



**Orange County
Board of Commissioners**

Agenda

Virtual Business Meeting

November 17, 2020

7:00 p.m.

Note: Background Material on all abstracts available in the Clerk’s Office

Due to current public health concerns, the Board of Commissioners is conducting a Virtual Business meeting on November 17, 2020. Members of the Board of Commissioners will be participating in the meeting remotely. As in prior meetings, members of the public will be able to view and listen to the meeting via live streaming video at orangecountync.gov/967/Meeting-Videos and on Orange County Gov-TV on channels 1301 or 97.6 (Spectrum Cable).

In this new virtual process, there are two methods for public comment.

- Written submittals by email
- Speaking during the virtual meeting

Detailed public comment instructions for each method are provided at the bottom of this agenda. (Pre-registration is required.)

Compliance with the “Americans with Disabilities Act” - Interpreter services and/or special sound equipment are available on request. Call the County Clerk’s Office at (919) 245-2130. If you are disabled and need assistance with reasonable accommodations, contact the ADA Coordinator in the County Manager’s Office at (919) 245-2300 or TDD# 919-644-3045.

1. Additions or Changes to the Agenda

PUBLIC CHARGE

The Board of Commissioners pledges its respect to all present. The Board asks those attending this meeting to conduct themselves in a respectful, courteous manner toward each other, county staff and the commissioners. At any time should a member of the Board or the public fail to observe this charge, the Chair will take steps to restore order and decorum. Should it become impossible to restore order and continue the meeting, the Chair will recess the meeting until such time that a genuine commitment to this public charge is observed. The BOCC asks that all electronic devices such as cell phones, pagers, and computers should please be turned off or set to silent/vibrate. Please be kind to everyone.

Arts Moment – No Arts Moment will be available for this meeting.

2. Public Comments (Limited to One Hour)

(We would appreciate you signing the pad ahead of time so that you are not overlooked.)

- a. Matters not on the Printed Agenda (Limited to One Hour – THREE MINUTE LIMIT PER SPEAKER – Written comments may be submitted to the Clerk to the Board.)

Petitions/Resolutions/Proclamations and other similar requests submitted by the public will not be acted upon by the Board of Commissioners at the time presented. All such requests will be referred for Chair/Vice Chair/Manager review and for recommendations to the full Board at a later date regarding a) consideration of the request at a future Board meeting; or b) receipt of the request as information only. Submittal of information to the Board or receipt of information by the Board does not constitute approval, endorsement, or consent.



b. Matters on the Printed Agenda

(These matters will be considered when the Board addresses that item on the agenda below.)

3. Announcements, Petitions and Comments by Board Members (Three Minute Limit Per Commissioner)

4. Proclamations/ Resolutions/ Special Presentations

5. Public Hearings

6. Regular Agenda

- a. Proposed Merger of Adult Care Home Community Advisory Committee and Nursing Home Community Advisory Committee
- b. Discussion and Acceptance of the FY 2020-25 County Capital Investment Plan
- c. Water and Sewer Management, Planning, and Boundary Agreement (WASMPBA)
- d. Orange County Broadband Task Force

7. Reports

- a. Update from the Orange County Food Council

8. Consent Agenda

- Removal of Any Items from Consent Agenda
- Approval of Remaining Consent Agenda
- Discussion and Approval of the Items Removed from the Consent Agenda

- a. Minutes
- b. Fiscal Year 2020-21 Budget Amendment #4
- c. Upward Mobility Proposal
- d. Contract for Orange County Fire Marshal Division to Provide Fire Code Enforcement in Town Limits of Hillsborough
- e. Amendment to the Contracts of the Attorney, Clerk, and Manager

9. County Manager's Report

10. County Attorney's Report

11. *Appointments

12. Information Items

- November 5, 2020 BOCC Meeting Follow-up Actions List
- US 15/501 Corridor Study – Public Comments

13. Closed Session

14. Adjournment



***Subject to Being Moved to Earlier in the Meeting if Necessary**

Orange County Board of Commissioners' meetings and work sessions are available via live streaming video at orangecountync.gov/967/Meeting-Videos and Orange County Gov-TV on channels 1301 or 97.6 (Spectrum Cable).

Public Comment Instructions

**Public Comment – Written
(for Items not on the Agenda, Agenda Items and Public Hearings)**

Members of the public may provide written public comment by submitting it to the ocbocc@orangecountync.gov email address by 3:00 PM on the afternoon of the meeting.

When submitting the comment, include the following:

- The date of the meeting
- The agenda item (example: 5-a) you wish to comment on
- Your name, address, email and phone number

The Orange County Board of Commissioners, County Manager, County Attorney and Clerk to the Board, will be copied on all of the emails that are submitted.

**Public Comment – Verbal
(for Items not on the Agenda, Agenda Items and Public Hearings)**

Members of the public will be asked to contact the Clerk to the Board using the email address ocpubliccomment@orangecountync.gov no later than 3:00 PM on the day of the meeting and indicate they wish to speak during the meeting.

When submitting the request to speak, include the following:

- The date of the meeting
- The agenda item (example: 5-a) you wish to speak on
- Your name, address, email and phone number
- The phone number must be the number you plan to call in from if participating by phone

Prior to the meeting, speakers will be emailed a participant link to be able to make comments during the live meeting. Speakers may use a computer (with camera and/or microphone) or phone to make comments. Speakers using the phone for comments must use the provided PIN/Password number.

The public speaker's audio and video will be muted until the BOCC gets to the respective agenda item(s). Individuals who have pre-registered will then be brought into the public portion of the meeting one at a time.

If a member of the public encounters any concerns prior to or during the meeting related to speaking, please contact Greg Wilder at 919-245-2314.

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: November 17, 2020

**Action Agenda
Item No. 6-a**

SUBJECT: Proposed Merger of Adult Care Home Community Advisory Committee and Nursing Home Community Advisory Committee

DEPARTMENT: Board of Commissioners

ATTACHMENT(S):

Membership Rosters
Statement from Victor Orija – State
Ombudsman
Current Status of Onsite Visitations By
Members

INFORMATION CONTACT:

Clerk's Office, 919-245-2125

PURPOSE: To discuss a proposed merger of the Adult Care Home Community Advisory Committee (ACHCAC) and Nursing Home Community Advisory Committee (NHCAC) into one committee.

BACKGROUND: Over the past few years, it has become increasingly more difficult to recruit qualified applicants for both the ACHCAC and NHCAC. Some of this is due to the time required to perform the duties of facilities inspection. Many of the positions are "At-Large" while other positions are very specific to a certain professional background. More recently, in the current COVID-19 environment, both committees have become inactive given tight restrictions on entering facilities. This reality has impacted attracting new potential volunteers/appointees.

It should be noted though that both Committees continue to be led by very active Committee Chairs, Shade Little for ACHCAC and Vibeke Talley for NHCAC, who along with their fellow members have invested significant time and resources to serve the needs of the public.

COMMITTEE OVERVIEWS

Adult Care Home Community Advisory Committee

Members are appointed by the Board of Commissioners to all positions. The Regional Ombudsman assigned to Orange County is Autumn Cox who works for Triangle J Council of Government (TJCOG). Prior to any appointment, Autumn Cox vets applicants. If a qualified applicant is selected, that individual must attend state mandated training and must pass the course before being recommended for appointment. There is an initial one-year training term, with subsequent eligibility for three additional two-year terms. The Committee works to maintain the intent of the Adult Care Home Residents' Bill of Rights for those residing in licensed adult care homes. The members of this Committee also promote community involvement and cooperation

with these homes to ensure quality care for the elderly and disabled adults. The members of this committee make visits to facilities no less than annually.

Nursing Home Community Advisory Committee

Members are appointed by the Board of Commissioners to all positions. The Regional Ombudsman assigned to Orange County is Autumn Cox who works for Triangle J Council of Government (TJCOG). Prior to any appointment, Autumn Cox vets applicants. If a qualified applicant is selected, that individual must attend state mandated training and must pass the course before being recommended for appointment. There is an initial one-year training term, with subsequent eligibility for two additional three-year terms. This committee helps to maintain the intent of the Residents' Bill of Rights, promotes community involvement and provides public education on long-term care issues. The members of this committee make visits to facilities no less than quarterly.

After completion of the visits, the team members of both committees prepare a state report of their findings during the visit. The report is then presented at the regular committee business meetings. The report is discussed and a vote is taken to gain approval of the report. The Ombudsman then formats the report for submission to the particular county. The information is then published on the county's website for public view.

LIST OF CURRENT VACANCIES

Adult Care Home Community Advisory Committee

POSITION DESIGNATION	EXPIRATION DATE	VACANCY INFORMATION
At-Large	10/31/2021	This position has been vacant since 07/15/2020.
At-Large	06/30/2022	This position has been vacant since 05/12/2020.
At-Large	10/31/2022	This position has been vacant since 8/2/2019.
At-Large	10/31/2021	This position has been vacant since 10/31/2017.
At-Large	06/30/2022	This position has been vacant since 06/03/2020.
At-Large	06/0/2022	This position has been vacant since 1/16/2020.

Nursing Home Community Advisory Committee

POSITION DESIGNATION	EXPIRATION DATE	VACANCY INFORMATION
At-Large	09/30/2020	This position has been vacant since 11/06/2019.
Nursing Home Administration	06/30/2023	This position has been vacant since 06/21/2017.
Nursing Home Administration	06/30/2023	This position has been vacant since 03/29/2019.

At-Large	03/31/2023	This position has been vacant since 05/18/2020.
At-Large	06/30/2023	This position has been vacant since 02/25/2018.

Lakendra Dixon, Ombudsman Program Specialist and Autumn Cox, the Regional Ombudsman with TJCOG who is assigned to Orange County, will be available at the meeting to provide additional background and insight for the Board. Information from Victor Orija, State Long-Term Care Ombudsman with the NC Division of Aging and Adult Services is attached providing some initial guidance on the Committees and potential merger to County staff.

FINANCIAL IMPACT: There is no financial impact associated with this item.

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goal is applicable to this item:

- **GOAL: ENABLE FULL CIVIC PARTICIPATION**

Ensure that Orange County residents are able to engage government through voting and volunteering by eliminating disparities in participation and barriers to participation.

ENVIRONMENTAL IMPACT: There is no Orange County Environmental Responsibility Goal impact associated with this item.

RECOMMENDATION(S): The Manager recommends that the Board discuss merging the Adult Care Home Community Advisory Committee and Nursing Home Community Advisory Committee.

If the Board determines to merge the two Committees into one Committee, the Manager proposes that the Board:

- 1) Designate the Committee as the Adult Care and Nursing Home Community Advisory Committee (ACNHAC) with no less than 13 positions (down from the current 24 positions in the combined committees);
- 2) Direct staff to contact all current members of both current Committees updating those individuals on the merger and sharing the Board's desire that everyone continue serving the public on the new Committee; and
- 3) Direct staff to provide a follow-up item for Board consideration detailing a Charge for the new Committee, updating the Board on feedback from current members of both Committees, providing a proposed list of individuals for appointment to the new Committee based on that feedback, and including a membership roster detailing the remaining vacancies.

Board and Commission Members

And Vacant Positions

Adult Care Home Community Advisory Committee

Meeting Times: 4:00 pm - 5:30 pm First Tuesday Monthly

Contact Person: Autumn Cox

Meeting Place: Seymour Center

Contact Phone: 919-558-9401

Positions: 12

Length: 2 years

Terms: 3

Description: Members are appointed by the Board of Commissioners to at-large positions. There is an initial one-year training term with subsequent eligibility for three additional two-year terms. This committee works to maintain the intent of the Adult Care Home Residents' Bill of Rights for those residing in licensed adult care homes. The members of this committee also promote community involvement and cooperation with these homes to ensure quality care for the elderly and disabled adults.

Tiketha Collins

1			First Appointed:	09/04/2018	
Gender Identity:	Female	Township:	Hillsborough	Current Appointment:	03/10/2020
Ethnic Background:	African American	Resid/Spec Req:	At-Large	Expiration:	03/31/2022
Age Range:		Special Repr:		Number of Terms:	

VACANT

2			First Appointed:		
Gender Identity:		Township:		Current Appointment:	
Ethnic Background:		Resid/Spec Req:	At-Large	Expiration:	10/31/2021
Age Range:		Special Repr:		Number of Terms:	

Alison Brown

3			First Appointed:	11/13/2018	
Gender Identity:	Female	Township:	Chapel Hill	Current Appointment:	03/10/2020
Ethnic Background:	African American	Resid/Spec Req:	At-Large	Expiration:	06/30/2021
Age Range:		Special Repr:		Number of Terms:	

VACANT

4			First Appointed:		
Gender Identity:		Township:		Current Appointment:	
Ethnic Background:		Resid/Spec Req:	At-Large	Expiration:	06/30/2022
Age Range:		Special Repr:		Number of Terms:	

VACANT

5			First Appointed:		
Gender Identity:		Township:		Current Appointment:	
Ethnic Background:		Resid/Spec Req:	At-Large	Expiration:	10/31/2022
Age Range:		Special Repr:		Number of Terms:	

Shade Little

6	Chair		First Appointed:	11/13/2018	
Gender Identity:	Male	Township:	Chapel Hill	Current Appointment:	03/10/2020
Ethnic Background:	Other	Resid/Spec Req:	At-Large	Expiration:	10/31/2022
Age Range:		Special Repr:		Number of Terms:	1

Board and Commission Members

And Vacant Positions

Adult Care Home Community Advisory Committee

Meeting Times: 4:00 pm - 5:30 pm First Tuesday Monthly

Contact Person: Autumn Cox

Meeting Place: Seymour Center

Contact Phone: 919-558-9401

Positions: 12

Length: 2 years

Terms: 3

VACANT

7

Gender Identity:

Township:

First Appointed:

Ethnic Background:

Resid/Spec Req: At-Large

Current Appointment:

Age Range:

Special Repr:

Expiration: 10/31/2021

Number of Terms:

VACANT

8

Gender Identity:

Township:

First Appointed:

Ethnic Background:

Resid/Spec Req: At-Large

Current Appointment:

Age Range:

Special Repr:

Expiration: 06/30/2022

Number of Terms:

Olivia Fisher

9

One Year Initial Term

Gender Identity: Female

Township: Bingham

First Appointed: 06/04/2019

Ethnic Background: White

Resid/Spec Req: At-Large

Current Appointment: 06/04/2019

Age Range: 18-34

Special Repr:

Expiration: 06/04/2020

Number of Terms:

VACANT

10

Gender Identity:

Township:

First Appointed:

Ethnic Background:

Resid/Spec Req: At-Large

Current Appointment:

Age Range:

Special Repr:

Expiration: 06/30/2022

Number of Terms:

MaryLou Gelblum

11

One Year Initial Term

Gender Identity: Female

Township: Chapel Hill

First Appointed: 06/04/2019

Ethnic Background: White

Resid/Spec Req: At-Large

Current Appointment: 06/04/2019

Age Range:

Special Repr:

Expiration: 06/30/2020

Number of Terms:

Karen Green-McElveen

12

One Year Initial Term

Gender Identity: Female

Township: Chapel Hill

First Appointed: 06/04/2019

Ethnic Background: African American

Resid/Spec Req: At-Large

Current Appointment: 06/04/2019

Age Range: 35-59

Special Repr:

Expiration: 06/04/2020

Number of Terms:

Board and Commission Members

And Vacant Positions

Nursing Home Community Advisory Committee

Meeting Times: 5:30 pm Every other 1st Tuesday starting with Jan.

Contact Person: Autumn Cox

Meeting Place: Seymour Center, 2551 Homestead Rd Chapel Hill, NC

Contact Phone: 919-558-9401

Positions: 12 Length: 3 years Terms: 2

Description: All appointments are made by the Board of Commissioners. This committee helps to maintain the intent of the Residents' Bill of Rights, promotes community involvement and provides public education on long-term care issues. The regional ombudsman with Triangle J Council of Governments provides specialized training and support.

Martha Bell

1				First Appointed:	10/06/2015
Gender Identity:	Female	Township:	Chapel Hill	Current Appointment:	03/07/2019
Ethnic Background:	White	Resid/Spec Req:	At-Large	Expiration:	01/31/2022
Age Range:		Special Repr:	At-Large	Number of Terms:	2

Dr. Diane Stoy

2	One Year Initial Term			First Appointed:	05/14/2020
Gender Identity:	Female	Township:	Chapel Hill	Current Appointment:	05/14/2020
Ethnic Background:	White	Resid/Spec Req:	At-Large	Expiration:	05/14/2021
Age Range:	60+	Special Repr:	At-Large	Number of Terms:	

VACANT

3				First Appointed:	
Gender Identity:		Township:		Current Appointment:	
Ethnic Background:		Resid/Spec Req:	At-Large	Expiration:	09/30/2023
Age Range:		Special Repr:	At-Large	Number of Terms:	

Stephanie Boswell

4				First Appointed:	09/04/2018
Gender Identity:	Female	Township:	Hillsborough	Current Appointment:	12/02/2019
Ethnic Background:	White	Resid/Spec Req:	At-Large	Expiration:	06/30/2020
Age Range:		Special Repr:	At-Large	Number of Terms:	

VACANT

5				First Appointed:	
Gender Identity:		Township:		Current Appointment:	
Ethnic Background:		Resid/Spec Req:	At-Large	Expiration:	06/30/2023
Age Range:		Special Repr:	Nursing Home Administration	Number of Terms:	

Jacquelyn Podger

6	One Year Initial Term			First Appointed:	09/17/2019
Gender Identity:	Female	Township:	Chapel Hill	Current Appointment:	09/17/2019
Ethnic Background:	White	Resid/Spec Req:	At-Large	Expiration:	09/17/2020
Age Range:		Special Repr:	At-Large	Number of Terms:	

Board and Commission Members

And Vacant Positions

Nursing Home Community Advisory Committee

Meeting Times: 5:30 pm Every other 1st Tuesday starting with Jan.

Contact Person: Autumn Cox

Meeting Place: Seymour Center, 2551 Homestead Rd Chapel Hill, NC

Contact Phone: 919-558-9401

Positions: 12

Length: 3 years

Terms: 2

VACANT

7

Gender Identity:

Township:

First Appointed:

Ethnic Background:

Resid/Spec Req: At-Large

Current Appointment:

Age Range:

Special Repr: Nursing Home Administration

Expiration: 06/30/2023

Number of Terms:

VACANT

8

Gender Identity:

Township:

First Appointed:

Ethnic Background:

Resid/Spec Req: At-Large

Current Appointment:

Age Range:

Special Repr: At-Large

Expiration: 03/31/2023

Number of Terms:

Linda Davis

9

One Year Initial Term

Gender Identity: Female

Township: Eno

First Appointed: 10/15/2019

Ethnic Background: White

Resid/Spec Req: At-Large

Current Appointment: 10/15/2019

Age Range:

Special Repr: At-Large

Expiration: 10/15/2020

Number of Terms:

VACANT

10

Gender Identity:

Township:

First Appointed:

Ethnic Background:

Resid/Spec Req: At-Large

Current Appointment:

Age Range:

Special Repr: At-Large

Expiration: 06/30/2023

Number of Terms:

Dr Carol Kelly

11

Gender Identity: Female

Township: Chapel Hill

First Appointed: 09/20/2016

Ethnic Background: White

Resid/Spec Req: At-Large

Current Appointment: 03/10/2020

Age Range:

Special Repr: Nursing Home Administration

Expiration: 12/31/2022

Number of Terms: 2

Vibeke Talley

12

Chair

Gender Identity: Female

Township: Hillsborough

First Appointed: 05/20/2014

Ethnic Background: White

Resid/Spec Req: At-Large

Current Appointment: 03/10/2020

Age Range:

Special Repr: Nursing Home Administration

Expiration: 12/31/2022

Number of Terms: 2

Statement from Victor Orija - State Long-Term Care Ombudsman

Dear Thom Freeman:

Ms. Autumn Cox, our regional long-term care ombudsman has forwarded your e-mail to me. Also, I read the e-mail from Mr. John Roberts.

The issue is the vacancy. I do not recall the ombudsman's office appointing anyone to fill a vacancy. Traditionally, vacancies have been filled through advertisements by the commissioners. The ombudsman recruits by advertising on the county website, posted flyers in both senior centers, conducted numerous speaking events in the county where she gave an overview of the CAC program, passed out flyers, and also by word of mouth from other volunteers on the committee.

In extreme situation, committees have been combined. Unfortunately, the pandemic is creating a hardship for us to recruit or enter a long-term care facility.

These are the two options: Combine two committees, or fill the vacancy.

Since the Emergency Declaration by the President in March 2020, ombudsmen have been restricted from entering long-term care facilities. Consequently, our office also extended this restriction to all representatives of The Office of the State Long-Term Care Ombudsman. Representatives include all Community Advisory Committee volunteers (CAC volunteers). This restriction has continued throughout the COVID-19 pandemic duration.

As of now, CAC volunteers, just like our regional long-term care ombudsmen remain restricted from entering long-term care facilities to conduct any advocacy. The ombudsmen are engaged in virtual complaint resolution and advocacy efforts. Our CAC volunteers do not investigate complaints. Furthermore, training a new CAC volunteer includes facility orientation. At this time, a CAC volunteer cannot enter a long-term care facility. Any new volunteer cannot enter a long-term care facility to undergo facility orientation because of the restriction.

Soon, the ombudsman will be able to re-enter long-term care facilities and CAC volunteers who are already certified and designated, will be able to resume virtual training and meetings. Shortly after that, we will assess to ensure that it's safe for current CAC volunteers to re-enter long-term care facilities. From that point, we will start training new volunteers for certification and designation.

IF you decide to combine two committees, I will suggest that you send a request to our Director, Division of Aging and Adult Services at the address below. The other option is to wait until full re-entry into long-term care facilities are resumed. Please advise if any additional questions.

Sincerely,

Victor Orija
State Long-Term Care Ombudsman

Division of Aging and Adult Services
[NC Department of Health and Human Services](#)

919-855-3426 office

919-715-6782 fax

Victor.Orija@dhhs.nc.gov

693 Palmer Drive, Raleigh, NC 27603

2101 Mail Service Center

Raleigh, NC 27699-2101

ATTACHMENT 3



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

ROY COOPER • Governor
MANDY COHEN, MD, MPH • Secretary
JOYCE MASSEY-SMITH, MPA •
Director, Division of Aging and Adult Services

MEMORANDUM

Date: March 23, 2020

To: Regional Ombudsman

From: Victor Orija, State Long-Term Care Ombudsman

Re: COVID-19 Outbreak – NC LTCOP Guidance (Revised – page 1 (suspension of visit to facility) and pages 3 & 4 (how to obtain resident consent))

North Carolina continues to be affected by the Coronavirus. As indicated in the Guidance issued on March 11, 2020, I encourage you to visit the COVID-19 Section of the NCDHHS website, which has a number of resources and guidance for individuals, groups, and organizations that will be updated frequently. The Centers for Disease Control and Prevention (CDC) has also launched a COVID-19 website with several useful resources and ongoing updates.

Here's a link to CMS's guidance for nursing homes. <https://www.cms.gov/medicareprovider-enrollment-and-certificationsurvey/certificationgeninfopolicy-and/guidance-infection-control-and-prevention-coronavirus-disease-2019-covid-19-nursing-homes>

As of March 13, CMS revised Memorandum QSO-20-14-NH. It reads:

*Facilities should **restrict** visitation of **all** visitors and non-essential health care personnel, except for certain compassionate care situations, such as an end-of-life situation.*

As such, NC LTCOP is doing the following:

1. Effective March 17, 2020, all CAC activities - training, meetings, facility visitation are suspended until further notice.
2. Effective March 17, 2020, regional ombudsmen will suspend until further notice, all visit (friendly, training, complaint resolution) to long-term care facilities except for end-of-life scenarios
3. Any ombudsman who visits for end-of-life scenario will adhere to the screening protocol per CMS' Memorandum.
4. In lieu of visitation to long-term care facilities, regional ombudsmen will conduct complaint resolution and other advocacy duties by telephone, e-mail, skype etc. Per CMS' Memorandum, facilities should consider these alternate options.

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF AGING AND ADULT SERVICES

LOCATION: 693 Palmer Drive, Taylor Hall, Raleigh, NC 27603
MAILING ADDRESS: 2101 Mail Service Center, Raleigh, NC 27699-2101
www.ncdhhs.gov • TEL: 919-855-3400 • FAX: 919-733-0443

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

5. Facilities must ensure that residents still have access to the ombudsman per 42 CFR §483.10(f)(4)(i),

NC's current and up-to-date information including specific guidance for businesses, education and health care providers can be found here:

- [Press Release: Governor's Task Force Encourages North Carolinians to Increase Preparedness Measures for COVID-19](#)
- [Coronavirus Disease 2019 \(COVID-19\) Response in North Carolina](#)
- [CDC COVID-19 website](#)
- [North Carolina State Laboratory of Public Health Novel Coronavirus Guidance](#)

If you have questions or concerns, call the COVID-19 Helpline toll free at 1-866-462-3821. To submit questions online, go to www.ncpoisoncontrol.org and select "chat."

Instruction from CDC for healthcare facilities: <https://www.cdc.gov/coronavirus/2019-ncov/healthcare-facilities/prevent-spread-in-long-term-care-facilities.html>

WHAT YOU SHOULD DO IF YOU'RE INVITED TO A FACILITY FOR AN END-OF-LIFE SCENARIO

A. TO DOs

1. Before visiting ANY facilities, all ombudsmen should carefully review the following fact sheets (attached to this memo) from the U.S. Department of Health, Centers for Disease Control:
 - a. What You Should Know, <https://www.cdc.gov/coronavirus/2019-ncov/about/index.html>
 - b. What You Should Do If You Are Sick, <https://www.cdc.gov/coronavirus/2019-ncov/about/index.html>
2. The CDC has a short video about handwashing. All ombudsmen and CAC volunteers should review this video or the CDC factsheet (attached to this memo) on handwashing prior to visiting a long-term care facility.
 - a. "What You Need to Know about Handwashing" Visit <https://youtu.be/d914EnpU4Fo>
3. Check your email regularly for updates from the Office of the State Long-Term Care Ombudsman

B. Instructions for Preventing the Spread of Coronavirus

The following information is taken from the federal Centers for Disease Control and Prevention (CDC) Factsheet "What You Should Know" and other sources such as CDC, CMS, NC State Government, Consumer Voice, and Washington State LTCOP.

DO:

1. Stay at least six feet away from people who are sick or showing symptoms such as coughing or sneezing.
2. Wash your hands often with soap and water for at least 20 seconds. Wash your hands before and after eating, and after using the bathroom. If soap and water are not available, use an alcohol-based hand sanitizer that contains at least 60% alcohol.
3. Avoid touching your eyes, nose, and mouth when out in public.

DO NOT:

1. Shake hands with others until this health crisis has passed.
2. Use facemasks *unless* you are sick. Facemasks generally do not prevent you from exposure to the coronavirus.
3. Touch residents, staff, or others while visiting a care facility.

C. What to do if you are sick or have symptoms?

1. As a Long-Term Care Ombudsman, you should put your own health and safety before the needs of residents.
2. If you are showing signs of illness (coughing, sneezing, or fever), stay home and do not visit any facility even if invited for an end-of-life scenario.
3. Coughing, sneezing, and fever do not necessarily mean that you have COVID-19, however use precaution. If you are sick, call your healthcare provider and then notify your supervisor as soon as possible.

If you or your family are personally affected by the emergency, take care of yourself and your family first. As soon as possible, please notify your AAA Director, and the State LTCO.

D. The Role of Long-Term Care Ombudsman

Ombudsmen are not to fill the roles of first responders or medical experts. Leave this work to be done by law enforcement, EMTs, firefighters, public health officials, and other local authorities.

The responsibilities of ombudsmen remain the same before, during, and after emergencies. You are the residents' advocate. Please continue complaint resolution by telephone, skype etc.

How can we determine or verify if a resident has a decision maker when we cannot personally visit?

- a) As necessary, you will have to ask the facility staff if they can fax the document or accept the facility's verbal verification until you can physically confirm. Note: the LTC Ombudsman program rule directs the program to "ascertain," it does not say how.

45 CFR 1324.19 (b) (iv) In determining whether to rely upon a resident representative to communicate or make determinations on behalf of the resident related to complaint processing, the Ombudsman or representative of the Office shall ascertain the extent of the authority that has been granted to the resident representative under court order

(in the case of a guardian or conservator), by power of attorney or other document by which the resident has granted authority to the representative, or under other applicable State or Federal law.

1. Obtain verbal consent by telephone.
2. How shall we obtain written consent to access records?
 - a) Follow your program's policies and procedures; where the resident or resident representative communicates informed consent orally or by using other technology, document this consent as it occurs.
 - b) Mail a consent form to the resident, with a pre-addressed, stamped envelope for return or;
 - c) Ask staff if they have time to help by receiving a faxed form that they assist the resident to sign and then fax back.
3. What about disclosure of resident records or other information?
 - a. Follow and reinforce your program's policies and procedures regarding disclosure.
 - b. Obtain verbal consent from the resident and document this consent as it occurs.
 - c. Mail a consent to disclose form to the resident, with a pre-addressed, stamped envelope for return or;
 - d. Ask staff if they have time to help by receiving a faxed form that they assist the resident to sign and then fax back.

All communications with residents, complainants, others, via e-mail or other methods are considered Ombudsman program information and disclosure provisions apply.

F. How to Address Coronavirus Concerns During This Emergency

1. As applicable, contact by telephone, facility resident council or family council. Be prepared to answer questions about coronavirus. Follow up on any complaints or questions that you don't know the answer to.
2. Obtain the name and contact information for key Resident Council members so you can contact them.
3. Obtain a current roster of and contact information of residents
4. Contact the facility administrator, director of nursing or social worker to see if there are any new concerns related to COVID-19. Find out about the facility plan and response during this emergency. Inquire about their communication plans for residents and outside callers. How will the facility communicate with residents and their family members or representatives?
5. Document and share any concerns, challenges, or helpful ideas with the State LTC Ombudsman.

On March 13, 2020, CMS issued a revised Memorandum Ref: QSO-20-14-NH. This memo includes the following statement regarding resident access to Ombudsman program services:

Residents still have the right to access the Ombudsman program. If in-person access is allowable, use the guidance mentioned above. If in-person access is not available due to infection control concerns, facilities need to facilitate resident communication (by phone or other formats with the Ombudsman program or any other entity listed in 42 CFR §483.10(f)(4)(i).

NOTE: *We will compile a list of FAQs and distribute to you.*

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: November 17, 2020

**Action Agenda
Item No. 6-b**

SUBJECT: Discussion and Acceptance of the FY 2020-25 County Capital Investment Plan

DEPARTMENT: County Manager & Finance and Administrative Services

ATTACHMENT(S):

- Attachment 1 – Updated List of CIP Amendments (Options 1 and 2)
- Attachment 2 – Updated CIP Summaries (Options 1 and 2)
- Attachment 3 – Relevant CIP Project Pages
- Attachment 4 – Vehicle Fleet Information for Emergency Services and Sheriff’s Office
- Attachment 5 – Debt Metric Models

INFORMATION CONTACT:

Travis Myren – 919-245-2308
Gary Donaldson – 919-245-2453
Paul Laughton – 919-245-2151

PURPOSE: To discuss the updated outstanding amendments to the Capital Investment Plan, and approve the acceptance of the FY 2020-25 County Capital Investment Plan (CIP).

BACKGROUND: During the Intent to Adopt Budget work session on June 9, 2020, the Board approved amendments to the Capital Investment Plan that advanced the expansion of the Durham Technical Community College and amended several projects in Year 1 (FY 2020-21) intended to offset the cost of advancing that project.

The Board postponed making decisions on proposed project amendments in Years 2 through 5 that are intended to more fully offset the cost of advancing the Durham Tech Expansion project into Years 1 – 3. The Board reviewed the proposed amendments at the September 10, 2020 work session, and provided direction to staff. At that time, the Board reached consensus on all of the amendments as represented in *Attachment 1* with the exception of a \$250,000 reduction in vehicle replacements in years 2 and 3. Therefore, *Attachment 1* contains two options. The first option is to implement the \$250,000 reductions in Years 2 and 3. The second option eliminates those reductions.

The Vehicle Replacement project in the Capital Investment Plan has been used to replace public safety vehicles. As a result, the \$250,000 reduction in Years 2 and 3 would result in the replacement of fewer vehicles in Emergency Services and the Sheriff’s Office. If the reduction were balanced evenly across those two agencies, Emergency Services would forgo one ambulance remount or three supervisory vehicles scheduled for replacement over this two year

period, and the Sheriff's Office would forgo five to six patrol or investigative vehicles due for replacement.

The Board also directed staff to adjust the IT infrastructure amount to minimize the number of replacements that were six years old or older. That resulted in no reduction to IT infrastructure for computer replacements compared to the Manager's Recommended Budget. Given this level of funding, 270 units would be 7-9 years old in FY2021-22, 88 units would be 7-9 years old in FY22-23, and 247 units would be that same age in FY23-24. No units would exceed nine years of age at this funding level for the next four years.

The CIP summary tables that would be amended by the Board's action are included as *Attachment 2 – Updated CIP Summaries, Option 1 and Option 2*, and the detailed project pages that would be amended by the updated amendments are included in *Attachment 3 – Relevant CIP Project Pages*.

The Board requested additional information on the County's vehicle replacement program as it relates to the Capital Investment Plan. The age and mileage for the Sheriff's Office fleet and the Emergency Services fleet is provided in *Attachment 4, Vehicle Fleet Information for Emergency Services and Sheriff's Office*.

Attachment 5 – Debt Metric Models, provides the impact of the proposed amendments, as well as the two (2) scenarios for vehicle replacements amendments, and how they impact the County's 15% Debt Capacity Policy and the Tax Equivalent impact on the Debt Service.

Note: There is one budget amendment change that needs Board approval in adjusting the Year 1 (FY 2020-21) funding in the Information Technologies Infrastructure Capital Project from \$340,000 to \$434,500. This increase of \$94,500 would be included under the Desktop/Laptop Replacement appropriation section of the project. In reviewing the Approved Meeting minutes from the June 9, 2020 Board meeting, the Board approved a budget amendment reduction of \$500,000 instead of the previously amount of \$594,500 that was reduced from the project when the Board approved the Year 1 (FY 2020-21) CIP funding on June 16, 2020. This change is reflected in this project in *Attachment 2, Updated CIP Summaries*.

FINANCIAL IMPACT: The financial impact of adopting the updated proposed amendments to the Capital Investment Plan is outlined in *Attachment 5 – Debt Metric Models*. The Attachment provides two (2) options: (1) Impact of the discussed amendments at the September 10, 2020 work session with the Vehicle Replacement reduction of \$250,000 in both Years 2 and 3; and (2) Impact of the discussed amendments at the September 10, 2020 work session without the Vehicle Replacement reduction of \$250,000 in both Years 2 and 3.

SOCIAL JUSTICE IMPACT:

- **GOAL: ENSURE ECONOMIC SELF-SUFFICIENCY**

The creation and preservation of infrastructure, policies, programs and funding necessary for residents to provide shelter, food, clothing and medical care for themselves and their dependents.

- **GOAL: CREATE A SAFE COMMUNITY**

The reduction of risks from vehicle/traffic accidents, childhood and senior injuries, gang activity, substance abuse and domestic violence.

ENVIRONMENTAL IMPACT:

- **ENERGY EFFICIENCY AND WASTE REDUCTION**

Initiate policies and programs that: 1) conserve energy; 2) reduce resource consumption; 3) increase the use of recycled and renewable resources; and 4) minimize waste stream impacts on the environment.

- **CLEAN OR AVOIDED TRANSPORTATION**

Implement programs that monitor and improve local and regional air quality by: 1) promoting public transportation options; 2) decreasing dependence on single-occupancy vehicles; and 3) otherwise minimizing the need for travel.

RECOMMENDATION(S): The Manager recommends that the Board accept the remainder of the FY2020-25 Capital Investment Plan by

1. Approve the \$94,500 budget amendment adjustment to Year 1 (FY 2020-21) funding in the Information Technologies Infrastructure Capital Project as reflected in the June 16, 2020 meeting minutes and
2. Approve either the amendments listed on **Option 1** or **Option 2** in *Attachment 1* to accept the remainder of the FY2020-2025 Capital Investment Plan.

