved satisfactorily to the Sheriff, Contractor shall cause the employee to cease providing services under this Agreement; provided that Contractor will be allowed reasonable time to find an acceptable replacement without penalty to Contractor.

Notwithstanding the foregoing, the Sheriff or his personnel shall, at all times, retain sole discretion over whether to permit any individual to enter the Detention Facility's grounds or facility.

Prior to Contractor hiring any employees or subcontractors for Detention Facility, Contractor will perform or cause to be performed drug tests, at Contractor's expense, for each employee or subcontractor, within at least the prior twelve (12) months to assignment in the Detention Facility, and confirm the employee's or subcontractor's certifications, credentials and, if applicable, licenses. Contractor agrees that only those individuals with negative drug screens will be assigned to the Detention Facility.

County requires, and will perform and pay for background checks of Contractor's employees or subcontractors who will be assigned to the Detention Facility. Contractor agrees that only those individuals with acceptable background checks will be assigned to the Detention Facility.

6. Duties of Detention Facility

The Detention Facility shall cooperate with Contractor in all respects to ensure that inmate medical care and services meet or exceed standards dictated by law, regulations, the American Correctional Association and the NCCHC. Cooperation includes, but is not limited to, (a) regular access and meetings with the Major and his designees to address issues that may arise from time to time, (b) timely transportation of inmates from housing units to the medical department and (c) sufficient, visible security in the medical department.

7. Duties of Contractor

Contractor shall provide the services identified in its May 13, 2020 Proposal and this Contract consistent with medical standards of care applicable to confined populations. Any such medical services shall also comply with all constitutional requirements, judicial decisions and inmate medical requirements set forth by federal, state, and local agencies and medical licensing organizations. Receipt of services by itself does not constitute acceptance of quality of service.

8. Independent Contractors

The persons providing services under this Contract, and Contractor, shall be considered independent contractors, and shall not be deemed to be employees of County or Sheriff for any purpose.

9. Insurance

Contractor is responsible for and agrees to provide and maintain all of the following insurance:

- (a) Workers' Compensation and Employers Liability Insurance. Required statutory benefits under North Carolina Workers Compensation Law, and Employer Liability Insurance, with a limit of \$500,000 of each occurrence.
- (b) Commercial General Liability Insurance. Coverage for all independent contractor operations, contractual liability assumed under the provisions of this contract, products/completed operations liability and broad form property damage liability insurance coverage. Exclusions applicable to explosion, collapse and underground hazards are to be deleted when the work involves these exposures. The policy must provide liability limits of at least \$1,000,000 per occurrence and \$2,000,000 annual aggregate. Catawba County must be named as an additional insured under this policy.
- (c) Automobile Liability Insurance. Covering all owned, non-owned and hired vehicles, providing liability limits of at least \$1,000,000 per occurrence combined single limits applicable to claims due to bodily injury and/or property damage. Catawba County must be named as an additional insured under this policy.
- (d) Medical Professional Liability Insurance. Contractor will maintain Medical Professional Liability Insurance providing liability insurance limits of at least \$1,000,000 per occurrence and \$5,000,000 in the annual aggregate. Contractor agrees to maintain this coverage for period of at least two (2) years beyond the termination date of this Contract.
- (e) Umbrella Liability Insurance. Contractor shall provide coverage as excess above the underlying Commercial General Liability Insurance, Automobile Liability Insurance, and Medical Professional Liability Insurance policies required by this Contract. This coverage must provide excess liability limits at least in the amount

of \$5,000,000 per occurrence, combined single limits, applicable to claims arising from bodily injury, personal injury and/or property damage. Catawba County is to be included as an additional insured under the Umbrella Liability Insurance coverage.

Proof of all insurance requirements must be provided to County prior to the beginning of the contract period and annually thereafter. Certificates of insurance shall require at least thirty (30) days' notice of cancellation or material change and shall list County, its agent, officers, and employees, as additional insureds, as required. Contractor agrees to indemnify County if the insurance policies referenced in this section and the Certificates of Insurance do not contain, at a minimum, the coverage amounts listed on the Certificates of Insurance and as required in this section.

10. Indemnification

Contractor shall indemnify, defend and hold the County, its elected officials, the Sheriff, and all officers, agents and employees harmless from and against any claims arising out of Contractor's provision of services at the Detention Facility; provided, however, that Contractor will not be responsible for indemnifying any claim arising out of: (i) any grossly negligent or willful failure by the County or any of its officials, agents, or employees other than Contractor or its employees; (ii) County's failure to comply with applicable federal, state, and local regulations, (iii) any actions, omissions, matters, or incidents which occurred prior to the commencement of Contractor's services (including, without limitation, any medical services provided to inmates prior to the commencement of Contractor's services), (iv) the County, its officers, agents or employees preventing an inmate from receiving medical care ordered by Contractor or its agents, or (v) the breach of any obligations of the County, its officials, or its employees as set forth in this Agreement or the RFP.

11. Nondiscrimination

(a) During the performance of this Contract, Contractor agrees not to discriminate against any employee or applicant for employment because of race, religion, color, sex or national origin, age, disability, or any other basis prohibited by state law relating to discrimination in employment except where there is a bona fide occupational qualification reasonably necessary to its normal operation. Notices setting forth the above language shall be posted in conspicuous places, available to employees and applicants for employment.

(b) Contractor, in all solicitations or advertisements for employees placed by or on its behalf, will state that it is an equal opportunity employer.

(c) Notices, advertisements and solicitations placed in accordance with federal law, rule or regulation shall be deemed sufficient for the purpose of meeting the above requirements.

(d) Contractor will include the provisions of paragraphs (a), (b) and (c) in every subcontract or purchase order of over \$10,000, so that the provisions will be binding upon each subcontractor or vendor.

12. Payment of Subcontractors

Contractor agrees to take one of the two following actions within seven days after receipt of amounts paid to Contractor under this contract for work performed by a subcontractor under this contract:

- (a) Pay the subcontractor for the proportionate share of the total payment received attributable to the work performed by the subcontractor under this contract, or
- (b) Notify County and the subcontractor, in writing, of Contractor's intention to withhold all or part of the subcontractor's payment with the reason for nonpayment.

Contractor shall pay interest to the subcontractor on all amounts owed that remain unpaid after seven days following receipt of payment for work performed by the subcontractor under this contract, except for amounts withheld as allowed in (b) above. Unless otherwise provided under the terms of this contract, interest shall accrue at the rate of one percent per month. The interest charge shall not be deemed an obligation of County, and a cost reimbursement claim may not include any amount for reimbursement for such interest charge.

Contractor shall include in each of its subcontracts a provision requiring each subcontractor to include or otherwise be subject to the same payment and interest requirements with respect to each lower-tiered subcontractor.

13. Federal Identification Number

Contractor's federal identification number is 54-1823521.

14. Drug-Free Workplace

During the performance of this contract, Contractor agrees to (i) provide a drug-free workplace for its employees; (ii) post in conspicuous places, available to employees and applicants for employment, a statement notifying employees that the unlawful manufacture, sale, distribution, dispensation, possession, or use of a controlled substance or marijuana is prohibited in the workplace and specifying the actions that will be taken against employees for violation of such prohibition; (iii) state in all solicitations or advertisements for employees that Contractor maintains a drug-free workplace; and (iv) include the provisions of the foregoing clauses in every subcontract or purchase order of over \$10,000, so that the provisions will be binding upon each subcontractor or vendor.

15. Venue for Suit

This Contract shall be interpreted under the laws of the State of North Carolina without regard to conflicts of laws provisions. Any action for breach or enforcement of this agreement shall be brought and litigated in Catawba County, North Carolina.

16. Termination

This Contract may be terminated by the County prior to the end of the Term by written notice to the Contractor upon the occurrence of any of the following events and continuance thereof for a period of thirty (30) days after such written notice: (i) Contractor becomes insolvent or subject to any proceeding under the federal bankruptcy laws or other similar laws for the protection of creditors; or (ii) Contractor materially breaches any term, provision, representation or warranty of this Contract and such breach is not cured within such thirty (30) day period.

This Contract may be terminated by Contractor prior to the end of the Term by written notice to the County upon the occurrence of any of the following events and continuance thereof for a period of thirty (30) days after such written notice: the County materially breaches any term, provision, representation or warranty of this Contract and such breach is not cured within such thirty (30) day period provided that if the County's breach is related to a failure to make a payment, such payment is not subject to a good faith dispute asserted in writing during the notice period, which writing contains a reasonably detailed description of the dispute.

Upon termination, Contractor shall be paid for all goods delivered or services successfully completed prior to the termination date. In the event of any termination, Contractor shall cooperate in the orderly transition of medical services to another provider such that the transition has minimal impact on County.

County shall not be entitled to terminate this Contract prior to the end of the Term for convenience or any reason other than pursuant to this Section 16.

17. Ownership of Materials

Notwithstanding anything in the RFP to the contrary, the County acknowledges and agrees that Contractor has previously developed certain proprietary and confidential guidelines, policies, procedures, protocols, manuals and forms for the provision of healthcare services to correctional institutions (collectively, "Contractor Materials"), that such Contractor Materials are valuable to Contractor in that they enable Contractor to provide the healthcare services more efficiently and with greater quality, and that Contractor owns all rights, title and interest in and to such Contractor Materials (including, but not limited to, the right to seek copyright, patent or other registration for such Contractor Materials). During the term of this Contract, Contractor will utilize the Contractor Materials in the performance of its duties hereunder. Contractor recognizes County must comply with applicable federal and state laws, including public record laws, subpoenas, and court orders requiring release of documents. Upon receipt of any request, subpoena or court order, County will notify Contractor, via email or telephone call. Contractor shall promptly, but in no case more than three (3) business days, indicate to County if it is okay to release said materials or if Contractor is going to intervene in an effort to prevent the disclosure of any confidential information.

The Detention Facility has an electronic medical records system. Contractor acknowledges that such Contractor Materials may be utilized and stored within such electronic medical records system, on the computer hardware owned by County and in any cloud based system used by the Detention Facility. During the term of this Contract, and following expiration or termination of

this Contract, County agrees to use the Contractor Materials for County's internal use only; shall not disclose, transfer or license any Contractor Materials to any third party; and shall ensure that its agreements with electronic medical records system providers, data storage companies or other third party vendors ("EMR Vendors") who have access to the Contractor Materials prohibit all such EMR Vendors from using, licensing, disclosing or otherwise transferring the Contractor Materials.

Contractor acknowledges County by law must comply with Chapter 132 of the North Carolina General Statutes. If a third party makes public records request for information declared and marked "confidential", Contractor agrees to indemnify County for all attorney fees associated with any legal action. Additionally, Contractor shall intervene in any lawsuit or declaratory judgment to determine whether the documents requested meet the requirements of law as a trade secret or confidential information.

As the owner of the Contractor Materials, Contractor shall be entitled, during the term of this Contract and following termination of this Contract, to use the Contractor Materials for any purpose including, without limitation, providing healthcare services to other Detention Facility's and correctional facilities; provided that in all cases Contractor shall not use specific inmate or patient data. Upon the termination of this Contract, Contractor agrees that the County shall have the right to continue using, for the County's internal use only, any Contractor Materials previously provided by Contractor; provided that the County shall not be entitled to disclose, transfer or license any Contractor Materials to any third party (including any subsequent provider or contractor). In addition, any modifications or improvements to the Contractor Materials developed during the term of this Contract shall not be considered a work for hire and shall be owned exclusively by Contractor, subject to the County's limited right to use such materials as described above.

18. Notices

All notices and requests by the County or Contractor shall be in writing and shall be delivered (a) by certified mail, return receipt requested, or (b) by a nationally recognized overnight delivery service (such as Fed Ex) with delivery charges prepaid, to the correct address of the parties set forth below. Either party may change its address by giving notice of the new address to the other party as follows:

County:	Mick Berry County Manager, Catawba County Post Office Box 389 Newton, North Carolina 28658
Copy to:	County Attorney Attn: Debra Bechtel, County Attorney PO Box 389 Newton, NC, 28658

Contractor: MEDIKO, Inc.
3900 Westerre Parkway, Suite 302
Richmond, VA 23233

19. Force Majeure

Neither party shall be liable, or deemed to be in default, for any delay, interruption or failure in performance under this Contract resulting directly or indirectly from acts of God; force majeure events; acts of civil or military authority; acts of terrorism; fires; floods; accidents; explosions; earthquakes; strikes or labor disputes; loss or interruption of electrical power or other public utility; freight embargoes or delays in transportation; or any similar or dissimilar cause beyond its reasonable control.

20. Employment of Illegal Aliens

Contractor does not, and shall not during the performance of this Contract, knowingly employ an unauthorized alien as defined in the Federal Immigration Reform Act.

21. § E-Verify.

Contractor shall comply with the requirements of Article 2 of Chapter 64 of the North Carolina General Statutes. Contractor shall also require any and all of its subcontractors to comply with the requirements of Article 2 of Chapter 64 of the North Carolina General Statutes.

22. Iran Divestment Act Certification.

By executing this contract, the Contractor certifies that, as of the date of execution, it is not on the Final Divestment List as created by the State Treasurer pursuant to N.C.G.S. § 147-86.58. In compliance with the requirements of the Iran Divestment Act and N.C. G. S. § 147-86.59, Contractor shall not utilize in the performance of the contract any subcontractor that is identified on the Final Divestment List.

THIS INSTRUMENT has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act as amended.

Date: _____

Bob Miracle, Chief Finance Director and Assistant
County Manager

APPROVED AS TO FORM

Date: _____

Debra Bechtel, County Attorney

IN WITNESS WHEREOF, the parties hereunto have set their hands on the day and year above first written.

CATAWBA COUNTY

By: _____
C. Randall Isenhower
Chair of the Catawba County Board of Commissioners

(SEAL)

ATTEST: _____
Name: _____
Title: County Clerk

MEDIKO, INC.

By: _____
Matt Head, CEO, COO

State of _____
County of _____

I, _____, a Notary Public in and for the County and State aforesaid, do hereby certify that _____ personally came before me this day and acknowledged that he/she is the _____ of MEDIKO, Inc., a Virginia company.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal this the ____ day of _____, 2020.

Notary Public
Printed Name: _____

{Seal}

My Commission Expires: _____

Exhibit A
Schedule 2(C)
Cost Pool

As described in Section 3(c), Contractor's financial responsibility for all costs and expenses associated with any services, products, equipment or other matters listed in Section 4(c) of this Contract ("Shared Cost Services") shall be limited by an annual cost pool as described in this Schedule 2(C).

1. Shared Cost Services for all Shared Costs account for \$60,000 of the annual Base Compensation and shall only be used to pay expenses resulting from Shared Cost Services. Contractor shall pay for Shared Cost Services for inmates up to \$60,000 per year for all inmates in the aggregate. The County shall be responsible for any expenses resulting from Shared Cost Services that exceed \$60,000 per year for all inmates in the aggregate.

2. If the costs paid by Contractor in any fiscal year for Shared Cost Services exceed the amount of the Cost Pool described above, Contractor may refer all additional invoices for costs for Shared Cost Services exceeding the amount of the Cost Pool to the County for payment by the County directly to the third party provider. For any costs directly paid by Contractor in any Contract Year for Shared Cost Services that exceed the amount of the Cost Pool described above, Contractor shall invoice County for such amount. County shall pay such invoice within thirty (30) days of the date of invoice. If County fails to pay such invoice within such thirty (30) day period, interest shall accrue on the unpaid balance at a rate of one percent (1%) each month.

3. Cost pool reconciliation shall be completed annually within 90 calendar days of the end of each twelve (12) month contract period.

4. If the reconciliation shows that Contractor has paid amounts in excess of the Cost Pool amount, the County shall reimburse such amounts in excess of the Cost Pool to Contractor within 30 days of Contractor submitting the Cost Pool reconciliation as described above.

5. If the reconciliation shows that a portion of the Cost Pool amount was not used by Contractor during a Contract Year, then Contractor and County shall handle such unpaid amount as follows: If the Contract is renewed for a subsequent Extension Term, any unused amount of the Cost Pool shall be returned via check to the County within 30 days of the reconciliation. If the Contract is terminated, any unused amount of the Cost Pool shall be returned via check to the County within 90 days of the termination of this Contract; provided that if Contractor receives a bill or invoice for a Shared Cost Services subject to the Cost Pool after Contractor has refunded such amount to County, County shall pay such bill or invoice directly.

6. Pre-paid Cost Pool amounts shall be reviewed annually and adjusted, as necessary, by mutual agreement through a contract modification.