Amendment #	Project	Total Expenditure Amount	County Debt Financed Amount (Option 1)	County Debt Financed Amount (Option 2)	Notes
Year 2 - FY 2021-22					
20-21CIP-005	Soccer. Com	\$ (4,589,000)	\$ (4,589,000)	\$ (4,589,000)	Deferred to Years 6-10
20-21CIP-005	IT Fiber Connectivity	\$ (1,160,000)	\$ (1,160,000)	\$ (1,160,000)	Deferred to Years 6-10
20-21CIP-005	Lake Orange Dam Rehabilitation	\$ (50,526)	\$ (50,526)	\$ (50,526)	Deferred to Years 6-10
20-21CIP-005	Little River Park, Phase II	\$ (400,000)	\$ (200,000)	\$ (200,000)	Deferred to Years 6-10
20-21CIP-005	Roofing and Building Façade Projects	\$ (250,000)	\$ (250,000)	\$ (250,000)	Deferred Main Library roof replacement to Year 6-10
20-21CIP-005	Twin Creeks Park	\$ (220,000)	\$ (220,000)	\$ (220,000)	Deferred to Years 6-10
20-21CIP-005	Old Courthouse Square	\$ (200,000)	\$ (200,000)	\$ (200,000)	Deferred to Years 6-10
20-21CIP-005	Vehicle Replacements	\$ (250,000)	\$ (250,000)	\$ -	Deferred to Years 6-10 (Option 1); Leave in \$250,000 (Option 2)
20-21CIP-005	Millhouse Road Park	\$ (400,000)	\$ -	\$ -	Deferred to Years 6-10, this amount is professional services for the amount deferred in year 3
	Year 2 Total:	\$ (7,519,526)	\$ (6,919,526)	\$ (6,669,526)	
Year 3 - FY 2022-23					
20-21CIP-006	Millhouse Road Park	\$ (6,400,000)	\$ (3,200,000)	\$ (3,200,000)	Deferred to Years 6-10
20-21CIP-006	Twin Creek Park	\$ (3,780,000)	\$ (3,780,000)	\$ (3,780,000)	Deferred to Years 6-10
20-21CIP-006	Blackwood Farm Park	\$ (300,000)	\$ (300,000)	\$ (300,000)	Deferred to Years 6-10
20-21CIP-006	Old Courthouse Square	\$ (350,000)	\$ (350,000)	\$ (350,000)	except for in \$40,000 for stone sidewalk repair/ADA modifications
20-21CIP-006	Vehicle Replacements	\$ (250,000)	\$ (250,000)	\$ -	Deferred to Years 6-10 (Option 1); Leave in \$250,000 (Option 2)
	Year 3 Total:	\$ (11,080,000)	\$ (7,880,000)	\$ (7,630,000)	
Year 4 - FY 2023-24					
20-21CIP-016	Emergency Services Substations	\$ (4,000,000)	\$ (4,000,000)	\$ (4,000,000)	Deferred Standalone Facility in the Northern Corridor to Year 6-10
	Year 4 Total:	\$ (4,000,000)	\$ (4,000,000)	\$ (4,000,000)	
Year 5 - FY 2024-25					
20-21CIP-017	Facility Accessibility, Safety, and Security Improvements	\$ (1,095,980)	\$ (1,095,980)	\$ (1,095,980)	Deferred to Years 6-10
20-21CIP-017	Lake Orange Dam Rehabilitation	\$ (1,900,000)	\$ (1,900,000)	\$ (1,900,000)	Deferred Spillway Channel Replacement to Years 6-10
20-21CIP-017	HVAC Projects	\$ (124,000)	\$ (124,000)	\$ (124,000)	Deferred New Courthouse HVAC replacement to Years 6-10
	Year 5 Total:	\$ (3,119,980)	\$ (3,119,980)	\$ (3,119,980)	
	Grand Total:	\$ (25,719,506)	\$ (21,919,506)	\$ (21,419,506)	

Orange County Capital Investment Plan - Plan Summary - REVISED
Fiscal Years 2020-25

Appropriations	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
County	11,518,264	11,282,582	16,650,061	9,801,857	8,356,294	5,564,432	51,655,226	141,778,489
Proprietary								
Solid Waste	1,545,536	1,375,952	2,391,131	2,812,933	1,750,398	1,138,264	9,468,678	8,662,796
Sportsplex	372,000	922,000	245,000	1,525,000	430,000	2,021,000	5,143,000	1,425,000
Water & Sewer Utilities	1,060,000	130,000	1,350,000	945,000			2,425,000	
Proprietary Total	2,977,536	2,427,952	3,986,131	5,282,933	2,180,398	3,159,264	17,036,678	10,087,796
School								
Chapel Hill-Carrboro City Schools								
Bond Referendum			1,922,000				1,922,000	
Chapel Hill-Carrboro City Schools	5,080,991	5,061,544	4,557,359	4,655,919	4,757,421	4,861,961	23,894,204	25,991,539
Deferred Maintenance Projects	1,804,200	1,799,700					1,799,700	49,207,493
Recurring Capital Items	1,804,200	1,799,700	1,799,700	1,799,700	1,799,700	1,799,700	8,998,500	8,998,500
Supplemental Deferred Maintenance Program		1,800,000	10,000,000	6,197,000			17,997,000	
Chapel Hill-Carrboro City Schools Total	8,689,391	10,460,944	18,279,059	12,652,619	6,557,121	6,661,661	54,611,404	84,197,532
Orange County Schools								
Bond Referendum	20,064,000		11,386,000				11,386,000	
Orange County Schools	3,367,615	3,375,769	3,039,505	3,105,240	3,172,936	3,242,659	15,936,109	17,334,918
Deferred Maintenance Projects	1,195,800	1,200,300					1,200,300	44,303,065
Recurring Capital Items	1,195,800	1,200,300	1,200,300	1,200,300	1,200,300	1,200,300	6,001,500	6,001,500
Supplemental Deferred Maintenance Program		4,150,000	3,600,000	4,253,000			12,003,000	
Orange County Schools Total	25,823,215	9,926,369	19,225,805	8,558,540	4,373,236	4,442,959	46,526,909	67,639,483
Durham Tech Community College		1,000,000	14,000,000	11,547,911			26,547,911	
School Total	34,512,606	21,387,313	51,504,864	32,759,070	10,930,357	11,104,620	127,686,224	151,837,015
Grand Total	49,008,406	35,097,847	72,141,056	47,843,860	21,467,049	19,828,316	196,378,128	303,703,300
Revenues/Funding Sources								
9-1-1 Funds								
Article 43 Sales Tax Proceeds								
Article 46 Sales Tax Proceeds	2,219,120	2,057,584	2,160,288	2,101,099	2,185,143	2,272,549	10,776,663	12,801,213
Available Project Balances								
Bonds								
Contributions from Other Infrastructure Partners	100,000	55,000	50,000				105,000	3,692,500
Debt Financing	9,689,220	8,201,234	15,171,331	5,141,362	7,430,339	3,911,318	39,855,584	98,384,643
Debt Financing - 2/3 Net Debt Bonds								
Debt Financing - Affordable Housing Bond Proceeds								
Debt Financing - Article 46 Sales Tax	1,060,000	130,000	1,350,000	945,000			2,425,000	
Debt Financing - Bond Proceeds	20,064,000		13,308,000				13,308,000	
Debt Financing - Durham Tech		1,000,000	14,000,000	11,547,911			26,547,911	
Debt Financing - E911								
Debt Financing - Older Facilities	1,000,000	1,000,000					1,000,000	
Debt Financing - School Improvements	7,012,132	13,042,375	20,774,222	17,707,706	7,342,860	7,429,717	66,296,880	132,024,032
Debt Financing - Solid Waste	833,356	1,025,952	1,820,331	2,405,285	1,750,398	1,138,264	8,140,230	8,662,796
Debt Financing - Sportsplex	372,000	895,000		1,275,000	320,000	1,891,000	4,381,000	
From 9-1-1 Funds								
From Capital Reserve Funds	3,000,000	3,000,000					3,000,000	
From Other Projects								
General Government Revenue								
Grant Funding	432,572	1,422,691	445,500	832,500	250,000	750,000	3,700,691	3,010,000
Grant Funds State - E911 Board								
Insurance Proceeds								
Lottery Proceeds	1,402,354	1,402,354	1,402,354	1,402,354	1,402,354	1,402,354	7,011,770	7,011,770
Medicaid Maximization Funds	68,200							3,629,500
NCDEQ Reimbursement Fund	67,000	500,000		3,000,000			3,500,000	
Partner Funding								
Partner Funding - County Capital				100,000			100,000	29,289,133
Qualified School Construction Bonds								
Register of Deeds Fees	80,000	80,000	80,000	80,000	80,000	80,000	400,000	400,000
Solid Waste Funds	712,180	350,000	570,800	407,648			1,328,448	
Sportsplex Funds		27,000	245,000	250,000	110,000	130,000	762,000	1,425,000
Transfer from General Fund	746,272	908,657	763,230	647,995	595,955	823,114	3,738,951	3,372,713
Transfer from Other Capital Funds	150,000							
Transfer from Other Funds								
Transfer from Other Projects								
Transfer from Payment-in-Lieu								
Grand Total	49,008,406	35,097,847	72,141,056	47,843,860	21,467,049	19,828,316	196,378,128	303,703,300

County Capital Projects Summary - REVISED
Fiscal Years 2020-25

Appropriations	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Bingham Park								7,000,000
Blackwood Farm Park	150,000		15,000	310,000	775,000	155,000	1,255,000	950,000
Cedar Grove Community Center			110,745				110,745	
Cedar Grove Park, Phase II						100,000	100,000	1,200,000
Climate Change Mitigation Project	469,272	478,657	488,230	497,995	507,955	518,114	2,490,951	2,750,213
Communication System Improvements	273,250	150,000	157,000	163,850	173,000	182,000	825,850	1,055,948
Community Centers Vans Purchase	140,000							
Community Loan Fund Projects	224,340							
Conservation Easements		1,000,000		1,000,000		1,000,000	3,000,000	2,000,000
County Recreation Center								3,300,000
Court Street Annex	188,600			100,000			100,000	
Criminal Justice Resource Department	216,300							
Efland-Cheeks Community Center				100,000			100,000	1,000,000
Emergency Services Substations	450,000	2,825,000	2,000,000	320,000			5,145,000	10,000,000
Facility Accessibility, Safety and Security Improvements	525,000	164,100	533,169	800,015	437,904		1,935,188	4,168,432
Facility Master Plan - Hillsborough			300,000				300,000	
Fairview Park Improvements	617,000	500,000		3,000,000			3,500,000	1,500,000
Generator Projects	158,000	450,000					450,000	
Government Services Annex	375,000							
Hollow Rock Nature Park (New Hope Preserve)		110,000					110,000	165,000
HVAC Projects	1,232,500	416,000	535,000	455,000	357,000	776,000	2,539,000	2,189,000
Information Technologies Broadband Connectivity	150,000							
Information Technologies Fiber Connectivity								1,160,000
Information Technologies Governance Council Initiatives	390,000		500,000		500,000		1,000,000	1,500,000
Information Technologies Infrastructure	560,000	434,500	1,169,500	748,385	767,836	787,871	3,908,092	5,296,060
Justice Facility Improvements	43,221							
Lake Orange - Dam Rehabilitation	95,000	150,000	344,474	45,000	270,000		809,474	1,950,526
Lands Legacy Program			500,000	500,000	500,000	500,000	2,000,000	2,500,000
Little River Park, Phase II	50,000		100,000				100,000	400,000
Main Branch Library Remodel								1,200,000
Major Plumbing Repairs	250,778	45,000		200,000	1,840,000		2,085,000	
Millhouse Road Park		300,000					300,000	6,800,000
Mountains to Sea Trail	289,000		181,000				181,000	693,000
Neuse River (Falls Lake) Rules - Stormwater Control Measures			175,000	175,000	175,000	175,000	700,000	725,000
Northeast District Park								8,000,000
Old Courthouse Square - Building and Grounds Improvements		20,000		40,000			60,000	570,000
Orange County Radio/Paging Systems Upgrade								45,100,000
Orange County Southern Branch Library		400,000	8,405,843				8,805,843	
Parking Lot Improvements	145,500	215,000	30,000	15,000	30,000	15,000	305,000	1,848,600
Parks and Recreation Facility Renovations, Repairs, and Safety Improvements	180,000	180,000	180,000	180,000	180,000	180,000	900,000	900,000
Phillip Nick Waters Building Remediation	957,500							
Piedmont Food & Agriculture Processing Building Improvements		115,000	140,000				255,000	
Register of Deeds Automation	80,000	80,000	80,000	80,000	80,000	80,000	400,000	400,000
Roofing and Building Façade Projects	1,142,800	765,000	98,700	338,020	313,000	55,000	1,569,720	1,766,540
Sheriff's Office - Body Camera	158,381							
Soccer.com Soccer Center, Phase II								4,589,000
Southern Orange Campus Expansion								5,185,000
Sustainability Projects	50,000		50,000	50,000	50,000	50,000	200,000	250,000
Twin Creeks Park and Educational Campus, Phase II								8,000,000
Upper Eno Nature Preserve - Seven Mile and McGowan Creek Nature Parks					438,000		438,000	
Vehicle Replacements	1,253,622	2,184,325	856,400	683,592	961,599	990,447	5,676,363	5,666,170
Whitted Building Campus	575,000							
Whitted Medical Waiting Room Renovations	68,200							
Grand Total	11,518,264	11,282,582	16,650,061	9,801,857	8,356,294	5,564,432	51,655,226	141,778,489
Revenues/Funding Sources								
Article 46 Sales Tax Proceeds	185,000	115,000	140,000				255,000	
Contributions from Other Infrastructure Partners	100,000	55,000	50,000				105,000	3,692,500
Debt Financing	9,689,220	8,201,234	15,171,331	5,141,362	7,430,339	3,911,318	39,855,584	98,384,643
Grant Funding	432,572	1,422,691	445,500	832,500	250,000	750,000	3,700,691	3,010,000
Medicaid Maximization Funds	68,200							3,629,500
NCDEQ Reimbursement Fund	67,000	500,000		3,000,000			3,500,000	
Partner Funding - County Capital				100,000			100,000	29,289,133
Register of Deeds Fees	80,000	80,000	80,000	80,000	80,000	80,000	400,000	400,000
Transfer from General Fund	746,272	908,657	763,230	647,995	595,955	823,114	3,738,951	3,372,713
Transfer from Other Capital Funds	150,000							
Grand Total	11,518,264	11,282,582	16,650,061	9,801,857	8,356,294	5,564,432	51,655,226	141,778,489

Blackwood Farm Park		15,000				155,000	170,000	
Cedar Grove Park, Phase II						100,000	100,000	
Climate Change Mitigation Project	469,272	478,657	488,230	497,995	507,955	518,114	2,490,951	2,750,213
Community Centers Vans Purchase	107,000							
Court Street Annex	20,000							
Efland-Cheeks Community Center				100,000			100,000	
Facility Master Plan - Hillsborough		300,000					300,000	
Fairview Park Improvements	75,000							
Hollow Rock Nature Park (New Hope Preserve)		55,000					55,000	82,500
HVAC Projects		55,000	100,000				155,000	
Little River Park, Phase II	25,000							
Millhouse Road Park								200,000
Mountains to Sea Trail			110,000				110,000	70,000
Old Courthouse Square - Building and Grounds Improvements		20,000					20,000	20,000
Sustainability Projects	50,000		50,000	50,000	50,000	50,000	200,000	250,000
Upper Eno Nature Preserve - Seven Mile and McGowan Creek Nature Parks						38,000	38,000	
Transfer from General Fund Total	746,272	908,657	763,230	647,995	595,955	823,114	3,738,951	3,372,713
Transfer from Other Capital Funds								
Blackwood Farm Park	150,000							
Transfer from Other Capital Funds Total	150,000							
Grand Total	11,518,264	11,282,582	16,650,061	9,801,857	8,356,294	5,564,432	51,655,226	141,778,489

Orange County Capital Investment Plan - Plan Summary - REVISED
Fiscal Years 2020-25

Appropriations	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
County	11,518,264	11,282,582	16,900,061	10,051,857	8,356,294	5,564,432	52,155,226	141,778,489
Proprietary								
Solid Waste	1,545,536	1,375,952	2,391,131	2,812,933	1,750,398	1,138,264	9,468,678	8,662,796
Sportsplex	372,000	922,000	245,000	1,525,000	430,000	2,021,000	5,143,000	1,425,000
Water & Sewer Utilities	1,060,000	130,000	1,350,000	945,000			2,425,000	
Proprietary Total	2,977,536	2,427,952	3,986,131	5,282,933	2,180,398	3,159,264	17,036,678	10,087,796
School								
Chapel Hill-Carrboro City Schools								
Bond Referendum			1,922,000				1,922,000	
Chapel Hill-Carrboro City Schools	5,080,991	5,061,544	4,557,359	4,655,919	4,757,421	4,861,961	23,894,204	25,991,539
Deferred Maintenance Projects	1,804,200	1,799,700					1,799,700	49,207,493
Recurring Capital Items	1,804,200	1,799,700	1,799,700	1,799,700	1,799,700	1,799,700	8,998,500	8,998,500
Supplemental Deferred Maintenance Program		1,800,000	10,000,000	6,197,000			17,997,000	
Chapel Hill-Carrboro City Schools Total	8,689,391	10,460,944	18,279,059	12,652,619	6,557,121	6,661,661	54,611,404	84,197,532
Orange County Schools								
Bond Referendum	20,064,000		11,386,000				11,386,000	
Orange County Schools	3,367,615	3,375,769	3,039,505	3,105,240	3,172,936	3,242,659	15,936,109	17,334,918
Deferred Maintenance Projects	1,195,800	1,200,300					1,200,300	44,303,065
Recurring Capital Items	1,195,800	1,200,300	1,200,300	1,200,300	1,200,300	1,200,300	6,001,500	6,001,500
Supplemental Deferred Maintenance Program		4,150,000	3,600,000	4,253,000			12,003,000	
Orange County Schools Total	25,823,215	9,926,369	19,225,805	8,558,540	4,373,236	4,442,959	46,526,909	67,639,483
Durham Tech Community College		1,000,000	14,000,000	11,547,911			26,547,911	
School Total	34,512,606	21,387,313	51,504,864	32,759,070	10,930,357	11,104,620	127,686,224	151,837,015
Grand Total	49,008,406	35,097,847	72,391,056	48,093,860	21,467,049	19,828,316	196,878,128	303,703,300
Revenues/Funding Sources								
9-1-1 Funds								
Article 43 Sales Tax Proceeds								
Article 46 Sales Tax Proceeds	2,219,120	2,057,584	2,160,288	2,101,099	2,185,143	2,272,549	10,776,663	12,801,213
Available Project Balances								
Bonds								
Contributions from Other Infrastructure Partners	100,000	55,000	50,000				105,000	3,692,500
Debt Financing	9,689,220	8,201,234	15,421,331	5,391,362	7,430,339	3,911,318	40,355,584	98,384,643
Debt Financing - 2/3 Net Debt Bonds								
Debt Financing - Affordable Housing Bond Proceeds								
Debt Financing - Article 46 Sales Tax	1,060,000	130,000	1,350,000	945,000			2,425,000	
Debt Financing - Bond Proceeds	20,064,000		13,308,000				13,308,000	
Debt Financing - Durham Tech		1,000,000	14,000,000	11,547,911			26,547,911	
Debt Financing - E911								
Debt Financing - Older Facilities	1,000,000	1,000,000					1,000,000	
Debt Financing - School Improvements	7,012,132	13,042,375	20,774,222	17,707,706	7,342,860	7,429,717	66,296,880	132,024,032
Debt Financing - Solid Waste	833,356	1,025,952	1,820,331	2,405,285	1,750,398	1,138,264	8,140,230	8,662,796
Debt Financing - Sportsplex	372,000	895,000		1,275,000	320,000	1,891,000	4,381,000	
From 9-1-1 Funds								
From Capital Reserve Funds	3,000,000	3,000,000					3,000,000	
From Other Projects								
General Government Revenue								
Grant Funding	432,572	1,422,691	445,500	832,500	250,000	750,000	3,700,691	3,010,000
Grant Funds State - E911 Board								
Insurance Proceeds								
Lottery Proceeds	1,402,354	1,402,354	1,402,354	1,402,354	1,402,354	1,402,354	7,011,770	7,011,770
Medicaid Maximization Funds	68,200							3,629,500
NCDEQ Reimbursement Fund	67,000	500,000		3,000,000			3,500,000	
Partner Funding								
Partner Funding - County Capital				100,000			100,000	29,289,133
Qualified School Construction Bonds								
Register of Deeds Fees	80,000	80,000	80,000	80,000	80,000	80,000	400,000	400,000
Solid Waste Funds	712,180	350,000	570,800	407,648			1,328,448	
Sportsplex Funds		27,000	245,000	250,000	110,000	130,000	762,000	1,425,000
Transfer from General Fund	746,272	908,657	763,230	647,995	595,955	823,114	3,738,951	3,372,713
Transfer from Other Capital Funds	150,000							
Transfer from Other Funds								
Transfer from Other Projects								
Transfer from Payment-in-Lieu								
Grand Total	49,008,406	35,097,847	72,391,056	48,093,860	21,467,049	19,828,316	196,878,128	303,703,300

County Capital Projects Summary - REVISED
Fiscal Years 2020-25

Appropriations	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Bingham Park								7,000,000
Blackwood Farm Park	150,000		15,000	310,000	775,000	155,000	1,255,000	950,000
Cedar Grove Community Center			110,745				110,745	
Cedar Grove Park, Phase II						100,000	100,000	1,200,000
Climate Change Mitigation Project	469,272	478,657	488,230	497,995	507,955	518,114	2,490,951	2,750,213
Communication System Improvements	273,250	150,000	157,000	163,850	173,000	182,000	825,850	1,055,948
Community Centers Vans Purchase	140,000							
Community Loan Fund Projects	224,340							
Conservation Easements		1,000,000		1,000,000		1,000,000	3,000,000	2,000,000
County Recreation Center								3,300,000
Court Street Annex	188,600			100,000			100,000	
Criminal Justice Resource Department	216,300							
Efland-Cheeks Community Center				100,000			100,000	1,000,000
Emergency Services Substations	450,000	2,825,000	2,000,000	320,000			5,145,000	10,000,000
Facility Accessibility, Safety and Security Improvements	525,000	164,100	533,169	800,015	437,904		1,935,188	4,168,432
Facility Master Plan - Hillsborough			300,000				300,000	
Fairview Park Improvements	617,000	500,000		3,000,000			3,500,000	1,500,000
Generator Projects	158,000	450,000					450,000	
Government Services Annex	375,000							
Hollow Rock Nature Park (New Hope Preserve)		110,000					110,000	165,000
HVAC Projects	1,232,500	416,000	535,000	455,000	357,000	776,000	2,539,000	2,189,000
Information Technologies Broadband Connectivity	150,000							
Information Technologies Fiber Connectivity								1,160,000
Information Technologies Governance Council Initiatives	390,000		500,000		500,000		1,000,000	1,500,000
Information Technologies Infrastructure	560,000	434,500	1,169,500	748,385	767,836	787,871	3,908,092	5,296,060
Justice Facility Improvements	43,221							
Lake Orange - Dam Rehabilitation	95,000	150,000	344,474	45,000	270,000		809,474	1,950,526
Lands Legacy Program			500,000	500,000	500,000	500,000	2,000,000	2,500,000
Little River Park, Phase II	50,000		100,000				100,000	400,000
Main Branch Library Remodel								1,200,000
Major Plumbing Repairs	250,778	45,000		200,000	1,840,000		2,085,000	
Millhouse Road Park		300,000					300,000	6,800,000
Mountains to Sea Trail	289,000		181,000				181,000	693,000
Neuse River (Falls Lake) Rules - Stormwater Control Measures			175,000	175,000	175,000	175,000	700,000	725,000
Northeast District Park								8,000,000
Old Courthouse Square - Building and Grounds Improvements		20,000		40,000			60,000	570,000
Orange County Radio/Paging Systems Upgrade								45,100,000
Orange County Southern Branch Library		400,000	8,405,843				8,805,843	
Parking Lot Improvements	145,500	215,000	30,000	15,000	30,000	15,000	305,000	1,848,600
Parks and Recreation Facility Renovations, Repairs, and Safety Improvements	180,000	180,000	180,000	180,000	180,000	180,000	900,000	900,000
Phillip Nick Waters Building Remediation	957,500							
Piedmont Food & Agriculture Processing Building Improvements		115,000	140,000				255,000	
Register of Deeds Automation	80,000	80,000	80,000	80,000	80,000	80,000	400,000	400,000
Roofing and Building Façade Projects	1,142,800	765,000	98,700	338,020	313,000	55,000	1,569,720	1,766,540
Sheriff's Office - Body Camera	158,381							
Soccer.com Soccer Center, Phase II								4,589,000
Southern Orange Campus Expansion								5,185,000
Sustainability Projects	50,000		50,000	50,000	50,000	50,000	200,000	250,000
Twin Creeks Park and Educational Campus, Phase II								8,000,000
Upper Eno Nature Preserve - Seven Mile and McGowan Creek Nature Parks					438,000		438,000	
Vehicle Replacements	1,253,622	2,184,325	1,106,400	933,592	961,599	990,447	6,176,363	5,666,170
Whitted Building Campus	575,000							
Whitted Medical Waiting Room Renovations	68,200							
Grand Total	11,518,264	11,282,582	16,900,061	10,051,857	8,356,294	5,564,432	52,155,226	141,778,489
Revenues/Funding Sources								
Article 46 Sales Tax Proceeds	185,000	115,000	140,000				255,000	
Contributions from Other Infrastructure Partners	100,000	55,000	50,000				105,000	3,692,500
Debt Financing	9,689,220	8,201,234	15,421,331	5,391,362	7,430,339	3,911,318	40,355,584	98,384,643
Grant Funding	432,572	1,422,691	445,500	832,500	250,000	750,000	3,700,691	3,010,000
Medicaid Maximization Funds	68,200							3,629,500
NCDEQ Reimbursement Fund	67,000	500,000		3,000,000			3,500,000	
Partner Funding - County Capital				100,000			100,000	29,289,133
Register of Deeds Fees	80,000	80,000	80,000	80,000	80,000	80,000	400,000	400,000
Transfer from General Fund	746,272	908,657	763,230	647,995	595,955	823,114	3,738,951	3,372,713
Transfer from Other Capital Funds	150,000							
Grand Total	11,518,264	11,282,582	16,900,061	10,051,857	8,356,294	5,564,432	52,155,226	141,778,489

Blackwood Farm Park		15,000				155,000	170,000	
Cedar Grove Park, Phase II						100,000	100,000	
Climate Change Mitigation Project	469,272	478,657	488,230	497,995	507,955	518,114	2,490,951	2,750,213
Community Centers Vans Purchase	107,000							
Court Street Annex	20,000							
Efland-Cheeks Community Center				100,000			100,000	
Facility Master Plan - Hillsborough		300,000					300,000	
Fairview Park Improvements	75,000							
Hollow Rock Nature Park (New Hope Preserve)		55,000					55,000	82,500
HVAC Projects		55,000	100,000				155,000	
Little River Park, Phase II	25,000							
Millhouse Road Park								200,000
Mountains to Sea Trail			110,000				110,000	70,000
Old Courthouse Square - Building and Grounds Improvements		20,000					20,000	20,000
Sustainability Projects	50,000		50,000	50,000	50,000	50,000	200,000	250,000
Upper Eno Nature Preserve - Seven Mile and McGowan Creek Nature Parks						38,000	38,000	
Transfer from General Fund Total	746,272	908,657	763,230	647,995	595,955	823,114	3,738,951	3,372,713
Transfer from Other Capital Funds								
Blackwood Farm Park	150,000							
Transfer from Other Capital Funds Total	150,000							
Grand Total	11,518,264	11,282,582	16,900,061	10,051,857	8,356,294	5,564,432	52,155,226	141,778,489

Blackwood Farm Park

Project Category	County	Project Status:	Active	Project Type	
Functional Service Area:	Community Services	Proposed Bid Date:	TBD	New	X
Department:	DEAPR	Starting Date:	7/1/2019	Expansion	X
Project Number:	20037	Completion Date:	6/30/2025	Renovation	
				Replacement	

Project Description/Justification:

Blackwood Farm Park is a 152-acre regional park between Chapel Hill and Hillsborough on NC 86 and New Hope Church Road. The park opened on a limited basis in June 2015 and is currently open Thursday-Sunday. Funding for park infrastructure, design, and other associated needs, including construction of new turn lanes, entryway and parking was included in prior years. Construction drawings and bid documents for the majority of park construction are underway and will be completed later this spring. In addition to the infrastructure, park construction includes new picnic shelters, restrooms, an amphitheater, repairs and renovations to the farmstead, a fishing station, trails, and a disc golf course. Agricultural exhibit areas will be created near the farmstead over the next few years using existing resources. Park construction is estimated to begin in summer of 2020 with new features opening in summer/fall 2021.

Funding for an ADA-accessible on-site vehicle (NEV) is included in Year 2 to be available when the park opens fulltime in summer/fall of 2021. Funding of \$910,000 is proposed in FY 2022-23 for the planned nature/learning center (with associated matching partner revenue of \$400,000), and design/pre-construction work for the final phase of park construction (Phase III). Phase III funding of \$775,000 is reflected in Year 4 for construction of the remaining park facilities (primarily the New Hope Church Road area facilities and amenities), with additional equipment needs for the park and nature center following in Year 5.

FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
<i>Professional Services</i>	210,000				110,000			110,000	
<i>Construction/Repairs/Renovations</i>	2,993,000	150,000			800,000	775,000		1,575,000	350,000
<i>Equipment/Furnishings</i>	149,400			15,000			155,000	170,000	
Appropriation Total	3,352,400	150,000		15,000	910,000	775,000	155,000	1,855,000	350,000
Revenues/Funding Source									
<i>Debt Financing</i>	2,935,000				427,500	775,000		1,202,500	350,000
<i>Transfer from General Fund</i>	140,000			15,000			155,000	170,000	
<i>Grant Funding</i>	10,000				82,500			82,500	
<i>Partner Funding - County Capital</i>					400,000			400,000	
<i>Transfer from Other Capital Funds</i>	267,400	150,000							
Revenues/Funding Source Total	3,352,400	150,000		15,000	910,000	775,000	155,000	1,855,000	350,000
Impact on Operating Budget									
<i>Personnel</i>		119,600	166,000	185,600	185,600	185,600	185,600	908,400	928,000
<i>Operations</i>		34,000	49,500	65,000	65,000	80,000	80,000	339,500	385,000
Impact on Operating Budget Total		153,600	215,500	250,600	250,600	265,600	265,600	1,247,900	1,313,000

Emergency Services Substations

Project Category	County	Project Status:	Active	Project Type	
Functional Service Area:	Public Safety	Proposed Bid Date:	TBD	New	X
Department:	Emergency Services	Starting Date:	7/1/2016	Expansion	X
Project Number:	10053	Completion Date:	6/30/2023	Renovation	X
				Replacement	

Project Description/Justification:

Emergency Services Substations serve as satellite locations for ambulance units. These substations are strategically located to meet the highest response needs in the least amount of time. The County purchased land and an existing building in Efland to replace the existing EMS Station 4 located on Mt. Willing Road in Efland. The cost estimate to remodel the existing building was within \$125,000 of the cost of a new building. At the same time, the County is statutorily required to provide storage space for unclaimed decedents, and the current facilities at 510 Meadowlands are failing and inadequate for current volume. As a result, this project proposes the construction of a new facility for the EMS station that would better meet the needs of the ambulance units.

Additionally, funding is requested in FY2020-21 to update the existing building to meet the statutory requirements for a morgue including examination space, a cooler and shelving, a hydraulic lift, and additional reconfigurable shelves.

Future EMS stations will be strategically located in districts that are experiencing increasing call volume and service demand. In areas that co-locations are not available, standalone stations are necessary. For areas where co-locations can occur there are efficiencies gained from sharing kitchen, training, and other common areas. The operating costs of the co-located facilities are also shared. The architectural design of the stations will allow for one drive through bay (with expansion for an additional drive through bay), secure storage for EMS medications, a decontamination area, equipment room with washer/dryer, sleeping quarters, training/conference room, office area, restrooms and shower, and public area separate from the secure area of the crew quarters.

FY 2021-22: \$2,000,000 to complete funding needed for the Waterstone/Orange Rural FD colocation

FY 2022-23: \$320,000 for architectural design for the Northern corridor standalone in FY 2023-24

FY 2023-24: Independent EMS station in the Northern corridor of the County

Years 6-10: Two (2) Co-Locations with fire departments to be determined

FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
Professional Services									
Architectural Design for Stand Alone Stations	150,000				320,000			320,000	
Location Study	50,000								
Land/Building									
Highway 70/Efland - OCES Stand Alone	1,500,000		2,300,000					2,300,000	
Waterstone Orange Rural FD	600,000	350,000		2,000,000				2,000,000	
Co-Location 2 TBD									3,000,000
Co-Location TBD									3,000,000
Glenn Lennox - Chapel Hill FS #2	520,000								
Norther Corridor OCES Stand Alone						4,000,000		4,000,000	
Morgue Conversion			525,000					525,000	
Construction/Repairs/Renovations	75,000								
Furnishings									
Highway 70/Efland - OCES Stand Alone		50,000							
Waterstone Orange Rural FD		50,000							
Appropriation Total	2,895,000	450,000	2,825,000	2,000,000	320,000	4,000,000		9,145,000	6,000,000

Revenues/Funding Source									
<i>Debt Financing</i>	2,845,000	450,000	2,825,000	2,000,000	320,000	4,000,000	9,145,000	6,000,000	
<i>Transfer from General Fund</i>	50,000								
Revenues/Funding Source Total	2,895,000	450,000	2,825,000	2,000,000	320,000	4,000,000	9,145,000	6,000,000	
Impact on Operating Budget									
<i>Operations</i>		36,000	45,000	45,000	45,000	45,000	45,000	225,000	273,000
Impact on Operating Budget Total		36,000	45,000	45,000	45,000	45,000	45,000	225,000	273,000

Facility Accessibility, Safety and Security Improvements

Project Category	County	Project Status:	Approved	Project Type
Functional Service Area:	Support Services	Proposed Bid Date:	TBD	New
Department:	Asset Management Services	Starting Date:	7/1/2012	Expansion
Project Number:	30001	Completion Date:	TBD	Renovation X
				Replacement X

Project Description/Justification:

Funding of \$164,100 in FY2020-21 is for accessibility and security improvements as identified by the Space Study Work Group, Emergency Action Planning Work Group, BOCC initiatives, and the Facilities Accessibility Self Assessment. Provide security cameras and card access control in multiple facilities. Provide fire alarm system upgrades to multiple facilities. This requested funding for accessibility repairs incorporates the highest priority items within the Accessibility and Security study. This funding also includes automated access doors at Animal Services. Funding in FY2021-22 includes security, accessibility and fire alarm upgrades to multiple facilities, includes installing a security fence around the back parking lot of the main Emergency Services building, wheelchair lift replacement at Central Recreation, and installation of a dry sprinkler system for the historical records in Register of Deeds facility. Funding for FY2022-25 includes fire alarm, accessibility, elevator modernization and security upgrades for multiple facilities



FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
<i>Construction/Repairs/Renovations</i>									
129 E. King Street - Fire Alarm System Upgrade									28,240
Accessibility Improvements - Facility Wide	27,500	27,500	25,000	25,000	25,000	25,000	25,000	125,000	125,000
Animal Services - Fire Alarm System Upgrade							94,000	94,000	
Automated Access Doors	25,000		24,000		24,000			48,000	
Blackwood Farm Park - Security Cameras						6,000		6,000	
Caldwalder Jones Law Office - Security Cameras					5,500			5,500	
Cameron Street Sidewalk	24,000								
Cedar Grove Community Center - Fire Alarm System Upgrade									123,128
Cedar Grove Community Center - Security Cameras				10,500				10,500	
Cedar Grove Community Center - Wheel Chair Lift Upgrade									75,000
Central Recreation - Fire Alarm System Upgrade			76,000					76,000	
Central Recreation - Security Cameras					9,500			9,500	
Central Recreation - Wheelchair Lift Replacement	32,000			150,000				150,000	
County Wide Safety Manual - Construction		8,000							
Dickson House - Fire Alarm System Upgrade					10,852			10,852	
Dickson House - Security Cameras					6,000			6,000	
District Attorney Building - Fire Alarm System Upgrade							29,436	29,436	

District Attorney Building - Security Cameras		3,500		3,500
Efland Cheeks Community Center - Fire Alarm System Upgrade				11,020
Elevator improvements - Historic Courthouse	60,000			
ENO River Parking Deck - Elevator Upgrade / Modernization				232,705
ENO River Parking Deck - Fire Alarm System Upgrade			588,488	588,488
Emergency Services (ES) (510 Meadowlands) Security Cameras	7,500			
ES (510 Meadowlands) Elevator Upgrade/Modernization				209,886
ES (510 Meadowlands) Fence Back Parking		34,500		34,500
ES (510 Meadowlands) Fire Alarm Upgrade			88,276	88,276
ES (510 Meadowlands) Roof Deflection System	12,500			
ES Sub-Station #1 (Revere Road)- Fire Alarm System Upgrade			5,240	5,240
ES Sub-Station #4 (Mt. Willing Rd) - Fire Alarm System Upgrade			4,800	4,800
Gateway Center - Elevator Upgrade/Modernization				209,886
Gateway Center - Fire Alarm System Upgrade			102,000	102,000
Gateway, Register of Deeds - Dry Sprinkler System		100,000		100,000
Government Services Annex - Fire Alarm System Upgrade			49,800	49,800
Government Services Annex - Security Cameras, Card Reader		12,500		12,500
Hillsborough Commons - Fire Alarm System Upgrade			224,000	224,000
Historic Court House - Elevator Modernization	100,000	164,969		164,969
Historic Court House - Fire Alarm System Upgrade				28,512
Justice Facility - Elevator Upgrades (3)				644,350
Justice Facility - Fire Alarm System Upgrade			260,000	260,000
Orange County Main Library - Elevator Upgrades/Modernization				209,886
Orange County Main Library - Fire Alarm System Upgrades			93,816	93,816
Orange County Motor Pool - Fire Alarm System Upgrades		43,200		43,200
Passmore & Solty's Adult Day Center - Fire Alarm System Upgrade			76,000	76,000
Passmore Center - Lift Upgrade/Replacement				75,000
Piedmont Food & Processing - Fire Alarm System Upgrades				41,600
River Park - Accessible Sidewalk from Bus Stop	88,000			
Robert & Pearl Seymour Center - Fire Alarm System Upgrade			107,120	107,120
Safety Improvements - Install AEDs at multiple facilities	30,000			30,000
Security door access and camera installation- multiple facilities	135,000			125,000
Seymour Senior Center - Elevator Upgrade/Modernization				209,886
Seymour Senior Center - Security Cameras		8,500		8,500
Southern Human Services - Fire Alarm System Upgrade			114,448	114,448

Southern Human Services - Security Cameras			5,000					5,000	
Sportsplex Field House - Roof Deflection System	12,500								
West Campus Office Building - Elevator Upgrades/Modernization									232,705
West Campus Office Building - Fire Alarm System Upgrade									186,864
Whitted Building A - Security Cameras			5,000					5,000	
Whitted Building A & B Fire Alarm Upgrade									257,944
Whitted building A- Elevator modernization	154,000								
Whitted facility step, curb and rail repair	30,550	185,000							
Fire Alarm System - Efland Comm Center, OPT, Court Street Annex	35,000								
Fire Alarm System - Historic Courthouse	25,000								
Orange County Public Transportation - Fire Alarm Upgrades			9,600					9,600	
Rogers Road Comm Center - Fire Alarm System Upgrade									15,840
Single Occupancy Restroom Renovations at five County facilities	105,000								
Whitted Connector Elevator& Freight Elevator Upgrades					176,719	182,904		359,623	
Appropriation Total	599,050	525,000	164,100	533,169	800,015	437,904	1,095,980	3,031,168	3,072,452
Revenues/Funding Source									
Debt Financing	289,050	525,000	164,100	533,169	800,015	437,904	1,095,980	3,031,168	3,072,452
Transfer from General Fund	310,000								
Revenues/Funding Source Total	599,050	525,000	164,100	533,169	800,015	437,904	1,095,980	3,031,168	3,072,452

HVAC Projects

Project Category	County	Project Status:	Approved	Project Type	
Functional Service Area:	Support Services	Proposed Bid Date:	TBD	New	
Department:	Asset Management Services	Starting Date:	1/8/2015	Expansion	
Project Number:	30018	Completion Date:	TBD	Renovation	
				Replacement	X

Project Description/Justification:

Funding of \$1,503,500 in FY2020-21 for HVAC improvements/replacements and a humidity control impact study for multiple facilities. Funding requests in future years include the design and replacement cost of HVAC systems for multiple facilities as listed.



FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
Professional Services									
Geothermal Feasibility Studies		75,000		75,000				75,000	
Humidity Impact Study - Multiple Facilities	5,000	50,000	25,000	25,000				50,000	
HVAC Assessment			30,000					30,000	
Construction/Repairs/Renovations	617,223								
Equipment									
129 E. King Street - HVAC Replacement									60,000
501 W Franklin (Visitors Center) - equipment replacement	75,000								
503 W Franklin (SDC) - equipment replacement	52,500								85,000
AMS Motor Pool Facility - HVAC Installation Bays		93,500							
Battle Courtroom geo-thermal HVAC	50,000								
Cedar Grove Community Center - HVAC & Boiler Replacement									256,000
Central Recreation - HVAC Replacement		165,000							
Community Geothermal (DA Bld, Jail, Historic Courthouse, CSA)	1,709,200								
Controls Upgrade for Multiple Facilities (Multiple Systems)		140,000							
Court Street Annex									150,000
Dickson House - equipment replacement	12,000								55,000
Distrist Attorney Building									125,000
Efland Cheeks CC HVAC Replacement	20,000								
Efland Cheeks Community Center - HVAC Replacement							85,000	85,000	
Emergency Replacements			150,000	50,000	50,000	50,000	50,000	350,000	250,000
Emergency Services Communications Tower - equipment replacements	12,000								
Emergency Services Substation 1 Revere Road - HVAC Replacement	20,000								
ENO River Parking Deck Equipment Room				15,000				15,000	
Gateway Center - HVAC Replacement			176,000					176,000	
Hillsborough Commons - HVAC Replacement	75,000					56,000	500,000	556,000	
Hillsborough Commons - Replace (3) Lennox Units		88,000							
Historic Courthouse HVAC Replacement									165,000
Jerry M. Passmore Center				20,000	150,000			170,000	
Justice Facility - Mural Court Room HVAC Replacement		32,000			35,000	235,000		270,000	
Library (Main) - HVAC Replacement		35,000							396,000
New Courthouse (2nd & 3rd Floors) - HVAC Replacement						16,000	180,000	196,000	
Orange Public Transportation - Replacement							65,000	65,000	
Piedmont Food & Ag Processing - HVAC Replacement					220,000			220,000	
Rogers Road Community Center - HVAC Replacement							20,000	20,000	135,000
Seymour Senior Center - HVAC Replacement	35,000	132,000							
Southern Human Services Center - HVAC Replacement		357,000							

West Campus Office Building - Backup Cooling Unit for IT Room.	35,000									
West Campus Office Building - HVAC Backup Unit for Server Room		30,000								
West Campus Office Building - HVAC Replacement		35,000								388,000
Whitted Complex (Buildings A & B) HVAC Replacement			35,000	350,000					385,000	
Whitted Human Services Center	150,000									
Appropriation Total	2,867,923	1,232,500	416,000	535,000	455,000	357,000	900,000	2,663,000		2,065,000
Revenues/Funding Source										
Debt Financing	2,250,700	1,232,500	361,000	435,000	455,000	357,000	900,000	2,508,000		2,065,000
Transfer from General Fund	617,223		55,000	100,000				155,000		
Revenues/Funding Source Total	2,867,923	1,232,500	416,000	535,000	455,000	357,000	900,000	2,663,000		2,065,000

Information Technologies Fiber Connectivity

Project Category	County	Project Status:	Active	Project Type	
Functional Service Area:	Support Services	Proposed Bid Date:	TBD		
Department:	Information Technology	Starting Date:	2/1/2018		
Project Number:	30007B	Completion Date:	6/30/2022		
				New	
				Expansion	X
				Renovation	
				Replacement	

Project Description/Justification:

Funding in FY2017-18 included \$1,160,000 in fiber connectivity within the Town of Hillsborough. Funding of \$1,160,000 is requested in FY 2021-22 to extend County owned fiber to facilities in the Southern part of the County.