Exhibit B
Staffing Matrix

Proposed Staffing Matrix Catawba County Detention Center

DAY SHIFT

POSITION	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday	TBD	Hrs/Wk	FTE
<i>Health Services Administrator(RN)*</i>	8	8	8	8	8				40.00	1.000
<i>Administrative Assistant/MRC</i>	8	8	8	8	8				40.00	1.000
<i>Licensed Practical Nursing (LPN)</i>	12	12	12	12	12	12	12		84.00	2.100
<i>Certified Medication Technician (CMT)</i>	8	8	8	8	8	8	8		56.00	1.400
<i>Medical Director - Physician (MD)*</i>								3	3.00	0.075
<i>Advanced Practice Clinician (NP/PA)*</i>								8	8.00	0.200
Total Hours/FTE - Day	36.00	36.00	36.00	36.00	36.00	20.00	20.00	11.00	231.00	5.775

EVENING SHIFT

POSITION	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday	TBD	Hrs/Wk	FTE
<i>Certified Medication Technician (CMT)</i>	8	8	8	8	8	8	8		56.00	1.400
Total Hours/FTE- Night	8.00	0.00	56.00	1.400						

NIGHT SHIFT

POSITION	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday	TBD	Hrs/Wk	FTE
<i>Licensed Practical Nursing Staff (LPN)</i>	12	12	12	12	12	12	12		84.00	2.100
Total Hours/FTE- Night	12.00	0.00	84.00	2.100						

Proposed Staffing Matrix - Catawba County - Total Staffing

Roll-up Totals

POSITION	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday	TBD	Hrs/Wk	FTE
<i>Health Services Administrator*</i>	8	8	8	8	8				40.00	1.000
<i>Administrative Assistant/MRC</i>	8	8	8	8	8				40.00	1.000
<i>Licensed Practical Nursing Staff (LPN)</i>	24	24	24	24	24	24	24		168.00	4.200
<i>Certified Medication Technician (CMT)</i>	16	16	16	16	16	16	16		112.00	2.800
<i>Medical Director - Physician (MD)*</i>								3	3.00	0.075
<i>Advanced Practice Clinician (NP/PA)*</i>								8	8.00	0.200
Total Hours/FTE - All Shifts	56.00	56.00	56.00	56.00	56.00	40.00	40.00	11.00	371.00	9.275

* Includes Shared 24/7 On-Call Coverage

MEMORANDUM

TO: Catawba County Board of Commissioners

FROM: Policy and Public Works Subcommittee

DATE: June 15, 2020

IN RE: Jail Expansion Architect Additional Services

REQUEST

The Policy and Public Works Subcommittee recommends the approval of additional design services for construction administration from O'Brien Atkins for the design of the Jail Expansion Project in the amount of \$105,000 and authorizes Mick Berry, County Manager, to execute the contract. The Jail Expansion Project has sufficient funds to support this request; no additional appropriation is needed.

BACKGROUND

On June 20, 2016, the Catawba County Board of Commissioners approved the award of the architectural services contract to O'Brien Atkins for the design of the Jail Expansion Project, in the amount of \$1,530,513.00.

On April 3, 2017, the Catawba County Board of Commissioners approved the request for additional design services in the amount of \$94,511. These additional services were for the design to increase the number of beds to 320 and to up fit shell space to be used for future support services, which was approximately 85,000 square feet.

Due to the jail expansion project schedule being extended, the funding for construction administration will need to be increased to cover this period. Staff has negotiated a price for the additional services in the amount of \$105,000. The lump sum payment of \$105,000 will cover all design services through completion of the project.

RECOMMENDATION

The Policy and Public Works Subcommittee recommends the approval of additional design services for construction administration from O'Brien Atkins for the design of the Jail Expansion Project in the amount of \$105,000 and authorizes Mick Berry, County Manager, to execute the contract.

Franklin L. Turner, Jr., AIA
Principal

June 2, 2020

Mr. John Cameron
Construction Project Manager
Catawba County
PO Box 389
Newton, North Carolina 28658

Re: Catawba County Jail Expansion
Additional Construction Administration Services
Amendment to Agreement Between Owner and Architect, AIA Document B101 – 2007
Catawba County Contract No. 46-17-0154

Dear Mr. Cameron:

O'Brien/Atkins is pleased to present Catawba County with our proposal to provide additional professional design services for construction administration for the Catawba County Jail Expansion. Our proposal addresses the following criteria:

- Scope of Project
- Scope of Services
- Proposed Project Schedule
- Proposed Project Team
- Fees and Compensation

Scope of Project

Construction Administration

- Continuance of Construction Administration Services Due to Project Schedule Overrun.

Scope of Services

O'Brien/Atkins proposes to provide the design services outlined in this proposal and as defined in our Agreement with Catawba County. The scope of services included in this proposal is as follows:

- Additional Construction Administration

Proposed Project Schedule

O'Brien/Atkins is prepared to begin work immediately upon approval from Catawba County.

Proposed Project Team

Basic Professional Service

- Construction Administration

Firm

O'Brien/Atkins Associates, PA

Fees and Compensation

We propose to provide professional services for a total lump sum fee of One Hundred Five Thousand and No/100 Dollars (\$105,000.00). The stipulated fee covers additional construction administration for the duration of the project.

Direct reimbursable expenses will be invoiced separately, above and beyond the stipulated lump sum fee. Reimbursable expenses include printing, travel, meals, and overnight/express mailings, review fees, etc. I propose billing reimbursable costs associated with the additional service against the amount included in the base contract, which is \$95,000.00 for reimbursable expenses, and then reassessing that amount as the project progresses to see if any adjustments would be necessary as agreed upon by both parties in accordance with the county's travel policy.

Terms and Conditions

The Terms and Conditions of this Amendment shall be in accordance with the Terms and Conditions of the original Agreement dated September 9, 2016.

This Amendment entered into as of the Second day of June in the year 2020.

OWNER

(Signature)

Mick W. Berry
County Manager

ARCHITECT


(Signature)

Franklin L. Turner, Jr.
Principal

THIS INSTRUMENT has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act as amended.

Date: _____

Robert Miracle, Chief Financial Officer

APPROVED AS TO FORM:

Date: _____

Jodi Stewart, Attorney

MEMORANDUM

TO: Catawba County Board of Commissioners

FROM: Finance and Personnel Subcommittee

DATE: June 15, 2020

SUBJECT: Donation of Surplus Vehicles to Bandys Fire Department and Maiden Fire Department

REQUEST

The Finance and Personnel Subcommittee recommends to the Board of Commissioners declaration by resolution of the following vehicles as “surplus” and approval of their donation as follows:

- a. A 2011 Chevrolet Tahoe to Bandys Fire Department; and
- b. A 2013 Chevrolet Tahoe to Maiden Fire Department;

Bandys Fire Department and Maiden Fire Department have not received any surplus vehicles in the past five years.

BACKGROUND

N.C.G.S. § 160A-274 authorizes the sale, lease, exchange and joint use of governmental property. Under this statute, a governmental unit may transfer personal property to another governmental unit with or without monetary consideration. The statute does require action by the governing body, including the governing board’s adoption of a resolution authorizing the conveyance of the property and a ten-day public notice.

Catawba County has a local vehicle donation policy that supports local fire departments, rescue squads, public educational institutions, and police departments by making surplus vehicle donations available when a need is present and vehicles meeting that need are available. The two donation requests being considered by the Board of Commissioners at this time meet these criteria.

Bandys Fire Department requests donation of the following vehicle for use as a quick response vehicle to respond to medical calls. If this request is approved, the donation would help to reduce wear and tear on their larger aging fleet. In addition, because there are some roads within the district that are inaccessible by the larger apparatus fleet vehicles, this smaller vehicle would help with mobility. Bandys Fire Department has requested donation of the following vehicle:

- 2011 Chevrolet Tahoe, VIN No. 1GNLC2E06BR258019, with 134,000 miles, with an approximate value of \$2,400.00;

Maiden Fire Department has also requested donation of a surplus vehicle due to the need of an additional quick response vehicle. Maiden Fire has added two (2) additional full-time Engineer Firemen and now has 24-hour coverage 7 days a week. When the two new full-time employees complete their certification

to respond to medical calls by Catawba County EMS, Maiden Fire Department will begin responding to first responder calls around the clock. If the request is approved, the donation would provide an additional quick response vehicle to help provide the 24-hr coverage. Maiden Fire Department has requested donation of the following vehicle:

- 2013 Chevrolet Tahoe, VIN No. 1GNLC2E08DR266996, with 135,514 miles, with an approximate value of \$2,500.00.

ANALYSIS/ALTERNATIVES

An alternative is to sell the vehicles on GovDeals, with total estimated revenues to the County of \$2,400.00 for the vehicle requested for donation to Bandys Fire Department and \$2,500.00 for the vehicle requested for donation to Maiden Fire Department, based on GovDeals selling points for vehicles of similar age, condition, and mileage.

RECOMMENDATION

The Finance and Personnel Subcommittee recommends to the Board of Commissioners declaration by resolution of the following vehicles as “surplus” and approval of their donation as follows:

- c. A 2011 Chevrolet Tahoe to Bandys Fire Department; and
- d. A 2013 Chevrolet Tahoe to Maiden Fire Department;

In addition, it is requested that the Purchasing Manager be authorized to conduct the transfer of property and publication of notice summarizing the donation.

**RESOLUTION No. 2020-
DECLARATION OF SURPLUS PROPERTY AND DONATION TO
BANDYS FIRE DEPARTMENT AND MAIDEN FIRE DEPARTMENT**

WHEREAS, the County has the authority to declare property no longer needed as surplus and donate said property to another governmental unit account to the precepts of N.C.G.S. § 160A-274; and

WHEREAS, the following property is no longer needed for governmental use by Catawba County and shall be donated to Bandys Fire Department:

- 2011 Chevrolet Tahoe, VIN No. 1GNLC2E06BR258019

WHEREAS, the following property is no longer needed for governmental use by Catawba County and shall be donated to Maiden Fire Department:

- 2013 Chevrolet Tahoe, VIN No. 1GNLC2E08DR266996

NOW, THEREFORE, BE IT RESOLVED that the Catawba County Board of Commissioners hereby authorize the following in accordance with N.C.G.S. § 160A-274:

1. A 2011 Chevrolet Tahoe is declared surplus property and the property will be donated to Bandys Fire Department without monetary consideration.
2. A 2013 Chevrolet Tahoe is declared surplus property and the property will be donated to Maiden Fire Department without monetary consideration.
3. The Purchasing Manager shall be authorized to conduct the transfer of property and shall publish a notice summarizing the contents of this resolution and the property shall be conveyed any time after ten days after the Notice of Publication.