During FY 2016-17, Information Technologies undertook a fiber inventory and assessment project by hiring a fiber needs assessment consultant to estimate how much it would cost to run fiber to county facilities that rely on Time Warner network connections. These connections are billed monthly at approximately \$17,000 per month. After connecting county facilities, excess fiber could be offered to other government agencies, schools and businesses as a means of improving internet service and maintenance cost sharing. This fiber request may be offset with potential construction cost sharing agreements with other partners.



FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
<i>Fiber Connectivity</i>	1,220,000			1,160,000				1,160,000	
Appropriation Total	1,220,000			1,160,000				1,160,000	
Revenues/Funding Source									
<i>Debt Financing</i>		1,160,000		1,160,000				1,160,000	
<i>Transfer from General Fund</i>		60,000							
Revenues/Funding Source Total	1,220,000			1,160,000				1,160,000	
Impact on Operating Budget									
<i>Operations</i>					(15,706)	(15,706)	(15,706)	(47,118)	(366,760)
Impact on Operating Budget Total					(15,706)	(15,706)	(15,706)	(47,118)	(366,760)

Information Technologies Infrastructure

Project Category	County	Project Status:	Active	Project Type	
Functional Service Area:	Support Services	Proposed Bid Date:	TBD	New	
Department:	Information Technology	Starting Date:	TBD	Expansion	X
Project Number:	30007C	Completion Date:	TBD	Renovation	
				Replacement	X

Project Description/Justification:

Funding in FY2020-21 includes \$434,500 in infrastructure components related to server upgrades, desktop and laptop replacements, data storage, network improvements, wireless expansion and replacements, and file security/outbreak prevention/outbreak mitigation. Funding in FY 2021-22 requests an additional \$440,000 for an Office Software Upgrade to all County computers.

FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
<i>Equipment</i>									
<i>BOCC Initiatives</i>	350,000								
<i>Cyber Security Infrastructure</i>	7,321,613	460,000	100,000	100,000	100,000	100,000	100,000	500,000	500,000
<i>Laptop/Desktop Replacement Schedule</i>			94,500	382,300	393,769	405,582	417,749	1,693,900	2,878,920
<i>Microsoft Office Upgrade</i>				440,000				440,000	440,000
Appropriation Total	7,671,613	560,000	434,500	1,169,500	748,385	767,836	787,871	3,908,092	5,296,060
Revenues/Funding Source									
<i>Debt Financing</i>	3,752,500	560,000	434,500	1,169,500	748,385	767,836	787,871	3,908,092	5,296,060
<i>Transfer from General Fund</i>	3,719,113								
<i>Available Project Balances</i>	200,000								
Revenues/Funding Source Total	7,671,613	560,000	434,500	1,169,500	748,385	767,836	787,871	3,908,092	5,296,060

Lake Orange - Dam Rehabilitation

Project Category	County	Project Status:	New	Project Type	
Functional Service Area:	Community Services	Proposed Bid Date:	TBD	New	
Department:	Planning and Inspections	Starting Date:	7/1/2019	Expansion	
Project Number:	10074	Completion Date:	6/30/2025	Renovation	X
				Replacement	

Project Description/Justification:

Lake Orange is a Class II (WS-II) public water supply reservoir owned by Orange County. The lake was created in 1968 via the construction of an earthen dam and concrete spillway across the east fork of the Eno River. The lake's primary uses are public water supply as designated by North Carolina Department of Environmental Quality (NCDEQ) and maintenance of minimum (dry weather) flows in the Eno River, as defined within the Eno River Water Management Plan (a.k.a. the Eno River Capacity Use Agreement). The Lake Orange dam was classified by NCDEQ as a "High Hazard" dam in August 2011 which means that failure of the dam could result in severe property damage and/or possible loss of life downstream.

In Fall 2018, NCDEQ and a private engineering firm conducted dam inspections that identified numerous deficiencies, due to the age of this 52-year old structure. This project would represent a multi-year approach to repair these deficiencies, by continuing to address high priority needs in FY2020-21. The FY2020-21 proposal is to repair the existing erosion control barrier and the associated materials testing for a total request of \$150,000.

FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
<i>Professional Services</i>									
		90,000							
						270,000		270,000	
Construction/Repairs/Renovations									
			145,000					145,000	
				125,000				125,000	
		5,000							
				120,000				120,000	
				145,000				145,000	
					40,000			40,000	
							1,800,000	1,800,000	
Project Management									
				5,000				5,000	
			5,000					5,000	
					5,000			5,000	
							100,000	100,000	
Appropriation Total		95,000	150,000	395,000	45,000	270,000	1,900,000	2,760,000	
Revenues/Funding Source									
<i>Debt Financing</i>		95,000	150,000	395,000	45,000	270,000	1,900,000	2,760,000	
Revenues/Funding Source Total		95,000	150,000	395,000	45,000	270,000	1,900,000	2,760,000	

Little River Park, Phase II

Project Category	County	Project Status:	Active	Project Type	
Functional Service Area:	Community Services	Proposed Bid Date:	TBD	New	X
Department:	DEAPR	Starting Date:	7/1/2015	Expansion	X
Project Number:	20040	Completion Date:	6/30/2022	Renovation	X
				Replacement	

Project Description/Justification:

This park is a joint Orange/Durham County initiative. In compliance with an Interlocal Agreement, funding includes 50% from Durham County. Funding of \$100,000 was approved in FY2016-17 to repave the park entry road and repave the ADA loop trail, among other smaller improvement. These repairs are pending completion of the updated master plan for the full park by both Orange and Durham counties (to be presented in April 2020), and renewal of the Interlocal agreement (May 2020).



Requested funding for Year 2 (FY 2021-22) is for additional improvements expected from the new master plan, including a new playground, new and improved trails, and other amenities.

FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
<i>Professional Services</i>	25,000			100,000				100,000	
<i>Construction/Repairs/Renovations</i>	1,696,720	50,000		400,000				400,000	
Appropriation Total	1,721,720	50,000		500,000				500,000	
Revenues/Funding Source									
<i>Debt Financing</i>				250,000				250,000	
<i>Transfer from General Fund</i>	104,750	25,000							
<i>Bonds</i>	369,794								
<i>Contributions from Other Infrastructure Partners</i>	438,662	25,000		250,000				250,000	
<i>Grant Funding</i>	724,000								
<i>Transfer from Payment-in-Lieu</i>	84,514								
Revenues/Funding Source Total	1,721,720	50,000		500,000				500,000	
Impact on Operating Budget									
<i>Operations</i>		7,500	7,500	7,500	15,000	15,000	15,000	60,000	75,000
Impact on Operating Budget Total		7,500	7,500	7,500	15,000	15,000	15,000	60,000	75,000

Millhouse Road Park

Project Category	County	Project Status:	Active	Project Type	
Functional Service Area:	Community Services	Proposed Bid Date:	TBD		
Department:	DEAPR	Starting Date:	7/1/2021		
Project Number:	20034	Completion Date:	6/30/2024		
				New	
				Expansion	X
				Renovation	
				Replacement	

Project Description/Justification:

Millhouse Road Park is a planned Town of Chapel Hill / Orange County partnership using a 50-50 split-funding concept. The development of a master plan for the facility and an Interlocal agreement with the Town of Chapel Hill are currently in the planning phase, and the Town has included this project in their CIP consistent with this timeframe while currently evaluating project priorities.



Funding of \$300,000 is requested in FY2020-21 for remediation and other work on the farmhouse. The requested funding in FY2021-22 is for design and engineering services that will follow a planned joint facility master plan slated to be completed in early 2021, followed by construction in FY2022-23.

The Millhouse Road Park is a 79-acre site just north of Chapel Hill. It was acquired in 2004 (69 acres) and 2007 (10 acres) as a future park site with discussion to date focused on a soccer field complex for southern Orange County with some walking trails and other amenities. Cost estimates are extrapolated from the existing Soccer.com Center, adjusting for time. This estimate assumes that soccer fields at this facility will be synthetic (artificial) turf surface.

FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
<i>Professional Services</i>				400,000				400,000	
<i>Land/Building</i>	188,712								
<i>Construction/Repairs/Renovations</i>									
<i>Farmhouse Renovation</i>			300,000					300,000	
<i>Park Construction</i>	106,090				6,400,000			6,400,000	
Appropriation Total	294,802		300,000	400,000	6,400,000			7,100,000	
Revenues/Funding Source									
<i>Debt Financing</i>			300,000		3,200,000			3,500,000	
<i>Transfer from General Fund</i>	76,090			200,000				200,000	
<i>Contributions from Other Infrastructure Partners</i>				200,000	3,200,000			3,400,000	
<i>Transfer from Other Projects</i>	218,712								
Revenues/Funding Source Total	294,802		300,000	400,000	6,400,000			7,100,000	
Impact on Operating Budget									
<i>Revenue</i>						(281,250)	(281,250)	(562,500)	(1,406,250)
<i>Personnel</i>						136,000	136,000	272,000	680,000
<i>Operations</i>						100,000	100,000	200,000	500,000
Impact on Operating Budget Total						(45,250)	(45,250)	(90,500)	(226,250)

Old Courthouse Square - Building and Grounds Improvements

Project Category	County	Project Status:	Active	Project Type	
Functional Service Area:	Support Services	Proposed Bid Date:	TBD	New	
Department:	Asset Management Services	Starting Date:	7/1/2016	Expansion	
Project Number:	10061	Completion Date:	6/30/2022	Renovation	X
				Replacement	

Project Description/Justification:

FY 2020-21 funding of \$20,000 is requested for design and professional services necessary to complete restoration and repairs in future years. The FY 2021-22 funding request addresses exterior restoration items and necessary structural repairs, and the FY2022-23 funds would address interior restoration of historic features, enhancements to accessibility and safety, and necessary upgrades to electrical, audiovisual and lighting to meet court requirements.



FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
<i>Professional Services</i>									
	6,000								
	20,000								
	40,000		20,000	20,000				40,000	
	34,000								
	45,000								
<i>Construction/Repairs/Renovations</i>									
				10,000				10,000	
				80,000				80,000	
					120,000			120,000	
				35,000				35,000	
					60,000			60,000	
					50,000			50,000	
				25,000				25,000	
					40,000			40,000	
				50,000				50,000	
					120,000			120,000	
Appropriation Total	145,000		20,000	220,000	390,000			630,000	
Revenues/Funding Source									
				200,000	390,000			590,000	
	145,000		20,000	20,000				40,000	
Revenues/Funding Source Total	145,000		20,000	220,000	390,000			630,000	

Library (Main)			250,000					250,000	25,000
Orange County Public Transportation	14,000	40,000							
Passmore Senior Center									275,000
Seymour Senior Center		55,000							
Southern Human Services - Roof Replacement		64,000	580,000					580,000	
Whitted Government Services Building A	38,400	111,300		23,700	237,020			260,720	
Whitted Government Services Building B					21,000	218,000		239,000	
1954 Courthouse	12,300								
Dickson House - Siding, Shutters, Roofing	124,160			20,000		40,000		60,000	256,250
Dickson House - Windows									23,540
Hillsborough Commons (DSS) Skylights		311,000							
Hillsborough Commons (DSS) Waterproof south side		65,000							
Justice Facility (Sheriff) - Waterproof Wall @ Boiler Room		103,000							85,000
Appropriation Total	2,684,397	1,142,800	765,000	348,700	338,020	313,000	55,000	1,819,720	1,516,540
Revenues/Funding Source									
Debt Financing	1,134,297	1,142,800	765,000	348,700	338,020	313,000	55,000	1,819,720	1,516,540
Transfer from General Fund	1,550,100								
Revenues/Funding Source Total	2,684,397	1,142,800	765,000	348,700	338,020	313,000	55,000	1,819,720	1,516,540

Soccer.com Soccer Center, Phase II

Project Category	County	Project Status:	Active	Project Type			
Functional Service Area:	Community Services	Proposed Bid Date:	TBD			New	
Department:	DEAPR	Starting Date:	7/1/2014			Expansion	X
Project Number:	20026	Completion Date:	6/30/2021			Renovation	
				Replacement			

Project Description/Justification:

Land was acquired in summer 2016 for the expansion of this facility. Funding was approved in FY 2017-18 for design and engineering of the expansion, with an updated master plan currently being prepared internally. Following the master plan, design, engineering and construction/bid documents are expected in early 2021, with construction projected to occur in Year 2 (FY 2021-22). The planned expansion will allow for additional fields, plus a new entrance and additional parking, restrooms, concession/equipment storage, and stormwater measures. Current plans call for the addition of new Bermuda natural surface fields, although a financial assessment is underway looking at the potential for synthetic turf as an alternative for the new fields.



FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
<i>Professional Services</i>	300,000								
<i>Land/Building</i>	425,000								
<i>Construction/Repairs/Renovations</i>	125,000			4,500,000				4,500,000	
<i>Equipment/Furnishings</i>	16,000			89,000				89,000	
Appropriation Total	866,000			4,589,000				4,589,000	
Revenues/Funding Source									
<i>Debt Financing</i>	866,000			4,589,000				4,589,000	
<i>Transfer from General Fund</i>	16,000								
Revenues/Funding Source Total	882,000			4,589,000				4,589,000	
Impact on Operating Budget									
<i>Revenue</i>					(47,000)	(47,000)	(47,000)	(141,000)	(235,000)
<i>Personnel</i>					65,000	65,000	65,000	195,000	325,000
<i>Operations</i>		5,000			22,000	22,000	22,000	66,000	110,000
Impact on Operating Budget Total		5,000			40,000	40,000	40,000	120,000	200,000

Twin Creeks Park and Educational Campus, Phase II

Project Category	County	Project Status:	Active	Project Type			
Functional Service Area:	Community Services	Proposed Bid Date:	TBD			New	X
Department:	DEAPR	Starting Date:	7/1/2009			Expansion	X
Project Number:	20003	Completion Date:	6/30/2027			Renovation	
				Replacement			

Project Description/Justification:

Twin Creeks is part of the Twin Creeks (Moniese Nomp) District Park and Educational Campus site, acquired in 2001. The park is located along Old NC 86 north of Carrboro and connects to Morris Grove Elementary School via Jones Creek Greenway (Phase I of the park). It is the district park for southeastern Orange County, and a master plan was completed in 2005 and revised in 2010. Funding of \$220,000 for design and engineering for Phase II of the park is requested in FY2021-22, with construction funding of \$3,780,000 proposed in Year 3 (FY 2022-23) which would include playing fields, trails, parking and infrastructure, and potentially a bike trail/track. The cost estimates are based on a district park of comparable size. The first phase of the park (Jones Creek Greenway) was completed in 2011. Prior year funding included a portion of a future entry road that would be shared with the adjoining property development to the south, and for improvements to the existing farmhouse for a caretaker placement. This entry road has been on hold pending Town studies on transportation and stormwater, and the adjoining developer plans. Funding to complete the third and final phase of the park is reflected in Years 6-10.



FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
Professional Services				220,000				220,000	220,000
Land/Building	50,814								
Construction/Repairs/Renovations	1,905,643				3,780,000			3,780,000	3,780,000
Appropriation Total	1,956,457			220,000	3,780,000			4,000,000	4,000,000
Revenues/Funding Source									
Debt Financing	1,250,000			220,000	3,780,000			4,000,000	4,000,000
General Government Revenue	277,000								
Grant Funding	429,457								
Revenues/Funding Source Total	1,956,457			220,000	3,780,000			4,000,000	4,000,000
Impact on Operating Budget									
Personnel						93,500	93,500	187,000	467,500
Operations						70,000	70,000	140,000	350,000
Impact on Operating Budget Total						163,500	163,500	327,000	817,500

Vehicle Replacements

Project Category	County	Project Status:	New	Project Type	
Functional Service Area:	Support Services	Proposed Bid Date:	TBD	New	X
Department:	Transportation Services	Starting Date:	7/1/2018	Expansion	
Project Number:	30010	Completion Date:	TBD	Renovation	
				Replacement	

Project Description/Justification:

Funding of \$2,184,325 in FY 2020-21 includes replacement of several public safety related vehicles, including Sheriff's Office vehicles, a remount of an Animal Control vehicle, two(2) new ambulances, one (1) administrative vehicles for Emergency Services, an Environmental Health vehicle, as well as bus/van replacements for Orange County Transportation Services.

FINANCIAL SUMMARY

Project Budget	Prior Years Funding	Current Fiscal Year 2019-20	Year 1 Fiscal Year 2020-21	Year 2 Fiscal Year 2021-22	Year 3 Fiscal Year 2022-23	Year 4 Fiscal Year 2023-24	Year 5 Fiscal Year 2024-25	Five Year Total	Year 6 to Year 10
Appropriation									
<i>Vehicles</i>									
<i>Animal Services Vehicle Replacement</i>	46,452	50,000	50,000	51,500	53,045	54,636	56,275	265,456	307,734
<i>Emergency Services Vehicle Replacement</i>	412,876	685,550	779,961	618,000	636,540	655,636	675,305	3,365,442	3,942,845
<i>OCPT Bus/Van Replacement</i>		288,072	1,153,364	200,000				1,353,364	
<i>Sheriff's Office Vehicle Replacement</i>	230,000	230,000	165,000	236,900	244,007	251,327	258,867	1,156,101	1,415,591
<i>Environmental Health Vehicle Replacement</i>			36,000					36,000	
Appropriation Total	689,328	1,253,622	2,184,325	1,106,400	933,592	961,599	990,447	6,176,363	5,666,170
Revenues/Funding Source									
<i>Debt Financing</i>	689,328	965,550	1,261,634	946,400	933,592	961,599	990,447	5,093,672	5,666,170
<i>Grant Funding</i>		288,072	922,691	160,000				1,082,691	
Revenues/Funding Source Total	689,328	1,253,622	2,184,325	1,106,400	933,592	961,599	990,447	6,176,363	5,666,170

Orange County Sheriff Vehicle List				
VEHICLE	YEAR	DESCRIPTION	METER	ODOMETER
827	1998	Volvo Sleep Cab	Miles	537781
767	2008	FORD E350	Miles	204395
816	2000	GM VAN	Miles	202251
877	2013	Chevrolet Tahoe	Miles	192490
629	2005	FORD CROWN	Miles	181723
805	2011	FORD CROWN	Miles	181007
763	2008	FORD CROWN	Miles	178784
774	2008	FORD E350	Miles	171269
601	2004	FORD Explorer	Miles	170000
819	2011	FORD CROWN	Miles	167415
784	2000	Dodge Caravan	Miles	164100
663	2006	FORD EXPEDITION	Miles	163500
699	2006	FORD EXPEDITION	Miles	162801
2026	2013	Volkswagon Jetta	Miles	161499
703	2007	FORD CROWN	Miles	160000
755	2008	FORD CROWN	Miles	156100
806	2011	FORD CROWN	Miles	154753
662	2006	FORD EXPEDITION	Miles	151475
857	2012	FORD E-350 SUPER	Miles	151030
773	2008	FORD Explorer	Miles	149901
812	2010	FORD Explorer	Miles	147850
732	2007	Dodge Charger	Miles	147466
719	2004	FORD Explorer	Miles	145781
841	2010	FORD Explorer	Miles	144004
740	2007	FORD Explorer	Miles	142640
786	2010	FORD CROWN	Miles	138843
831	2011	FORD CROWN	Miles	137665
197	1990	Chevrolet Silverado	Miles	135301
825	2011	FORD CROWN	Miles	133938
2031	2010	FORD F250 Super	Miles	133323
762	2008	FORD CROWN	Miles	131809
764	2008	FORD CROWN	Miles	131430
834	2011	FORD CROWN	Miles	129784
787	2010	FORD CROWN	Miles	128320
799	2011	FORD CROWN	Miles	128002
751	2008	FORD CROWN	Miles	127863
804	2011	FORD CROWN	Miles	126931
832	2011	FORD CROWN	Miles	125946
833	2011	FORD CROWN	Miles	125474
752	2008	FORD CROWN	Miles	124950
2028	2011	FORD Fusion	Miles	124703
800	2011	FORD CROWN	Miles	123411
847	2010	FORD Explorer	Miles	122499
809	2011	FORD CROWN	Miles	121215
876	2013	Chevrolet Tahoe	Miles	119759
823	2011	FORD CROWN	Miles	119523
760	2008	FORD CROWN	Miles	119250

Orange County Sheriff Vehicle List - cont.				
VEHICLE	YEAR	DESCRIPTION	METER	ODOMETER
874	2013	Chevrolet Tahoe	Miles	119076
878	2013	Chevrolet Tahoe	Miles	118521
801	2011	FORD CROWN	Miles	115725
830	2011	FORD CROWN	Miles	114455
817	2010	FORD Explorer	Miles	110800
975	2016	Dodge Charger	Miles	110605
822	2011	FORD CROWN	Miles	110398
821	2011	FORD CROWN	Miles	109064
815	2005	FORD Explorer	Miles	109009
2086	2013	HONDA Crosstour	Miles	107755
808	2010	FORD Explorer	Miles	104595
538	1985	NA HUMVEE 4X4	Miles	104280
2012	2017	Dodge Charger	Miles	103122
811	2000	Chevrolet Van	Miles	102679
835	2011	FORD CROWN	Miles	101735
979	2016	Dodge Charger	Miles	101513
837	2011	FORD CROWN	Miles	100325
798	2011	FORD CROWN	Miles	98559
875	2013	Chevrolet Tahoe	Miles	97858
820	2011	FORD CROWN	Miles	97434
836	2011	FORD CROWN	Miles	97095
839	2011	FORD CROWN	Miles	96754
903	2014	FORD Expedition	Miles	92881
873	2011	FORD CROWN	Miles	92722
693	2006	Chevrolet Van	Miles	92550
972	2016	Dodge Charger	Miles	92400
934	2015	Dodge Charger	Miles	92196
858	2012	FORD E-350 SUPER	Miles	91983
976	2016	Dodge Charger	Miles	91386
838	2011	FORD CROWN	Miles	89990
862	2010	FORD Explorer	Miles	89419
921	2014	FORD Expedition	Miles	88026
928	2015	Chrysler Charger	Miles	87599
2099	2017	HONDA CIVIC HYBRID	Miles	87479
879	2013	Chevrolet Tahoe	Miles	87059
974	2016	Dodge Charger	Miles	86546
826	2011	FORD CROWN	Miles	85252
785	2000	Chevrolet Silverado	Miles	85090
904	2014	FORD Expedition	Miles	82791
905	2014	FORD Expedition	Miles	82649
936	2015	Dodge Durango	Miles	82127
970	2016	Dodge Charger	Miles	79487
2013	2017	Dodge Charger	Miles	78684
981	2016	Dodge Charger	Miles	78515
900	2014	FORD Expedition	Miles	77678
980	2016	Dodge Charger	Miles	77134
2017	2017	Dodge Charger	Miles	75406

Orange County Sheriff Vehicle List - cont.				
VEHICLE	YEAR	DESCRIPTION	METER	ODOMETER
935	2015	Dodge Durango	Miles	75231
940	2015	Dodge Durango	Miles	73290
977	2016	Dodge Charger	Miles	72690
2015	2017	Dodge Charger	Miles	71156
983	2016	Dodge Charger	Miles	70443
933	2015	Dodge Charger	Miles	70210
891	2014	Chevrolet Tahoe	Miles	70033
920	2014	FORD Expedition	Miles	69598
2014	2017	Dodge Charger	Miles	68493
901	2014	FORD Expedition	Miles	67453
2042	2018	Dodge Charger	Miles	67415
902	2014	FORD Expedition	Miles	67100
701	1996	Dodge Ram 1500	Miles	66950
2025	2016	Dodge Charger	Miles	64654
2085	2016	HONDA CIVIC HYBRID	Miles	61016
973	2016	Dodge Charger	Miles	61002
971	2016	Dodge Charger	Miles	61000
982	2016	Dodge Charger	Miles	60613
2009	2017	Chevrolet Tahoe	Miles	59027
937	2015	Dodge Durango	Miles	57673
2016	2017	Dodge Charger	Miles	57121
978	2016	Dodge Charger	Miles	56893
2084	2018	Dodge Charger	Miles	53231
2070	2016	Chevrolet Tahoe	Miles	53108
2049	2018	Dodge Charger	Miles	51667
2039	2018	Dodge Charger	Miles	51443
2050	2018	Dodge Charger	Miles	50514
2041	2018	Dodge Charger	Miles	49691
2018	2017	Dodge Charger	Miles	49567
2043	2018	Dodge Charger	Miles	49372
2001	2016	Dodge Charger	Miles	48363
2002	2016	Dodge Charger	Miles	46386
2040	2018	Dodge Charger	Miles	43468
2008	2017	Chevrolet Tahoe	Miles	43012
2072	2019	Dodge Charger	Miles	42071
2003	2016	Dodge Charger	Miles	41536
674	2000	Chevrolet 3500 Cargo	Miles	40065
2007	2017	Chevrolet Tahoe	Miles	39272
2054	2018	Dodge Charger	Miles	39267
3029	2019	Chevrolet Tahoe	Miles	39231
2083	2017	Chevrolet Cruze	Miles	37465
2044	2018	Dodge Charger	Miles	35642
2073	2019	Dodge Charger	Miles	34121
2045	2018	Dodge Charger	Miles	28209
2075	2019	Dodge Charger	Miles	27534
2010	2017	Chevrolet Tahoe	Miles	22573
392	1968	AMC 2-1/2 Ton	Miles	19101

Orange County Sheriff Vehicle List - cont.				
VEHICLE	YEAR	DESCRIPTION	METER	ODOMETER
2071	2019	Dodge Charger	Miles	12921
2077	2019	Chevrolet Tahoe	Miles	11432
2076	2019	Chevrolet Tahoe	Miles	9514
988	2016	Harley Davidson	Miles	5645
989	2016	Harley Davidson	Miles	5593
2055	2018	BMW Motorcycle	Miles	5381
2078	2019	FORD Transit Connect	Miles	788
3021	2020	Dodge Durango	Miles	156
3022	2020	Dodge Durango	Miles	92
3023	2020	Dodge Durango	Miles	92
3037	2020	Dodge Durango	Miles	83
3038	2020	Dodge Durango	Miles	79
3028	2020	ZERO DSRP	Miles	5
3000	2018	Chevrolet Tahoe	No	0

Orange County Emergency Services Vehicle List					
ASSET NUMBER	CLASSIFICATION	YEAR	DESCRIPTION	METER	ODOMETER
813	Ambulance	2011	FREIGHTLINER Ambulance	Miles	253490
714	Ambulance	2007	FORD F-450 4X2 AMBULANCE	Miles	203318
698	Admin	2006	FORD EXPEDITION XLT 4X4	Miles	202654
842	Ambulance	2012	FREIGHTLINER Ambulance	Miles	197225
845	Ambulance	2012	FREIGHTLINER Ambulance	Miles	182056
723	Admin	2007	Dodge Charger	Miles	163376
660	Admin	2006	FORD EXPEDITION XLT 4X4	Miles	159300
957	Ambulance	2016	FORD F550	Miles	148401
888	Ambulance	2013	FREIGHTLINER Ambulance	Miles	141896
861	Admin	2012	FORD F150	Miles	126591
724	Admin	2007	Dodge Charger	Miles	121731
939	Fire Marshall	2014	FORD F150	Miles	109911
991	Ambulance	2016	FORD Ambulance	Miles	109859
2024	Ambulance	2016	FORD Ambulance	Miles	108189
720	Admin	2007	Dodge Charger	Miles	103419
938	Admin	2015	FORD Police interceptor SUV	Miles	102888
868	Fire Marshall	2013	FORD F150	Miles	101475
722	Admin	2007	Dodge Charger	Miles	91020
2020	Supervisor	2017	Dodge Durango	Miles	82083
898	Fire Marshall	2014	FORD F150	Miles	80816
726	Admin	2007	Dodge Charger	Miles	80270
2019	Supervisor	2017	Dodge Durango	Miles	79891
949	Admin	2015	Dodge Durango	Miles	69776
725	Admin	2007	Dodge Charger	Miles	68328
670	Admin	2006	FORD F-350 XL SUPER DUTY 4WD	Miles	60765
2030	Ambulance	2018	FORD F550 4X4 Ambulance	Miles	59184
950	Admin	2015	Dodge Durango	Miles	56021
2029	Ambulance	2018	FORD F550 4X4 Ambulance	Miles	49810
2038	Admin	2018	Chevrolet Silverado 1500	Miles	46290
1281	Admin	2005	FORD F-350	Miles	42023
2067	Ambulance	2019	FORD F550	Miles	38258
2051	Ambulance	2018	FORD F-450 4X2 AMBULANCE	Miles	37432
671	Admin	2006	FORD F-350 XL SUPER DUTY 4WD	Miles	36389
664	Admin	2004	Chevrolet Express 3500	Miles	36160
2068	Ambulance	2019	FORD F550 4X4 Ambulance	Miles	14900
467	Admin	2000	Chevrolet Van	Miles	9301
3042	Ambulance	2020	FORD F550 4X4 Ambulance	Miles	630



Attachment 5 - Debt Metric Models

November 17, 2020

Capital Investment Plan Amendments

Debt Service to General Fund Revenue Analysis				
15% Policy Target				
Year	Recommended CIP	6/9 Approved Amendments	Discussed 9/10 Amendments w/ Vehicle Replacement Reduction	Discussed 9/10 Amendments w/o Vehicle Replacement Reduction
2021	14.12%	14.12%	14.12%	14.12%
2022	16.43%	16.40%	16.40%	16.40%
2023	16.19%	16.25%	16.17%	16.17%
2024	16.22%	16.69%	16.39%	16.40%
2025	15.18%	15.90%	15.36%	15.39%
2026	14.44%	15.13%	14.47%	14.50%

Capital Investment Plan Amendments

Tax Equivalent Debt Service Analysis in Cents per \$100 Valuation				
Year	Recommended CIP	Approved 6/9 Amendments	Discussed 9/10 Amendments w/ Vehicle Replacement Reduction	Discussed 9/10 Amendments w/o Vehicle Replacement Reduction
2021	1.37 Delayed with Emergency Measures	1.37 Delayed with Emergency Measures	1.37 Delayed with Emergency Measures	1.37 Delayed with Emergency Measures
2022	3.48	3.44	3.44	3.44
2023	-	0.11	-	-
2024	0.36	1.01	0.67	0.69
2025	-	-	-	-
TOTAL	5.21	5.93	5.48	5.50

**ORANGE COUNTY
BOARD OF COMMISSIONERS
ACTION AGENDA ITEM ABSTRACT
Meeting Date: November 17, 2020**

**Action Agenda
Item No. 6-c**

SUBJECT: Water and Sewer Management, Planning, and Boundary Agreement
(WASMPBA)

DEPARTMENT: Planning and Inspections

ATTACHMENT(S):

1. Petition from Property Owners
2. Vicinity Map and Map Depicting Affected
Parcels
3. OWASA/Town of Chapel Hill Water &
Sewer Extension Policy
4. Resolution Approving Amendment

INFORMATION CONTACT:

Craig Benedict, Director, 919-245-2575
Perdita Holtz, Planner III, 919-245-2578

PURPOSE: To:

1. Consider an amendment to the Water and Sewer Management, Planning, and Boundary Agreement (WASMPBA) in the Town of Chapel Hill's planning jurisdiction in response to a petition from property owners.
2. Provide feedback on potential future consideration of a policy for staff interpretation of the mapped boundary, to provide a path for resolving minor discrepancies.

BACKGROUND: In mid-February, the petition in Attachment 1 was received by the five signatories of the WASMPBA. ([Link to the Agreement](#)). An Information Item regarding the petition was on the April 7, 2020 Board of County Commissioners agenda. While the petition is in regards to two lots that were formerly (pre-2000) within the Town of Chapel Hill's "urban service area" and the ability to tie-on to OWASA facilities that are currently "stubbed out" to the lots, further analysis by staff is recommending that all or part of 11 lots (31.88 acres total) be added to the "OWASA Primary Service Area" (see map in Attachment 2). The nine additional lots currently have homes on them and are served by OWASA services. Water and sewer lines were installed to serve the neighborhood in 1997.

The neighborhood in question predates adoption of WASMPBA in 2001. At that time, the Town of Chapel Hill had an interest in reducing the size of the water and sewer service area in southern Chapel Hill. OWASA and the Town put a policy in place that allowed lots to still receive water and sewer service if the "structure existed before May 8, 2000 and is located on a lot adjacent to an OWASA water or sewer line that was installed before May 8, 2000" (Attachment 3).

During meetings on this matter, staffs of the five signatory parties discussed the appropriateness of a minor boundary amendment to prevent the boundary line from bisecting a neighborhood and makes all lots in the same neighborhood eligible for public water and sewer service. Staffs believe that, particularly in cases such as this where services already exist and/or are being provided and property owners are requesting inclusion, it is appropriate to

include served parcels in the “Primary Service Area” for water and sewer services. OWASA staff have advised that, from an engineering perspective, it is feasible to provide water and sewer service to all 11 lots under consideration (9 of the lots already receive services).

The meeting schedule for the five WASMPBA parties to consider this amendment is as follows:

Chapel Hill – October 28
 Hillsborough – November 9
 Carrboro – November 10
 OWASA – November 12
 Orange County – November 17

As the initiator of this amendment, since the parcels in question are within its planning jurisdiction, the Town of Chapel Hill’s resolution requested that the governing boards of the Town of Carrboro, the Town of Hillsborough, Orange County, and OWASA consider approval of the amendment.

Potential Map Interpretation Policy

This is not the only instance where natural features (e.g., a stream or ridge line) are meant to serve as boundaries of a service area. Natural features were not surveyed when the WASMPBA boundaries were mapped. Technology has improved since 2001, including GIS tools for more accurate topographic mapping. Staff from the five WASMPBA parties have discussed a **potential policy for resolving minor discrepancies in the future through GIS analysis and staff interpretation, rather than through the existing process which requires formal action by each of the five governing boards. Staffs of the WASMPBA parties are requesting feedback from each of their governing boards on whether staff should pursue developing such a policy** to be included in the WASMPBA. If authorized, staffs would work together on language and bring an item forward for future consideration.

FINANCIAL IMPACT: There are no financial impacts associated with changing the WASMPBA boundary. Any cost of extending utilities would be borne by the property owners seeking service.

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goal is applicable to this agenda item:

Establish Sustainable and Equitable Land-Use And Environmental Policies

The fair treatment and meaningful involvement of people of all races, cultures, incomes and educational levels with respect to the development and enforcement of environmental laws, regulations, policies, and decisions. Fair treatment means that no group of people should bear a disproportionate share of the negative environmental consequences resulting from industrial, governmental and commercial operations or policies.

ENVIRONMENTAL IMPACT: The following Orange County Environmental Responsibility Goal impacts are applicable to this item:

- There are no Environmental Responsibility Goals applicable to this item.

RECOMMENDATION(S): The Manager recommends the Board:

1. Adopt the Resolution in Attachment 4 which approves designating the 11 parcels (totaling 31.88 acres) in question as being located within the “Primary Service Area” for water and sewer services on the map in Appendix A of the WASMPBA.
2. Provide feedback on whether staffs of the five WASMPBA parties should commence work on a policy for resolving minor discrepancies in the future through GIS analysis and staff interpretation. (A policy would need to be brought back to the five WASMPBA parties for approval).

P.M. Dubbeling, PLLC

210 North Columbia Street
Chapel Hill, NC 27514

Kaitlin O'Connor
Phone: 919-635-6005
Fax: 919-404-7074
kaitlin.oconnor@pmdubbeling.com

14 February 2020

Petition for Approval to Hook Up Existing Water and Sewer Lines at 1204 and 1205 Bayberry Lane in Chapel Hill

Chapel Hill residents Frank Baumgartner and Rachel Sumney petition Orange County Board of Commissioners to allow the Orange County Water and Sewer Authority (“OWASA”) to provide water and sewer services to 1204 and 1205 Bayberry Drive in Chapel Hill. This petition is made for the following reasons:

Background

Frank Baumgartner and Rachel Sumney own lots located in the Hunt’s Reserve neighborhood in Chapel Hill – Lots 1204 and 1205 respectively on the attached map. Attachment 1. As part of the initial development in the late 1990’s, water and sewer lines were laid to all the lots in Hunt’s Reserve, including 1204 and 1205 Bayberry Lane. At that time, the entirety of Hunt’s Reserve was located within the OWASA service boundary and it was understood that all of the lots would have water and sewer service provided by OWASA.

In 2001, Orange County, OWASA, and the Towns of Chapel Hill, Hillsborough, and Carrboro entered into a Water and Sewer Management, Planning, and Boundary Agreement (“WSMPBA”). The WSMPBA set the OWASA primary service boundary so that it runs down the middle of Hunt’s Reserve. Attachment 1. As shown on the map, lots 100,

P.M. Dubbeling, PLLC

1200, 1202, 1204, 1205, and 1203 lie outside the current boundary. At that time, development of lots 100, 1200, 1202, and 1203 had already begun and water and sewer services were provided to those lots despite their lying outside the new boundary – leaving 1204 and 1205 with water and sewer lines laid, but without actual water and sewer service.

Ms. Sumney bought her lot prior to 2001 and always understood that it would be provided water and sewer service. She did not find out that it was now outside the OWASA service boundary until she recently began to prepare the lot for sale. Mr. Baumgartner bought his lot more recently, but also was unaware that the lot did not currently have water and sewer service as this did not become apparent during the standard pre-purchase procedures. He only became aware of this in speaking with Ms. Sumney.

Petition

Under the WSMPBA, service to the lots at 1204 and 1205 Bayberry Lane may only be turned on with the approval of each party to the WSMPBA. Attachment 2 at page 2. This petition asks for such approval from Orange County Board of Commissioners. Permission of the other parties is being sought simultaneously.

Service to 1204 and 1205 Bayberry Lane comes at no additional cost to any party to the WSMPBA that will not be fully recouped from fees paid by the residents. There are existing water and sewer lines that only require “hook up.” Each of the other lots in the subdivision is currently provided service and, at the time Mr. Baumgartner and Ms. Sumney purchased these lots, they did so with the understanding that the lots would also be within OWASA’s service boundary. Mr. Baumgartner and Ms. Sumney only became aware that the lots were now outside the boundary when Ms. Sumney prepared to sell and develop her lot.

P.M. Dubbeling, PLLC

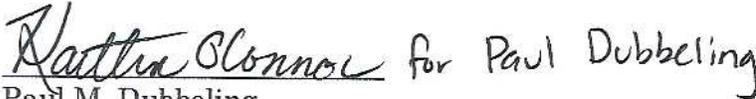
1204 and 1205 Bayberry Lane are in a very rare if not unique situation – water and sewer lines have already been laid and service was anticipated prior to the change in boundaries in 2001. By accepting this petition, no party runs the risk of creating a precedent whereby other properties currently outside the OWASA boundary have a rightful claim to service. OWASA is only being asked to turn on service through already existing lines. Conversely, providing services to 1204 and 1205 Bayberry Lane does not provide grounds for expanding other services areas in Orange County. Again, these lines have already been laid and the only thing needed is permission to utilize them. Providing services to 1204 and 1205 Bayberry Lane will not negatively impact any party or subvert the purpose of the WSMPBA.

Conclusion

Mr. Baumgartner and Ms. Sumney respectfully request that Orange County approve this Petition by stating that it has no objection to OWASA providing services to 1204 and 1205 Bayberry Drive in Chapel Hill.

Should any Orange County Commissioner or Commissioner staff member have any questions, I can be reached at the email or phone number below.

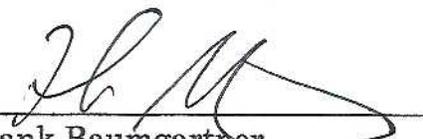
This the 14th day of February, 2020.