This the 15th day of June, 2020.

C. Randall Isenhower, Chair
Catawba County Board of Commissioners

MEMORANDUM

TO: Catawba County Board of Commissioners
FROM: Policy and Public Works Subcommittee
DATE: June 15, 2020
RE: Pyrotechnics Permit Application

Request

The Policy and Public Works Subcommittee recommends to the Board of Commissioners approval of a Pyrotechnics Permit to Hale Artificier, Inc.

Background

Sherry Mull has contracted with Hale Artificier, Inc. which has submitted a Pyrotechnic Permit application. The requested permit is for a fireworks display to be conducted on July 4, 2020 on property located at 7878 Providence Church Rd. Vale, NC 28168 owned by Sherry Mull. This display is part of an all-day religious gathering. The display is scheduled to occur at 9:30 p.m. and is expected to end by 10:00.

Hale Artificier, Inc. has a valid "Outdoor Pyrotechnics Display Operators Permit" through the North Carolina Department of Insurance, Office of State Fire Marshal. Based on the application, all statutory requirements have been or will be met. If at any time, any requirement of the permit is not satisfied the Fire/Rescue Division will immediately revoke the permit.

Recommendation

The Policy and Public Works Subcommittee recommends to the Board of Commissioners approval of this Pyrotechnics Permit to Hale Artificier, Inc.



catawba county
emergency services

PERMIT TO POSSESS AND DISPLAY REGULATED PYROTECHNICS

The applicant, Hale Artificier, Inc., having met or asserting he will meet, all the requirements of NCGS 14-410, 14-413, 58-82A-3 and Chapter 56 of the NC Fire Prevention Code, the Catawba County Board of Commissioners hereby authorizes Hale Artificier, Inc. to possess and display pyrotechnics provided all statutory regulations and conditions asserted in the application are met at all times.

When atmospheric conditions, local circumstances or a ban on outdoor burning has been issued, the Fire/Rescue Division of the Catawba County Emergency Services Department has the authority to approve a new date for the pyrotechnics display. The scheduled date of discharge is July 4, 2020.

The Fire/Rescue Division has the authority to revoke this permit at any time if any requirements are not being met.

Signed this ____ day of _____, 2020.

Randy Isenhower, Chair
Catawba County Board of Commissioners

*subject to the event compliance to the social distancing requirements of the Governor's Executive Order

MEMORANDUM

TO: Catawba County Board of Commissioners

FROM: Brad Fowler, Tax Administrator

DATE: June 15, 2020

IN RE: Tax Release / Refund Request

REQUEST

The Tax Administrator requests the Board of Commissioners approves sixteen (16) releases totaling \$5,760.95, and sixty-six (66) a Motor Vehicles Bill adjustments / refunds totaling \$5,704.16 requested during the month of May.

BACKGROUND

North Carolina General Statute 105-381(b) states upon receipt of a taxpayer's written request for release or refund, the taxing unit's governing body has 90 days to determine whether the taxpayer's request is valid and to either approve the release or refund of the incorrect portion or to notify the taxpayer in writing that no release or refund will be made.

During the month of May, Tax Office staff has checked records and verified the legitimacy of sixteen (16) release requests totaling \$5,760.95, and sixty-six (66) Motor Vehicle Bill adjustments / refunds totaling \$5,704.16.

Common reasons for release of tax bill amounts include changes in exemption status, change in situs, businesses closing / being sold, and material changes in property structures. The motor vehicle bill adjustments are largely due to pro-ration of tax bill amounts to account for mid-year transfers of ownership. (A detailed transaction summary of individual transactions is attached.)

Consistent with current practice, the Tax Collector will continue to present any material refunds or releases of significant dollar amounts individually, rather than bundled together with other minor transactions on consent agenda.

RECOMMENDATION

Staff recommends the Board of Commissioners approves sixteen (16) releases totaling \$5,760.95 and sixty-six (66) Motor Vehicle Bill adjustments / refunds totaling \$5,704.16 requested during the month of May.

Abstract Number (Please include leading zeros)	Year For which release/refund requested	Owner Name as Billed (Last, First, Middle)	Release or Refund?	Original Value	Corrected Value	RELEASE/REFUND AMOUNT	Reason (Please do not use all CAPS. Use correct capitalization)
2266524	2014	ACE PEAK INVESTMENT GROUP LLC	Release	216,777	0.00	\$3,684.14	Closed business December 28, 2013 - Filed Bankruptcy in 2014
1794470	2013	BLUE HARBOR VENTURES LLC	Release	15,058	0.00	\$271.27	Sold business in 2011 to Hassler Inc (2948038) Mobile home was located in Moore County per email from 21st
3048564	2018	Fields, Larry Dean	Release	34,530	500.00	\$265.43	Mortgage Corporation. Mobile home was located in Moore County per email from 21st
3048564	2019	Fields, Larry Dean	Release	32,240	2,390.00	\$213.44	Mortgage Corporation. 2008 CREST PONTOON boat was sold at the same time their residence in
2534227	2017	Lundy, Walker Wilson	Release	9,670	0.00	\$89.62	Catawba County was sold in 2016 per recorded deed.
3049176	2019	McGinnis, Mark Robert	Release	6,010	0.00	\$83.84	2009 FORR CT was located in Caldwell County for 2019 Tax Year.
2795236	2016	Myers, Crystal Lynn	Release	6,650	0.00	\$61.79	2003 PREMIER 250 F LEGEND boat was sold to someone in SC in late 2014.
2795236	2017	Myers, Crystal Lynn	Release	6,160	0.00	\$53.33	2003 PREMIER 250 F LEGEND boat was sold to someone in SC in late 2014.
2795236	2018	Myers, Crystal Lynn	Release	5,990	0.00	\$48.06	2003 PREMIER 250 F LEGEND boat was sold to someone in SC in late 2014.
2795236	2019	Myers, Crystal Lynn	Release	6,348	0.00	\$46.93	2003 PREMIER 250 F LEGEND boat was sold to someone in SC in late 2014.
2573260	2010	Storms, Mary L	Release	26,800	0.00	\$605.02	Ceased business in 2008 and moved to Supply NC
1813733	2017	Webb, James E	Release	13,150	0.00	\$121.88	1997 CHAPARRAL 252 SUNESTA boat was traded in on June of 2016.
1813733	2018	Webb, James E	Release	12,680	0.00	\$108.91	1997 CHAPARRAL 252 SUNESTA boat was traded in on June of 2016
1813733	2019	Webb, James E	Release	12,604	0.00	\$102.63	1997 CHAPARRAL 252 SUNESTA boat was traded in on June of 2016.
2284319	2018	WHITENER, KEVIN A	Release	200	0.00	\$2.33	1999 POLAR KRAFT JON 10' was located in Lincoln County in 2016.
2284319	2019	Whitener, Kevin A	Release	<u>200</u>	<u>0.00</u>	<u>\$2.33</u>	1999 POLAR KRAFT JON 10' was located in Lincoln County since 2016.
				405,067	2,890.00	\$5,760.95	



North Carolina Vehicle Tax System

NCVTS Pending Refund report

Report Date
6/2/2020

Payee Name	Address 1	Address 2	Address 3	Plate Number	Status	Refund Description	Tax Jurisdiction	Levy Type	Change	Interest Change	Total Change
ABS LEGACY PARTNERS LLC	345 4TH ST NW STE 1		HICKORY, NC 28601	FAF8589	PENDING	Refund Generated due to adjustment on Bill #0039532593-2017-2017-0000	CATA	Tax	\$0.00	\$0.00	\$0.00
							C05	Tax	(\$308.23)	\$0.00	(\$308.23)
							C05	Vehicle Fee	(\$5.00)	\$0.00	(\$5.00)
							F20	Tax	\$65.29	\$0.00	\$65.29
											Refund
ARRUZA, ADRIAN CHASE	1785 NEW STAR DR		NEWTON, NC 28658	HAE6668	PENDING	Refund Generated due to proration on Bill #0046727101-2019-2019-0000-00	CATA	Tax	(\$25.06)	\$0.00	(\$25.06)
							C08	Tax	(\$23.53)	\$0.00	(\$23.53)
											Refund
BOST, ALLEN HEATH	176 42ND AVENUE DR NW		HICKORY, NC 28601	TZJ9852	PENDING	Refund Generated due to proration on Bill #0020019076-2019-2019-0000-00	CATA	Tax	(\$33.07)	\$0.00	(\$33.07)
							C05	Tax	(\$33.78)	\$0.00	(\$33.78)
							C05	Vehicle Fee	\$0.00	\$0.00	\$0.00
											Refund
BREWER, STEPHEN ARNOLD	6799 BAREFOOT COVE CT		DENVER, NC 28037	TZY4981	PENDING	Refund Generated due to proration on Bill #0009084329-2019-2019-0000-00	CATA	Tax	(\$17.54)	\$0.00	(\$17.54)
							F08	Tax	(\$3.96)	\$0.00	(\$3.96)
											Refund
BROOKS, LARRY DAVID	2021 ROCKETTS WAY		NEWTON, NC 28658	LASTC5	PENDING	Refund Generated due to proration on Bill #0014432563-2019-2019-0000-00	CATA	Tax	(\$43.12)	\$0.00	(\$43.12)
							F14	Tax	(\$9.00)	\$0.00	(\$9.00)
											Refund
BUMGARNER, REGINA GOODSON	2956 E MAIDEN RD		MAIDEN, NC 28650	PPF7162	PENDING	Refund Generated due to proration on Bill #0018223379-2018-2018-0000-00	CATA	Tax	(\$3.58)	\$0.00	(\$3.58)
							F10	Tax	(\$0.50)	\$0.00	(\$0.50)
											Refund
BUSKIRK, JEREMY JOSEPH	412 N 1ST AVE		MAIDEN, NC 28650	7R7002	PENDING	Refund Generated due to proration on Bill #0052033608-2019-2019-0000-00	CATA	Tax	(\$11.83)	\$0.00	(\$11.83)
							C07	Tax	(\$7.82)	\$0.00	(\$7.82)
											Refund
CALDWELL COUNTY TAX	PO BOX 2200		LENOIR, NC 28630	PD299F	PENDING	TAG PD299F JONATHAN SMITH	CATA	Tax	(\$135.07)	(\$7.77)	(\$142.84)
							C02	Tax	(\$136.24)	(\$7.83)	(\$144.07)
											Refund
CALDWELL COUNTY TAX	PO BOX 2200		LENOIR, NC 28645	HJC1973	PENDING	TAG HJC1973	CATA	Tax	(\$86.25)	\$0.00	(\$86.25)
							C05	Tax	(\$88.13)	\$0.00	(\$88.13)
							C05	Vehicle Fee	(\$5.00)	\$0.00	(\$5.00)
											Refund
CLANTON, JEFFREY FRANK	1030 12TH AVE DR NW		HICKORY, NC 28601	VZB5995	PENDING	Refund Generated due to proration on Bill #0049042521-2018-2018-0000-00	CATA	Tax	(\$8.37)	\$0.00	(\$8.37)
							C05	Tax	(\$8.24)	\$0.00	(\$8.24)
							C05	Vehicle Fee	\$0.00	\$0.00	\$0.00
											Refund
CORBETT, CELESTE RENA	1330 35TH STREET PL NE		CONOVER, NC 28613	CL98231	PENDING	Refund Generated due to adjustment on Bill #0053571076-2019-2019-0000-00	CATA	Tax	(\$31.45)	\$0.00	(\$31.45)
							F05	Tax	(\$6.56)	\$0.00	(\$6.56)
											Refund
CULPEPPER,	824 7TH ST		HICKORY, NC	RAT2219	PENDING	Refund Generated due	CATA	Tax	(\$137.25)	\$0.00	(\$137.25)



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PAUL EVERETT	NW		28601			to proration on Bill #0052898872-2019-2019-0000-00	C05	Tax	(\$140.24)	\$0.00	(\$140.24)
							C05	Vehicle Fee	(\$5.00)	\$0.00	(\$5.00)
										Refund	\$282.49
DRUM, TERRY LYNN	2359 HENDRIX RD		MAIDEN, NC 28650	HHL2236	PENDING	Refund Generated due to proration on Bill #0052877495-2019-2019-0000-00	CATA	Tax	(\$28.99)	\$0.00	(\$28.99)
							F10	Tax	(\$3.79)	\$0.00	(\$3.79)
										Refund	\$32.78
ELLIOTT, SHELIA DELLINGER	4530 CALDWELL RD		NEWTON, NC 28658	FJT1462	PENDING	Refund Generated due to proration on Bill #0044833591-2019-2019-0000-00	CATA	Tax	(\$27.02)	\$0.00	(\$27.02)
							F09	Tax	(\$3.66)	\$0.00	(\$3.66)
										Refund	\$30.68
ESTATE OF IRIS C DLUGOS	130 SHADY GROVE RD		PROVIDENCE, NC 27315	R9457	PENDING	Refund Generated due to proration on Bill #0001174702-2019-2019-0000-00	CATA	Tax	(\$23.92)	\$0.00	(\$23.92)
							C05	Tax	(\$24.44)	\$0.00	(\$24.44)
							C05	Vehicle Fee	(\$5.00)	\$0.00	(\$5.00)
										Refund	\$53.36
GIDLUND, KELLY JO	8600 BLUE HERON DR		TERRELL, NC 28682	3Y2047	PENDING	Refund Generated due to proration on Bill #0001255189-2019-2019-0000-00				Refund	\$9.87
GIELEN, UDO	1444 FARMINGTON HILLS DR		CONOVER, NC 28613	PKF8673	PENDING	Refund Generated due to proration on Bill #0048247236-2018-2018-0000-00	CATA	Tax	(\$16.98)	\$0.00	(\$16.98)
							C08	Tax	(\$15.95)	\$0.00	(\$15.95)
										Refund	\$32.93
GLUSHKOVA, MARINA VLADISLAV	445 11TH AVE NE	APT 26D	HICKORY, NC 28601	EFN3190	PENDING	Refund Generated due to proration on Bill #0041314547-2019-2019-0000-00	CATA	Tax	(\$30.42)	\$0.00	(\$30.42)
							C05	Tax	(\$31.09)	\$0.00	(\$31.09)
							C05	Vehicle Fee	\$0.00	\$0.00	\$0.00
										Refund	\$61.51
GOFORTH, DAVID WAYNE	3323 TREADWELL LN		NEWTON, NC 28658	PAN7253	PENDING	Refund Generated due to proration on Bill #0045893516-2019-2019-0000-00	CATA	Tax	(\$38.53)	\$0.00	(\$38.53)
							C05	Tax	(\$39.36)	\$0.00	(\$39.36)
							C05	Vehicle Fee	\$0.00	\$0.00	\$0.00
										Refund	\$77.89
GRAY, WILLIAM DELL	1586 VICTORIAN HILLS CIR		CONOVER, NC 28613	CL90386	PENDING	Refund Generated due to adjustment on Bill #0053447647-2019-2019-0000-00	CATA	Tax	(\$50.08)	\$0.00	(\$50.08)
							F07	Tax	(\$5.66)	\$0.00	(\$5.66)
										Refund	\$55.74
HELMS, CAROL DENISE	3510 SECTION HOUSE RD		HICKORY, NC 28601	HAF6274	PENDING	Refund Generated due to proration on Bill #0047886582-2019-2019-0000-00	CATA	Tax	(\$61.87)	\$0.00	(\$61.87)
							F05	Tax	(\$12.91)	\$0.00	(\$12.91)
										Refund	\$74.78
HELTON,	4770 SAND		HICKORY, NC	FKJ7590	PENDING	Refund Generated due	CATA	Tax	\$0.00	\$0.00	\$0.00