Paul M. Dubbeling
P.M. Dubbeling, PLLC
210 North Columbia Street
Chapel Hill, NC 27514
Phone: 919-635-6005
Fax: 919-404-7074
paul.dubbeling@pmdubbeling.com
Attorney for Mr. Baumgartner and Ms. Sumney

AFFIDAVIT OF FRANK BAUMGARTNER

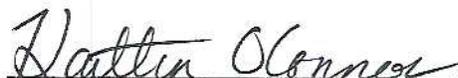
I, Frank Baumgartner, have reviewed the contents of the attached Petition for Approval to Hook Up Existing Water and Sewer Lines at 1204 and 1205 Bayberry Lane in Chapel Hill. The contents of the Petition are true and accurate to the best of my information and belief.

This the 14 day of February 2020.


Frank Baumgartner

STATE OF NORTH CAROLINA
COUNTY OF ORANGE

Sworn and subscribed to before me by Frank Baumgartner this 14 day of February 2020.


Kaitlin O'Connor
Notary Public
My Commission Expires 9/22/24

Kaitlin O'Connor
NOTARY PUBLIC
Durham County, NC
My Commission Expires September 22, 2024

AFFIDAVIT OF RACHEL SUMNEY

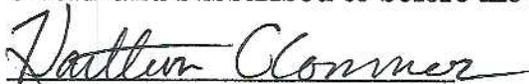
I, Rachel Sumney, have reviewed the contents of the attached Petition for Approval to Hook Up Existing Water and Sewer Lines at 1204 and 1205 Bayberry Lane in Chapel Hill. The contents of the Petition are true and accurate to the best of my information and belief.

This the 14th day of February 2020.

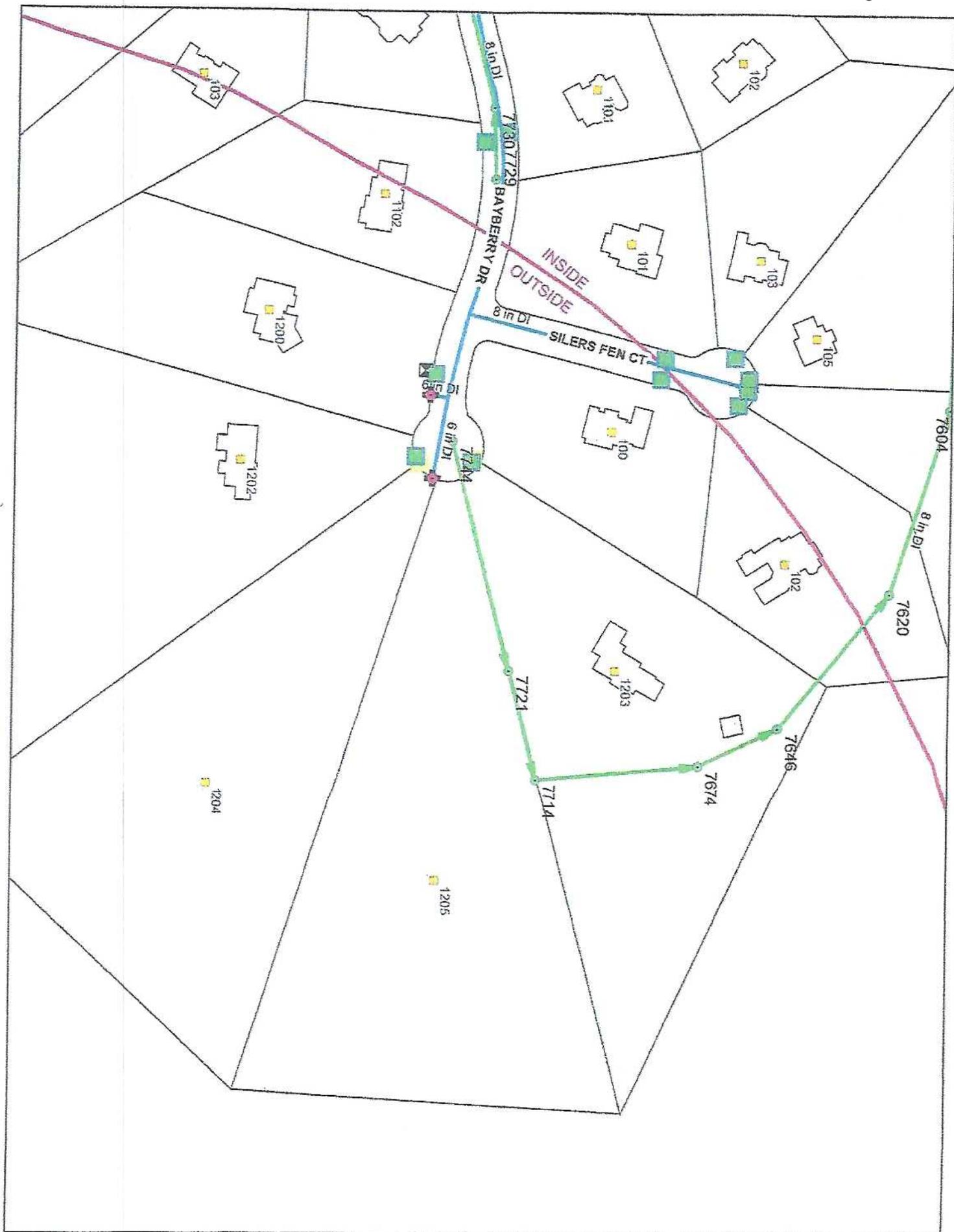

Rachel Sumney

STATE OF NORTH CAROLINA
COUNTY OF ORANGE

Sworn and subscribed to before me by Rachel Sumney this 14 day of February 2020.


Kaitlin O'Connor
Notary Public
My Commission Expires 9/22/24

Kaitlin O'Connor
NOTARY PUBLIC
Durham County, NC
My Commission Expires September 22, 2024

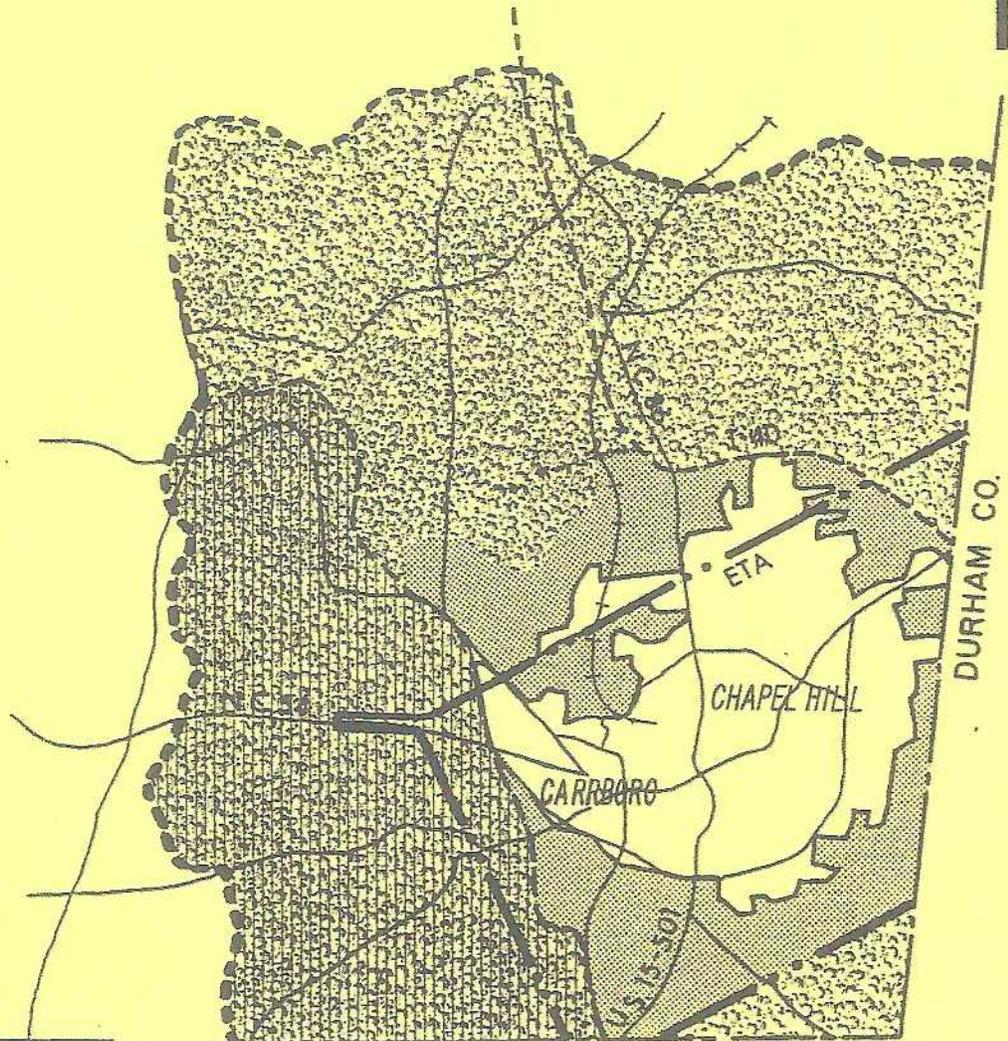


JOINT PLANNING LAND USE PLAN

Legend:

-  URBAN
-  TRANSITION
-  RURAL BUFFER
-  WATERSHED

October, 1986



CHATHAM CO.

DURHAM CO.

- Adopted 10-13-86
- Amended 8-16-88
- 9-6-88
- 4-2-90
- 2-3-92 (effective 2/24/92)
- 2-1-93
- 2-2-99
- 8-20-02
- 6-24-03
- 10-1-03

- Amended 6/9/14
- 6/17/14
- 4/7/15
- 12/7/15

Exhibit B

WATER AND SEWER MANAGEMENT, PLANNING AND BOUNDARY AGREEMENT

THIS AGREEMENT, made and entered into this 3rd day of December, 2001, by and between the COUNTY OF ORANGE, a political subdivision of the State of North Carolina; the TOWN OF CARRBORO, the TOWN OF CHAPEL HILL, and the TOWN OF HILLSBOROUGH, municipal corporations duly created and existing under the laws of North Carolina; and the ORANGE WATER AND SEWER AUTHORITY, a public water and sewer authority duly created and existing under Chapter 162A, Article 1 of the North Carolina General Statutes.

WITNESSETH:

In consideration of mutual benefits regarding the definition of water and sewer service boundaries and the management and planning thereof, the parties to this agreement hereby mutually agree as follows:

I. PREAMBLE

A. Charge to the Water and Sewer Boundary Task Force :

Since the mid-1980's, several attempts to define water and sewer service boundaries for Orange County and the municipalities of Chapel Hill, Carrboro and Hillsborough have been undertaken. In 1994, a Task Force was formed consisting of elected officials from Carrboro, Chapel Hill, Hillsborough and Orange County, as well as two members of the Orange Water and Sewer Authority Board of Directors. The charge to the Water and Sewer Service Boundary Task Force is attached as Appendix B.

B. Purpose of Water and Sewer Boundary Agreement

1. To provide a comprehensive, County-wide system of service areas for future utility development and interest areas for dealing with private water and wastewater system problems in areas without public water and sewer service.

2. To complement growth management objectives, land use plans and annexation plans in existing agreements, such as the Orange County-Chapel Hill-Carrboro Joint Planning Agreement and Joint Planning Area Land Use Plan
3. To resolve in advance and preclude future conflicts about future service areas and annexation areas.
4. To provide for predictable long-range water and sewer capital improvement planning and financing.
5. To provide for limitations on water and sewer service in certain areas, as defined.

II. HOW THE AGREEMENT WORKS

A. Effective Date of the Agreement

This agreement shall become effective upon execution by all of the parties and signature by the chief elected or appointed official.

B. Term of Agreement

This agreement shall remain in effect for ten (10) years from its execution, and shall be renewable as provided in the following subsection.

C. Procedure for renewal

At the end of each ten year term, the agreement shall renew automatically, unless written notice is provided of intent to withdraw as noted in subsection E below.

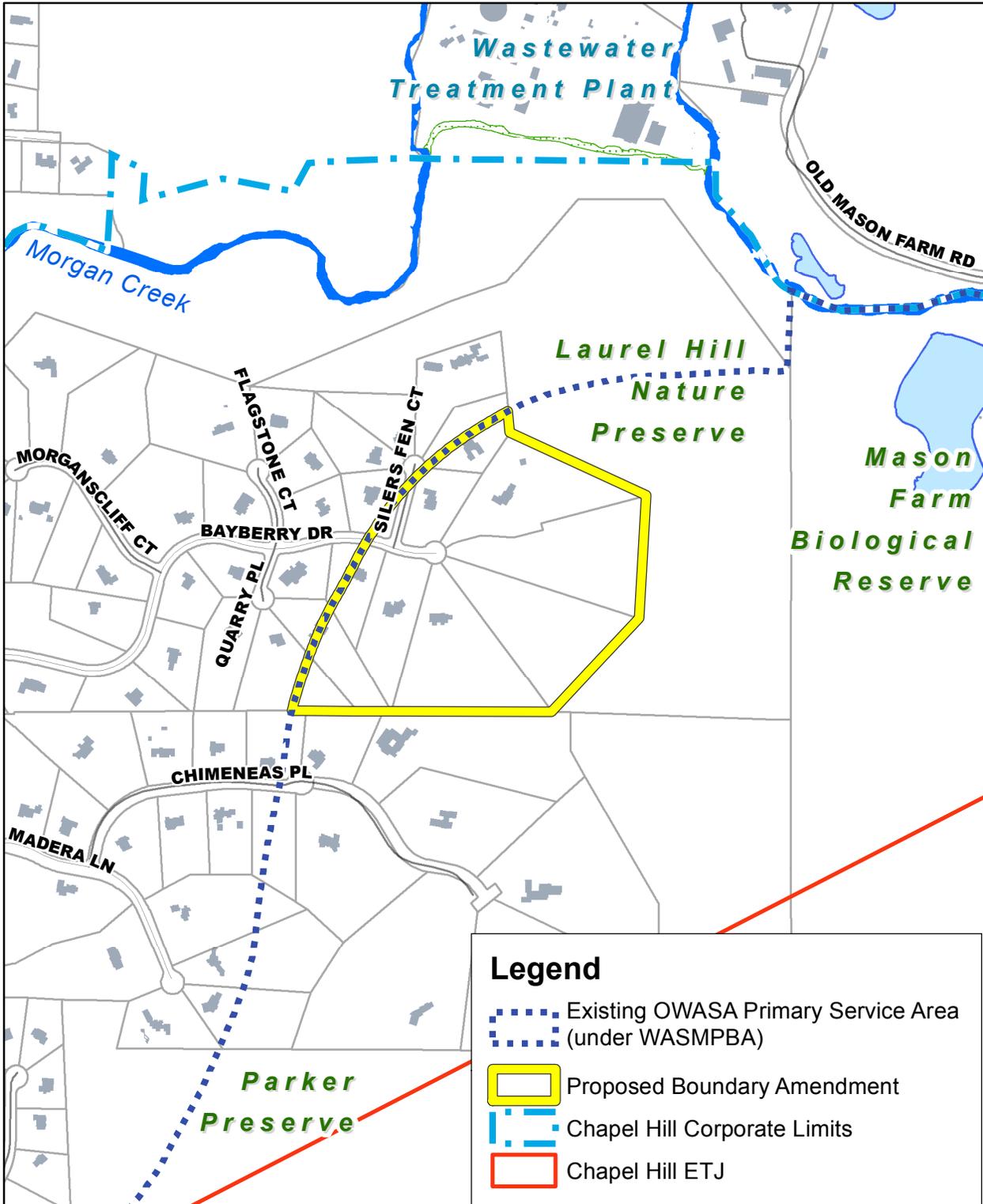
D. Procedure for proposing and acting on changes in agreement including boundaries

1. Any change to the agreement (including boundaries) requires approval of all parties to the agreement.

Proposed WASMPBA Boundary Amendment Map

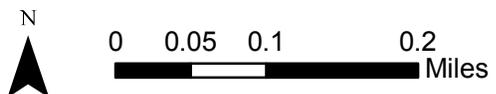


Orange Co. PIN(s):
9797182425 (portion); 9797184466 (portion); 9797185863 (portion);
9797187741; 9797196038 (portion); 9797198078; 9797280531;
9797283600; 9797285945; 9797290337 (portion); 9797293252



Legend

- Existing OWASA Primary Service Area (under WASMPBA)
- Proposed Boundary Amendment
- Chapel Hill Corporate Limits
- Chapel Hill ETJ



RESOLUTION ADOPTING POLICY FOR THE EXTENSION OF WATER AND SEWER LINES OR CONNECTIONS THERETO IN AREAS WITHIN THE TOWN OF CHAPEL HILL'S PLANNING JURISDICTION BUT OUTSIDE OF ITS URBAN SERVICES AREA

WHEREAS, Orange Water and Sewer Authority (OWASA) is guided by the land management plans approved by the government units in the area OWASA serves; and

WHEREAS, OWASA has not allowed the extension of water or sewer lines under its control beyond the Transition or Urban Service Areas designated by the Towns of Carrboro and Chapel Hill; and

WHEREAS, the Chapel Hill Town Council adopted a new Land Use Plan on May 8, 2000 that included a contraction of its Urban Services Area south of town, with the result that several pre-existing OWASA water and sewer lines are now located outside the Town's designated Urban Services Area; and

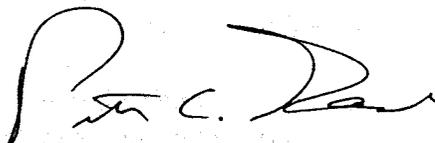
WHEREAS, OWASA sought policy guidance from the Chapel Hill Town Council regarding property owners' requests to connect to these pre-existing lines; and

WHEREAS, the Chapel Hill Town Council adopted a resolution on March 5, 2001 endorsing OWASA's suggestion that water/sewer connections in this area be handled in a manner similar to that which has been applied in the University Lake watershed since 1987 when all further water/sewer extensions into the University Lake watershed were prohibited.

NOW THEREFORE, BE IT RESOLVED THAT THE BOARD OF DIRECTORS OF ORANGE WATER AND SEWER AUTHORITY:

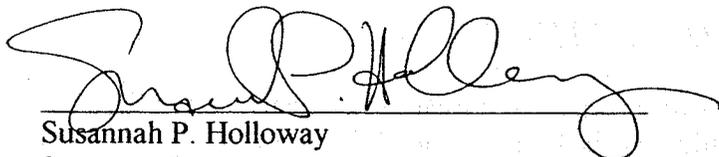
Adopts the attached Policy for the Extension of Water and Sewer Lines or Connections Thereto in Areas within the Town of Chapel Hill's Planning Jurisdiction but Outside of Its Urban Services Area.

Adopted this the 19th day of April, 2001



Peter C. Gordon, Chairman

ATTEST:



Susannah P. Holloway
Secretary-Treasurer

**ORANGE WATER AND SEWER AUTHORITY
POLICY FOR THE EXTENSION OF WATER AND SEWER LINES OR
CONNECTIONS THERETO IN AREAS WITHIN THE TOWN OF CHAPEL HILL'S
PLANNING JURISDICTION BUT OUTSIDE OF ITS URBAN SERVICES AREA**

PURPOSE

This policy sets forth principles and guidelines for the extension of the Orange Water and Sewer Authority's (OWASA) water and sewer facilities or connections thereto outside of the Town of Chapel Hill's Urban Services Area.

BACKGROUND

On May 8, 2000, the Chapel Hill Town Council adopted a new Land Use Plan, which included a contraction of the Urban Services Area south of town. This action resulted in a removal of land from the Urban Services Area that had previously been within that area. Although OWASA does not allow the extension of water and sewer lines outside the Chapel Hill Urban Services Area, the newly contracted boundary raises the policy question of how to respond to requests for water/sewer connections to *existing* utility lines already in place beyond the Urban Services Area boundary.

On March 5, 2001, the Chapel Hill Town Council adopted a resolution endorsing OWASA's suggestion that water/sewer connections in this area be handled in a manner similar to what has been implemented since 1987 when all further water/sewer extensions into the University Lake watershed were prohibited. The OWASA policy delineated below is in response to Chapel Hill's March 5, 2001 resolution.

POLICY

Consistent with its past practices, OWASA will not permit the extension of water and sewer facilities for service connections beyond Chapel Hill's Urban Services Area, except when OWASA determines – in consultation with the Orange County Health Department – that such extension is necessary to alleviate an adverse public health condition, as defined below.

No structure may be connected to an OWASA water or sewer line that is within Chapel Hill's planning jurisdiction but outside the Town's Urban Services Area unless that structure existed before May 8, 2000 and is located on a lot adjacent to an OWASA water or sewer line that was installed before May 8, 2000, or unless necessary as note above, to alleviate an adverse public health condition.

ADVERSE PUBLIC HEALTH CONDITION DEFINED

An "adverse public health condition" exists with respect to a wastewater system when the wastewater system is documented to be failing by the Orange County Health Department, and no on-site repair is approvable or recommended by the Health Department.

An "adverse public health condition" exists with respect to a well water system when all of the following conditions exist:

- The well water system is contaminated with a microbial, chemical, or other agent which is known to cause disease or other serious health effects;
- The well water system is not reparable to the point where the contamination can be eliminated;
- Water from the well water supply system is not treatable prior to withdrawal to the point where the threat of disease or serious health effects is eliminated;
- There is no alternate location on-site for a new well water supply system which can be permitted under Orange County Health Department regulatory criteria in effect at the time of the contamination; or, an alternative site is unacceptable because of widespread existence of contamination or because of the potential of contaminant migration to the alternate site.

AUTHORIZATION

The Executive Director is authorized and empowered to formulate any application, notification, or other administrative procedures needed to implement this policy.

Reviewed by General Counsel:

Robert Spring 4/20/01
Date General Counsel

Adopted by the Board:

4/19/01 [Signature]
Date Clerk to the Board

RES-2020-072

A RESOLUTION APPROVING AN AMENDMENT TO APPENDIX A OF THE WATER AND SEWER MANAGEMENT, PLANNING AND BOUNDARY AGREEMENT (WASMPBA) TO DESIGNATE 31.88 ACRES IN THE SOUTHEAST CHAPEL HILL AREA AS “OWASA PRIMARY SERVICE AREA”

WHEREAS, in 2001, Carrboro, Chapel Hill, Hillsborough, Orange County, and the Orange County Water and Sewer Authority ("OWASA") adopted a Water and Sewer Management, Planning and Boundary Agreement ("Agreement"); and

WHEREAS, the Agreement was last amended on October 6, 2020; and

WHEREAS, Chapel Hill residents Frank Baumgartner and Rachel Sumney submitted a petitions to each of the WASMPBA signatories in February 2020, requesting approval to hook up to existing water and sewer lines at 1204 and 1205 Bayberry Drive in Chapel Hill; and

WHEREAS, the two lots in question are immediately adjacent to other residential lots that receive OWASA services, and are located on the eastern side of the Hunt's Reserve neighborhood which is predominately located in the "OWASA Primary Service Area" as defined in the Agreement; and

WHEREAS, OWASA staff have advised that, from an engineering perspective, it is feasible to provide water and sewer service to all lots in the Hunt's Reserve neighborhood; and

WHEREAS, Orange County staff has determined that it is reasonable to include all lots and portions of lots accessed via Bayberry Drive within the boundary of the OWASA Primary Service Area, in order to provide consistent water and sewer policy for all lots in the Hunt's Reserve neighborhood; and

WHEREAS, eleven lots or portions of lots accessed via the eastern end of Bayberry Drive, constituting a total area of approximately 31.88 acres, are currently designated as "OWASA Long-Term Interest Area" in the Agreement; and

WHEREAS, amendments to the Agreement require the approval of all signatories to the Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Orange County Board of Commissioners that the Board approves the amendment to Appendix A of the Agreement to designate approximately 31.88 acres in the southeast Chapel Hill area as an addition to the "OWASA Primary Service Area", as shown on the map attached hereto.

Upon motion of Commissioner _____, seconded by Commissioner _____, the foregoing ordinance was adopted this _____ day of _____, 2020.

I, Greg Wilder, Interim Clerk to the Board of Commissioners for Orange County, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the proceedings of said Board at a meeting held on _____, 2020 as relates in any way to the adoption of the foregoing and that said proceedings are recorded in the minutes of the said Board.

WITNESS my hand and the seal of said County, this _____ day of _____, 2020.

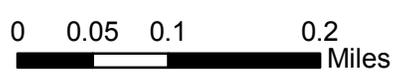
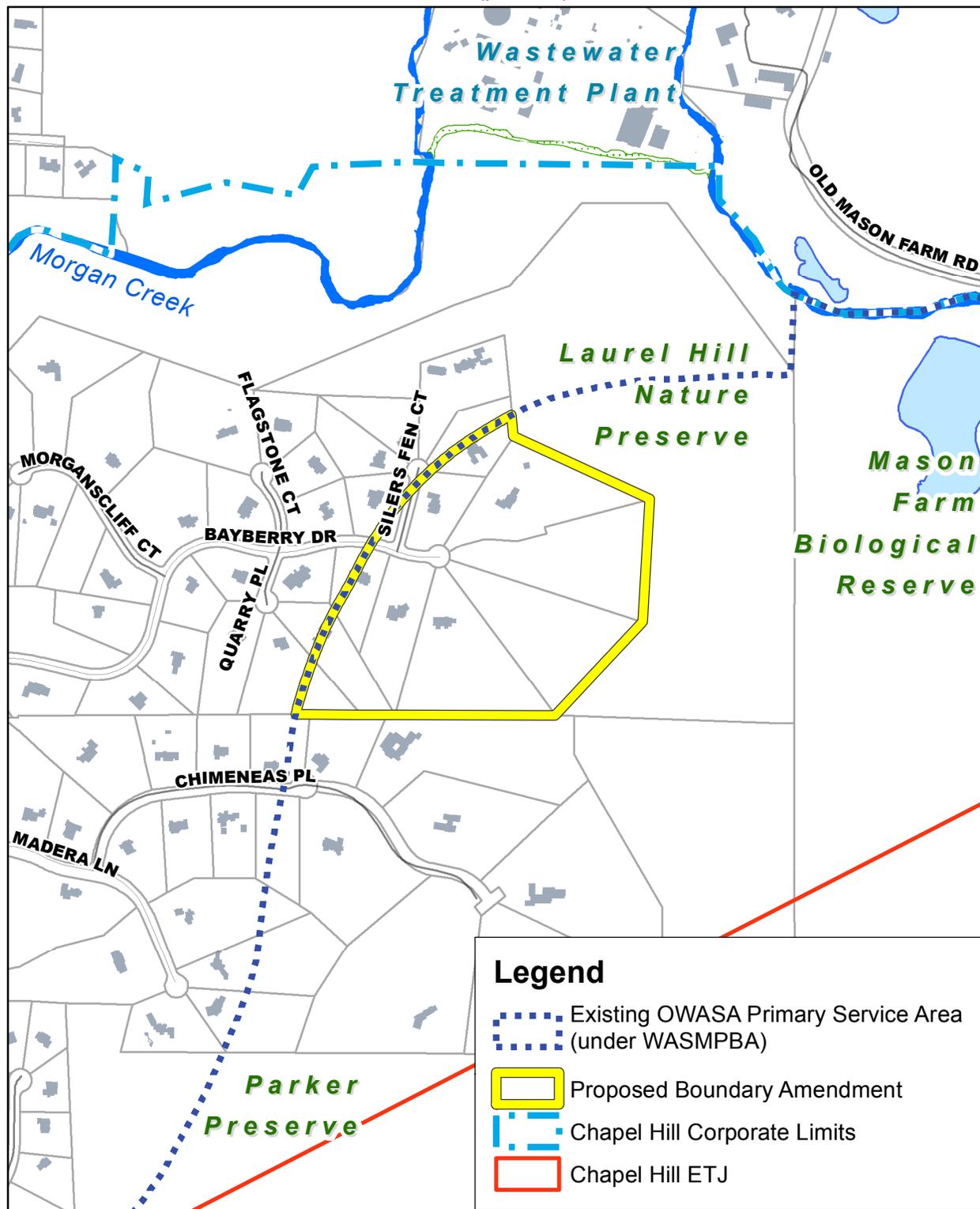
SEAL

Interim Clerk to the Board of Commissioners

Proposed WASMPBA Boundary Amendment Map

Orange Co. PIN(s):

9797182425 (portion); 9797184466 (portion); 9797185863 (portion);
9797187741; 9797196038 (portion); 9797198078; 9797280531;
9797283600; 9797285945; 9797290337 (portion); 9797293252



Map Created: 10-07-20
Chapel Hill Planning
Department

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: November 17, 2020

**Action Agenda
Item No.** 6-d

SUBJECT: Orange County Broadband Task Force

DEPARTMENT: County Manager

ATTACHMENT(S):

Orange County Broadband Task Force
Composition

INFORMATION CONTACT:

Bonnie Hammersley, County Manager
919-245-2306

PURPOSE: To consider a charge and composition for the proposed Orange County Broadband Task Force.

BACKGROUND: At the September 1, 2020 Board of Orange County Commissioners business meeting a petition was submitted by Commissioner McKee to create an Orange County Broadband Task Force. Stakeholders would include the County Manager, Information Technology Department Director, a representative from the North Carolina Department of Information Technology (NCDIT), Orange County Schools Superintendent, Chapel Hill Carrboro City Schools Superintendent and Community members living in the unincorporated areas of Orange County who are underserved, including those with an interest in resolving the digital divide in Orange County.

The Task Force charge will include but not necessarily limited to:

1. Discuss broadband solutions that will improve the quality of high speed internet services to Orange County residents;
2. Recommend a plan to the Board of Orange County Commissioners that will expand reliable high-speed internet services to all county residents and businesses.

Pending Board action on the Orange County Broadband Task Force, the Clerk to the Board will advertise for residents to apply for potential appointment to the Task Force.

FINANCIAL IMPACT: The financial impact will be determined based on whether the Board directs staff to contract with a facilitator for the Task Force meetings.

SOCIAL JUSTICE IMPACT: GOAL: ENABLE FULL CIVIC PARTICIPATION

Ensure that Orange County residents are able to engage government through voting and volunteering by eliminating disparities in participation and barriers to participation.

ENVIRONMENTAL IMPACT: There is no environmental impact associated with this item.

RECOMMENDATION(S): The Manager recommends that the Board discuss and review the charge detailed above and the attached proposed composition for the orange County Broadband Task Force and provide direction to staff.

ORANGE COUNTY BROADBAND TASK FORCE – PROPOSED COMPOSITION

Position #	Special Representation	Appointee
1	County Manager (Designee)	
2	Chapel Hill Carrboro City Schools Superintendent (Designee)	
3	Orange County Schools Superintendent (Designee)	
4	NC Department of Information Technology (NCDIT) Representative	
5 6	Board of Commissioners – 2	
7	Orange County Resident – At Large	
8	Orange County Resident – At Large	
9	Orange County Resident – At Large	
10	Orange County Resident – At Large	
11	Orange County Resident – At Large	

Technical Support:
<ul style="list-style-type: none"> Information Technology Department Director

- Information Technology Department Director

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: November 17, 2020

**Action Agenda
Item No. 7-a**

SUBJECT: Update from the Orange County Food Council

DEPARTMENT: County Manager - Orange
County Food Council

ATTACHMENT(S):

Power Point Presentation

INFORMATION CONTACT:

Ashley Heger, Food Council Coordinator
404-587-6905

PURPOSE: To receive an update from the Food Council about activities in the 2020 - 2021 fiscal year and a preliminary report on the state of food insecurity during the Covid19 pandemic.

BACKGROUND: The Food Council Coordinator was hired in July 2019. This new Coordinator position was approved through an interlocal agreement process and is jointly funded by Orange County, Chapel Hill, Hillsborough and Carrboro. The Coordinator is charged with coordinating the Food Council and helping it achieve its goals. This presentation will provide an update of the Coordinator's work and progress since July 2019 plus an overview of the Food Council's actions and plans in the 2020 - 2021 fiscal year. The Coordinator will also be providing an update about food insecurity in the County during the Covid19 pandemic. A food security presentation was shared during the County Commissioner's board retreat in January 2020 and the update will focus on new information gathered since the start of the pandemic.

FINANCIAL IMPACT: There is no financial impact associated with receiving this update.

SOCIAL JUSTICE IMPACT: The following Orange County social justice goals applicable to this item.

- **GOAL: FOSTER A COMMUNITY CULTURE THAT REJECTS OPPRESSION AND INEQUITY**
The fair treatment and meaningful involvement of all people regardless of race or color; religious or philosophical beliefs; sex, gender or sexual orientation; national origin or ethnic background; age; military service; disability; and familial, residential or economic status.
- **GOAL: ENSURE ECONOMIC SELF-SUFFICIENCY**
The creation and preservation of infrastructure, policies, programs and funding necessary for residents to provide shelter, food, clothing and medical care for themselves and their dependents.

- **GOAL: ESTABLISH SUSTAINABLE AND EQUITABLE LAND USE AND ENVIRONMENTAL POLICIES**

The fair treatment and meaningful involvement of people of all races, cultures, incomes and educational levels with respect to the development and enforcement of environmental laws, regulations, policies, and decisions. Fair treatment means that no group of people should bear a disproportionate share of the negative environmental consequences resulting from industrial, governmental and commercial operations or policies.

ENVIRONMENTAL IMPACT: There is no Orange County Environmental Responsibility Goal impact associated with this item.

RECOMMENDATION(S): The Manager recommends that the Board receive this update as information.



ORANGE COUNTY FOOD COUNCIL

2019 Review &
2020-2021 Scope of Work

I. Progress report 2018 - now

II. Scope of work for the 2020 - 2021 fiscal year

III. Update on the state of food insecurity

(follow up from the BOCC January 2020 Board Retreat)



2018 Work Plan Progress Report

The 2018 work plan was designed to be a living document. This plan was shared with all elected boards during the process to approve the MOU to create a Food Council Coordinator position. Any changes made to the Food Council's work plan and/or the Coordinator's scope of work have been approved by the County Manager and the Council's Executive Committee.

- ★ **Progress made in all identified priority areas**
- ★ **Changes to actions came through collaboration with nonprofit agencies, community members, food system stakeholders, and county/town departments**
- ★ **Moved towards centering racial equity and lived experience**

- Facilitated partnerships with OCS, UNC, local childcare centers, and Farmer Foodshare to increase local foods in schools
- Created a Community Food Resource Guide available in multiple languages
- Facilitated Social Justice & Racial Equity workshops
- Met with food service providers to share & develop best practices for a justice approach to addressing hunger
- Presented a 'State of Food Security' report at the County Commissioner annual retreat; continuing to work with county and town staff and community partners to better understand the challenges and opportunities for addressing hunger



- Created educational infographic to show relationship between food security, affordable housing, and systemic racism
- Facilitated relationships to reduce food waste in schools and with local food businesses
- Lead the development of a regional food council collaborative
- Supported the development of SOP's at a state level for reducing food waste and increasing safe food recovery practices
- Created an Agricultural Trust Fund proposal, conducted a racial equity assessment, and transitioned this effort into the creation of an Orange County Black Farmers think tank
- Coordinate weekly turned monthly food system calls for Covid related efforts



2020 - 2021 Goals & Scope of Work

Develop a Food Policy Agenda (FPA is intended to be a 2+ year process)

Recruit new members to sit on the Food Council

Relationships play a central role in the FPA design and implementation process

Support the coordination of partners and activities in the local food system

Support the development of a Racial Equity Community Data Index in collaboration with the Health Equity Council

What is a Food Policy Agenda?



EQUALITY VERSUS EQUITY



In the first image, it is assumed that everyone will benefit from the same supports. They are being treated equally.



In the second image, individuals are given different supports to make it possible for them to have equal access to the game. They are being treated equitably.



In the third image, all three can see the game without any supports or accommodations because the cause of the inequity was addressed. The systemic barrier has been removed.

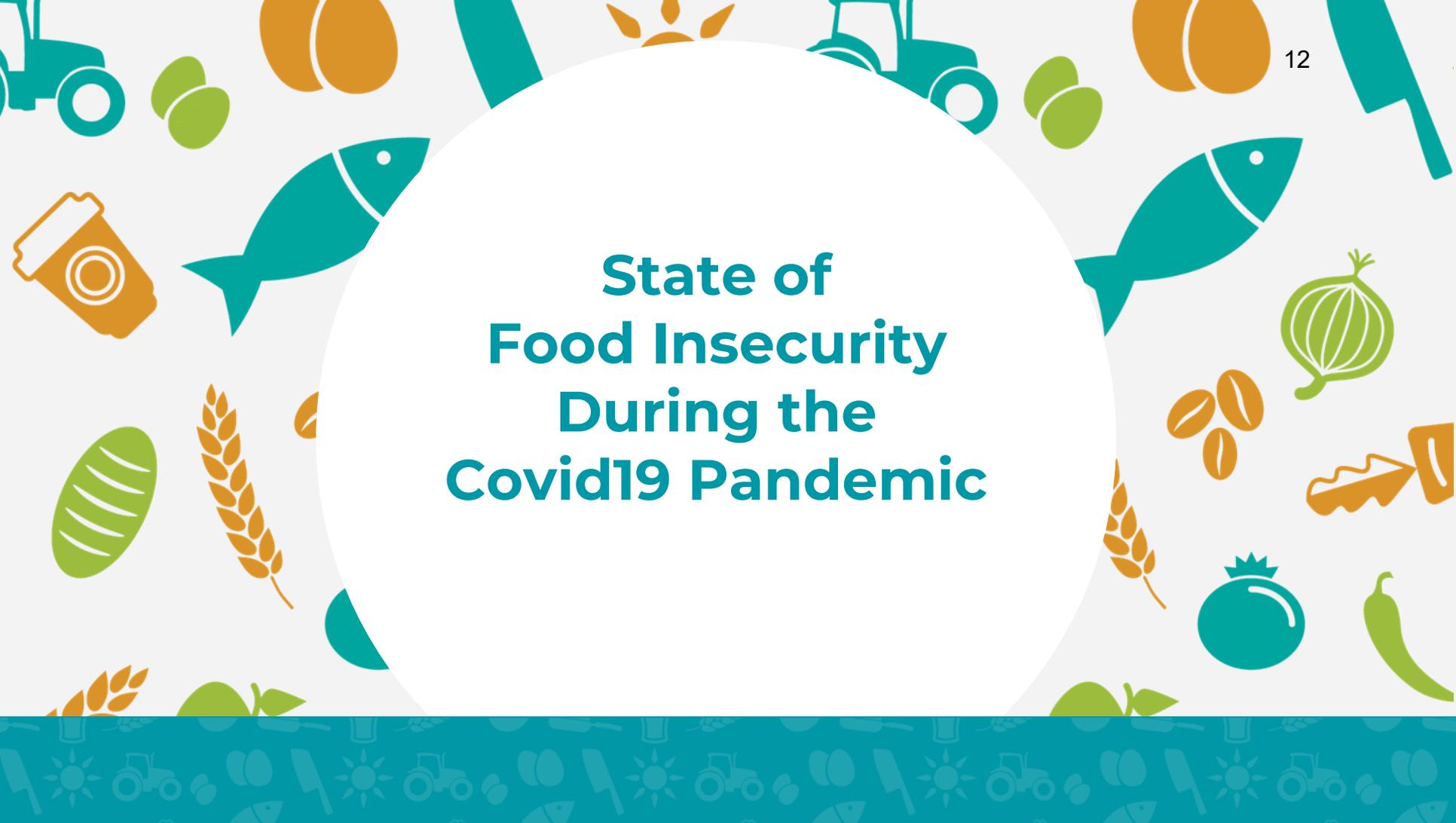
Purpose & Structure

<p>Identify gaps and opportunities for improving the local food system</p>	<p>Develop an agreement between partners where lived experience and racial equity is centered and everyone understands their role in this work</p>	<p>Provide recommendations for practices and policies; recommendations will be part of an accountability framework to ensure actions create necessary change guided by the community</p>
--	--	--



FPA design process in 2020 - 2021

- Lived experience centered in design process
- Focus on accountability + transparency
- Relationships with those most impacted essential for effective change
- Data Index as a complimentary tool for tracking outcomes
- Participating in other long-term planning processes to help identify areas for deeper collaboration and shared learning across sectors and jurisdictions



**State of
Food Insecurity
During the
Covid19 Pandemic**

Trends in the (limited) data

- Initial spike in need happened in April followed by slow decline in May but numbers are trending up again
- Impact of federal programs
- Changes from April to now
- What to expect in the coming months

Learning from those with lived experience

Intersectional nature of food insecurity

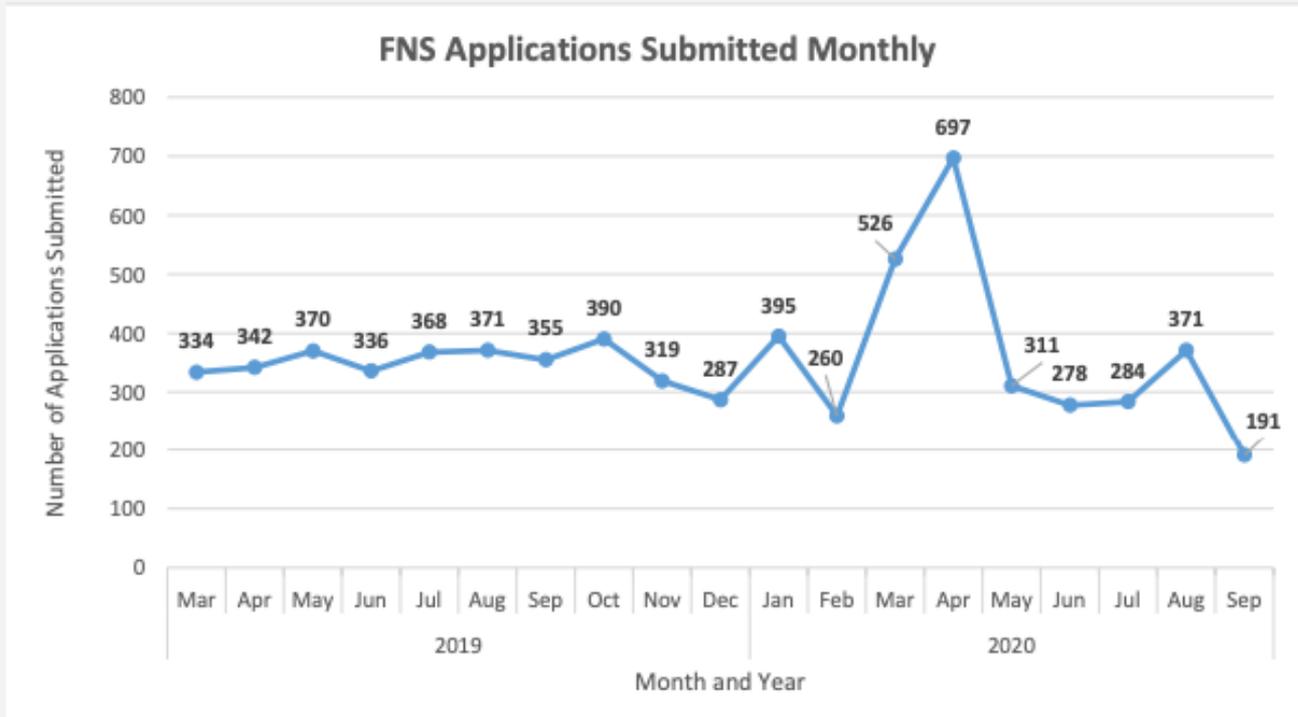
- rent eats first

How race and place impact food insecurity

- systemic issues that have been exacerbated during the pandemic but predate this crisis)



Food and Nutrition Services



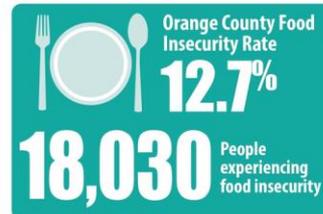
Numbers from Food Providers

Month	Meals Served	Caloric Intake
March 2020	34,000	23,606,800
April 2020	99,491	61,976,540
May 2020	69,999	48,111,345
June 2020	86,622	57,654,660
July 2020	28,240	19,344,400
August 2020	18,450	12,638,250
September 2020	18,310	12,542,350
October 2020	14,030	9,610,550
Total	369,142	245,484,895

Average of **48K meals served weekly** since March 2020

Infographic from February 2020

Food Insecurity in Orange County



The impact of housing costs and wages



Stories behind food insecurity

- Cost of food exceeds funds available
- Lack of transportation especially in rural areas
- Falling in between the gaps: not eligible for nutrition services but limited food budget due to cost of living (housing costs and low wages)
- College students often not eligible for nutrition services like SNAP
- Fear of endangering immigration status
- History of unjust policies has a more severe impact on communities of color and rural communities

ORANGE COUNTY
FOOD COUNCIL

orangecountyfoodcouncil.org

How race and place impact food insecurity

Poverty is a root cause of food insecurity and cannot be separated from systemic racism and the unique challenges that impact rural communities. Historically, policies like redlining and segregation in housing and the workforce have kept people of color from owning homes and working in higher wage jobs. The legacy of these practices continues to influence food insecurity. Current policies and practices within the Federal Nutrition Service programs like

SNAP (formerly known as food stamps) have been shown to disproportionately impact black communities and other communities of color in part due to this historical legacy.

According to the USDA and the Food Research and Action Center, "rates of food insecurity were much higher for households headed by African Americans (21.2%—two and a half times the rate for white non-Hispanic households) and

Hispanics (16.2%—two times the rate for white non-Hispanic households).

Additionally, people living in rural areas often experience the highest rates of food insecurity. Limited transportation, lower wage jobs, and the lack of grocery stores all contribute to lower food access in non-urban communities.



Food Insecurity Report

Coordinator will share this report by early December with all the jurisdictions in Orange County

- More details from frontline communities and food providers
- Supply chain challenges and lessons
- Updated infographic to show changes due to the pandemic
- Comparison of overall FNS participation from 2019 to now



QUESTIONS?

Ashley Heger

aheger@orangecountync.gov

ocfoodcouncil@gmail.com

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: November 17, 2020

**Action Agenda
Item No. 8-a**

SUBJECT: Minutes

DEPARTMENT: Board of County Commissioners

ATTACHMENT(S):
Draft Minutes (Under Separate Cover)

INFORMATION CONTACT:
Greg Wilder, Interim Clerk to the Board,
919-245-2130

PURPOSE: To correct and/or approve the draft minutes as submitted by the Interim Clerk to the Board as listed below.

BACKGROUND: In accordance with 153A-42 of the General Statutes, the Governing Board has the legal duty to approve all minutes that are entered into the official journal of the Board's proceedings.

October 20, 2020

Virtual Business Meeting

FINANCIAL IMPACT: There is no financial impact associated with this item.

SOCIAL JUSTICE IMPACT: There is no Orange County Social Justice Goal impact associated with this item.

ENVIRONMENTAL IMPACT: There is no Orange County Environmental Responsibility Goal impact associated with this item.

RECOMMENDATION(S): The Manager recommends the Board approve minutes as presented or as amended.

**MINUTES
ORANGE COUNTY
BOARD OF COMMISSIONERS
VIRTUAL BUSINESS MEETING
OCTOBER 20, 2020
7:00 p.m.**

The Orange County Board of Commissioners met for a Virtual Business Meeting on Tuesday, October 20, 2020 at 7:00 p.m.

COUNTY COMMISSIONERS PRESENT: Chair Penny Rich, Vice Chair Renee Price, and Commissioners Jamezetta Bedford, Mark Dorosin, Sally Greene, Mark Marcoplos, and Earl McKee

COUNTY COMMISSIONERS ABSENT: None

COUNTY ATTORNEYS PRESENT: John Roberts

COUNTY STAFF PRESENT: County Manager Bonnie Hammersley, Deputy County Manager Travis Myren, Interim Clerk to the Board Greg Wilder, and Assistant Deputy Clerk II Allen Coleman (All other staff members will be identified appropriately below)

Chair Rich called the meeting to order at 7:00 p.m. and asked Commissioners to accept a roll call.

Due to current public health concerns, the Board of Commissioners conducted a Virtual Business Meeting on October 20, 2020. Members of the Board of Commissioners participated in the meeting remotely. As in prior meetings, members of the public were able to view and listen to the meeting via live streaming video at orangecountync.gov/967/Meeting-Videos and on Orange County Gov-TV on channels 1301 or 97.6 (Spectrum Cable).

In this new virtual process, there are two methods for public comment.

- Written submittals by email
- Speaking during the virtual meeting

Detailed public comment instructions for each method are provided at the bottom of this agenda. (Pre-registration is required.)

Chair Rich called roll, and noted that Commissioners McKee and Dorosin were not yet present.

1. Additions or Changes to the Agenda

Chair Rich recommended that the Board move first to section 4 on the agenda, and hold agenda section 3 until afterwards, due to members of the public being present for section 4.

The Board agreed by showing thumbs up.

Chair Rich noted updated attachments had been provided for item 6-a.

Public Charge

Chair Rich acknowledged the public charge.

Commissioner Dorosin joined the meeting at 7:01 p.m.

1 Commissioner McKee joined the meeting at 7:03 p.m.

2
3 **Arts Moment** – No Arts Moment was available for this meeting.

4
5 **2. Public Comments**

6
7 **a. Matters not on the Printed Agenda**

8 NONE

9
10 **b. Matters on the Printed Agenda**

11 (These matters will be considered when the Board addresses that item on the agenda
12 below.)

13
14 **3. Announcements, Petitions and Comments by Board Members**

15
16 Commissioner Bedford said the Department of Social Services (DSS) Board met
17 yesterday, and the Holiday Toy Chest will be open again this year, in a drive by capacity. She
18 said DSS has been involved with 33 different food distribution events.

19 Commissioner Bedford said Medicaid Transformation will resume in January 2021. She
20 said a “live” date is planned for July 1, 2021.

21 Commissioner Greene said she voted yesterday in Chapel Hill, and encouraged
22 residents to vote early or submit absentee ballots. She said she is very pleased to see high
23 voter turnout.

24 Commissioner Price said the North Carolina Pandemic Recovery Office requested to
25 receive county reports on aggregate covid-19 expenditure transactions. She asked if staff
26 would also present this report to the Board of County Commissioners (BOCC) in December.

27 Commissioner Price said the Board received a resolution from Davidson County for 911
28 Tele-communicators to be considered as essential safety personnel, and she encouraged the
29 Board to support that resolution or draft its own resolution.

30 Commissioner Price said the pretrial reform work group has been working on amending
31 pretrial release policies in Orange and Chatham counties. She asked if staff would present this
32 information to the BOCC in the coming weeks.

33 Commissioner Price said October is National Disability Employment Awareness month,
34 and is the 30th anniversary of the American with Disabilities Act.

35 Commissioner Price said the North Carolina Housing Opportunities and Prevention of
36 Evictions (HOPE) Program is now accepting applications online at NC211.org/hope.

37 Commissioner Marcoplos said Thursday, October 22 is the one-year report from the
38 Orange County Climate Council. He encouraged the public to look at the agenda online.

39 Commissioner Dorosin said there was a resolution reached in an ongoing voting case
40 regarding mistakes in absentee ballots. He said the Board of Elections will contact those whose
41 ballots need to be cured. He encouraged members of the public to contact the Board of
42 Elections if there are questions about a ballot.

43 Commissioner Dorosin said there was agreement on the deadline for receiving absentee
44 ballots. He said if the ballot is postmarked with Election Day, they will be counted if received by
45 November 12.

46 Commissioner Dorosin petitioned the Board to receive a report from the Chapel Hill
47 Carrboro City Schools (CHCCS) Board about the audit received regarding financial deficiencies
48 in the CHCCS budget. He said the BOCC would like to know how the schools plan to address
49 these issues.

1 Commissioner Dorosin said he is seriously concerned for residents who are behind on
2 payments to Orange Water and Sewer Authority (OWASA). He petitioned the Board to convene
3 some type of discussion to address the debts to OWASA, once the emergency order is lifted.

4 Commissioner McKee expressed appreciation to the Manager and staff for
5 accommodating a COVID testing site in the northern part of the County. He said the next
6 testing will be held on November 21 at Lattisville Grove Missionary Baptist Church.

7 Commissioner McKee said a community meeting is taking place on 10/29 at 7:00 p.m.
8 regarding the proposed Buc-ee's site. He said one can attend online or in person at the Efland
9 Community Center. He said pre-registration is required for online attendance, using the email
10 address: UnitedVoicesofEflandCheeks@gmail.com

11 Commissioner Marcoplos recommended the County complete its own analysis on the
12 financial issues within the Chapel Hill Carrboro City Schools.

13 Commissioner Greene petitioned staff to receive a report by the end of the calendar year
14 from the Food Council on how it is involved in food distribution and access.

15 Chair Rich reminded the Board that the Food Council is not a food distributor.

16 Commissioner Greene said she used a bad choice of words, and would just like an
17 update.

18 Chair Rich reminded the public that the BOCC elections committee application is
19 available at the County's Boards and Commissions site.

20 Chair Rich said Solid Waste Advisory Group (SWAG) met last week, and a big concern
21 is how glass is being separated out at the convenience centers. She said that committee plans
22 to continue to meet quarterly, looking at long-term goals for solid waste.

23 Chair Rich said Commissioner Dorosin brought a petition forward months ago protecting
24 LGBTQ community for the County Attorney's review. She said the County Attorney was ready
25 to proceed, but it would need to wait until after December 1st, 2020. She said this agenda item
26 would be slated for the December 7th, 2020 meeting.

27 Chair Rich referred to OWASA, and said the state of emergency has been kept in effect
28 to avoid service cut off. She said it is vitally important that the Board start talking about how to
29 address the debts that residents will face with OWASA once the state of emergency is lifted.

30 Chair Rich said there is COVID testing available all over the County, and flu shots are
31 also being offered at those same locations.

32 Commissioner Price said the aforementioned HOPE program may be able to help
33 residents with OWASA debts.

34 35 **4. Proclamations/ Resolutions/ Special Presentations**

36 37 **a. Resolution of Recognition for Judicial District 15-B Senior Resident Superior Court 38 Judge Carl R. Fox Upon His Retirement**

39
40 The Board considered voting to adopt a resolution recognizing Judicial District 15-B
41 Senior Resident Superior Court Judge Carl R. Fox upon his retirement.

42 Chair Rich reviewed the item below and introduced Caitlin Fenhagen, Criminal Justice
43 Resources Director (CJRD).

44 Caitlin Fenhagen said it was her privilege and honor to recognize Senior Resident
45 Superior Judge Carl Fox. She said like so many others she has known Judge Fox since she
46 grew up here in Orange County. She said in high school she interned in his office, and later
47 practiced against him when she was in the public defender's office here, and finally she
48 represented several clients before him when he was judge.

49 Caitlin Fenhagen said Judge Fox is beloved in Orange County, in the courthouse
50 community, and has touched countless lives. She said he has truly never met a stranger. She
51 said he treats everyone he works with like an old friend, asking about family members, and most

1 significantly he treats everyone in his courtroom with dignity and equity. She said he has
 2 transformed the justice system in Orange County, and has never been afraid to make difficult
 3 and unpopular decisions. She said he has held people accountable and issued sentences that
 4 were stiff. She said he held everyone to the highest standards, and exemplified judicial integrity
 5 in his court.

6 Caitlin Fenhagen expressed congratulations on Judge Fox's retirement, and
 7 appreciation to his wife Julia.

8
 9 **BACKGROUND:**

10 Judge Carl Fox has served as the Senior Resident Superior Judge in 15-B since 2005, when he
 11 was first sworn in. He has served with distinction in that role for over fifteen years.

12
 13 Judge Fox previously served as the District Attorney for Orange and Chatham counties. He was
 14 appointed in 1984, elected in 1986, then re-elected four more times before his eventual
 15 appointment as a Superior Court Judge.

16
 17 Judge Fox has served the residents of Orange and Chatham County honorably and tirelessly for
 18 over 30 years. He made the decision to retire at the end of September 2020, and he leaves a
 19 legacy of judicial integrity, courage in the face of extreme hardship and a career dedicated to
 20 ensuring equity and fairness for all. Staff requests that the Board formally adopt the attached
 21 resolution recognizing Judge Fox for his service and impact in Orange County.

22
 23 Chair Rich read the resolution:

24
 25 RES-2020-063

26 **ORANGE COUNTY BOARD OF COMMISSIONERS**
 27 **RESOLUTION OF RECOGNITION FOR JUDICIAL DISTRICT 15-B SENIOR RESIDENT**
 28 **SUPERIOR COURT JUDGE CARL R. FOX UPON HIS RETIREMENT**
 29

30 WHEREAS, Judge Carl R. Fox has served as the Senior Resident Superior Court Judge in
 31 Orange and Chatham counties since his appointment in 2005, and following multiple elections
 32 since, has served in this role for fifteen years; and
 33

34 WHEREAS, Judge Fox previously served as the District Attorney for Orange and Chatham
 35 counties since being sworn in 1984. He was elected in 1986 and then re-elected in 1990, 1994,
 36 1998 and 2002; and
 37

38 WHEREAS, Judge Fox was the first African-American District Attorney and first African-
 39 American judge in Judicial District 15-B; and
 40

41 WHEREAS, Judge Fox has served with distinction and honor and has received state and
 42 national recognition for his jurisprudence and integrity, including "Citizen of the Year" from the
 43 Chapel Hill-Carrboro Chamber of Commerce in 1989, the "Courage Award" in 2016 from the
 44 Martin Luther King, Jr. Day University Committee and the Order of the Long Leaf Pine from
 45 Governor Roy Cooper in 2020; and
 46

47 WHEREAS, Judge Fox has provided countless hours to our community through visits to
 48 schools, mentoring lawyers and serving on numerous boards including the Governor's Crime
 49 Commission, the SECU House Steering Committee, the Ronald McDonald House, the NC
 50 Courts Commission and the Criminal Justice Partnership Program; and
 51

1 WHEREAS, when Judge Fox was diagnosed with a rare and deadly form of bone marrow
 2 cancer, he bravely fought and conquered the disease while raising awareness of the critical
 3 need for bone marrow and cord blood donors through his Save the Fox campaign, which
 4 continues to register thousands of donors; and

5
 6 WHEREAS, Judge Fox has sought to address issues of racism and inequality in 15B and
 7 beyond by raising awareness and ensuring the removal of symbols with racist legacies in our
 8 court rooms; and

9
 10 WHEREAS, Judge Fox has been a beloved member of the local Judicial Bar and the community
 11 for many years and his compassion, humor and example have touched the lives of so many
 12 individuals that have appeared before him and that have had the opportunity to know or work
 13 for him. He has never met a stranger and he will be missed deeply; and

14
 15 NOW THEREFORE BE IT RESOLVED that the Orange County Board of Commissioners
 16 expresses its congratulations upon Judge Fox's retirement and extends its deepest
 17 appreciation, gratitude and respect for his leadership, courage and service throughout the court
 18 system for the residents of Orange County.

19
 20 This the 20th day of October 2020.

21
 22 _____
 23 Penny Rich, Chair
 24 Orange County Board of Commissioners

25 A motion was made by Commissioner Dorosin, seconded by Commissioner Price to
 26 adopt the Resolution, and authorize the Board Chair to sign the Resolution.

27
 28 Chair Rich called each Commissioner by name (roll call).

29
 30 **VOTE: UNANIMOUS**

31
 32 Judge Carl Fox expressed appreciation, and said it is a true honor to receive this
 33 recognition. He said he is so thankful to be present tonight, and expressed thanks to his wife,
 34 sister, sister-in-law and father-in-law. He said this year he celebrates five years from his first
 35 diagnosis with cancer. He said he did not plan to stay around for 42 years, but he loves Orange
 36 and Chatham counties. He said he is grateful to the citizens of both counties.

37 Judge Carl Fox said it has always been a pleasure to work in this community. He said
 38 he was fortunate to work in such a community, where he enjoyed coming to work.

39 Judge Carl Fox said when he started working he hired more women District Attorneys
 40 (DA), and always hired based on qualifications. He said everything is not perfect, but it should
 41 be everyone's goal to leave a place better than how they found it. He said he would rather be
 42 remembered for being a good person, than a good judge or excellent jurist.

43 Commissioner Price said Judge Carl Fox started his career in a very different era, and
 44 he has created a pathway for young people. She expressed appreciation for his service.

45 Judge Carl Fox said he is most proud of his internship program for young people.

46 Chair Rich said she had the honor of meeting Judge Carl Fox when she was on the
 47 Chapel Hill Town Council. She wished him a happy retirement.

48
 49
 50 **b. Resolution Honoring and Remembering Reverend Robert E. Seymour**
 51

1 The Board considered voting to adopt a resolution honoring and remembering the life
2 and service of Reverend Robert E. Seymour to the people of Orange County.

3
4 Chair Rich reviewed the item below, and introduced Janice Tyler, Director of the
5 Department on Aging.

6 Janice Tyler said she had the pleasure of working with Bob Seymour for more than 30
7 years. She said the mark that he and his wife Pearl left on the community will be forever
8 remembered. She said he was more than just a colleague, but a friend. She said he always
9 checked in to see if she needed anything, and was willing to advocate for whatever was needed
10 to help the older adults in our community.

11 Janice Tyler said he was so proud of the Seymour Center. She said he was most proud
12 that the Seymour Center was a place that everyone was welcome. She said prior to COVID,
13 Bob would stop by the Seymour Center for exercise and his weekly massage. She said she will
14 so miss his conversations, and the job moving forward is to continue his legacy: to always be
15 willing to help others, to be bold, generous, and to always have compassion for others. She
16 said he will be greatly missed, and the Seymours have left a legacy to be remembered.

17
18 **BACKGROUND:**

19 Reverend Robert "Bob" Seymour passed away on Sunday, October 11, 2020.
20 From his dedication to improving the lives of older adults and those less fortunate in the
21 community, to his leadership in advancing social justice and inclusion, to being a champion for
22 racial equity, Reverend Robert "Bob" Seymour was a strong advocate for Orange County and
23 North Carolina.

24
25 Robert Seymour was born in Greenwood, South Carolina. He completed his undergraduate
26 degree at Duke University, a Master of Divinity from Yale Divinity School and a Ph.D. from the
27 University of Edinburgh in Scotland. In 1956, while serving as a minister in Mars Hill, NC, Bob
28 met his wife, Pearl. In 1959 the Seymours moved to Chapel Hill for Bob to serve as the first
29 pastor of the Olin T. Binkley Memorial Baptist Church, which under his guidance became a
30 church committed to social justice and inclusion. With Bob as a champion for social justice,
31 Binkley was one of the first interracial congregations in North Carolina that challenged racial
32 segregation. Bob, along with many parishioners including UNC Basketball Coach Dean Smith
33 and former Chapel Hill Mayor Howard Lee, was a driving force behind the civil rights movement
34 in Orange County.

35
36 Reverend Seymour was compassionate and an advocate for those less fortunate in the
37 community. From that passion, Bob helped organize the Inter-Faith Council for Social Service in
38 1963 and served as its first president. He was also an advocate for affordable housing. In 1984
39 he was instrumental in helping start Orange County Habitat for Humanity. In honor of his
40 service, the first building in the Crescent Magnolia senior community was named the Beloved
41 Community in honor of him and his life's work of pursuing justice and fairness in Orange
42 County.

43
44 After serving as pastor of Binkley Church for 30 years, and as Bob was entering his retirement
45 years, a new interest in aging services arose. In 1990 Reverend Seymour was appointed to the
46 Orange County Advisory Board on Aging, and Bob quickly became an advocate for aging
47 services. Reverend Seymour served on the Orange County Task Force for Senior Needs in
48 Southern Orange County, and became the guiding force in the inception, planning and design of
49 a new senior center. He was instrumental in securing a temporary location for a new Chapel Hill
50 Senior Center on Elliott Road in Chapel Hill.

51

1 With Bob doing much of the behind the scenes work, a County bond was proposed and passed
 2 to build a state of the art senior center. In 2005 the Orange County Board of County
 3 Commissioners voted to name the new senior facility on Homestead Road the "Robert and
 4 Pearl Seymour Center" in honor of the Seymours for their dedication and commitment to serving
 5 the older adults in Orange County. In 2007 the Seymour Center opened and has served a
 6 diverse population for the past 13 years. Until the COVID pandemic, Bob visited the Center at
 7 least once a week for exercise class and a weekly massage. He was very proud that the Center
 8 was a place that everyone, regardless of socio-economic status or race, was welcomed.

9
 10 Reverend Seymour will be remembered for loving people; for being compassionate and
 11 generous; and for his boldness when needed. Bob was a prolific writer, which became even
 12 more of a passion in his later years. He published several books including *Aging Without*
 13 *Apology: Living the Senior Years with Integrity and Faith* and *"Whites Only" A Pastor's*
 14 *Retrospective on Signs of the New South*.

15
 16 Reverend Robert "Bob" Seymour leaves behind a legacy of service; many friends; and is an
 17 example of a life well-lived with meaning and purpose. He is survived by his children, Frances
 18 and Rob, their spouses, and several grandchildren.

19
 20 Kristen Smith-Young, a close Seymour family friend, read the resolution:

21
 22 RES-2020-064

23 **ORANGE COUNTY BOARD OF COMMISSIONERS**
 24 **RESOLUTION HONORING AND REMEMBERING**
 25 **REVEREND ROBERT E. SEYMOUR**

26 **WHEREAS**, Reverend Robert "Bob" Seymour, a community leader, activist, pastor, advocate
 27 for aging services, servant to those less fortunate and a resident leading the way for diversity,
 28 equity and inclusion in our community, passed away on October 11, 2020 at the age of 95; and

29
 30 **WHEREAS**, Reverend Seymour was known for his life of service to the people of Orange
 31 County; and

32
 33 **WHEREAS**, Reverend Seymour was born in Greenwood, South Carolina, completed his
 34 undergraduate degree at Duke University, a Master of Divinity from Yale Divinity School and a
 35 Ph.D. from the University of Edinburgh in Scotland; and

36
 37 **WHEREAS**, Reverend Seymour and his wife, Pearl, came to Chapel Hill in 1959 where he
 38 served as the first pastor of the Olin T. Binkley Memorial Baptist Church, which under his
 39 guidance became a church committed to social justice and inclusion, and with Bob as a
 40 champion for social justice, Binkley Church was one of the first interracial congregations in NC
 41 that challenged racial segregation; and

42
 43 **WHEREAS**, Reverend Seymour was compassionate and an advocate for those less fortunate in
 44 our community, and from that passion helped organize the Inter-Faith Council for Social Service
 45 in 1963 and served as its first president; and

46
 47 **WHEREAS**, Reverend Seymour was an advocate for affordable housing, serving an
 48 instrumental role in helping start Orange County Habitat for Humanity, and in honor of his
 49 service, the first building in the Crescent Magnolia senior community was named the Beloved
 50 Community in honor of him and his life's work of pursuing justice and fairness in Orange
 51 County; and

1
2 **WHEREAS**, as Reverend Seymour was entering his retirement with 30 years of service at
3 Binkley, he was appointed to the Orange County Advisory Board on Aging, and quickly became
4 an advocate for aging services, serving on the Orange County Task Force for Senior Needs in
5 Southern Orange County and becoming the guiding force in the inception, planning and design
6 of a new senior center; and
7

8 **WHEREAS**, in 2005 the Orange County Board of County Commissioners voted to name the
9 new senior facility on Homestead Road in Chapel Hill the "Robert and Pearl Seymour Center" in
10 honor of the Seymours for their dedication and commitment to serving the older adults in
11 Orange County; and
12

13 **WHEREAS**, in his retirement years Bob continued to be a prolific writer, including publishing
14 *Aging Without Apology: Living the Senior Years with Integrity and Faith* and "*Whites Only*" A
15 *Pastor's Retrospective on Signs of the New South*; and
16

17 **WHEREAS**, Bob's love for people, his boldness, generosity, and compassion for others will be
18 greatly missed;
19

20 **NOW, THEREFORE**, we, the Orange County Board of Commissioners, on behalf of the
21 residents of Orange County, express our deep appreciation, gratitude and respect for the
22 services rendered by Reverend Robert E. Seymour to the County and beyond over the course
23 of his lifetime and honor him for his service.
24

25 This the 20th day of October, 2020.
26

27 _____
28 Penny Rich, Chair
29 Orange County Board of Commissioners

30 A motion was made by Commissioner Price, seconded by Commissioner Greene to
31 adopt the Resolution, and authorize the Board Chair to sign the Resolution.
32

33 Chair Rich called each Commissioner by name (roll call).
34

35 **VOTE: UNANIMOUS**
36

37 Frances Seymour expressed appreciation to Janice Tyler and Kristen Smith. She said
38 her father loved the senior center, and the diverse group that it brought together.

39 Commissioner Price told Frances Seymour that her father would be greatly missed, and
40 thanked the family for sharing him with the community for so long. She said Reverend Robert
41 Seymour had a huge impact on her, and would often sit her down and explain things going on in
42 the senior community.
43

44 **c. Resolution Regarding the Hyde Amendment**

45 The Board considered voting to adopt a proposed resolution calling for the Repeal of the
46 Hyde Amendment and Supporting the Right of All Women to Safe and Comprehensive Health
47 Care.
48

49 Chair Rich reviewed the item below and read the resolution:
50

51 **BACKGROUND:**

1 BOCC Chair Penny Rich submitted a petition at the Board's October 6, 2020
2 Business meeting proposing that the Board consider a resolution regarding the repeal of the
3 Hyde Amendment.

4
5 RES-2020-065

6 **ORANGE COUNTY BOARD OF COMMISSIONERS**
7 **A RESOLUTION CALLING FOR REPEAL OF THE HYDE AMENDMENT**
8 **AND SUPPORTING THE RIGHT OF ALL WOMEN TO SAFE AND**
9 **COMPREHENSIVE HEALTH CARE**

10
11 WHEREAS, a person's bodily autonomy and freedom to make reproductive decisions are
12 vital to their safety, well-being, economic opportunity, and ability to participate equally in
13 society; and

14
15 WHEREAS, access to safe, affordable, and comprehensive reproductive health care is a
16 basic human right and is important for the overall physical and mental health of women
17 and of transgender and gender-nonconforming individuals who can become pregnant;
18 and

19
20 WHEREAS, every person has a right to comprehensive, evidence-based information
21 about the full range of reproductive health care options, and should have access to
22 comprehensive reproductive health care throughout their lives, regardless of income,
23 race/ethnicity, age, sexual orientation, gender identity, ability, immigration status,
24 geographic circumstance, criminal history, and insurance-coverage status; and

25
26 WHEREAS, in 1973, the US Supreme Court, in a landmark decision, ruled in Roe v Wade
27 that the US Constitution safeguards a woman's ability to make her own personal medical
28 decisions about whether and when to have children; and

29
30 WHEREAS, in the Whole Woman's Health v Hellerstedt decision in 2016, the US
31 Supreme Court reaffirmed the constitutional right to access abortion; and

32
33 WHEREAS, these decisions have saved lives, strengthened families, and enabled
34 women to participate more fully in society, and we must guard against efforts to erode the
35 availability and affordability of abortion and to undermine the protections affirmed by Roe
36 v Wade; and

37
38 WHEREAS, the Hyde Amendment, passed by Congress on September 30, 1976, has for
39 44 years impeded access to abortion for low-income women enrolled in Medicaid; and
40 WHEREAS, North Carolina law imposes limits on insurance coverage of abortion in the
41 state Medicaid program; and

42
43 WHEREAS, approximately 400,000 women in North Carolina (including more than 2,000
44 in Orange County) who qualify for insurance coverage from the federal or state
45 government – including local, school district, state, and federal employees; veterans and
46 military service members; Native Americans who use the Indian Health Service; Peace
47 Corps members; persons incarcerated in federal prisons; and those who purchase
48 insurance through the Affordable Care Act – are subject to bans on insurance coverage
49 of abortion; and

50
51 WHEREAS, the impact of health inequities and obstacles to quality health care fall

1 hardest on low-income women, women of color, immigrant and undocumented women,
2 survivors of domestic violence, transgender and gender-nonconforming individuals, and
3 young women; and
4

5 WHEREAS, public health insurance programs should cover all of an individual's options
6 when they are facing pregnancy and other reproductive health care decisions, so that
7 they may make real decisions about what is best for them and their family, and so that
8 their economic status and source of insurance coverage do not affect important health
9 care decisions or access;

10
11 NOW, THEREFORE, BE IT RESOLVED that the Orange County Board of
12 Commissioners calls for the repeal of the Hyde Amendment in this forty-fourth year of its
13 enactment; and
14

15 BE IT FURTHER RESOLVED that the Board of Commissioners encourages Governor
16 Roy Cooper to support these and other measures to protect the rights of women and
17 transgender and gender-nonconforming individuals everywhere to unhindered access to
18 safe and comprehensive reproductive health care.
19

20 This the 20th day of October, 2020.

21 _____
22 Penny Rich, Chair
23 Orange County Board of Commissioners
24

25 A motion was made by Commissioner Dorosin, seconded by Commissioner Greene to
26 adopt the Resolution, and authorize the Board Chair to sign the Resolution.
27

28 Commissioner Dorosin thanked Chair Rich for bringing this resolution forwarded. He
29 said the nation is finally addressing the legacy of institutional racism, and it is also important to
30 remember institutional discrimination against women and the poor.

31 Chair Rich said she started looking at this resolution in 2018, but she did not feel there
32 was not the same backing in 2018, as there is now.

33 Commissioner Dorosin said COVID has highlighted that disparities are real and present.
34 Chair Rich said agreed.

35 Commissioner Greene agreed, and said she did not realize that State Governors have
36 the power to override the Hyde Amendment at the State level.
37

38 Chair Rich called each Commissioner by name (roll call).
39

40 **VOTE: UNANIMOUS**

41
42 **5. Public Hearings**
43 **NONE**
44

45 **6. Regular Agenda**

46
47 **a. Zoning Atlas Amendment – Master Plan Development Conditional Zoning District**
48 **(MPD-CZ) for the Research Triangle Logistics Park (RTLP)**
49

50 The public comment period for items: 6-a, closed at 9:00 a.m. on September 24, 2020.
51 The BOCC did not accept any additional comment for these items.

1
2 The Board reviewed and considered taking action on the applicant initiated Zoning Atlas
3 Amendments for three (3) parcels west of Old NC Highway 86/south of interstate 40 to Master
4 Plan Development Conditional Zoning (MPD-CZ) district. Specifically, the Board considered
5 finalizing an application submitted by Terra Equity Incorporated to rezone parcels:
6

7 **FROM:** MPD-CZ (Settlers Point), Major Transportation Corridor (MTC) Overlay
8 District, Rural Residential (R-1), and Rural Buffer (RB).
9

10 **To:** MPD-CZ (Research Triangle Logistics Park), Major Transportation
11 Corridor (MTC) Overlay District, Rural Buffer (RB).
12

13 Michael Harvey, Current Planning Supervisor, reviewed the following information:
14

15 **BACKGROUND:**

16 Review of this item began at the BOCC's September 15, 2020 BOCC regular meeting and
17 concluded with the closure of the public hearing on September 22, 2020. Agenda materials from
18 the public hearing can be accessed at:

19
20 <http://server3.co.orange.nc.us:8088/WebLink/Browse.aspx?startid=61357&row=1&dbid=0>.
21

22 Video from the September 15 and 22, 2020 meetings can be accessed at:

23 <https://www.orangecountync.gov/967/Meeting-Videos>.
24

25 During the meeting, Board members requested the following:

- 26 1. Elimination of driveway access onto Davis Road.

27 STAFF COMMENT: As indicated by the applicant on October 6, the proposed
28 drive access had been eliminated with all traffic utilizing Service Road. The
29 intersection would be improved to handle traffic flow, including installation of a
30 signal light.

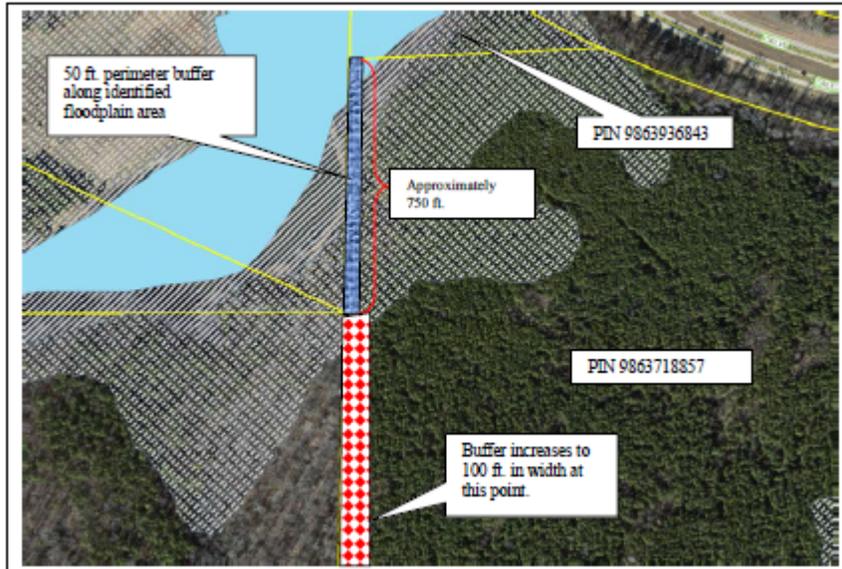
31 A driveway cut is proposed for Davis Road for emergency/public utility vehicle
32 use only (i.e. no commercial or passenger vehicles).
33

- 34 2. Establish a 100 ft. perimeter land use buffer adjacent to residentially zoned parcels.

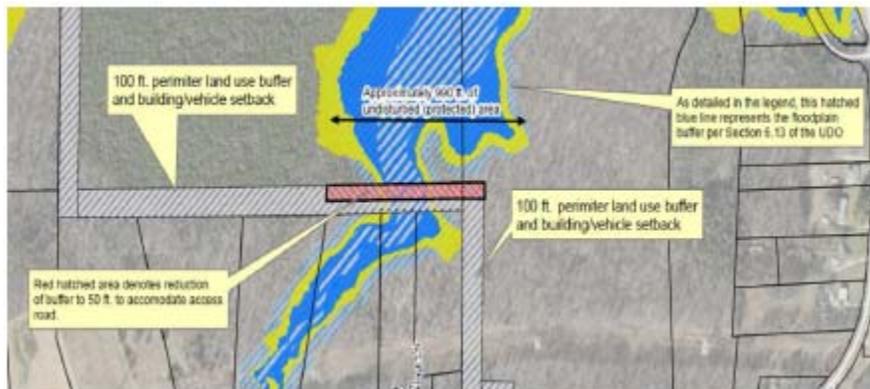
35 STAFF COMMENT: During Chair/Vice-Chair review of the agenda, staff was
36 requested to provide a map denoting required floodplain buffers and the
37 recommended 100 ft. perimeter buffer. This map is contained in Attachment 1.
38 The applicant has requested modification of the requested 100 ft. perimeter
39 buffer as follows:

- 40 • Reduce the buffer along the western property line to 50 ft. in areas
41 where there is established floodplain. This reduction would extend
42 approximately 750 ft. along the common property line following the
43 established floodplain (map below):
44
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- Reduce the buffer along the southern property line to 50 ft. in order to accommodate a roadway (map taken from Attachment 1). The reduction would run approximately 750 ft. in length as noted on the aforementioned map:



The Director had indicated his willingness to approve requested modifications.

3. BOCC members wanted additional response(s) from staff addressing public comments on the presence of protected and/or endangered species on the Property.

STAFF COMMENT: Staff's response is contained in Attachment 2.

4. Establish uniform height measurement standards for the Project. As part of this condition, BOCC members wanted to limit building height to 40 ft. for structures built on the Davis Road property.

STAFF COMMENT: As staff has previously indicated, the Project will abide by height requirements as detailed in the UDO. The condition(s) have been revised and agreed to by the applicant, including limiting building height on the Davis Road parcel.

1
2 5. Preserve landscaping along Davis Road.

3 STAFF COMMENT: The applicant voluntarily imposed a 120 ft. setback for
4 structures and a 50 ft. setback for driveways/access roads from Davis Road. No
5 parking will be allowed within 120 ft. from Davis Road.

6
7 6. Preserve a minimum of 30% open space for the Project.

8 STAFF COMMENT: Applicant agreed to this requirement.

9
10 7. Clarify language within the condition(s) associated with Energy Star certification and
11 incorporation of LED lighting.