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MICHAEL WESLEY	CLAY RD		28602			to adjustment on Bill #0051471390-2019-2019-0000	C01	Tax	(\$205.05)	\$0.00	(\$205.05)
							F03	Tax	\$28.31	\$0.00	\$28.31
										Refund	\$176.74
HERFURTH, THOMAS	3826 8TH STREET PL NW		HICKORY, NC 28601	BKS4576	PENDING	Refund Generated due to proration on Bill #0018227232-2018-2018-0000-00	CATA	Tax	(\$45.86)	\$0.00	(\$45.86)
							C05	Tax	(\$45.17)	\$0.00	(\$45.17)
							C05	Vehicle Fee	\$0.00	\$0.00	\$0.00
										Refund	\$91.03
HUFFMAN, DARRIN LANE	301 E HERMAN ST		NEWTON, NC 28658	JY2841	PENDING	Refund Generated due to proration on Bill #0051810374-2019-2019-0000-00	CATA	Tax	(\$91.42)	(\$4.57)	(\$95.99)
							C08	Tax	(\$85.86)	(\$4.29)	(\$90.15)
										Refund	\$186.14
HUTCHINSON, GREG ALLEN	7020 NAVAJO TRL		SHERRILLS FRD, NC 28673	BFM4856	PENDING	Refund Generated due to proration on Bill #0050053731-2019-2019-0000-00	CATA	Tax	(\$11.15)	\$0.00	(\$11.15)
							F08	Tax	(\$2.52)	\$0.00	(\$2.52)
										Refund	\$13.67
IGNOFFO, JOSEPH PHILLIP	3639 E US 70 HWY		CLAREMONT, NC 28610	XVA2092	PENDING	Refund Generated due to adjustment on Bill #0053675221-2019-2019-0000	CATA	Tax	\$0.00	\$0.00	\$0.00
							C05	Tax	(\$54.81)	\$0.00	(\$54.81)
							C05	Vehicle Fee	(\$5.00)	\$0.00	(\$5.00)
							F11	Tax	\$8.40	\$0.00	\$8.40
										Refund	\$51.41
JOHNSON, EDGAR HOWARD JR	4350 SLANTING BRIDGE RD		SHERRILLS FORD, NC 28673	HFB1289	PENDING	Refund Generated due to proration on Bill #0052024882-2019-2019-0000-00	CATA	Tax	(\$6.66)	\$0.00	(\$6.66)
							F08	Tax	(\$1.51)	\$0.00	(\$1.51)
										Refund	\$8.17
JONES, AUNDRIA PENDER	PO BOX 392		MAIDEN, NC 28650	SPP8078	PENDING	Refund Generated due to proration on Bill #0049708488-2019-2019-0000-00	CATA	Tax	(\$7.71)	\$0.00	(\$7.71)
							F10	Tax	(\$1.01)	\$0.00	(\$1.01)
										Refund	\$8.72
KELLER, MATTHEW	2124 LEADENHALL WAY		RALEIGH, NC 27603	CLY5935	PENDING	Refund Generated due to proration on Bill #0047764612-2018-2018-0000-00	CATA	Tax	(\$12.45)	\$0.00	(\$12.45)
							F20	Tax	(\$2.60)	\$0.00	(\$2.60)
										Refund	\$15.05
LAIL, CONLEY ALSTON	4583 CHARLOTTE ST		CONOVER, NC 28613	XYP4481	PENDING	Refund Generated due to proration on Bill #0018229274-2018-2018-0000-00	CATA	Tax	(\$1.68)	\$0.00	(\$1.68)
							F05	Tax	(\$0.35)	\$0.00	(\$0.35)
										Refund	\$2.03
LEWIS, BRIAN SCOTT	103 RAINBOW DR #356		LIVINGSTON, TX 77399	JV4557	PENDING	Refund Generated due to proration on Bill #0051535813-2019-2019-0000-00	CATA	Tax	(\$270.71)	\$0.00	(\$270.71)
							C05	Tax	(\$276.59)	\$0.00	(\$276.59)
							C05	Vehicle Fee	\$0.00	\$0.00	\$0.00
										Refund	\$547.30
LINCOLN COUNTY TAX	100 EAST MAIN ST		LINCOLNTON, NC 28092	TAL2149	PENDING	TAG TAL2149 JODY CAVENDER	CATA	Tax	(\$154.39)	\$0.00	(\$154.39)
							C05	Tax	(\$157.74)	\$0.00	(\$157.74)
							C05	Vehicle Fee	(\$5.00)	\$0.00	(\$5.00)
										Refund	\$317.13
LINCOLN COUNTY TAX	100 EAST MAIN ST		LINCOLNTON, NC 28092	RTE5240	PENDING	TAG RTE5240 ALAN GUMBLEY	CATA	Tax	(\$41.75)	\$0.00	(\$41.75)
							C05	Tax	(\$42.65)	\$0.00	(\$42.65)



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LINCOLN COUNTY TAX	100 EAST MAIN ST	LINCOLNTON, NC 28092		PREEUS	PENDING	TAG PREEUS	C05	Vehicle Fee	(\$5.00)	\$0.00	(\$5.00)
										Refund	\$89.40
							CATA	Tax	(\$54.51)	\$0.00	(\$54.51)
							C05	Tax	(\$55.70)	\$0.00	(\$55.70)
							C05	Vehicle Fee	(\$5.00)	\$0.00	(\$5.00)
										Refund	\$115.21
LITTLE, LARRY LEE	5590 S NC 16 HWY	MAIDEN, NC 28650		PCW4508	PENDING	Refund Generated due to proration on Bill #0036314013-2018-2018-0000-00	CATA	Tax	(\$19.97)	\$0.00	(\$19.97)
							F08	Tax	(\$3.82)	\$0.00	(\$3.82)
										Refund	\$23.79
LITTLE, LARRY LEE	5590 S NC 16 HWY	MAIDEN, NC 28650		ZXL2239	PENDING	Refund Generated due to proration on Bill #0001130386-2018-2018-0000-00	CATA	Tax	(\$6.54)	\$0.00	(\$6.54)
							F08	Tax	(\$1.25)	\$0.00	(\$1.25)
										Refund	\$7.79
MAGEAU, ANN GILDA	2235 METCALF DR	SHERRILLS FORD, NC 28673		FCR5462	PENDING	Refund Generated due to proration on Bill #0044589374-2019-2019-0000-00	CATA	Tax	(\$43.17)	\$0.00	(\$43.17)
							F08	Tax	(\$9.76)	\$0.00	(\$9.76)
										Refund	\$52.93
MALEVANY, VIKTOR	312 E J ST APT 7	NEWTON, NC 28658		FKA8760	PENDING	Refund Generated due to proration on Bill #0052388328-2019-2019-0000-00	CATA	Tax	(\$112.47)	\$0.00	(\$112.47)
							C08	Tax	(\$105.62)	\$0.00	(\$105.62)
										Refund	\$218.09
MCCOMBS, VERONICA MCCULLOUGH	1437 WASHINGTON LN	CATAWBA, NC 28609		FBV6837	PENDING	Refund Generated due to proration on Bill #0039512452-2019-2019-0000-00	CATA	Tax	(\$30.05)	(\$1.50)	(\$31.55)
							F12	Tax	(\$6.80)	(\$0.34)	(\$7.14)
										Refund	\$38.69
MCCONNELL, TIMOTHY ALLEN	622 22ND AVE NE	HICKORY, NC 28601		FDR7481	PENDING	Refund Generated due to proration on Bill #0042477037-2019-2019-0000-00	CATA	Tax	(\$195.16)	\$0.00	(\$195.16)
							C05	Tax	(\$199.40)	\$0.00	(\$199.40)
							C05	Vehicle Fee	(\$5.00)	\$0.00	(\$5.00)
										Refund	\$399.56
MORRISON, JUSTIN RAY	1998 KIRSTEN ST	NEWTON, NC 28658		B922CV	PENDING	Refund Generated due to proration on Bill #0014463912-2019-2019-0000-00	CATA	Tax	(\$24.84)	\$0.00	(\$24.84)
							C07	Tax	(\$16.42)	\$0.00	(\$16.42)
										Refund	\$41.26
NADEAU, DOUGLAS JAY	1348 ASTORIA PKWY	CATAWBA, NC 28609		HAF4266	PENDING	Refund Generated due to proration on Bill #0046871681-2019-2019-0000-00	CATA	Tax	(\$69.05)	\$0.00	(\$69.05)
							F08	Tax	(\$15.61)	\$0.00	(\$15.61)
										Refund	\$84.66
PARKER, MARY KING	3091 NORTH COURSE DR #105	POMPANO BEACH, FL 33069		HD47978	PENDING	Refund Generated due to proration on Bill #0026078905-2018-2018-0000-00	CATA	Tax	(\$14.72)	\$0.00	(\$14.72)
							F08	Tax	(\$2.81)	\$0.00	(\$2.81)
										Refund	\$17.53
PARKER, WILLIAM WALTER	1835 31ST AVE LN NE	HICKORY, NC 28601		HFB2764	PENDING	Refund Generated due to proration on Bill #0051579779-2019-2019-0000-00	CATA	Tax	(\$16.30)	\$0.00	(\$16.30)
							C06	Tax	(\$16.16)	\$0.00	(\$16.16)
										Refund	\$32.46



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PATRICK, DONNIE RAY	422 N CLINE AVE		NEWTON, NC 28658	XRJ9923	PENDING	Refund Generated due to proration on Bill #0001115065-2019- 2019-0000-00	CATA	Tax	(\$28.37)	\$0.00	(\$28.37)
							C08	Tax	(\$26.64)	\$0.00	(\$26.64)
										Refund	\$55.01
PUGH, NYESHA HELENE	46 18TH ST NW		HICKORY, NC 28601	HHK7404	PENDING	Refund Generated due to proration on Bill #0052348647-2019- 2019-0000-00	CATA	Tax	(\$15.33)	\$0.00	(\$15.33)
							C05	Tax	(\$15.67)	\$0.00	(\$15.67)
							C05	Vehicle Fee	\$0.00	\$0.00	\$0.00
			Refund	\$31.00							
REASON, JOSEPH GLEN	299 GRIER ST		NEWTON, NC 22865	XVE4618	PENDING	Refund Generated due to proration on Bill #0049568621-2018- 2018-0000-00	CATA	Tax	(\$12.22)	\$0.00	(\$12.22)
							F20	Tax	(\$2.55)	\$0.00	(\$2.55)
										Refund	\$14.77
REED, THEODORE RAY	2336 2ND AVE NW		HICKORY, NC 28601	PMA1354	PENDING	Refund Generated due to proration on Bill #0047983189-2018- 2018-0000-00	CATA	Tax	(\$14.98)	\$0.00	(\$14.98)
							C06	Tax	(\$14.85)	\$0.00	(\$14.85)
										Refund	\$29.83
ROSCOE, JEFFREY SCOTT	2476 COMPASS ST		CONOVER, NC 28613	6T1706	PENDING	Refund Generated due to proration on Bill #0036611500-2019- 2019-0000-00	CATA	Tax	(\$41.80)	\$0.00	(\$41.80)
							F07	Tax	(\$4.72)	\$0.00	(\$4.72)
										Refund	\$46.52
ROSS, WARREN LEE	815 21ST AVE NE		HICKORY, NC 28601	TAM2700	PENDING	Refund Generated due to proration on Bill #0029834459-2019- 2019-0000-00	CATA	Tax	(\$19.79)	\$0.00	(\$19.79)
							C05	Tax	(\$20.23)	\$0.00	(\$20.23)
							C05	Vehicle Fee	\$0.00	\$0.00	\$0.00
			Refund	\$40.02							
ROWLAND, JOEL WILLIS	1121 WATERFORD DR		HICKORY, NC 28602	CL90381	PENDING	Refund Generated due to adjustment on Bill #0053440572-2019- 2019-0000-00	CATA	Tax	(\$76.25)	\$0.00	(\$76.25)
							F03	Tax	(\$9.52)	\$0.00	(\$9.52)
										Refund	\$85.77
RUDISILL, ELBERT ANDREW JR	3625 WANDERING LN NE		HICKORY, NC 28601	HDW1443	PENDING	Refund Generated due to proration on Bill #0050283783-2019- 2019-0000-00	CATA	Tax	(\$58.46)	\$0.00	(\$58.46)
							C05	Tax	(\$59.73)	\$0.00	(\$59.73)
							C05	Vehicle Fee	\$0.00	\$0.00	\$0.00
			Refund	\$118.19							
SAIN, LOUIE KEITH	1443 KINGS RD		HICKORY, NC 28602	CM10465	PENDING	Refund Generated due to adjustment on Bill #0052943151-2019- 2019-0000-00	CATA	Tax	(\$13.97)	\$0.00	(\$13.97)
							F03	Tax	(\$1.75)	\$0.00	(\$1.75)
										Refund	\$15.72
SIMMONS, ANGELA BEAVER	2425 N CENTER ST	# 363	HICKORY, NC 28601	FCS5742	PENDING	Refund Generated due to adjustment on Bill #0044992913-2019- 2019-0000	CATA	Tax	\$0.00	\$0.00	\$0.00
							C05	Tax	(\$128.96)	\$0.00	(\$128.96)
							C05	Vehicle Fee	(\$5.00)	\$0.00	(\$5.00)
							F20	Tax	\$32.93	\$0.00	\$32.93



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							Refund	\$101.03	
SIMMONS, ANGELA BEAVER	2425 N CENTER ST	# 363	HICKORY, NC 28601	VWP5055	PENDING	Refund Generated due to adjustment on Bill #0048996002-2018-2018-0000	CATA Tax \$0.00	\$0.00	\$0.00
							C05 Tax (\$119.81)	(\$5.99)	(\$125.80)
							C05 Vehicle Fee (\$5.00)	\$0.00	(\$5.00)
							F20 Tax \$25.38	\$1.27	\$26.65
								Refund	\$104.15
SMITH SETZER & SONS, INC.	PO BOX 250		CATAWBA, NC 28609	ZYC6295	PENDING	Refund Generated due to proration on Bill #0001241686-2019-2019-0000-00	CATA Tax (\$41.14)	\$0.00	(\$41.14)
							F12 Tax (\$9.30)	\$0.00	(\$9.30)
								Refund	\$50.44
SPAKE, CYNTHIA MOOSE	2346 W NC 10 HWY		NEWTON, NC 28658	CL29710	PENDING	Refund Generated due to adjustment on Bill #0046728404-2018-2018-0000-00	CATA Tax (\$17.02)	\$0.00	(\$17.02)
							F07 Tax (\$1.93)	\$0.00	(\$1.93)
								Refund	\$18.95
STATON, JOHN REID JR	611 ISLAND FORD RD		MAIDEN, NC 28650	AL4537	PENDING	Refund Generated due to proration on Bill #0014423423-2019-2019-0000-00	CATA Tax (\$18.52)	\$0.00	(\$18.52)
							C07 Tax (\$12.24)	\$0.00	(\$12.24)
								Refund	\$30.76
STODDART, RONALD JOHN	1206 10TH ST NW		HICKORY, NC 28601	CHW6503	PENDING	Refund Generated due to adjustment on Bill #0024821089-2019-2019-0000-00	CATA Tax (\$20.75)	\$0.00	(\$20.75)
							C05 Tax (\$21.21)	\$0.00	(\$21.21)
							C05 Vehicle Fee \$0.00	\$0.00	\$0.00
								Refund	\$41.96
SULLIVAN, JUSTIN LEE	4332 3RD STREET PL NW		HICKORY, NC 28601	EKW8519	PENDING	Refund Generated due to adjustment on Bill #0053256939-2019-2019-0000-00	CATA Tax (\$91.71)	\$0.00	(\$91.71)
							C05 Tax (\$93.70)	\$0.00	(\$93.70)
							C05 Vehicle Fee \$0.00	\$0.00	\$0.00
								Refund	\$185.41
TEAGUE, LARRY WAYNE	1310 43RD AVE NE		HICKORY, NC 28601	YZC6493	PENDING	Refund Generated due to proration on Bill #0001134346-2019-2019-0000-00	CATA Tax (\$28.29)	\$0.00	(\$28.29)
							F05 Tax (\$5.91)	\$0.00	(\$5.91)
								Refund	\$34.20
THARPE, JOSEPH WEBB	834 IRIS LANE		NEWTON, NC 28658	CLX9509	PENDING	Refund Generated due to proration on Bill #0032588124-2019-2019-0000-00	CATA Tax (\$49.28)	\$0.00	(\$49.28)
							C08 Tax (\$46.28)	\$0.00	(\$46.28)
								Refund	\$95.56
UTILI-SERVE LLC	1701 CABLE DR NE		CONOVER, NC 28613	DE9399	PENDING	Refund Generated due to proration on Bill #0047130131-2018-2018-0000-00	CATA Tax (\$19.71)	\$0.00	(\$19.71)
							C04 Tax (\$17.14)	\$0.00	(\$17.14)
							C04 Vehicle Fee \$0.00	\$0.00	\$0.00
								Refund	\$36.85
UTILI-SERVE LLC	1701 CABLE DR NE		CONOVER, NC 28613	EE5084	PENDING	Refund Generated due to proration on Bill #0042203070-2019-2019-0000-00	CATA Tax (\$98.84)	\$0.00	(\$98.84)
							C04 Tax (\$85.95)	\$0.00	(\$85.95)
							C04 Vehicle Fee (\$30.00)	\$0.00	(\$30.00)



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6/2/2020

							Refund	\$214.79			
VALKO, DUSTIN LEE	1575 WINDY HOLLY LN		NEWTON, NC 28658	CL90338	PENDING	Refund Generated due to adjustment on Bill #0053345073-2019- 2019-0000-00	CATA	Tax	(\$47.21)	\$0.00	(\$47.21)
							C07	Tax	(\$31.20)	\$0.00	(\$31.20)
WELCH, TAMMY BRIDGES	2551 FIRE DEPARTMENT ST		NEWTON, NC 28658	CE39453	PENDING	Refund Generated due to adjustment on Bill #0053333938-2019- 2019-0000-00	CATA	Tax	(\$35.07)	\$0.00	(\$35.07)
							F14	Tax	(\$7.32)	\$0.00	(\$7.32)
							Refund Total	\$5704.16			

COMMISSIONER APPROVAL OF RELEASES & REFUNDS

TIME PERIOD: May 1, 2020 Thru May 31, 2020

PROCESSED: June 15, 2020

REGULAR RELEASES

MOTOR VEHICLE	\$0.00
REAL & PERSONAL	\$5,760.95
TOTALS	\$5,760.95

REGULAR REFUNDS

MOTOR VEHICLE	\$0.00
REAL & PERSONAL	\$0.00
TOTALS	\$0.00

COUNTY GRAND TOTAL \$5,760.95

NEW MOTOR VEHICLE SYSTEM REFUNDS (VTS)

MOTOR VEHICLE NCVTS	\$5,704.16
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RANDY ISENHOWER
CHAIRMAN OF THE BOARD
CATAWBA COUNTY BOARD OF COMMISSIONERS



catawba county social services

MEMORANDUM

TO: Catawba County Board of Commissioners
FROM: Karen Harrington, Social Services Director
DATE: June 15, 2020
RE: Community Child Protection & Fatality Prevention Team Annual Report

Request:

Staff requests Board approval of the Community Child Protection & Fatality Prevention Team Annual Report and Priorities; thereafter, the findings and recommendations will be submitted to the State.