12 STAFF COMMENT: Requested language has been added clarifying
13 recommended conditions.

14
15 8. Several BOCC members asked for condition(s) addressing the idling of vehicles.

16 STAFF COMMENT: Language has been included within the final draft list of
17 conditions as contained in Attachment 4.

18
19 9. Address interior lot line setback requirements.

20
21 Staff has recommended the imposition of several conditions designed to address potential
22 impacts of the Project as well as concerns expressed by the general public. As previously
23 indicated, these conditions must mutually be agreed to by the applicant. Attachment 5 contains
24 a letter from the applicant on the proposed conditions.

25
26 Planning Director's Recommendation: The Planning Director recommends approval of the:

27 1. Statement of Consistency indicating the zoning atlas amendment(s) are reasonable
28 and in the public interest as contained in Attachment 3.

29
30 2. Ordinance amending the Zoning Atlas, as well as imposing development conditions,
31 for the identified parcels as contained in Attachment 4.

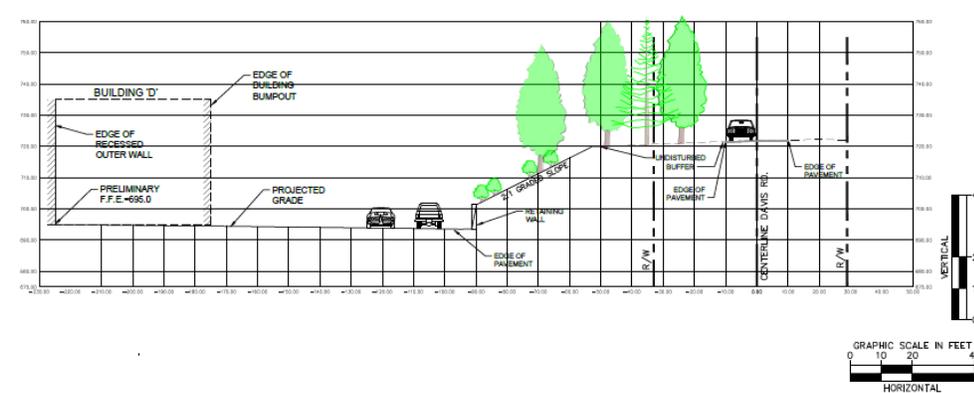
32
33 Effect of Denial or Withdrawal: In the event the rezoning application is denied or withdrawn, it
34 should be noted that Section 2.2.8 of the UDO states that no application for the same or similar
35 amendment, affecting the same property or portion thereof, may be submitted for a period of
36 one year. The one-year period begins on the date of denial or withdrawal.

37
38 **FINANCIAL IMPACT:** This request has been reviewed by various County departments who
39 have determined that the approval or denial of the request would not create the need for
40 additional funding for the provision of County services. Costs associated with advertising,
41 including the public hearing notice and mailings, were paid by the applicant in accordance with
42 the adopted Orange County Fee Schedule.

43
44 **RECOMMENDATION:** The Manager recommended the Board:

- 45 1. Review and discuss the conditions as necessary;
46 2. Approve the Statement of Consistency (Attachment 3), and
47 3. The Resolution Amending the Zoning Atlas and imposing conditions (Attachment 4).

48
49 Michael Harvey presented the following map:
50
51



CROSS-SECTION EXHIBIT
 RTLP INDUSTRIAL PARK
 10/15/2020

Commissioner McKee asked if the distance between each one of the horizontal lines on the map could be identified.

Michael Harvey said it varies, and is intended to capture the base elevation of what would be grade. He said Davis Road is at 720 grade, and the building will be at a lower grade than Davis Road, thus hiding a portion of the building.

Commissioner Price asked if the buffer between Davis Road and the interior roads would be 80 feet.

Michael Harvey said yes.

Commissioner Greene asked if the start of the buffer line could be identified.

Michael Harvey indicated such on the map, at the Davis Road right of way.

Commissioner Price said the buffer is really not even 60 from the right of way. She said the right of way trees/vegetation may not remain.

Michael Harvey said if the trees are in the right of way, they are not subject to the conditions. He said the trees can be removed by the NC Department of Transportation (NCDOT), as necessary. He said the buffer and the setback are measured from the edge of the right of way.

Commissioner Price said the 100-foot buffer will not be imposed along Davis Road.

Michael Harvey said the Applicant has asked that access roads be allowed along Davis Road. He said staff has agreed to access roads, but not parking.

Commissioner Price asked if there is a reason staff agreed to this request, when the Unified Development Ordinance (UDO) requires 100 feet.

Michael Harvey said the existing grade will cause the visibility of the building to be greatly reduced, thus making the traditional 100-foot buffer not as necessary.

Craig Benedict, Planning Director, said the building set back is 120 feet instead of 100.

Commissioner Marcoplos asked if this grading is consistent along all of Davis Road.

Michael Harvey said yes, and the Applicant has voluntarily agreed to hold itself to this condition.

Commissioner Marcoplos referred to page 3, and a drawing with 100-foot perimeter land use buffer and building vehicle set back, and said this is where the most southern parcel is connected to the larger parcel.

Michael Harvey said this is an attempt to show the Applicant's requested reduction of a buffer along the southern property line to accommodate road access. He said this is where the existing floodplain narrows, and there would be less impact in putting a roadway in this portion of the property than it would to observe a 100-foot perimeter buffer. He said staff agreed, as it would help preserve the integrity of the floodplain to allow a small reduction in the buffer. He

1 said it is also necessitated by the fact that the Applicant has withdrawn access off of Davis Road
2 making internal access more important.

3 Chair Rich said Michael Harvey could continue to review the abstract.

4 Michael Harvey did so, and then reviewed portions of the Statement of Consistency
5 showing that the proposal is in line with the land use plans established for this area between the
6 County and the Town of Hillsborough.

7 Commissioner Greene referred to the 30% green space, and asked if this includes the
8 storm water impoundment area.

9 Michael Harvey said yes.

10 Commissioner Greene asked if the storm-water impoundment area would be visually
11 attractive.

12 Michael Harvey said yes.

13 Frank Csapo said the storm water impoundment areas would be visual add-ons to
14 wildlife buffers and/or close to the existing floodplain area.

15 Commissioner Greene said it would be helpful to see this on a map.

16 Commissioner Dorosin asked if Michael Harvey could go through the items that were
17 revised. He said Davis Road access was a point of contention, but this road will now only be
18 used for emergency vehicles.

19 Michael Harvey said that is correct, and no commercial traffic will exit on this road.

20 Commissioner Dorosin said another issue was the building heights, and this has been
21 addressed in the review of the abstract.

22 Commissioner Dorosin said the 100-foot setback was discussed previously, and after
23 looking at the map (agenda item 6-a; 1), it appears the buffers are 100 feet almost everywhere,
24 with two exceptions: the area that runs east to west, and another was north to south in the
25 northwest edge of the property. He said these areas are marked with red hatching, and the
26 buffers will go to 50 feet in these two areas to accommodate parking or access roads. He
27 asked if the access roads are new roads that were being proposed.

28 Michael Harvey said those roads are shown. He said the Applicant requested a
29 relaxation of the 100-foot buffer where it made sense, especially in the southern portion. He
30 said a 100-foot buffer in this area would cause issues with the floodplain, and thus the reduction
31 of the buffer will allow the road placement to have less of an impact on the floodplain. He said
32 the situation is the same in the northwest part of the property, and the Applicant requested a
33 buffer reduction here to allow for access to be granted in area that would be less visual and
34 intrusive to surrounding properties.

35 Commissioner Dorosin said it would be helpful to see the map showing where these
36 roads will be.

37 Commissioner Dorosin said he has received several calls on this item. He said the
38 Board went through many of the issues with Settlers Point. He said that project was approved
39 but was never built. He asked if this project gets approved, but does not get built, is there any
40 significance in the changes being made to these parcels.

41 Michael Harvey said the general public should remember the Applicant could develop
42 the parcels of property under the existing Settlers Point proposal. He said this Applicant has
43 chosen to modify the existing conditions, which would also include the extra 12-acre parcel on
44 Davis Road. He said if the BOCC approves the project, it revises the conditions, and would
45 allow additional floor area than Settlers Point; a different parking standard; would only allow for
46 a 40 foot building on the Davis Road property; would require the same perimeter buffers, with
47 the exception of the two previously mentioned areas; would not permit a driveway access on
48 Davis Road; and would preserve the same amount of open space. He said the land uses are
49 slightly different, but the same protections at Settlers Point will be incorporated here. He said if
50 the BOCC approves this item, the conditions will govern development of this property in
51 perpetuity, unless the land were rezoned or one seeks to amend these conditions.

1 Commissioner Dorosin asked if the BOCC could potentially rezone it at some point.

2 Michael Harvey said yes, as long as UDO notifications requirements are followed.

3 Commissioner Price referred to the red-hatched areas on the map, with reduced buffers.
4 She said it is hard to tell what is going on in the map, but it appears a road will go right through
5 the protected area. She said she was adamant about preserving the 100-foot buffer, and asked
6 if staff was in favor of allowing pavement in this area, even with potential run off issues, etc.

7 Michael Harvey said if one looks at the totality of the County land use development
8 regulations and storm water standards, the staff is confident that existing regulatory standards
9 would address any potential impact. He said as it relates to the potential access road, the
10 reduction of the buffer makes perfect sense to staff because it would allow the road to go at a
11 narrower portion of the floodplain, than if it were further back. He said this option is a much
12 better arrangement. He said the other area with reduced buffer showed no negative impacts,
13 and staff saw fit to agree with the request.

14 Commissioner Price said the Board purposefully put in a 100-foot buffer, but staff
15 disregarded that recommendation and she said she wants to understand staff's reasoning.

16 Michael Harvey said the BOCC can certainly disagree with staff, and insist on the 100
17 foot buffer.

18 Commissioner McKee said the BOCC has received emails from the public regarding the
19 125 buffers that were agreed upon at the Settlers Point property.

20 Michael Harvey said these buffers were agreed upon during negotiations at the BOCC
21 meeting, and the 125 buffer was along the southern portion of the property only.

22 Commissioner McKee said there has been some confusion with the public who thought
23 that a 125 buffer would be the starting point for this project, but he said that would only be the
24 case if it was under the Settlers Point construct. He said this is a different application, and the
25 BOCC is not required to start with 125 foot buffer.

26 Michael Harvey said that is correct.

27 Commissioner McKee said he wanted clarification, as there is some confusion amongst
28 the public. He said it is his understanding that the BOCC must start with the UDO requirements
29 for this property, and negotiate from there.

30 Michael Harvey said that is correct.

31 Commissioner Greene said she understands the 50-foot buffer that runs east west, as
32 this one makes sense to her. She said she is less understanding of the north south 50-foot
33 buffer that runs in the northwest corner of the property.

34 Michael Harvey said he understands this concern. He said the Applicant requested
35 flexibility, and staff agreed to it. He said if the BOCC disagrees, and wants the 100-foot buffer, it
36 can deny the requested flexibility.

37 Chair Rich asked if the map showing the need for the access point could be shown.

38 Frank Csapo presented an access point map.

39 Commissioner Dorosin said there is a road going around a parking lot in the
40 northwestern corner of the property, and asked if this is within the 50- foot buffer.

41 Frank Csapo said the road is not within the buffer, but some of the parking spaces are.
42 He said the Developer has been trying to be creative, per Commissioner Dorosin's request. He
43 said the land to the west of this parking area is not developable, per County ordinance, and so it
44 was chosen as an area for buffer reduction as the impact on neighboring properties would be
45 minimal, due to the fact that development will not happen on the neighboring property.

46 Frank Csapo said the other buffer reduction, running east-west in the southern portion of
47 the property has been requested as the crossing of a floodplain must be done on the
48 perpendicular. He said to do this further in would require a much larger portion of the floodplain
49 be crossed, and the impact will be much less if it is done lower down with a 50-foot buffer.

50 Chair Rich asked if the distance of the building from the property edge could be
51 identified.

1 Frank Csapo said it is 175 feet.

2 Commissioner Marcoplos asked if parking spaces could be moved to the southwest
3 corner of the property, where there appears to be room.

4 Frank Csapo said this map is an older drawing, and the space that seems available in
5 the southwest corner is due to the drawing showing only a 50-foot buffer. He said this buffer
6 has been increased to 100 feet, so there is no longer the same amount of room available in the
7 southwest corner of the property.

8 Commissioner Marcoplos asked if the number of parking spaces that would be lost by
9 increasing the buffer on the northwest side could be identified.

10 Frank Csapo said about 25 truck spaces. He said other spots have already been lost
11 internally, due to the accommodation of County requests. He said it is a balancing act.

12 Commissioner Greene asked if the northwest red hatched area starts with the parking
13 spaces, or before that.

14 Frank Csapo said the red hatch starts at the very top.

15 Commissioner Greene asked if there was a reason why this is so, as there is no internal
16 road or parking spaces at the very top.

17 Frank Csapo said the 50 foot buffer could be moved down a bit, as there is a specific
18 area of need for the Developer. He said the red hatch was run all the way to the top for design
19 ease, but there is room for adjustment.

20 Commissioner Greene referred to an area further east in the property, and asked if some
21 additional spaces could be added there, without cutting into the wetlands area.

22 Frank Csapo said the area to which Commissioner Greene referred is designated for
23 storm water basins.

24 Commissioner Greene asked if the total number of truck spaces anticipated in the
25 northwest portion could be identified.

26 Frank Csapo said there will be about 35 spaces.

27 Commissioner Price asked how many trucks are anticipated being in this area at any
28 one time.

29 Frank Csapo said the parking ratio is suitable for a development of this type.

30 Commissioner Price asked if the parking spaces to the south of buildings A and B are for
31 cars.

32 Frank Csapo said yes.

33 Commissioner Price asked if delivery trucks will take up every parking spot.

34 Frank Csapo said the trailer part of a truck will be parked, and will likely sit for some time
35 in between loading and unloading.

36 Commissioner Price referred to the southern red-hatched portion, and asked if the
37 difference between the 50 foot and 100 foot buffer could be identified.

38 Frank Csapo said the stream curves left and widens, and the crossing must be at the
39 perpendicular, and thus the impact would be greater at the 100-foot mark than the 50-foot mark.

40 Commissioner Price said it seems it could be flipped, and the stream does not seem
41 much wider further in.

42 Frank Csapo said it may not look significant on the map, but creating a larger buffer here
43 would have a much more significant impact on the area than reducing the buffer. He said the
44 road would have to take significant curves, and the stream is noticeably wider further up.

45 Commissioner Price asked if the total number of truck parking spaces could be
46 identified.

47 Frank Csapo said he can get that information.

48 Commissioner McKee referred to the Developer's master plan drawing from July 2020,
49 and said it shows different storm water facilities. He asked if parking spaces could be picked up
50 in vacant areas.

1 Frank Csapo said some of the retention basin areas have been in motion to
2 accommodate buffers. He said there is a buffer line near where Commissioner McKee is
3 focusing, upon which the Developer cannot encroach.

4 Michael Harvey said this is the 65-80 foot floodplain buffer.

5 Frank Csapo said, to answer Commissioner Price, there are 395 trailer parking spaces
6 on the property.

7 Commissioner Marcoplos said at the last meeting the BOCC asked if there was a trade-
8 off for better buffers with the neighbors to the south of the property line. He said the trade-off is
9 the reduced buffer in the northwest corner. He said he values the buffer along the property line
10 shared with the neighbors, and this trade-off is in the spirit for which the BOCC asked.

11 Chair Rich asked if a map could be returned to the screen.

12 Michael Harvey showed the map with the floodplain coloring on it. He said the map
13 shows the 500-year floodplain and the 100-year floodplain. He said nothing can be built in the
14 floodway itself, as well as in the 100-year floodplain.

15 Commissioner Dorosin said nothing can be developed in the very top portion of the
16 northwest red hatched area, due to the floodway and floodplain.

17 Michael Harvey said yes, and that is why staff agreed with the Applicant's requested
18 flexibility.

19 Chair Rich said the BOCC can change the line.

20 Commissioner Dorosin said even if lines are changed, nothing can be developed in the
21 blue area on this map.

22 Michael Harvey said that is correct.

23 Commissioner Greene said the internal access road does not go into the red-hatched
24 area.

25 Frank Csapo said that is correct.

26 Commissioner Price said no buildings can be developed in the blue area, but asked if
27 roads can be built across it.

28 Frank Csapo said that is allowed pursuant to the UDO.

29 Commissioner Price said there is still not very much open space in the plan. She said
30 she asked for more input on the environmental impacts, and nothing has been said about the
31 letter from the North Carolina Wildlife Resources Commission (dated September 15), which
32 spelled out endangered species. She said this may not be important to everyone, but she is
33 disappointed this letter has not come up.

34 Michael Harvey said Attachment 2 includes staff's response to this letter.

35 Commissioner Price said it has not been discussed in a meeting, and there are
36 endangered species in this area.

37 Commissioner McKee said the buffer conversation does not seem concluded.

38 Chair Rich agreed.

39 Commissioner Marcoplos suggested taking out the northern half (~50%) of the red-
40 hatched area in the northwest corner of the property, and accepting the other buffers.

41 Chair Rich said this would take out 15 parking spots, and asked if the Applicant would be
42 agreeable to this change.

43 Frank Csapo said there is already agreement to stay out of the floodplain area.

44 Commissioner Marcoplos said the drawing shows the red-hatched area going into the
45 blue floodplain area.

46 Frank Csapo said the drawing may show that, but the Applicant is agreeable to not going
47 into the floodplain area.

48 Chair Rich said Frank Csapo is agreeing with Commissioner Marcoplos' suggestion.

49 Commissioner Dorosin said according to our UDO, the applicant would not be able to
50 build in the floodplain area, so the red-hatched area should only be outside the blue floodplain
51 area to begin with.

1 Frank Csapo agreed.

2 Commissioner Dorosin said there are over 300 spaces throughout the entire area, but
3 asked if the number in the red-hatched zone could be identified.

4 Frank Csapo said approximately 35.

5 Commissioner Dorosin said this does not include any being in the blue zone.

6 Frank Csapo said that is correct.

7 Commissioner Dorosin asked if the Applicant would consider reducing this area to 16
8 spaces.

9 Commissioner Marcoplos said he thought that no buildings could go in the floodplain, but
10 that parking could, and he wanted to reduce the number of parking spaces in the red-hatched
11 area in the northwest corner.

12 Chair Rich said she hears general consensus around the reduced buffer in the southern
13 portion of the property, but concern over the northwestern portion. She asked if it would hurt the
14 project to lose the parking spaces in the northwestern area.

15 Frank Csapo said yes it does, because the Applicant has already given up parking
16 spaces in other areas to accommodate BOCC conditions. He said the Applicant could reduce
17 the parking spaces from 35 to 20.

18 Commissioner Marcoplos asked if the maps could be shown again.

19 Chair Rich said Commissioner Marcoplos proposed going to 20 parking spots, and
20 reducing the red-hatched area.

21 Frank Csapo said the Applicant agreed.

22 Chair Rich asked if the BOCC would accept this compromise.

23 Chair Rich, Commissioners Bedford, Greene, Marcoplos, McKee and Dorosin indicated
24 agreement.

25 Commissioner Price said she will not accept this change.

26 Commissioner McKee referred to the eastern "knifeblade" portion of the property, and
27 asked if there is still a 50-foot structural buffer here.

28 Frank Csapo said this buffer is unchanged.

29 Michael Harvey said that parcel is zoned Economic Development Hillsborough, and
30 typically a perimeter buffer would not be required.

31 Commissioner McKee said he understands, and the Applicant had the buffer in earlier
32 plans and he just wanted to know if it still intended to have it.

33 Commissioner Marcoplos expressed thanks for the no idling section, and asked if there
34 is a plan as to how this will be monitored and enforced.

35 Frank Csapo said there will be a master regime that will be filed of record that will apply
36 to this project as a whole, which will entail many of these restrictions and covenants. He said
37 the property rights will be limited in accordance with these. He said there will be a
38 condominium-like board tasked with enforcing these regulations. He said as these are
39 conditions of the zoning, the County can also enforce the conditions.

40 Commissioner Marcoplos clarified that the repercussions of disobeying these conditions
41 is a citing by a board.

42 Frank Csapo said yes, and that board will have enforcement authority.

43 Commissioner McKee said he appreciated the Applicant's cooperation on Davis Road.
44 He referred to section 4, item f, and said the he would like to enhance the wording by adding,
45 "controlled by electronic means, with access to those control units limited to the entities above"
46 after "gate or bollards." He said he wants to insure that this is not just a manual gate that
47 remains open at all times.

48 Frank Csapo said the Applicant is agreeable to this change.

49 Commissioner Dorosin asked if electronic methods are common in other areas, or would
50 padlocks and keys be better.

1 Commissioner McKee said emergency vehicles typically have electronic equipment that
2 can override signals. He said he spoke with Commissioner Greene who saw electronic bollards
3 in Europe that went down automatically. He said keys are likely to get lost.

4 Commissioner Greene referred to the idling provision, and staff's desire to see "any and
5 all vehicles" from idling more than one minute. She said one minute is a brief time, and it seems
6 unreasonable to apply this rule to passenger vehicles, but she would like this rule to apply to all
7 freight vehicles, and not just diesel engines.

8 Frank Csapo clarified was Commissioner Greene meaning all commercial freight
9 vehicles included.

10 Commissioner Greene said yes, all commercial freight vehicles, not just diesel, and
11 regardless of weight.

12 Frank Csapo said the Applicant agrees to this change.

13 Commissioner Marcoplos referred to the electronic bollards, and asked if these are
14 compatible with an emergency situation that requires all employees to evacuate the site.

15 Frank Csapo said it is his understanding that this type of equipment can be paired with a
16 building fire alarm system, which would open the bollards in case of an emergency evacuation.

17 Commissioner Price referred to section 4, item g, and the final roadway lay out, which
18 needs to be approved by the Town of Hillsborough and the Fire Marshall. She asked if the
19 BOCC's decision even matters, if the Town has to have final say.

20 Michael Harvey said all projects have to go through the final site plan review process,
21 where staff approves all details. He said this process will involve the Town of Hillsborough and
22 the Fire Marshall. He said these entities will have a seat at the table.

23 Commissioner Price said that it sounds like the County is not involved in this process, as
24 Hillsborough has the final say.

25 Michael Harvey said the County conducts the process, and invites Hillsborough to be a
26 part of the process.

27 Commissioner McKee referred to section 4, item d, and asked if this is the western most
28 parcel of the three parcels.

29 Michael Harvey said yes.

30 Commissioner McKee said he thought the service road already went that far.

31 Michael Harvey said no it does not. He said the service road and right of way terminate
32 at the second parcel.

33 Commissioner McKee clarified that this is the northeastern corner of the back parcel.

34 Michael Harvey said yes.

35 Commissioner McKee referred to the red wording in the section below, and asked if the
36 current service road goes to the property line between the eastern and western parcels, and has
37 to be extended to the western edge of the back parcel, in order to provide access to the parking
38 lot, who will pay for this extension, if not the Developer.

39 Michael Harvey said the Applicant is proposing to access that parking lot internally, not
40 by the extended service road. He showed an aerial photograph to clarify.

41 Commissioner McKee said this now makes sense.

42 Michael Harvey said staff required the condition that the right of way be extended, due to
43 the County's connectivity policy, which was agreed to, but the Applicant did not agree to
44 construct a road for future use of western property owners.

45 Michael Harvey reviewed the modified conditions of the northwestern buffer
46 encroachment being reduced to allow 20 parking spaces instead of 35; an inclusion of electronic
47 bollards to prevent access from Davis Road; and idling restrictions on all freight vehicles of any
48 size.

49 Commissioner McKee said he wanted to insure that the buffer on the eastern edge is still
50 included.

51 Chair Rich said this is in the original site plan.

1 Frank Csapo said the Applicant is in agreement with all of these items.

2 Chair Rich said there are 3 modifications and 1 reference to the original plan, and asked
3 John Roberts if all is in order.

4 John Roberts said yes, the Applicant has indicated agreement with all new conditions.

5
6 A motion was made by Commissioners Marcoplos, seconded by Commissioner McKee
7 to Approve the Statement of Consistency (Attachment 3);

8
9 Chair Rich called each Commissioner by name (roll call).

10
11 **VOTE: Ayes, 6; Nays, 1 (Price)**

12
13 A motion was made by Commissioners McKee, seconded by Commissioner Dorosin to
14 Adopt the Ordinance Amending the Zoning Atlas and imposing conditions (Attachment 4).

15
16 Chair Rich called each Commissioner by name (roll call).

17
18 **VOTE: Ayes, 6; Nays, 1 (Price)**

19
20
21 **ATTACHMENT 3**

22 **STATEMENT OF CONSISTENCY**
23 **OF A PROPOSED UNIFIED DEVELOPMENT ORDINANCE MAP AMENDMENT**
24 **WITH THE ADOPTED ORANGE COUNTY 2030 COMPREHENSIVE PLAN**

25
26 An applicant initiated amendment to the Zoning Atlas to rezone 3 parcels as follows:

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Parcel Identification Number (PIN)	Township	Owner of Record	Current Zoning District	Proposed Zoning District
9863-71-8857	Hillsborough	Suzanne McGrady	Master Plan Development Conditional Zoning (MPD-CZ) Settlers Point; Major Transportation Corridor (MTC) Overlay District	Master Plan Development Conditional Zoning (MPD-CZ) Research Triangle Logistics Park; Major Transportation Corridor (MTC) Overlay District.
9863-91-6573	Hillsborough	Christy Bailey – ETAL John Clayton	Master Plan Development Conditional Zoning (MPD-CZ) Settlers Point; Economic Development Hillsborough Limited Office (EDH-2) - north of Interstate 40 Major Transportation Corridor (MTC) Overlay District	Master Plan Development Conditional Zoning (MPD-CZ) Research Triangle Logistics Park; Economic Development Hillsborough Limited Office (EDH-2) – north of Interstate 40 Major Transportation Corridor (MTC) Overlay District.
9862-99-8894	Hillsborough	Facility Care Services Inc.	Rural Residential (R-1) Rural Buffer (RB) – approximately 26,000 sq.ft. along Davis Road	Master Plan Development Conditional Zoning (MPD-CZ) Research Triangle Logistics Park; Rural Buffer (RB) – approximately 26,000 sq.ft. along Davis Road

1
2 The BOCC finds:

3 a. The requirements of Section 2.8 of the UDO have been deemed complete; and,

4
5 b. Pursuant to Sections 1.1.5, and 1.1.7 of the UDO and to Section 153A-341 of the
6 North Carolina General Statutes, the Board finds sufficient documentation within
7 the record denoting that the amendment is consistent with the adopted 2030
8 Comprehensive Plan.

9
10 1. The amendment is consistent with applicable plans because it supports the
11 following 2030 Comprehensive Plan goals and objectives:

- 12 • Land Use Overarching Goal: Coordination of the amount, location,
13 pattern and designation of future land uses, with availability of County
14 services and facilities sufficient to meet the needs of

15
16 Orange County’s population and economy consistent with other
17 Comprehensive Plan element goals and objectives.

18
19 The County and Town of Hillsborough have engaged in
20 numerous studies/joint planning efforts over the last 20 years
21 identifying area viable for the extension of utilities (i.e. water
22 and sewer) in support of high intensity residential and nonresidential
23 land uses.

24
25 In 2017, these efforts led to the adoption of the *Town of*
26 *Hillsborough and Orange County Central Orange*
27 *Coordinated Area (COCA) Land Use Plan.*

28
29 This plan indicates the area in question is intended to
30 support ‘*Employment*’ and ‘*Suburban Office Complex*’ land
31 use categories, specifically areas that are best suited to
32 allow for the development of light industrial/manufacturing,
33 office, research/development, and service/warehousing
34 operations.

35
36 The requested rezoning will allow development consistent
37 with the overall spirit and intent of the adopted
38 Comprehensive Plan as well as applicable joint planning
39 efforts completed by the County and the Town.

- 40
41 • Objective LU-1.1: Coordinate the location of higher intensity / high
42 density residential and non-residential development with existing or
43 planned locations of public transportation, commercial and
44 community services, and adequate supporting infrastructure (i.e.,
45 water and sewer, high-speed internet access, streets, and
46 sidewalks), while avoiding areas with protected natural and cultural
47 resources. This could be achieved by increasing allowable
48 densities and creating new mixed-use zoning districts where
49 adequate public services are available. (See also Economic
50 Development Objectives ED-2.1, ED-2.3, ED-2.10, and Water and
51 Wastewater Objective WW-2.)

The atlas amendment is consistent with this goal and objective with the approval of a rezoning of property creating a district allowing for the development of high density nonresidential land uses in an area of the County designated for the location of adequate supporting infrastructure (i.e. water and sewer).

c. The amendment is reasonable and in the public interest because it:

1. Expands economic development prospects within the County while continuing to protect adjacent and nearby land uses.

The atlas amendment involves the approval of a master plan establishing a detailed list of allowable non-residential land uses to aid in the marketing on an area designated within the Comprehensive Plan as being suitable for high intensity nonresidential development.

The expansion is consistent with County and Town of Hillsborough plans outlining those parcels suitable for service by water/sewer that are prime for high intensity non-residential development.

Further, the approved master plan establishes mandatory land use buffers and setbacks for development within the project to ensure off-site impacts are mitigated.

The Board of County Commissioners hereby adopts this Statement of Consistency and findings expressed herein.

Penny Rich, Chair

Date

ORD-2020-022
ATTACHMENT 4

**AN ORDINANCE AMENDING
THE ORANGE COUNTY ZONING ATLAS**

WHEREAS, Orange County has received and processed a petition submitted by Terra Equity Incorporated (hereafter ‘the Applicant’) seeking to amend the Orange County Zoning Atlas, as established in Section 1.2 of the Orange County Unified Development Ordinance (UDO); and

WHEREAS, This petition seeks to rezone 3 parcels totaling approximately 161 acres of property to Master Plan Development Conditional Zoning District (MPD-CZD) for the purpose of developing the Research Triangle Logistics park (RTLTP) development (hereafter ‘the Project’); and

WHEREAS, The properties subject to this rezoning are identified, utilizing Orange County Parcel Identification Numbers (PIN), as:

- 1 i. A 90.37 acre tract of land PIN# 9863-71-8857,
- 2 ii. Approximately 60 acres of land PIN# 9863-91-6573, and
- 3 iii. A 12 acre parcel of land PIN 9862-99-8894,
- 4 hereafter ‘the Property’; and

5
6 WHEREAS, The applicant has voluntarily chosen to establish development and land use
7 limitations on the Project to address potential conflicts with surrounding properties; and

8
9 WHEREAS, This petition has been submitted in concert with a formal master plan in
10 accordance with the provisions of Section 2.9.2 (C) of the UDO; and

11
12 WHEREAS, the requirements of Section 2.8 and 2.9.2 of the UDO have been deemed
13 complete; and

14
15 WHEREAS, the Board has found the proposed zoning atlas amendment to be
16 reasonably necessary to promote the public health, safety, and general welfare.

17
18 BE IT ORDAINED by the Board of Commissioners of Orange County that the Orange
19 County Zoning Atlas is hereby amended to rezone aforementioned 3 parcels of property to Master
20 Plan Development Conditional Zoning (MPD-CZ) and allow development of the Project as
21 detailed within the submitted application.

22
23 BE IT FURTHER ORDAINED THAT The terms and conditions contained herein shall
24 encumber the Property and bind the owners and lessees thereof, their successors in title and
25 interest. The development of the Project as well as all necessary site improvements, both internal
26 and external to the Project, shall be reviewed, approved, and developed in accordance with:

- 27 a. The applicable provisions of the Orange County Unified Development Ordinance
28 (UDO),
- 29 b. Any and all applicable Federal, State, and local regulations, and
- 30 c. The application package as submitted/modified by the Applicant and as approved by
31 the Orange County Board of Commissioners on October 20, 2020.

32 This includes the revised/updated traffic impact analysis (TIA) reviewed and approved
33 by the County Planning Department and NC Department of Transportation on October
34 2, 2020.

35
36 BE IT FURTHER ORDAINED THAT in accordance with Section 2.9.2 (F) of the UDO the
37 approval of this Conditional Zoning applicant is subject to the following mutually agreed to
38 conditions:

39 I. GENERAL:

- 40 a. Approval of the Project does not constitute an explicit guarantee for utility services
41 (i.e. water and sewer) by the Town of Hillsborough. Provision of services shall be
42 consistent with applicable Town utility connection policies and the utility agreement
43 between the Town and Orange County;

1 b. The Project shall be composed of 3 individual properties totaling approximately
2 161 acres of land area further defined as follows:

3 i. PIN 9863-71-8857: An approximately 90 acre parcel currently zoned MPD-
4 CZ (Settlers Point) and Major Transportation Corridor (MTC) Overlay
5 District;

6 **NOTE:** MTC Overlay district boundaries not impacted by this
7 approval.

8 ii. PIN 9863-91-6573: An 80 acre parcel currently zoned:

9 1. Approximately 60 acres (south of Interstate 40) zoned MPD-CZ
10 (Settlers Point);

11 2. Approximately 20 acres (north of Interstate 40) zoned Economic
12 Development Hillsborough Limited Officer (EDH-2). This portion of
13 the property will remain zoned EDH-2 and shall be developed
14 consistent with that general use zoning designation.

15 3. Major Transportation Corridor (MTC) Overlay District.

16 **NOTE:** MTC Overlay district boundaries not impacted by this
17 approval. EDH-2 zoned portion of property, north of Interstate 40,
18 is not impacted by this approval and will remain zoned EDH-2.

19 iii. PIN 9862-99-8894: An approximately 12 acre parcel currently split zoned
20 Rural Residential (R-1) and Rural Buffer (RB).

21 **NOTE:** The RB zoned portion of property, along Davis Road, is not
22 impacted by this approval and will remain zoned RB. This area
23 shall remain either in undisturbed open space, used to support
24 required utility improvements consistent with Town of Hillsborough
25 or County requirements, or to support external roadway
26 improvement(s) consistent with County and NC Department of
27 Transportation requirement(s).
28

29 c. The Zoning Atlas for Orange County shall be designated MPD-CZ. Development
30 shall be in accordance with the approved application packet, master concept plan,
31 and the conditions detailed herein.

32 II. SITE PLAN: In addition to the requirements of Section 2.5 *Site Plan Review* of the UDO,
33 development applications within the Project shall provide the following additional
34 information as part of the site plan application process:

35 a. All site plans proposing development within the Project shall be reviewed by Town
36 of Hillsborough staff as part of existing courtesy review agreements;

37 b. All site plans shall provide detail denoting the anticipated daily water and sewer
38 needs for proposed land use(s);

- 1 c. Consistent with existing inter-local utility agreements between Orange County and
 2 the Town of Hillsborough, the Project has a utility allotment of 108,000 gallons a
 3 day of water/sewer service. Site plans proposing development/land uses
 4 exceeding this daily allotment shall be required to provide documentation from the
 5 Town of Hillsborough indicating there is sufficient water and sewer capacity to
 6 serve the proposed development.
- 7 A lack of water and/or sewer capacity shall result in the denial of the site plan;
- 8 d. Prior to the approval of a site plan allowing development within the Project, the
 9 County shall require documentation from the Town of Hillsborough indicating there
 10 is sufficient water and sewer capacity to serve the project.
- 11 A lack of water and/or sewer capacity for a proposed use shall result in the denial
 12 of the site plan;
- 13 e. The Orange County and Town of Hillsborough Fire Marshal(s), in consultation with
 14 the Town of Hillsborough Utility Director, shall review and approve location(s) of
 15 proposed water and sewer lines as part of the County's site plan review process
 16 and prior to the initiation of land disturbing activity;
- 17 f. The Orange County and Town of Hillsborough Fire Marshal(s) shall review and
 18 offer comment on:
- 19 i. Road layout and construction methodology,
 20 ii. Location of fire lanes,
 21 iii. Location of fire hydrants, and
 22 iv. Location of the proposed stand-pipe(s).
- 23 as part of all site plan review(s).
- 24 g. Each site plan shall be required to demonstrate compliance with Section 6.16
 25 *Environmental Assessment* of the UDO as well as the approved master plan and
 26 environmental assessment completed for the Project. In those cases where
 27 development exceeds established thresholds, a formal Environmental Impact
 28 Statement (EIS) may be required allowing for site plan approval;
- 29 h. Each site plan shall be required to demonstrate compliance with required traffic
 30 improvements detailed within the approved application, traffic impact analysis, and
 31 the condition(s) detailed herein.
- 32 Lack of compliance or consistency with required internal/external traffic
 33 improvement(s) shall result in the denial of the site plan;
- 34 i. In addition to the standards detailed in Section 2.5 of the UDO, all landscaping
 35 plans shall include information denoting the proposed method of care (i.e.
 36 underground sprinklers, maintenance personnel, etc.) for the development;
 37

- j. For all site plans submitted for the Project the Orange Rural Volunteer Fire Department shall be considered a member of the County Development Advisory Committee (DAC) as outlined in Section 1.9 of the UDO to review a projects compliance with applicable development standards including, but not necessarily limited to: land use regulations, conditions of MPD-CZ approval, applicable State fire/building codes.
- k. Site plans shall contain documentation outlining proposed and/or existing cumulative impervious surface area as well as building/open space ratios within the Project.

III. DIMENSIONAL STANDARDS:

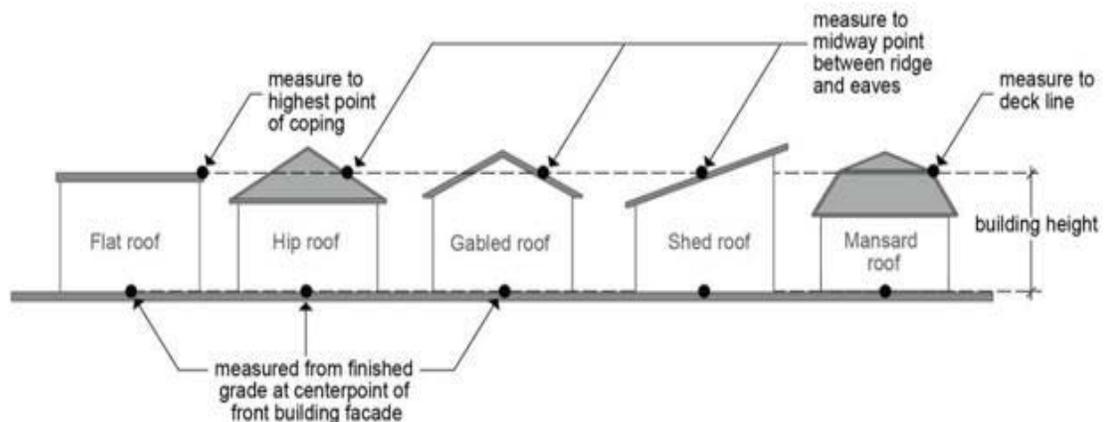
- a. The Project shall observe a building square footage limit of 2,400,000 sq.ft. consistent with the submitted and approved application and Traffic Impact Analysis (TIA) as approved by the NC Department of Transportation on October 2, 2020.

Additional floor area may be developed with the submittal of a revised, updated, master plan development conditional zoning district application and TIA processed and reviewed in accordance with the provisions of the UDO.