Background:

North Carolina requires an annual reporting to the Board of County Commissioners regarding 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 Catawba County Child Protection Team was established in February 1992 as the result of a gubernatorial executive order by Governor James Martin. Later, North Carolina mandated a Child Fatality Review Team and Catawba County elected to combine the two, with a first joint meeting in August 1995. The combined teams have met quarterly since its inception, except for specially called meetings. The Child Protection Team has the legal responsibilities for reviewing cases of child fatalities when the family is known to the Department of 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 and the Board of County Commissioners decides if there will be a team for each area or if they will be combined. This report addresses the work of the Community Child Protection and Fatality Prevention Team. As you are aware as you led the County through a Strategic Planning Process, supporting a community in efforts to be "Healthy & Safe" are integral to the foundation of a community. To this end, efforts continue to be made for the group to review additional individual Child Protective Services issues and to 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 commitment of team members, their advocacy and dedication to improving the lives of citizens of Catawba County has been a most worthwhile effort.

In 2019, the Community Child Protection and Child Fatality Prevention Team focused on the following strategies to address community challenges:

- Increased partnership with Safe Kids Catawba County
- Renewed focus on safe sleep and human trafficking
- Pre-conceptual health and maternal child health/early entry to care

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MAKING. LIVING. BETTER.

- Reviewed how to conduct effective child death reviews
- Obtained a grant to provide pack-n-plays to the community

Social Services Data Related to Child Abuse/Neglect:

- In 2019, Child Protective Services received 3981 reports involving 7806 children
 - 6% increase in the number of reports compared to prior year
 - 2647 reports were screened in involving 5318 children
 - 88 of those reports involved substance affected infants
 - This is a 22% decrease over prior year
 - 801 reports were accepted with allegations of neglect due to substance use by a parent/caretaker
 - The primary maltreatment types assessed/investigated were:
 - Injurious environment
 - Substance Abuse
 - Domestic Violence
 - Improper Care
 - 9% decrease in children entering foster care from FY 17/18 to FY 18/19
 - 305 children experiencing foster care as of May 31, 2020

Countywide Child Fatality Data

- 16 total deaths by children birth – 18
 - 44% under age 1
 - 12.5% age 1-4
 - 31% age 10-14
 - 12.5% age 15-17
- Cause of death:
 - Perinatal/prenatal issues: 3 (6 in prior year)
 - Birth defects: 2 (6 in prior year)
 - Illness: 4 (2 in prior year)
 - Other ill-defined: 3 (2 in prior year)
 - Auto accident: 1 (0 in prior year)
 - Accidental: 1 (0 in prior year)
 - Homicide: 1 (0 in prior year)
 - Suicide: 1 (0 in prior year)
- One child death is **TOO MANY**.

Priorities for 2020:

- Continued partnership with Safe Kids Catawba County
- Renewed focus on safe sleep, unintentional poisoning (medication storage), human trafficking
- Pre-conceptual health and maternal child health/early entry to care
- Assessment and exploration of impact(s) of Covid-19 on issues related to child protection (ex. Parental supervision).

Recommendation:

Staff recommends Board approval of the Community Child Protection & Fatality Prevention Team Annual Report and Priorities; thereafter, the findings and recommendations will be submitted to the State.



Child Welfare & Fatality Prevention — 2019 Annual Report

COMMUNITY CHILD PROTECTION TEAM

The **Community Child Protection Team (CCPT)** promotes a community-wide approach to the problem of child abuse and neglect. The team identifies and responds to gaps in the county's prevention and protection response, maximizing the use of limited resources. The team reviews certain cases in which abuse, neglect, or dependency is found and reviews fatalities, including those that are suspected to have resulted from child abuse, neglect or dependency and fatalities where the child or the child's family had received child welfare services within 12 months of the child's death.

- » **Catawba County accepted 2,647 CPS reports involving 5,318 children**
- » **Accepted 88 reports involving substance affected infants**
- » **Accepted 801 reports alleging neglect due to substance use by a parent/caretaker**



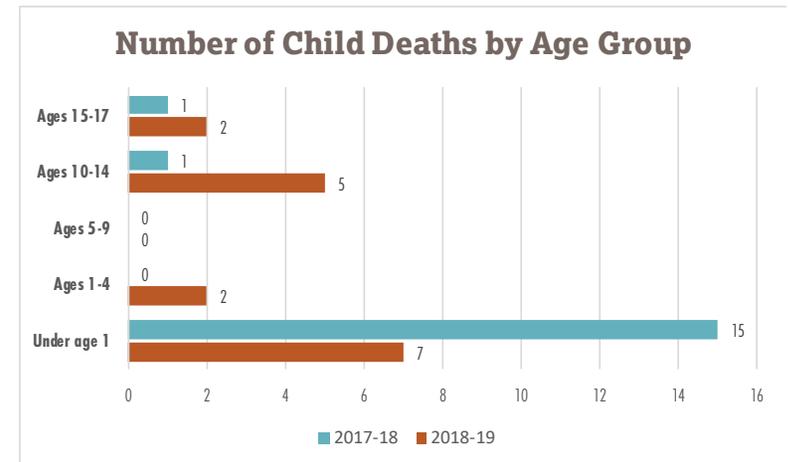
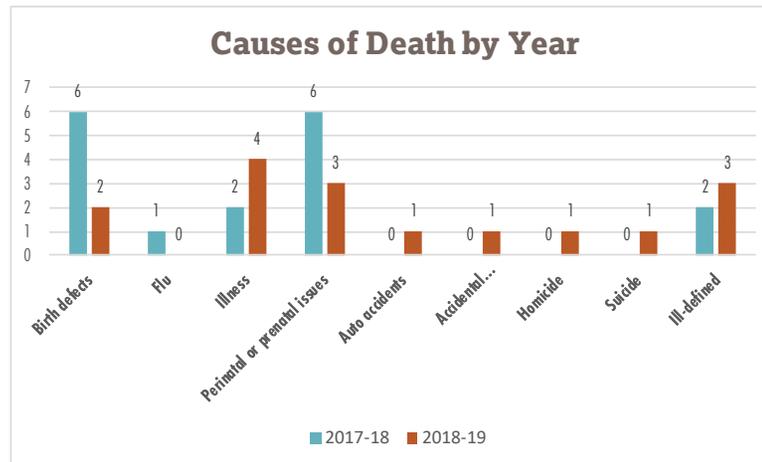
At the end of the calendar year, there were **333 Catawba County children in foster care**. Catawba County Social Services needs additional foster homes to keep children connected to their community.

CHILD FATALITY PREVENTION TEAM

The **Child Fatality Prevention Team (CFPT)** is a multidisciplinary group that seeks to identify and reduce preventable child fatalities through systematic, multidisciplinary reviews all fatalities in Catawba County occurring in children between the ages of birth through seventeen. The team advocates for system improvements and needed resources where gaps and deficiencies may exist, and makes data-driven recommendations for legislative and public policy initiatives. The CFPT also promotes community-based prevention education.

The **Child Fatality Prevention Team (CFPT)** received **16 cases** to review.

Nearly half of the deaths reviewed involved children under age 1.



COMMUNITY PARTNERS



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

Special Contingency Transfers:

Library LSTA – COVID-19 Grant

Transfer

From:

110-190100-691500	Special Contingency	\$4,000
110-190100-994200	Special Contingency	\$4,000

To:

110-810050-631913	LSTA Grant	\$4,000
110-810050-841051	LSTA Grant	\$4,000

5/28/20 – Special Contingency for LTSA Library COVID-19 mini-grant. The State Library of North Carolina has awarded an LSTA grant of \$4,000 to assist the library in responding to the coronavirus pandemic, prepare to reopen to the public, and adapt services to reduce the impact of COVID-19. This mini-grant program supports Goal One of North Carolina’s Five-Year Plan: Strengthening Capacity.

Catawba County Schools - St. Stephens Track

Transfer

From:

420-750100-863200-31150-3-07	CCS – System-wide Roofing	\$8,000
420-750100-863200-31150-3-34	CCS – System-wide Plumbing	\$27,140

To:

420-750100-863200-31150-3-37	CCS – Track Improvements	\$35,140
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6/3/20 – Additional funds were needed for St. Stephens High School Track located at HM Arndt Middle School due to more extensive damage discovered to the existing storm water drainage system after work began. \$8,000 was transferred from system-wide roof replacements and \$27,140 from system-wide plumbing. Drainage issues from the roof and water running underneath underground piping are creating the damage to the storm water drainage system running under the track so system-wide roofing and plumbing were identified as logical choices for the transfer. Sufficient plumbing savings are anticipated from natural gas piping at Mountain View Elementary to cover the plumbing transfer and planned roofing costs at Banoak were completed as part of the renovations project instead, saving \$38,000.