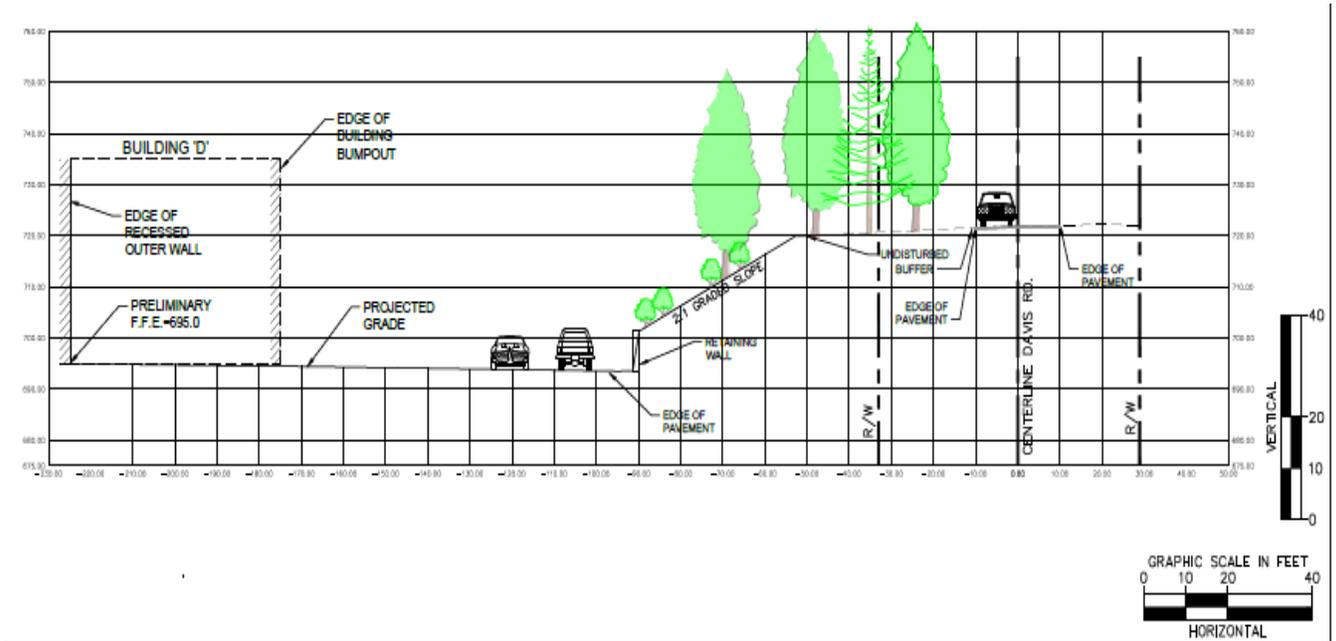
- b. Height: Consistent with the definition of *building height* in Article 10 *Definitions* and Section(s) 6.2.2 and 6.5 of the UDO, the following height limitations shall be observed within the Project:

- i. Principal structures:

1. PINs 9863-71-8857 and 9863-91-6573 shall abide by a height limit of 60 ft.
2. PIN 9862-99-8894 shall abide by a height limit of 40 ft. This height limit shall not include architectural features utilized to screen rooftop equipment, consistent with the provisions of the UDO.



Applicant cross section exhibit for Davis Road property denoting height:



CROSS-SECTION EXHIBIT

RTLTP INDUSTRIAL PARK
10/15/2020

ii. Accessory Structures: Water tower shall not exceed 90 ft.

c. Setbacks:

i. Structures shall observe:

1. 100 ft. setback from exterior property lines abutting residentially zoned property;
2. 120 ft. setback from Davis Road right-of-way;
3. 50 ft. setback from property exterior lines abutting non-residentially zoned property and the Service Road right-of-way.

ii. Vehicular use areas shall observe:

1. 100 ft. setback from exterior property lines abutting residentially zoned property except as defined below;

a. PIN 9863-71-8857:

- i. Along the western boundary line, adjacent to PIN 9863-53-9059, there shall be a reduction in the required buffer to 50 ft. in width to accommodate no more than 20 truck parking spaces. This area is further described as follows:

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1. Parking area shall be located outside of identified special flood hazard area, including area located within the 1% annual change of inundation as depicted on Federal Insurance Rate Map (FIRM) 3710986300J, and required floodplain buffers consistent with Section 6.13 of the UDO;
2. This area is approximately 500 ft. south of the subject parcel's northern property line adjacent to PIN 9863-93-6843.

b. An access road along the southern property line, affording interior access from the Project to PIN 9862-99-8894, shall be permitted observing a 50 ft. setback.

2. 50 ft. setback for access roads/drives running parallel with Davis Road. No parking shall be located within this area;

3. 25 ft. setback from property lines abutting non-residentially zoned property and the Service Road right-of-way.

d. Open Space: 48.3 acres (30%) of land within the Project shall be preserved as open space area.

IV. ACCESS AND TRANSPORTATION: In addition to the requirements of Section 6.10 *Roadway Improvements and Multi-modal Transportation* of the UDO the following standards shall apply:

a. Internal roadways shall be developed in accordance with Section 6.10 (A) of the UDO and shall be privately maintained;

b. External roadway construction/improvements shall be completed or appropriately bonded prior to the issuance of a Certificate of Compliance (C of C) allowing the occupancy of a structure triggering completion of same;

c. External roadway improvements shall be constructed in accordance with NC Department of Transportation requirements and guidelines, approved Traffic Impact Analysis (TIA), and the standards outlined herein;

d. The right-of-way for Service Road shall be extended to the western edge of the PIN 9863-71-8857 to serve as a future access point for adjacent land area to the west.

1 Applicant and/or their successors shall not bear financial responsibility for the
2 construction of additional roadway in this extended portion of the Service Road
3 right-of-way nor shall they bear any financial responsibility for any required
4 roadway improvements at the intersection of Service Road and Old NC Highway
5 86 necessary to accommodate additional traffic resulting from development
6 external to the Project;

7 e. Consistent with the approved traffic impact analysis for the Project, all passenger
8 and commercial vehicle traffic shall utilize Service Road for ingress/egress;

9 f. Vehicular ingress/egress to the Project from Davis Road shall be limited to:

10 i. Life safety vehicles;

11 ii. Fire, ambulance, rescue and emergency vehicles;

12 iii. Municipal and law enforcement vehicles; and

13 iv. Public utility vehicles.

14 No other traffic (i.e. passenger vehicles, commercial vehicles, etc.) shall be
15 permitted to utilize this access, which will be blocked by a gate or bollards to
16 prevent unrestricted access controlled by electronic means, with access to those
17 control units limited to the entities above;

18 g. Final roadway layout, including pavement widths and driveways, shall be approved
19 by the Town of Hillsborough and Orange County Fire Marshal's office as part of
20 the final site plan review process;

21 h. Site plan submittals shall be required to demonstrate internal/external traffic
22 improvements necessary to address development impacts consistent with the
23 submitted Transportation Impact Analysis (TIA);

24 i. Any and all internal streets, sidewalks, bicycle lanes, etc. shall be designated for
25 public access/use for employees/customers/visitors to the site;

26 j. Driveway permits, when required, shall be applied for and issued by the North
27 Carolina Department of Transportation;

28 k. Orange County and North Carolina Department of Transportation shall approve
29 the location of all proposed external utility poles housing street signals prior to
30 installation. All street signals shall be erected on metal poles;

31 l. Segregated entrances and exists for pedestrian, construction vehicle, and non-
32 construction vehicular traffic shall be developed to avoid conflict during
33 construction activities;

34 m. Any required or requested bus pullouts and/or transit shelters shall be constructed
35 to serve the Project consistent with transit plans adopted by Orange County and
36 shall be developed in accordance with the following:

- 1 i. Each transit stop shall be a covered and enclosed on 3 sides to shield users
2 from the elements,
- 3 ii. Kiosks shall be developed to provide transit information, including schedule
4 and route information, and shall be illuminated to five (5) average
5 maintained foot-candles.
- 6 n. In addition to the standards contained within Section 6.10 (A) (2) of the UDO, the
7 following additional requirements shall apply to the development of crosswalks:
- 8 i. Signals shall be installed, where stoplights are located, providing
9 assistance to deaf and visually impaired individuals announcing when it is
10 safe to cross roadways
- 11 o. Traffic directional signage shall be required for all internal and external roadway
12 as directed by Orange County and the North Carolina Department of
13 Transportation including but not limited to:
- 14 i. Stop signs,
15 ii. Yield signs,
16 iii. Bus parking and unloading informational signs
17 iv. Lane ends,
18 v. Merge signs,
19 vi. Caution Pedestrian Traffic – Yield Signs,
20 vii. Traffic safety signs designed to direct construction traffic throughout the
21 site,
22 viii. Traffic warning signs indicating the location of private driveways and
23 forbidding public access to the various properties, and
24 ix. Through traffic signs.
- 25 V. PERFORMANCE STANDARDS:
- 26 a. The Project shall comply with Section(s) 6.4.2 through 6.4.7 of the UDO inclusive;
27 b. **Solid Waste Management:** The following specific standards shall apply:
- 28 i. External space for collection of solid waste and recyclable materials.
29 Materials collected shall be consistent with the County's Solid Waste
30 Management ordinance.
- 31 ii. Waste collection areas shall be located in such a manner as to provide
32 convenient access for users of the facility and safe passage for service
33 vehicles.
- 34 iii. The following additional notes shall be provided on any submitted site plan:
- 35 1. Gate design will include gate retainers.
36 2. Parking shall be prohibited from blocking access to waste
37 receptacles.

- 1 3. Orange County will not be responsible for any pavement damage
2 that may result from service vehicles.
- 3 4. In cases where waste collection areas are located across property
4 lines or district lines for shared areas, the developer shall prepare
5 and record a joint access agreement (and a shared dumpster
6 agreement) to assure that (both parties may use) the proposed
7 trash/recycling area and that it can be serviced across property
8 lines.
- 9 5. The developer shall reserve space within all solid waste collection
10 areas for segregated grease rendering/recycling collection facilities
11 and shall provide space for segregated food waste collection near
12 the delivery entrance for any building that houses, proposes to
13 include, or may at some future date incorporate a restaurant,
14 cafeteria, bar, or other food service facility at any time.
- 15 6. All solid waste containers, dumpsters, recycling bins, etc. shall be
16 located within an enclosure, buffered in accordance with the
17 standards contained herein, and meeting the following criteria:
 - 18 a. Loading areas shall be designed and situated not to
19 negatively affect adjacent properties.
 - 20 b. Solid waste enclosures shall be so located as to not impact
21 internal traffic flow,
 - 22 c. Loading zones shall not be located within areas designated
23 as housing for solid waste facilities.
- 24 c. **Architectural Design:** In addition to the standards detailed in Section 6.5 of the
25 UDO, the following specific standards shall apply to the Project:
 - 26 i. Finished building materials shall be applied to all sides of a building;
 - 27 ii. Exterior wall materials shall include, but not be limited to:
 - 28 1. Stucco,
 - 29 2. Concrete,
 - 30 3. Textured concrete,
 - 31 4. Wood,
 - 32 5. Glass,
 - 33 6. Steel,
 - 34 7. Brick,
 - 35 8. Stone, and
 - 36 9. Masonry.

1 Examples of allowable exterior materials are contained in the approved
2 application narrative and denoted on the approved master plan.

3 iii. Prohibited design elements include:

- 4 1. Highly reflective surfaces,
- 5 2. Exposed, untreated precision block walls;
- 6 3. Barbed wire;
- 7 4. "Stuck on" mansard roofs;
- 8 5. Materials with high maintenance such as stained wood shingles.

9 iv. An internal architectural review committee shall be established to ensure;
10 consistency with the UDO and the standards detailed herein. A
11 representative of the Planning Department shall sit on the committee and
12 be involved in reviewing development proposals/modifications;

13 v. Consistent with the approved narrative and master plan, single, dominant,
14 monolithic building mass is not acceptable for the Project. Visual breaks
15 shall be used to provide 'visual relief' for long building facades. Acceptable
16 techniques to provide visual breaks include, but are not limited to:

- 17 1. Changes in height and the horizontal plane,
- 18 2. Changes in Materials,
- 19 3. Changes in Textures,
- 20 4. Changes in Color,
- 21 5. Reveals and/or Jogs,
- 22 6. Utilization of other architectural enhancements.

23 vi. Primary building entries shall be readily identifiable and well defined
24 through the use of projections, recesses, columns, roof structures, or other
25 design elements.

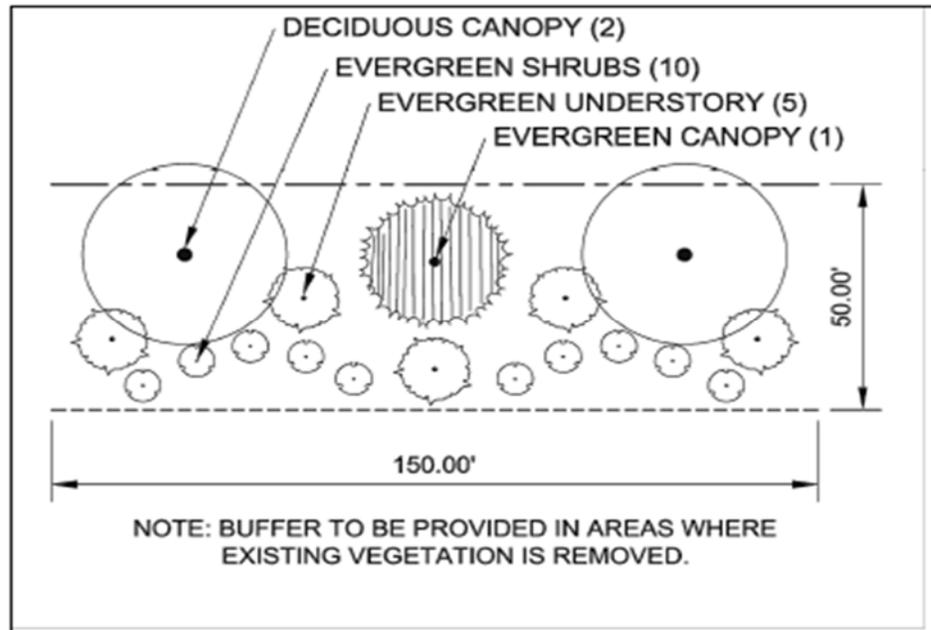
26 vii. Expansions to an existing buildings shall provide for continuity between the
27 existing building and the proposed addition. The addition need not strictly
28 match the existing building, but shall include prominent design elements of
29 the old building to provide architectural compatibility between old and new.

30 STAFF COMMENT: It is unclear how this condition will be
31 enforced. Staff is concerned over the lack of measurable standard.

32 viii. Building design/construction shall not preclude incorporation of alternative
33 energy systems such as solar panels.

- 1 ix. Equipment (i.e. HVAC, elevator overrides, etc.) shall be screened utilizing
2 1 of the following methods:
- 3 1. Clad in exterior materials that are non-reflective or illuminated, OR
4 2. Designed as an architectural feature of the proposed structure, OR
5 3. Screened through some vegetative buffer or fencing.
- 6 x. All buildings constructed within the Project shall be Energy Star certified at
7 the time of construction (or in the discontinuance of such certification,
8 substantially in compliance with the former certification requirements) and,
9 after issuance of a certificate of compliance (CoC), all installed systems
10 shall receive proper maintenance in the ordinance course of businesses;
- 11 xi. Development within the Project shall utilize LED lighting for interior and
12 exterior lights, or future successor technology, except in areas where use
13 of same could typically be prohibited (i.e. lab space, etc.);
- 14 xii. Development within the Project shall utilize rain reclamation devices
15 collecting rainwater for irrigation purposes
- 16 xiii. Buildings within the Project shall incorporate 'cool roof' systems into their
17 design. The cool roof system is designed to deliver higher solar reflectance
18 (i.e. the ability to reflect the visible, infrared and ultraviolet wavelengths of
19 the sun, reducing heat transfer to the building, etc.) and higher thermal
20 emittance (the ability to radiate absorbed, or non-reflected solar energy)
21 than standard designed roofing products.
- 22 xiv. Motion control activated lighting shall be, where safety and internal
23 operations permit, used for all internal building lighting to prevent internal
24 lights being left on indefinitely;
- 25 xv. Bio retention basins (i.e. rain gardens) shall be incorporated into the Project
26 to capture and treat runoff from truck wells within proposed loading docks;
- 27 xvi. Low flow toilets and water fixtures shall be used within the Project for all
28 restroom facilities and where not associated with a manufacturing or
29 research process.
- 30 d. **Landscaping/Buffering:** In addition to the standards contained in Section 6.8 of
31 the UDO, the following specific standards shall apply to the Project:
- 32 i. All required landscaping shall be installed and maintained by the developer
33 or their successor in perpetuity;

- 1 ii. Existing vegetation shall be preserved in identified buffer areas as indicated
- 2 on the approved master concept plan, including a 100 ft. perimeter buffer
- 3 around external parcels zoned to an Orange County residential general use
- 4 zoning designation. In those instances where foliage is disturbed or non-
- 5 existent, landscaping shall be installed consistent with the following
- 6 schematic:



7 Permitted breaks within this required 100 ft. perimeter buffer are detailed

8 within this document, specifically Section III (c) establishing setback

9 standards for structures and vehicular use areas, and on the approved

10 master plan.

- 11
- 12 iii. Interior landscaping shall be consistent with the following:

- 13 1. Parking lot:

- 14 a. A ten-foot vegetated buffer shall be provided between
- 15 vehicular use areas and internal access roads. Consistent
- 16 with Section 6.8.7 (D) of the UDO, this buffer shall be
- 17 composed of shrubs and flowering plants forming a
- 18 continuous opaque landscape barrier reducing glare and
- 19 visual distractions to passing motorists.

- 20 b. Shade trees shall be provided at a ratio of one (1), one and
- 21 one half-inch (1.5") minimum caliper tree for every ten (10)
- 22 car parking spaces; Caliper size is measured at the time of
- 23 planting.

- 1 c. All site plans shall demonstrate a minimum of sixty percent
 2 (60%) of passenger parking spaces are within seventy-five
 3 (75) feet of the center of a shade tree. If not, additional
 4 landscaping shall be required.
- 5 d. The minimum tree planting area shall be 200 square feet
 6 except where tree grates are provided.
- 7 e. Where trees are planted within tree grates, and surface
 8 paving encroaches into the planting area, then the minimum
 9 planting area shall be sixteen (16) square feet in area by two
 10 (2) feet in depth.
- 11 f. Screening of parking areas along the perimeter boundary of
 12 the project shall maintain a minimum tree spacing of sixty
 13 (60) feet.
- 14 2. Building foundation:
- 15 a. Twenty percent (20%) of a building's perimeter shall be
 16 landscaped while maintaining the necessary sidewalk area.
- 17 b. These areas may consist of lawn, planters, or shrub areas
 18 so long as the shrub areas, that have to be twenty-four
 19 inches (24") minimum in width, comprise a minimum of
 20 twenty percent (20%) of the total linear dimension along the
 21 building's perimeter
- 22 3. With respect to internal street landscaping, there shall be one (1)
 23 tree at a one-inch (1") caliper provided every one hundred (100)
 24 feet;
- 25 4. All ground level HVAC, mechanical equipment cabinets, solid waste
 26 containers, dumpsters, recycling bins, etc. shall be screened from
 27 view through the use of landscaping, walls, and or fencing in
 28 accordance with Section 6.8.9 of the UDO.
- 29 iv. The Project shall comply with the provisions of Section 6.6.4 of the UDO
 30 related to preservation of required buffers within the Major Transportation
 31 Corridor (MTC) overlay district. This includes the ability to create visual
 32 breaks in the buffer in accordance with Section 6.6.4 (A) (5).
- 33 e. **Parking:** In addition to the standards contained in Section 6.9 of the UDO, the
 34 following specific standards shall apply to the Project:
- 35 i. 1 space shall be required for every 750 sq.ft. of office space;
- 36 ii. 1 space per 3,000 sq.ft. of additional indoor area (exclusive of office area).

- 1 f. **Signage:** In addition to the standards contained in Section 6.12 of the UDO, the
2 following specific standards shall apply to the Project:
- 3 i. Signs shall be permitted consistent with the approved sign master plan for
4 the project;
- 5 ii. Final location/size shall be reviewed/approved by staff as part of a site plan
6 submitted in accordance with Section 2.5 of the UDO and the conditions
7 contained herein.
- 8 g. **Lighting:** In addition to the standards contained in Section 6.11 of the UDO, the
9 following specific standards shall apply to the Project:
- 10 i. All lighting shall be full-cut off fixtures;
- 11 ii. Lighting in parking areas shall observe a height limit of 45 ft.;
- 12 iii. All lighting shall comply with maximum foot-candle limits at property lines
13 as noted in Section 6.11.6.A of the UDO;
- 14 h. **Stream Buffers:** The Project shall comply with the provisions of Section 6.13 of
15 the UDO.
- 16 i. **Stormwater regulations:** The Project shall comply with the provisions of Section
17 6.14 of the UDO.
- 18 j. **Erosion Control regulations.** The Project shall comply with the provisions of
19 Section 6.15 of the UDO.
- 20 k. **Flood regulations:** The Project shall comply with the provisions of Section 6.21
21 of the UDO.
22

23 **VI. PERMITTED AND PROHIBITED LAND USES:**

- 24 a. **Manufacturing:** Land uses category associated with assembly, repair or servicing
25 of industrial, business, or consumer machinery, equipment, products, or by-
26 products mainly by providing centralized services for separate retail outlets.
27 Contractors and building maintenance services and similar uses perform services
28 off-site.
- 29 Permitted uses, by way of example and not limitation, include the following:
- 30 i. Bottling.
- 31 ii. Brewery, winery, distillery, cidery with tasting/sampling facilities and
32 associated retail sales.
- 33 iii. Bus or rail transit vehicle maintenance or storage facility.
- 34 iv. Contractors storage including janitorial and building maintenance service,
35 exterminator, or other maintenance yard or facility, building, heating,
36 plumbing, landscaping or electrical contractor and others who perform
37 services off-site, but store equipment and materials or perform fabrication
38 or similar work on-site.
- 39 v. Food and beverage products.

- 1 vi. Lawn, tree or garden service.
- 2 vii. Laundry, dry-cleaning, and carpet cleaning plants.
- 3 viii. Leather and leather products except tanning.
- 4 ix. Sheet metal, welding, machine, tool repair shop or studio.
- 5 x. Stone, clay, glass, and concrete products.
- 6 xi. Woodworking, including cabinet makers and furniture manufacturing.
- 7 xii. Fabricated metal products and machinery.
- 8 xiii. Industrial sign-making.
- 9 xiv. Manufactured or modular housing sales.
- 10 xv. Primary metal manufacturing.
- 11
- 12 b. **Light Manufacturing:** Land use category associated with facilities conducting
- 13 light manufacturing operations within a fully-enclosed building.
- 14 Permitted uses include by way of example and no limitation, the following:
- 15 i. Clothing, textile apparel manufacturing.
- 16 ii. Facilities engaged in the assembly, design, repair or testing of: analyzing
- 17 or scientific measuring instruments; semiconductor and related solid state
- 18 devices, including but not limited to clocks, integrated microcircuits;
- 19 jewelry, medical, musical instruments, photographic or optical instruments;
- 20 and timing instruments.
- 21 iii. Office showroom/warehouse.
- 22 iv. Printing, publishing, and lithography.
- 23 v. Production of artwork and toys, graphic design sign-making, movie
- 24 production facility, photofinishing laboratory.
- 25 vi. Repair of scientific or professional instruments and electric motors.
- 26 c. **Research and Development:** Land use category associated with facilities
- 27 focused primarily on the research and development of new products. This includes
- 28 associated manufacturing operation(s) for said products.
- 29 Permitted uses include by way of example and not limitation the following:
- 30 i. Laboratories, offices and other facilities used for research and
- 31 development by or for any individual, organization or concern, whether
- 32 public or private.
- 33 ii. Prototype production facilities that manufacture a limited amount of a
- 34 product in order to fully investigate the merits of such a product.
- 35 iii. Pilot plants used to test manufacturing processes planned for use in
- 36 production elsewhere.
- 37 d. **Warehousing/Storage:** Land use category associated with facilities providing
- 38 separate storage areas for personal or business use designed to allow private
- 39 access by the tenant for storing or removing personal property.

1 Permitted uses include by way of example and not limitation the following:

- 2 i. Warehouse, self-service.
- 3 ii. Fully enclosed indoor multi-story storage.
- 4 iii. Mini-warehouse.

- 5 e. **Warehousing/Distribution Services:** Land use category associated with
6 facilities involved in the storage or movement of goods for themselves or other
7 firms. Goods are generally delivered to other firms or the final consumer with little
8 on-site sales activity to customers.

9 Permitted uses include by way of example and not limitation the following:

- 10 i. Bulk storage, including nonflammable liquids, cold storage plants, including
11 frozen food lockers, household moving and general freight storage,
12 separate warehouse used by retail store such as furniture or appliance
13 store.
- 14 ii. Commercial packing for fruits and vegetables.
- 15 iii. Distribution facility, central postal facility.
- 16 iv. Freight, service facility.
- 17 v. Parcel services.
- 18 vi. Transfer and storage business where there are no individual storage areas
19 or where employees or automation are the primary movers of the goods to
20 be stored or transferred.
- 21 vii. Trailer storage, drop off lot.
- 22 viii. Truck or motor freight terminal, cross-docking or service facility.
- 23 ix. Trucking operation.
- 24 x. Warehouse.

- 25 f. **Wholesale Trade:** Land use category associated with facilities involved in the
26 sale, lease, or rent of products to industrial, institutional or commercial businesses.
27 The use emphasizes on-site sales or order-taking and often includes display areas.
28 Businesses may or may not be open to the general public. Products may be picked
29 up on-site or delivered to the customer.

30 Permitted uses include by way of example and not limitation the following:

- 31 i. Mail-order house.
- 32 ii. Sale or rental of machinery, equipment, heavy equipment, building
33 materials, special trade tools, welding supplies, machine parts, electrical
34 supplies, plumbing supplies, janitorial supplies, restaurant equipment and
35 store fixtures.
- 36 iii. Wholesale sales of food, clothing, auto parts, building hardware and similar
37 products.
38

- 1 g. **Other Facilities:** including by way of example and not limitation, the following:
- 2 i. Customary Accessory Uses to Principal land uses developed on-site
- 3 ii. Government Facilities and Office Buildings
- 4 iii. Government Protective Services
- 5 iv. Bus Passenger Shelter,
- 6 v. Surface and structure parking as principal use
- 7 vi. Mail kiosks for central mail pick-up,
- 8 vii. Elevated Water Storage Tanks.
- 9 viii. Public open space for use of on-site businesses, employees of same, and
- 10 customers rather than the general public.
- 11 ix. Natural and man-made pedestrian/bicycle paths
- 12 h. **Prohibited Land Uses:** The following land use categories and/or specific land
- 13 uses are expressly prohibited from developing within the Project:
- 14 i. Animal Slaughtering and Processing;
- 15 ii. Vegetable Fats/Oil Manufacturing and Processing;
- 16 iii. Concrete Batching Plant;
- 17 iv. Leather and Hide Tanning;
- 18 v. Petroleum and Coal Processing, Preparation, and Distribution including but
- 19 not limited to Asphalt Plants;
- 20 vi. Pulp, Paper, and Paperboard Mills;
- 21 vii. Sawmills;
- 22 viii. Mining;
- 23 ix. Landfills;
- 24 x. Body alteration (i.e. tattoo artist, body piercing, etc.);
- 25 xi. Cemetery;
- 26 xii. Crematoria;
- 27 xiii. Funeral Home;
- 28 xiv. Pawnshop/Payday Loan.
- 29 xv. Junk/Salvage yard;
- 30 xvi. Massage Business; and
- 31 xvii. Sexually Oriented Business.
- 32

1 VII. **UTILITIES:** In addition to the requirements of Section 6.20 *Public Sewer Connection* of
2 the UDO, required utility extensions and/or connections shall abide by the following:

- 3 a. Development within the Project shall be served by public water and sewer services
4 as provided and maintained by the Town of Hillsborough; additional and/or
5 alternative water and/or wastewater systems shall not be permitted.
- 6 b. A written, signed agreement between a developer, Orange County, and the Town
7 of Hillsborough shall be executed describing the timing, phasing, design, and
8 financing of public water distribution and public sanitary sewer collection mains;
- 9 c. Water systems and water pressure shall comply with all applicable Town of
10 Hillsborough utility standards, building, and fire codes based on the proposed land
11 use;
- 12 d. Sizing/looping of utility lines shall be based on the proposed development,
13 including water flow test data and shall be reviewed and approved by County staff,
14 Town of Hillsborough Planning Director, and the Town of Hillsborough Utility
15 Director;
- 16 e. Fire-flow test(s) of all installed hydrants shall be conducted, in coordination with
17 the Town of Hillsborough and Orange County Emergency Services, to ensure
18 compliance with applicable State Fire Code standards;
- 19 f. The Orange County and Town of Hillsborough Fire Marshal, in consultation with
20 the Town of Hillsborough Utility Director, shall review and approve location(s) of
21 proposed water lines prior to the initiation of land disturbing activity. Sizing of said
22 lines shall be based on the proposed development, including water flow test data.

23
24 VIII **OTHER:**

- 25 a. No permanent fuel or chemical storage shall occur within 30 ft. of a
26 floodplain/stream buffer established consistent with the provisions of Section 6.13
27 of the County UDO.
- 28 b. A minimum of 2 electrical vehicle charging stations shall be installed for every
29 building constructed on-site. Additional stations may be proposed as part of the
30 site plan review process.
- 31 c. All commercial freight vehicles, regardless of engine type, within the Project shall
32 be prohibited from idling for more than 1 consecutive minute.

33 The provisions of subsection (C) above shall not apply when:

- 34 i. A vehicle is forced to remain motionless because of traffic or adverse
35 weather conditions affecting the safe operation of the vehicle;
- 36 ii. A vehicle is being operated for emergency or law enforcement
37 purposes;

1 SEAL

2
3
4 Clerk to the Board of Commissioners

5
6 **7. Reports**
7 **NONE**

8
9
10 **8. Consent Agenda**

- 11
12 • **Removal of Any Items from Consent Agenda**
13 **None**
14
15 • **Approval of Remaining Consent Agenda**

16
17 A motion was made by Commissioner Bedford, seconded by Commissioner McKee to
18 approve the consent agenda.

19
20 Chair Rich called each Commissioner by name (roll call).

21
22 **VOTE: UNANMIOUS**

23
24 **a. Minutes**

25 The Board approved the draft minutes from September 10, 15 and 22, 2020 as submitted by the
26 Interim Clerk to the Board.

27 **b. Fiscal Year 2020-21 Budget Amendment #2**

28 The Board approved the budget, grant, and capital project ordinance amendment #2 for fiscal
29 year 2020-21 for Planning and Inspections Department; County Capital Project – Veterans'
30 Memorial; Housing and Community Development; Board of Elections; Orange County
31 Transportation Services; Health Department; County Capital Project – Emergency Services
32 Remediation and HVAC Projects; Sheriff's Office; Department on Aging; County Manager/Arts
33 Commission; and Orange County Schools. (*ORD-2020-023*)

34 **c. North Carolina Governor's Highway Safety Program – Orange County Sheriff's Office**
35 **Traffic Safety Project and Approval of Budget Amendment # 2-A**

36 The Board adopted a resolution, which is incorporated by reference, recognizing federal funding
37 for traffic safety projects to the Sheriff's Office; and approved Budget Amendment # 2-A; and
38 authorized the Chair to sign the Resolution. (*RES-2020-066 and ORD-2020-024*)

39 **d. North Carolina Housing Finance Agency (NCHFA) Urgent Repair Program (URP20)**
40 **Award and Updates to ESFRLP20 Assistance Policy**

41 The Board approved the 2020 Urgent Repair Program (URP20) Assistance Policy, updated
42 2020 Essential Single-Family Rehabilitation Loan Pool (ESFRLP20) Assistance Policy, and
43 updated Orange County Procurement and Disbursement Policy for all housing rehab Programs
44 and to authorized the County Manager to sign the Funding and Written Agreement for the
45 URP20 award from the North Carolina Housing Finance Agency (NCHFA).

46 **e. Advisory Boards and Commissions – Appointments**

47 The Board approved the Advisory Boards and Commissions appointments as reviewed and
48 discussed during the October 8, 2020 Work Session.

49 **f. Change in BOCC Meeting Schedule for 2020**

50 The Board approved changes to the Board of Commissioners' meeting calendar for 2020
51 making the remaining 2020 BOCC meetings virtual.

1
2 **9. County Manager's Report**
3 NONE

4
5
6 **10. County Attorney's Report**
7 NONE

8
9 **11. * Appointments**
10 NONE

11
12 **12. Information Items**

- 13
14 • October 6, 2020 BOCC Meeting Follow-up Actions List

15
16 **13. Closed Session**
17 NONE

18
19 **14. Adjournment**

20
21 A motion was made by Commissioner Price, seconded by Commissioner McKee to
22 adjourn the meeting.

23
24 Michael Harvey said Commissioner McKee referred to a community meeting earlier this
25 evening regarding Efland Station. He said Planning Staff is also holding a session as a follow
26 up to the community meeting, and providing the general public with an update. He said more
27 information will be sent out.

28 Chair Rich asked if 4 or more Commissioners were to attend a meeting, would it be
29 considered a quorum.

30 John Roberts said yes, and if this were to happen some kind of notification would need
31 to be made.

32 Greg Wilder said the Clerk's office will work with the BOCC and the Attorney's office on
33 this issue.

34
35 **VOTE: UNANMIOUS**

36
37 The meeting was adjourned at 9:58 p.m.

38
39
40 Penny Rich, Chair

41
42
43 Allen Coleman
44 Assistant Deputy Clerk II

45
46 Submitted for Approval by Gregory A. Wilder, Interim Clerk to the Board

ORD-2020-027

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: November 17, 2020

**Action Agenda
Item No.** 8-b

SUBJECT: Fiscal Year 2020-21 Budget Amendment #4

DEPARTMENT: Finance and Administrative Services

ATTACHMENT(S):

- Attachment 1. Budget As Amended Spreadsheet
- Attachment 2. Year-to-Date Budget Summary
- Attachment 3. Efland Volunteer Fire Department Letter of Request

INFORMATION CONTACT:

Paul Laughton, (919) 245-2152
Gary Donaldson, (919) 245-2453

PURPOSE: To approve budget and capital project ordinance amendments for fiscal year 2020-21.

BACKGROUND:

Health Department

1. The Orange County Health Department has received \$135,321 from the FY 2016-17 Final Medicaid Cost Settlement Funds. These funds will be appropriated to the Medicaid Maximization account to support capital renovation projects for the medical and dental clinics. This budget amendment provides for the receipt of these funds and amends the following capital project ordinance:

Medicaid Maximization (\$135,321) - Project # 30012

Revenues for this project:

	Current Budget FY 2020-21	FY 2020-21 Amendment	FY 2020-21 Revised Budget
Medicaid Maximization Funds	\$11,579,162	\$135,321	\$11,714,483
Total Project Funding	\$11,579,162	\$135,321	\$11,714,483

Appropriated for this project:

	Current Budget FY 2020-21	FY 2020-21 Amendment	FY 2020-21 Revised Budget
Medicaid Maximization Project	\$11,579,162	\$135,321	\$11,714,483
Total Costs	\$11,579,162	\$135,321	\$11,714,483

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goal is applicable to this item:

- **GOAL: ENSURE ECONOMIC SELF-SUFFICIENCY**
The creation and preservation of infrastructure, policies, programs and funding necessary for residents to provide shelter, food, clothing and medical care for themselves and their dependents.

Efland Volunteer Fire Department

2. The Efland Volunteer Fire Department has requested a portion (\$100,000) of their district's available unassigned fund balance for a down payment to replace a 21 year old fire engine. With this appropriation, approximately \$11,011 remains in the district's unassigned fund balance. This budget amendment provides for the appropriation of \$100,000 from the district's fund balance for the above stated purpose. (See *Attachment 1, column #1 and Attachment 3*)

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goal is applicable to this agenda item:

- **GOAL: CREATE A SAFE COMMUNITY**
The reduction of risks from vehicle/traffic accidents, childhood and senior injuries, gang activity, substance abuse and domestic violence.

Criminal Justice Resource Department

3. The Orange County Criminal Justice Resource Department has received notification from the Orange County Alcoholic Beverage Control (ABC) Board of an increase in grant funds of \$7,500 to fully fund the department's original FY 2020-21 request to the ABC Board for operational drug court expenses. This budget amendment provides for the receipt of these additional funds. (See *Attachment 1, column #2*)

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goals are applicable to this agenda item:

- **GOAL: CREATE A SAFE COMMUNITY**
The reduction of risks from vehicle/traffic accidents, childhood and senior injuries, gang activity, substance abuse and domestic violence.
- **GOAL: FOSTER A COMMUNITY CULTURE THAT REJECTS OPPRESSION AND INEQUITY**
The fair treatment and meaningful involvement of all people regardless of race or color; religious or philosophical beliefs; sex, gender or sexual orientation; national origin or ethnic background; age; military service; disability; and familial, residential or economic status.

Coronavirus Relief Funding (CRF) – Round 2 Technical Amendment

4. As part of the Round 2 Coronavirus Relief Funding (CRF), the Town of Chapel Hill received \$806,852 as their per capita allocation. The Town has allocated \$349,077 of these funds back to the Orange County Housing and Community Development Department, with

\$55,206 to be used toward Emergency Housing Assistance (EHA)/Housing Helpline personnel expenses, and \$293,871 to be used toward the County's Housing Stabilization efforts. This budget amendment provides for the receipt of these funds from the Town of Chapel Hill for the above stated purposes. *(See Attachment 1, column #3)*

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goal is applicable to this item:

- **GOAL: ENSURE ECONOMIC SELF-SUFFICIENCY**

The creation and preservation of infrastructure, policies, programs and funding necessary for residents to provide shelter, food, clothing and medical care for themselves and their dependents.

Housing and Community Development

5. The Department of Housing and Community Development has received notification of a \$900,000 Community Development Block Grant (CDBG) award from the North Carolina Department of Commerce, Rural Economic Development Division. These North Carolina CDBG Coronavirus (CDBG-CV) Program grant funds will be used to provide eviction and homelessness prevention. This budget amendment provides for the receipt of these grant funds for the above stated purposes. *(See Attachment 1, column #4)*

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goals are applicable to this item:

- **GOAL: ENSURE ECONOMIC SELF-SUFFICIENCY**

The creation and preservation of infrastructure, policies, programs and funding necessary for residents to provide shelter, food, clothing and medical care for themselves and their dependents.

- **GOAL: FOSTER A COMMUNITY CULTURE THAT REJECTS OPPRESSION AND INEQUITY**

The fair treatment and meaningful involvement of all people regardless of race or color; religious or philosophical beliefs; sex, gender or sexual orientation; national origin or ethnic background; age; military service; disability; and familial, residential or economic status.

ENVIRONMENTAL IMPACT: There are no Orange County Environmental Responsibility Goal impacts associated with these agenda items.

FINANCIAL IMPACT: Financial impacts are included in the background information above. This budget amendment provides for the receipt of these additional funds in FY 2020-21 and increases the General Fund by \$7,500; increases the Fire District Fund by \$100,000; increases the Multi-year Capital Projects Fund by \$135,321, and increases the Community Development Fund by \$1,249,077.

RECOMMENDATION(S): The Manager recommends the Board approve the budget and capital project ordinance amendments for fiscal year 2020-21.

Attachment 1. Orange County Proposed FY 2020-21 Budget Amendment

The FY 2020-21 Orange County Budget Ordinance is amended as follows:

Original Budget	Encumbrance Carry Forwards	Budget as Amended	Budget as Amended Through BOA #3	BOCC approval of a transfer of funds from the County's Health Insurance Reserve to a Pandemic Response Payment account to be distributed to departments' personnel line items according to the amount of payment required in each department	Budget as Amended Through BOA #3-A	#1 Efland Volunteer Fire Department - BOCC approved appropriation of \$100,000 from the district's unassigned fund balance for a down payment toward the purchase of a fire engine	#2 Criminal Justice Resource Department - receipt of an additional \$7,500 in ABC Board grant funds to be used for operational drug court expenses	#3 Coronavirus Relief Funding Technical Amendment - receipt of funds totaling \$349,077 from the Town of Chapel Hill from a portion of their per capita allocation of Round 2 Coronavirus Relief Funds to be used toward EHA/Housing Helpline personnel expenses, and toward Housing Stabilization efforts	#4 Housing and Community Development - receipt of a \$900,000 Community Development Block Grant award from the North Carolina Department of Commerce to provide eviction and homelessness prevention	Budget as Amended Through BOA #4
General Fund Revenue										
Property Taxes	\$ 167,694,880	\$ -	\$ 167,694,880	\$ 167,694,880	\$ -	\$ 167,694,880	\$ -	\$ -	\$ -	\$ 167,694,880
Sales Taxes	\$ 23,827,353	\$ -	\$ 23,827,353	\$ 23,827,353	\$ -	\$ 23,827,353	\$ -	\$ -	\$ -	\$ 23,827,353
License and Permits	\$ 274,550	\$ -	\$ 274,550	\$ 274,550	\$ -	\$ 274,550	\$ -	\$ -	\$ -	\$ 274,550
Other	\$ 1,265,770	\$ -	\$ 1,265,770	\$ 1,258,270	\$ -	\$ 1,258,270	\$ 7,500	\$ -	\$ -	\$ 1,265,770
Intergovernmental	\$ 17,710,005	\$ -	\$ 17,710,005	\$ 23,518,782	\$ -	\$ 23,518,782	\$ 7,500	\$ -	\$ -	\$ 23,526,282
Charges for Service	\$ 12,645,090	\$ -	\$ 12,645,090	\$ 12,645,090	\$ -	\$ 12,645,090	\$ -	\$ -	\$ -	\$ 12,645,090
Investment Earnings	\$ 515,000	\$ -	\$ 515,000	\$ 515,000	\$ -	\$ 515,000	\$ -	\$ -	\$ -	\$ 515,000
Miscellaneous	\$ 2,624,009	\$ -	\$ 2,624,009	\$ 3,168,653	\$ -	\$ 3,168,653	\$ -	\$ -	\$ -	\$ 3,168,653
Transfers from Other Funds	\$ 5,486,817	\$ -	\$ 5,486,817	\$ 5,631,817	\$ 990,000	\$ 6,621,817	\$ -	\$ -	\$ -	\$ 6,621,817
Fund Balance	\$ 8,268,603	\$ -	\$ 8,268,603	\$ 7,977,302	\$ -	\$ 7,977,302	\$ -	\$ -	\$ -	\$ 7,977,302
Total General Fund Revenues	\$ 239,046,307	\$ -	\$ 239,046,307	\$ 245,253,427	\$ 990,000	\$ 246,243,427	\$ 7,500	\$ -	\$ -	\$ 246,250,927

Expenditures										
Non-Departmental	\$ 687,264	\$ -	\$ 687,264	\$ 1,557,717	\$ 990,000	\$ 2,547,717	\$ -	\$ (349,077)	\$ -	\$ 2,198,640
Support Services	\$ 12,773,209	\$ -	\$ 12,773,209	\$ 14,698,254	\$ 990,000	\$ 15,688,254	\$ -	\$ (349,077)	\$ -	\$ 15,339,177
General Government	\$ 25,639,107	\$ -	\$ 25,639,107	\$ 26,094,128	\$ -	\$ 26,094,128	\$ -	\$ -	\$ -	\$ 26,094,128
Community Services	\$ 14,322,250	\$ -	\$ 14,322,250	\$ 14,667,196	\$ -	\$ 14,667,196	\$ -	\$ -	\$ -	\$ 14,667,196
Human Services	\$ 41,614,328	\$ -	\$ 41,614,328	\$ 42,915,308	\$ -	\$ 42,915,308	\$ -	\$ -	\$ -	\$ 42,915,308
Criminal Justice Resource Department	\$ 735,949	\$ -	\$ 735,949	\$ 777,665	\$ -	\$ 777,665	\$ 7,500	\$ -	\$ -	\$ 785,165
Public Safety	\$ 27,994,203	\$ -	\$ 27,994,203	\$ 28,189,919	\$ -	\$ 28,189,919	\$ 7,500	\$ -	\$ -	\$ 28,197,419
Education	\$ 111,737,971	\$ -	\$ 111,737,971	\$ 111,857,971	\$ -	\$ 111,857,971	\$ -	\$ -	\$ -	\$ 111,857,971
Transfers Out	\$ 4,965,239	\$ -	\$ 4,965,239	\$ 6,830,651	\$ -	\$ 6,830,651	\$ -	\$ 349,077	\$ -	\$ 7,179,728
Total General Fund Appropriation	\$ 239,046,307	\$ -	\$ 239,046,307	\$ 245,253,427	\$ 990,000	\$ 246,243,427	\$ 7,500	\$ -	\$ -	\$ 246,250,927
	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

Fire District Funds										
Revenues										
Property Tax	\$ 6,497,630	\$ -	\$ 6,497,630	\$ 6,497,630	\$ -	\$ 6,497,630	\$ -	\$ -	\$ -	\$ 6,497,630
Intergovernmental	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Investment Earnings	\$ 9,850	\$ -	\$ 9,850	\$ 9,850	\$ -	\$ 9,850	\$ -	\$ -	\$ -	\$ 9,850
Appropriated Fund Balance	\$ 119,000	\$ -	\$ 119,000	\$ 244,000	\$ 100,000	\$ 244,000	\$ -	\$ -	\$ -	\$ 344,000
Total Fire Districts Fund Revenue	\$ 6,626,480	\$ -	\$ 6,626,480	\$ 6,751,480	\$ 100,000	\$ 6,751,480	\$ -	\$ -	\$ -	\$ 6,851,480
Expenditures										
Remittance to Fire Districts	\$ 6,626,480	\$ -	\$ 6,626,480	\$ 6,751,480	\$ 100,000	\$ 6,751,480	\$ -	\$ -	\$ -	\$ 6,851,480

Community Development Fund (Housing Displacement Program)										
Revenues										
Transfer from General Fund	\$ 75,000	\$ -	\$ 75,000	\$ 1,535,210	\$ -	\$ 1,535,210	\$ -	\$ 293,871	\$ -	\$ 1,829,081
Intergovernmental	\$ -	\$ -	\$ -	\$ 937,803	\$ -	\$ 937,803	\$ -	\$ -	\$ 810,000	\$ 1,747,803
Total Revenues	\$ 75,000	\$ -	\$ 75,000	\$ 2,473,013	\$ -	\$ 2,473,013	\$ -	\$ 293,871	\$ 810,000	\$ 3,576,884
Expenditures										
Housing Displacement Program	\$ 75,000	\$ -	\$ 75,000	\$ 2,473,013	\$ -	\$ 2,473,013	\$ -	\$ 293,871	\$ 810,000	\$ 3,576,884

Community Development Fund (Homelessness Partnership)										
Revenues										
General Government Revenue	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Intergovernmental	\$ 271,716	\$ -	\$ 271,716	\$ 466,716	\$ -	\$ 466,716	\$ -	\$ -	\$ 90,000	\$ 556,716
Appropriated Fund Balance	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Transfer from General Fund	\$ 91,603	\$ -	\$ 91,603	\$ 146,805	\$ -	\$ 146,805	\$ -	\$ 55,206	\$ -	\$ 202,011
Total Revenues	\$ 363,319	\$ -	\$ 363,319	\$ 613,521	\$ -	\$ 613,521	\$ -	\$ 55,206	\$ 90,000	\$ 758,727
Expenditures										
Homelessness Partnership Program	\$ 363,319	\$ -	\$ 363,319	\$ 613,521	\$ -	\$ 613,521	\$ -	\$ 55,206	\$ 90,000	\$ 758,727

Year-To-Date Budget Summary

Fiscal Year 2020-21

General Fund Budget Summary

Original General Fund Budget	\$239,046,307
Additional Revenue Received Through Budget Amendment #4 (November 17, 2020)	
Grant Funds	\$1,200,288
Non Grant Funds	\$6,295,633
General Fund - Fund Balance for Anticipated Appropriations (i.e. Encumbrances)	\$0
General Fund - Fund Balance Appropriated to Cover Anticipated and Unanticipated Expenditures	(\$291,301)
Total Amended General Fund Budget	\$246,250,927
Dollar Change in 2020-21 Approved General Fund Budget	\$7,204,620
% Change in 2020-21 Approved General Fund Budget	3.01%

Paul:
includes 0.4 FTE time-limited increase of the current Emergency Preparedness Coordinator (BOA #2)

Paul:
includes 1.0 FTE Rapid Rehousing Case Manager; 2.0 FTE Peer Support Specialists; .375 FTE increase of Programs Coordinator; 3.0 FTEs time-limited Social Work positions; and 1.0 FTE time-limited Harm Reduction Clinical Coordinator (BOA #1)

Authorized Full Time Equivalent Positions

Original Approved General Fund Full Time Equivalent Positions	940.480
Original Approved Other Funds Full Time Equivalent Positions	97.950
Total Approved Full-Time-Equivalent Positions for Fiscal Year 2020-21	1,038.430



**Efland Volunteer Fire Department
PO Box 39 Efland North Carolina 27243
(919)732-8941**

October 29, 2020

To whom it may concern

The Efland Fire Department Request 100,000.00 from our Reserve Fund to put a down payment to purchase A Pierce fire engine total cost 541,000.00

Ronnie McAdams

A handwritten signature in black ink, appearing to read "Ronnie McAdams", written over a horizontal line.

**Board President Efland fire Department
PO Box 39
Efland NC 27143
919-732-8941**

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: November 17, 2020

**Action Agenda
Item No. 8-c**

SUBJECT: Upward Mobility Proposal

DEPARTMENT: Social Services

ATTACHMENT(S):

INFORMATION CONTACT:

Travis Myren, Deputy County Manager
Nancy Coston, Social Services Director

PURPOSE: To authorize the submission of a grant application to join the *Boosting Upward Mobility from Poverty Cohort* through the Urban Institute and to express the Board's ongoing support of this initiative if Orange County is selected to participate.

BACKGROUND: Earlier this year Orange County through its human service team submitted an initial application to join the Urban Institute's cohort of county governments in the Upward Mobility Cohort. Each county in the cohort will develop a local Mobility Action Plan. The Urban Institute will provide technical assistance and resources to assist this work, particularly community engagement and identification of valid mobility metrics.

Based on this initial work, the Urban Institute did include Orange in the counties invited to submit a proposal to be part of the nationwide cohort. For selection, we must demonstrate commitment to mobility from poverty as well as commitment to addressing structural barriers facing communities of color.

The Deputy County Manager and the Social Service Director are leading the human service team developing this proposal. The proposal must be submitted by November 24, 2020, and requires demonstrated support from the local governing board.

Orange County's participation in this cohort will further the goals of the community, particularly in finding ways to support low-income residents while promoting racial equity.

FINANCIAL IMPACT: There is no financial impact.

SOCIAL JUSTICE IMPACT:

- **FOSTER A COMMUNITY CULTURE THAT REJECTS OPPRESSION AND INEQUITY**
The fair treatment and meaningful involvement of all people regardless of race or color; religious or philosophical beliefs; sex, gender or sexual orientation; national origin or

ethnic background; age; military service; disability; and familial, residential or economic status.

- **ENSURE ECONOMIC SELF-SUFFICIENCY**

The creation and preservation of infrastructure, policies, programs and funding necessary for residents to provide shelter, food, clothing and medical care for themselves and their dependents.

ENVIRONMENTAL IMPACT: There is no environmental impact associated with this item.

RECOMMENDATION(S): The Manager recommends that the Board vote to authorize the submission of a grant application to join the *Boosting Upward Mobility from Poverty Cohort* through the Urban Institute and to express the Board's ongoing support of this initiative if Orange County is selected to participate.

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: November 17, 2020

**Action Agenda
Item No. 8-d**

SUBJECT: Contract for Orange County Fire Marshal Division to Provide Fire Code Enforcement in Town Limits of Hillsborough

DEPARTMENT: Emergency Services Fire
Marshal Division

ATTACHMENT(S):
Draft Agreement

INFORMATION CONTACT:
Jason B. Shepherd, Fire Marshal -
919-245-6151
Dinah Jeffries, Emergency Services
Director - 919-245-6123
Margaret Hauth, Planning Director Town
of Hillsborough - 919-296-9471

PURPOSE: To approve an agreement between Orange County Fire Marshal Division and the Town of Hillsborough to provide fire code enforcement in the town limits of Hillsborough.

BACKGROUND: The town fire marshal retired September 30, 2020. The town currently has a part time Level 1 fire inspector who works 30 hours a week. The Code of Qualifications Board that oversees fire inspector certification under the North Carolina Office of State Fire Marshal sets limitations on the scope of fire code enforcement. County Fire Marshal staff has capability to provide fire code enforcement without restrictions of occupancy and permitting due to their Level 3 certification. The Town of Hillsborough has requested county staff to support the town with Level 2 and Level 3 fire code enforcement. Due to jurisdictional restrictions for inspection departments, an inter-local agreement shall be in place for county staff to assist the town with fire code enforcement services. Planning Director Margaret Hauth approached the Town Board of Commissioners on Monday, October 26, 2020 and they approved this agreement with Orange County.

Examples of Certification Level for Fire Inspectors

Level I Occupancy

- Business
- Assembly 1 story, 20,000 sf
- Mercantile
- Residential
- Storage S-2
- Factor Industrial F-2
- Utility
- Excluding Highrise*

Note: A Level I fire inspector shall not conduct any plan review on any building, highrise or other.

Level II Occupancy

- Everything in Level I
- Assembly – unlimited
- Educational
- Factory F-1
- Storage S-1
- Excluding Highrise*

Note: A level II fire inspector is authorized to conduct plan review of all occupancies in Level I and II.

Level III Occupancy

- Everything in Levels I and II
- Hazardous
- Institutional
- Highrise
- (Unlimited Occupancies)

Note: A level III fire inspector is authorized to conduct plan review of all occupancies in Level I, II and III.

FINANCIAL IMPACT: Fire inspection services conducted in the town by county staff will generate revenue per the adopted fee schedule for permits and inspections.

SOCIAL JUSTICE IMPACT: The following Social Justice Goal is applicable to this agenda item:

- **Goal: Create a Safe Community**
 - The reduction of risks from vehicle/traffic accidents, childhood and senior injuries, gang activity, substance abuse and domestic violence.

ENVIRONMENTAL IMPACT: There is no environmental impact is associated with this abstract.

RECOMMENDATION(S): The Manager recommends the Board approve the agreement between Orange County Fire Marshal Division and the Town of Hillsborough and authorize the Manager to sign the agreement pending final review by the County Attorney.

**NORTH CAROLINA
ORANGE COUNTY**

**ORANGE COUNTY-TOWN OF HILLSBOROUGH
FIRE INSPECTION SERVICE AGREEMENT**

This AGREEMENT made and entered into this the ____ day of November 2020, by and between Orange County, a local political subdivision of the State of North Carolina (referred to as "County") and the Town of Hillsborough, a North Carolina Municipality, (referred to as "Town"), to conduct and provide oversight for fire code enforcement within Town's jurisdiction as mandated by the State of North Carolina pursuant to the authority contained Chapter 160D of the North Carolina General Statutes.

WHEREAS, the Town has assumed the duties of performing fire inspections through its Fire Inspector of the Level One facilities within the jurisdiction of the Town and requires the County's assistance to conduct and provide oversight for Level Two and Three fire safety inspections.

NOW, THEREFORE, for and in consideration of the mutual terms and agreements hereinafter set forth, the County and the Town do agree as follows:

1. County will carry out, or cause to be carried out, within Town's jurisdiction all fire code enforcement duties outlined in the most recent North Carolina Fire Prevention Code as adopted by the North Carolina Building Code Council. The Town's Level One certified inspector shall perform inspections for Level One facilities only. County staff will conduct the Town Level Two and Level Three certified inspections.
2. The Town Fire Inspector has completed training for Level Two activities and will take the Level Two exam by the end of the calendar year 2020. Once the Town Fire Inspector has received a full Level Two certificate, County shall cease conducting Level Two activities, and the Town Fire Inspector will perform Level Two certified responsibilities.
3. The County will provide oversight, mentoring, and supervision to the Town Fire Inspector to assist in preparing and attaining the State certification for Level Three fire inspections. The County will conduct Level Three inspections until all Level Three facilities have been inspected, the Town has a Level Three certified inspector on staff, or an agreement for all fire inspection services is in place with Orange County. The Town Fire Inspector will not participate in any Level Three fire inspections independent of the County.
4. The Town will share its list and schedule that identifies buildings, structures, and premises, which are of priority for inspections within the Town's jurisdiction.
5. The County Fire Marshal will submit to the Town a copy of each fire safety inspection performed by the County within Town's jurisdiction.
6. The County Fire Marshal will charge and collect fees for inspections and related services

performed under this agreement in accordance with the current fee schedule adopted by the Board of County Commissioners as compensation for assistance to the Town.

7. County will inspect all public school facilities within County's and Town's jurisdictions and all facilities owned by the County.
8. The County will perform plans review in conjunction with the Orange County Planning Department, and the Town Fire Inspector will participate in all levels of plans review and corresponding inspections where a Certificate of Occupancy is issued. This review shall include reviews of any changes made to plans after issuing a building permit and the issuance of a Certificate of Occupancy. A minimum of Level Two certification is required for Level One and Level Two Plans Review, and a Level Three certification is required for Level Three Plans Review.
9. The Town will maintain in full force, and effect all adopted ordinances, codes, regulations in force as of the date of this agreement, unless or until this agreement expires, is terminated, or a decision is made by the Town to fully out-source fire inspection services within the Town's jurisdiction.
10. The Town has assumed responsibility and liability for inspections and enforcement in accordance with the North Carolina Fire Prevention Code for all Level One and facilities inspected by the Town's staff. When the Town's inspector is certified at Level Two, the Town will likewise assume responsibility and liability for inspection and enforcement for Level Two facilities. The County will accept full responsibility and liability for inspections and enforcement in accordance with the North Carolina Fire Prevention Code for all Level Two and Level Three facilities until the Town accepts responsibility or this agreement expires or is terminated.
11. Nothing in this agreement shall prevent appropriate Town agencies or personnel from assisting in the enforcement of the North Carolina Fire Prevention Code and in detecting and reporting such violations as they deem necessary.
12. This agreement will be in effect through June 30, 2021; it may be revised and/or renewed beyond that date if mutually agreed upon in writing by Parties. This agreement may be terminated by either party by giving 90 (ninety) days written notice.

IN WITNESS WHEREOF, the undersigned do hereby cause this agreement to be executed this the _____ day, November 2020.

SIGNATURE PAGE

Orange County, North Carolina

By: _____
Bonnie Hammersley, County Manager

Town of Hillsborough, North Carolina

By: _____
Eric Peterson, Town Manager

This instrument has been pre-audited in the manner required by the Local Government Fiscal and Control Act.

, Town Finance Officer

**ORANGE COUNTY
BOARD OF COMMISSIONERS
ACTION AGENDA ITEM ABSTRACT
Meeting Date: November 17, 2020**

**Action Agenda
Item No. 8-e**

SUBJECT: Amendment to the Contracts of the Attorney, Clerk, and Manager

DEPARTMENT: County Attorney

ATTACHMENT(S):

INFORMATION CONTACT:

John Roberts, County Attorney, 245-2318

PURPOSE: To amend the contracts of the three employees directly hired by the Board of Commissioners to provide a death benefit.

BACKGROUND: Orange County recently suffered the loss of its long-time Clerk, Donna Baker. Upon her passing an examination of her contract revealed that while there was a disability benefit provided to her, and also to the attorney and manager, there was not a death benefit for any of the employees. The Board directed that an amendment be prepared to each of the three contracts providing a death benefit equal to the existing disability benefit. If satisfactory to the Board the following change to the contract language would accomplish this directive.

From:

SECTION 6: DISABILITY

If Employee becomes permanently disabled because of sickness, accident, injury, mental incapacity or another health related issue and is unable to continue to perform the essential duties of the position of [_____], the County shall then have the option to terminate this Employment Agreement subject to the severance provisions as outlined in Section 4B above.

To:

SECTION 6: DISABILITY OR DEATH

If Employee becomes permanently disabled because of sickness, accident, injury, mental incapacity, or another health related issue and is unable to continue to perform the essential duties of the position, the County shall then have the option to terminate this Employment Agreement upon payment of the severance benefit as outlined in Section 4B above to Employee. Should Employee die during the term of employment the severance benefit outlined in 4B above shall be paid to Employee's estate.

FINANCIAL IMPACT: There is no immediate financial impact associated with this action. In the event of the untimely death of one of the three employees the financial impact would be equal to the existing disability severance benefit, which varies by employee.

ENVIRONMENTAL IMPACT: There is no environmental impact associated with this declaration.

SOCIAL JUSTICE IMPACT: There is no social justice impact associated with this declaration.

RECOMMENDATION(S): The Chair recommends the Board approve the amendment language as shown above, authorize the attorney's office to prepare contract amendments reflecting the amended language, authorize the Chair to sign the contract amendments for the manager and attorney, and direct the attorney to include this language in the contract for the clerk at the appropriate time.

BOCC Meeting Follow-up Actions

(Individuals with a * by their name are the lead facilitators for the group of individuals responsible for an item)

Meeting Date	Task	Target Date	Person(s) Responsible	Status
11/5/20	Review and consider request by Commissioner Price regarding a resolution of reparations with the Anniversary of the 13 th Amendment.	12/7/20	Annette Moore	Resolution is being prepared by Annette Moore for a regular Board meeting in December
11/5/20	Review and consider request by Commissioner Rich for a list of Boards and Commissions that BOCC Members are liaisons and if any stipends are included for their involvement.	12/7/20	Greg Wilder	Information Item will be included on a future Board meeting agenda

PLANNING & INSPECTIONS DEPARTMENT
Craig N. Benedict, AICP, Director

Comprehensive Planning
 (919) 245-2575
 (919) 644-3002 (FAX)
 www.orangecountync.gov



131 W. Margaret Lane
 Suite 201
 P. O. Box 8181
 Hillsborough, NC 27278

MEMORANDUM

TO: Board of County Commissioners
FROM: Nishith Trivedi, Transportation Planner
CC: Craig Benedict, Orange County Planning Director
 Tom Altieri, Comprehensive Planning Supervisor
DATE: November 17, 2020
SUBJECT: US 15/501 Corridor Study
ATTACHMENT 1: US 15/501 September 9, 2020 Presentation
ATTACHMENT 2: US 15/501 Orange County Staff Review

This memo provides the Board of County Commissioners an update on the US 15/501 regional corridor study.

The US 15/501 Corridor Study started summer 2018. A website (Reimagining15501.com) was created to encourage public participation throughout the planning process with the following public meetings:

- June 26, 2018 – Workshop
- October 22, 2018 – Workshop, tour, and travel profile report
- October 17, 2019 – Workshop, 3 alternatives discussed, comment forms

There were other public events including pop-up events in Durham and Chapel Hill; online public input map; local boards and commissions; interim reports to MPO Board; and, meetings with staff and elected officials.

The study was later put on hold due to the discontinuation the Durham Orange Light Rail Transit (DO LRT). The discontinuation of the DO LRT required amending the Durham-Chapel Hill-Carrboro Metropolitan Transportation Plan (DCHC MPO MTP) in order for the study to continue.

September 9, 2020, DCHC MPO staff presented the continued US 15/501 corridor study to the MPO Board with updated recommendations – DO LRT removed – and the MPO Board authorized the release of the final report for public comments. Visions of the 4 segments were updated to reflect a new multimodal corridor accommodating transit, bike, ped and auto ([Attachment 1](#)). MPO Board also directed MPO staff to address public and Board comments before they would take action on the study.

From September 9, 2020 to present, MPO staff met with local officials of Chapel Hill and Durham to address their concerns on the study. Orange County was not included in these discussions. MPO staff has provided Orange County Transportation Planning staff a summary of how their concerns are addressed and Orange County Transportation Planning staff has reviewed them ([Attachment 2](#)).

November 3, 2020, Orange County Transportation Planning staff discussed these issues with MPO staff to gain additional information on the US 15/501 study. Summary of the discussion is below:

- Chapel Hill is now publically opposing the widening even though numerous development projects – approved by the city – are almost complete and resulting in increased traffic.
- Durham understands the need for grade separation at Mt. Moriah Road and US 15/501 but sees some challenges to connecting to the internal street network.
 - Grade separation is part of the 2018 adopted Comprehensive Transportation Plan (CTP). An interchange was identified at Southwest Durham Drive as part of the previous corridor study in 1994. Other alternatives have been evaluated since the CTP adoption.
- Transit remains in the study.

November 4, 2020, DCHC MPO Board discussed the study and MPO staff responses to public as well as Board comments. Highlights from the meeting are below:

- Public – New Hope Commons – requests more information on how grade separation will be addressed for US 15/501 and Mt. Moriah Road.
- Chapel Hill representative – corridor is designed around and turning into highway/freeway.
- Chapel Hill representative – requests the study be redone with another consultant.
- Carrboro representative – study is reacting to the pressures for a more urban area.
- Orange County representative – the area does deserve a more urban model with multimodal.
- Durham representative – this area was seen as a mini city with transit-oriented-development.
- Chapel Hill representative – requests study not go forward and other options be explored.

Significance to Orange County

- Orange County is in the process of updating its County Transit Plan and this section of US 15/501 is a small part of the larger strategic transit corridor that connects to other regional corridors like US 54 and I-40, and urban centers like downtown Durham, Duke, UNC and RTP.
 - Without an approved study that provides for multimodal accommodations like this study, this region has less ability with NCDOT to seek multimodal improvements along its corridors.
 - If this study is approved, it would be helpful to inform the recommendations included in the County Transit Plan update.
- Development is increasing in Carrboro and Chapel Hill as more residential and commercial projects are completed, resulting in escalating demands placed on current transportation network which is failing to meet this increased demand.
 - The study continues recommending transit-oriented-development approach to the area as parking garages, large supermarkets, office complexes, etc. attracts more vehicular traffic between the two counties along this regional corridor.
 - Rural roads (e.g. Whitefield Road, Erwin Road) also experience increase traffic as congested urban roads cause rural roads to be become equally congested.
- Like NC-54 West Corridor Study, NCDOT will address their regional corridors that are failing – level of service D-F – to resolve congestion, safety, freight, access, economic development, and other issues using their process.

- Orange County and member jurisdictions may lose more NCDOT support for local projects as NCDOT continues seeing local jurisdictions and MPO not supporting regional improvements.

Orange County Planning staff will reach out to Chapel Hill to request a meeting between the respective elected representatives to the DCHC MPO to discuss Chapel Hill's concerns and coordinate with all other jurisdictions as part of the Orange County Transit Plan update.

If you have any questions regarding the information contained herein, please contact Nishith Trivedi at ntrivedi@orangecountync.gov.

Attachment 1

US 15-501 Corridor Study

DCHC MPO Board Meeting
September 9, 2020

Andy Henry, DCHC

Rachel Gaylord-Miles, WSP

DURHAM - CHAPEL HILL - CARRBORO

DCHC
Metropolitan Planning Organization
Planning Tomorrow's Transportation



Today's Presentation

- Purpose
- Process
- Products
- Recommendations
- Next steps

Purpose

- Key travel corridor, growing demand and travel delay, and changing land use.
- Purpose – coordinate land use and transportation; and, identify multimodal transportation projects for MPO’s long-range plans and TIP (Transportation Improvement Program)



Process

- Project began in 2018
- Project Steering Committee – staff from local governments, NCDOT, transit agencies.
- Extensive public input – corridor tour; three public workshops; pop-up events in Durham and Chapel Hill; online public input map; local boards and commissions; interim reports to MPO Board; and, meetings with staff and elected officials.



Products



Final Report

Final study for release today...

- 1- Full report: highlights from interim report, recommendations with proposed cross-section, and implementation plan
- 2- Conceptual design: high-level drawing on map; demonstrates feasibility
- 3- Summary report: easy to read and reference; graphic based



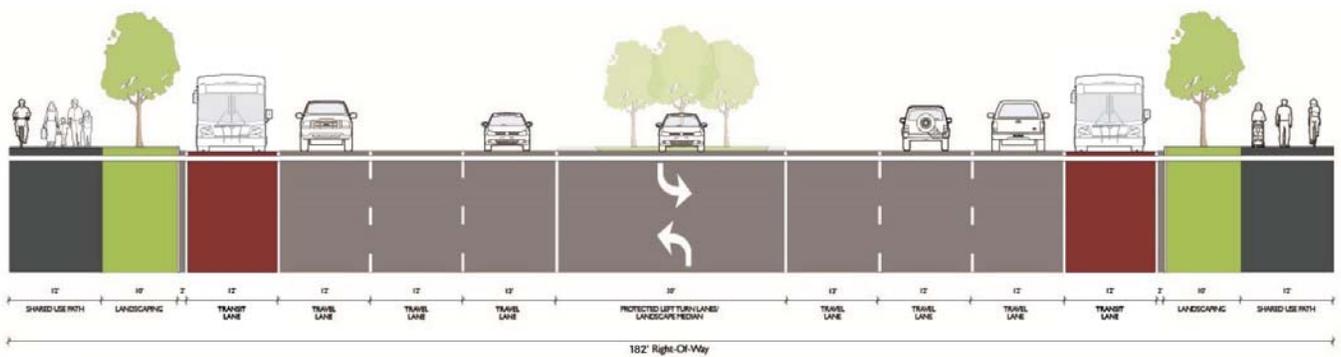
Recommendations



Segment 1

- Ephesus Church Road to I-40
- Vision:
 - *Balance between the conflicting priorities of accessibility and mobility with a design that improves the flow of through traffic, but also provides tools for creating a more urban environment through reduced travel speeds, increasing the number and safety of crossing locations for bicyclists and pedestrians, and streetscaping to provide a more urban feel. High capacity transit service is prioritized with the inclusion of a bus only lane.*

Segment 1

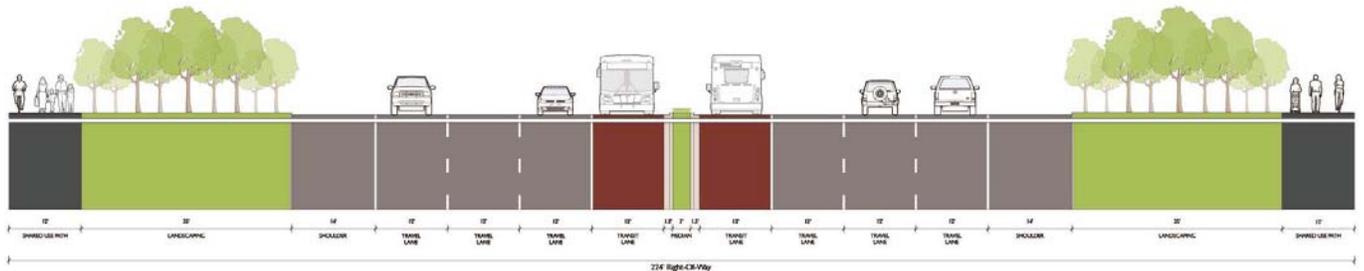


Segment 2

- I-40 to US 15-501 Bypass
- Vision:
 - *Focus is on mobility with a design that focuses on multimodal grade separations, while recommending local street networks within developments adjacent to the corridor for local traffic and bicycle and pedestrian movements along the corridor. High capacity transit service is prioritized with the inclusion of a bus only lane.*



Segment 2

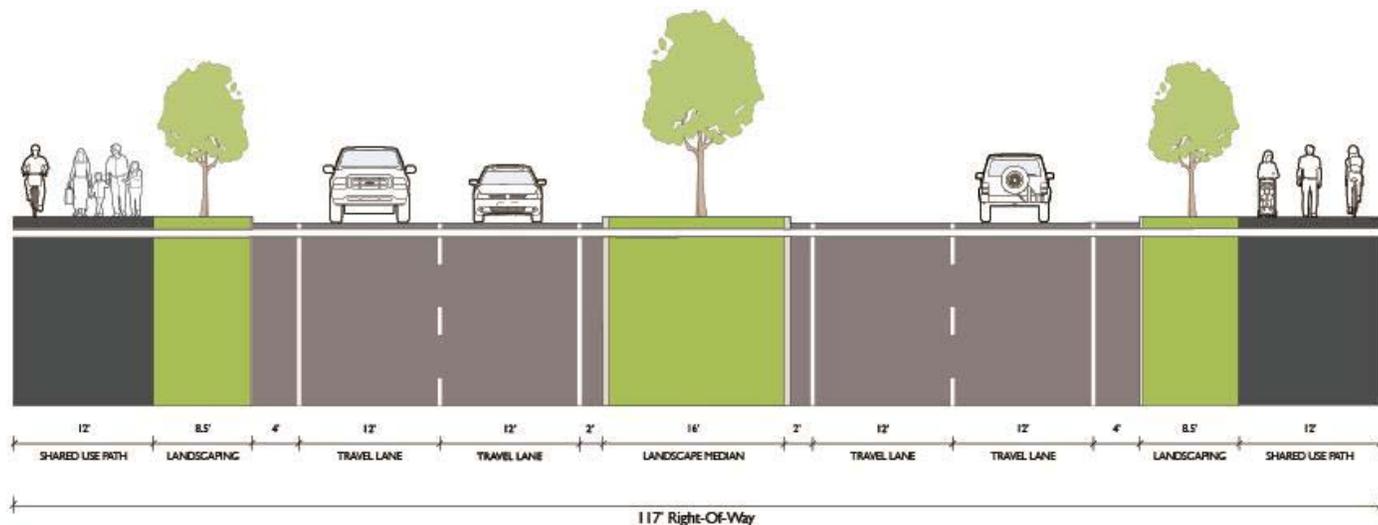


- US 15-501 Bypass to Chapel Hill Road
- Vision:
 - *Aims to provide a more urban cross section that reduces the speed of vehicles and provides a more pedestrian friendly environment with bicycle and pedestrian facilities and land use closer to the corridor. For the entire corridor, capitalize on opportunities to create land use patterns that promote multimodal travel, and incorporate urban design and human-scale design.*

Segment 3



Segment 3



- Chapel Hill Road to University Drive

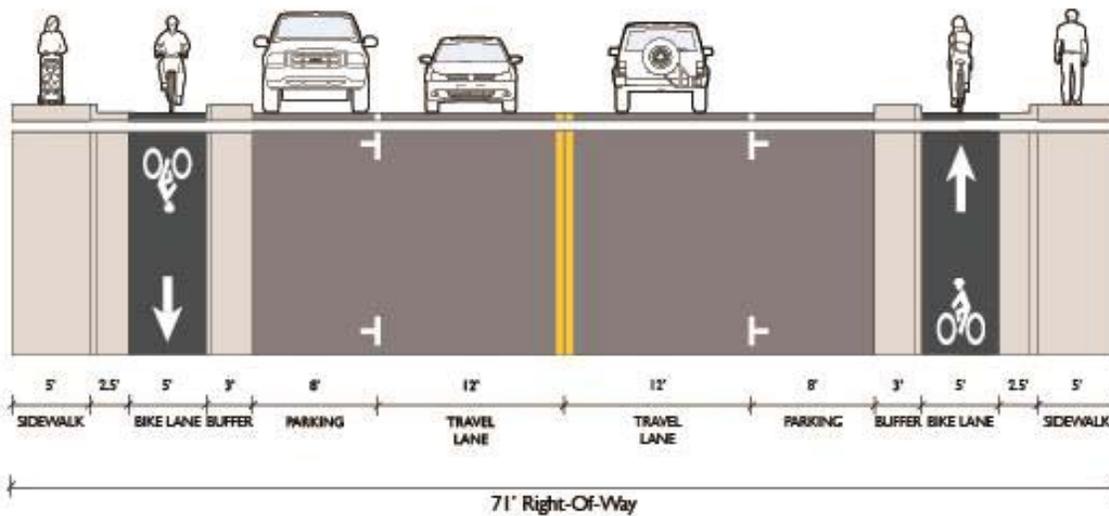
- Vision:

- *Aims to provide a more urban cross section that reduces the speed of vehicles and provides a more pedestrian friendly environment with bicycle and pedestrian facilities and land use closer to the corridor. For the entire corridor, capitalize on opportunities to create land use patterns that promote multimodal travel, and incorporate urban design and human-scale design.*

Segment 4



Segment 4



Implementation



Next Steps

- September 9 – MPO Board release final report for public comment (9/8 through 10/15 = 37 days)
- October 14 – Public hearing
- November 11 – Approve final report
- Include US 15-501 projects in updated and amended long-range plans (MTP and CTP)



US 15/501 Public Comment Summary and DCHC MPO Staff Response

Segment #1 – Ephesus Church Road to I-40 (Chapel Hill)

1. Chapel Hill – Recommended Cross Section for Segment 1 is “bicyclists and pedestrians to safely and comfortably cross, and too car-centric.”
 - a. DCHC MPO Staff – Consultant recommended cross section accommodates transit, walking and cycling. However, a large portion of the growth will go to automobiles given the ample parking lots and structures within the new development.
 - i. Orange County Transportation Planning comments - New development includes – Wegman’s supermarket (construction complete), multi-story apartment in Blue Hill District (construction almost complete), redevelopment of Blue Cross Parcel (construction in-process) and UNC Healthcare facilities, all approved by Chapel Hill.
 - b. DCHC MPO Staff - Staff has discussed the addition of a single bus-only lane in each direction (i.e., resulting in two travel lanes and one bus-only lane in each direction).
 - i. It would not address expected increase in vehicles trips; travel delays will also increase on corridor as well as Erwin Road, Ephesus Church Road, Old Chapel Hill Road and regional corridors like NC-86.
 - ii. Additional single travel lanes were also discussed. However, this alternative is not sufficient for high capacity transit services along the corridor.
 - iii. Orange County Transportation Planning comments – similar to the NC-54 Phase 2 study, increased congestion along Chapel Hill’s portion of US 15/501 will cause increased congestion and safety issues on adjacent and parallel routes like NC-86, which already has multiple crash hotspots in Orange County.
 1. Whether it is car, bus only or both travel, additional lanes will be required simply because of the increased local – residential & economic – development constantly occurring along the corridor.
 2. Chapel Hill currently has a STIP project U-5304 – Capacity Improvements from NC-86 (South Columbia St.) to I-40 – funded by Statewide Mobility with ROW 2029. NCDOT will widen all of US-15/501 as a function of this. The study provides local jurisdiction with leverage as to how widening should take place.
2. RED Transit Lanes – Consultant recommended an option for “outside bus-only lanes as RED transit lanes, which allow all vehicles to use that lane to access driveways and make right-turns, and for emergency vehicle use.”
 - a. DCHC MPO Staff – this is an Operational Solution that can be implemented once the recommended infrastructure [Widening] in the US 15-501 Study is constructed.
 - b. Orange County Transportation Planning comments – Like NC-54 Corridor, NCDOT will not invest in Operational Improvements on ANY corridor when they may end up widening it anyways later.
 - i. NCDOT considers Operation Improvements as short-term solutions and will not be implemented, especially for corridors that currently or will require widening in the future.

- ii. Though the FAST Act has been extended to another year, NCDOT does not have the financial resources for such short term solutions for an economically growing region.

Segment #2 – I-40 to US 15-501 Bypass (includes I-40/US 15-501 interchange)

1. Chapel Hill – Grade Separation – "Mt. Moriah Road, Southwest Durham Drive and the proposed collector road/bridge are changed to at-grade intersection."
 - a. Future Growth – based on high density development, the quadrants (New Hope Commons and Patterson Place) have had grade separation intersections and right-in/right-out at Mt. Moriah road in MPO's plans since 1990.
 - i. The area will eventually redevelop to higher density, multi-story office and medical centers, and possibly have a signature corporate building
 - b. DCHC MPO Staff – all 4 intersections along this segment will experience severe congestion and safety issues and would be extremely dangerous to cyclists and pedestrians. Synchronizing multiple signal phases to accommodate all turning movement will cause greater delays. Interchange further complicates safety and congestion.
 - i. Study recommends interchange at Southwest Durham Drive and grade separation at Mt. Moriah Road and proposed collector road east of Southwest Durham Drive, resulting in improved travel time and safety for all users, especially cyclists and pedestrians for an area that currently has over 52,000 vehicles per day.
 - ii. Transit vehicles will also have faster access to development and improved circulation.
 - c. Orange County Transportation Planning comments – NCDOT STIP I-3306, Widening I-40 and interchange improvements at US 15/50 has already been through extensive public involvement. Staff agrees with study and MPO Staff.
 - i. Orange County Transportation Planning appreciates the thoroughness of Multi-Use Path in the study and its anticipated expansion including those that may connect to the regional [Triangle Bikeway Study](#) currently underway.
 - ii. Orange County Transportation Planning staff was successful in getting the Triangle Bikeway Study expanded to Chapel Hill along NC-54 and onto US-15/501.

General Comment:

Crossing Design

Some comments asked for more details on the designs of the street crossings for cyclists and pedestrians. (E.g. right-on-red turn and raised crosswalks)

These design and operational details are beyond the scope of the US 15-501 Corridor Study and will be determined when the projects are funded and receive more detailed design. These design details can maximize the comfort and safety of the cyclists and pedestrians.