



**Rutherford County Office Building
289 N. Main Street
Rutherfordton, NC 28139**

**Rutherford County
Board of Commissioners
Minutes of June 1, 2020**

**Monday, June 1, 2020
6:00 PM**

I. Call to Order

Chairman King called the June 1, 2020 meeting of the Rutherford County Board of Commissioners to order.

Present: Chairman Bryan King, Vice Chairman Alan Toney, Commissioner Michael Benfield, and Commissioner Eddie Holland.

Present by Telephone: Commissioner Greg Lovelace

A. Pledge of Allegiance

County Attorney Richard Williams led in the Pledge of Allegiance.

B. Agenda Approval

Commissioner Benfield moved to approve the agenda. Vice Chairman Toney seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

II. Public Hearing

A. ID 20- 2466 Public Hearing – Budget for Fiscal Year 2020-2021

At 6:02 P.M. Chairman King opened the public hearing to listen to comments regarding the recommended budget for Fiscal Year 2020-2021.

County Manager Steve Garrison told the Board that the 2020-2021 recommended budget had been formed around the vision, the strategic objectives, and the core values defined in the mission statement created by the Commissioners which is to foster and sustain thriving communities and

improve the quality of life for the citizens they service by maintaining public trust, cultivating strategic partnerships, and creating opportunities to inspire excellence through strategic decision making and sound management. The recommended budget had been presented to the Board at the May 4 meeting as required. The only change that had been made to the recommended budget m was a slight change in E-911 funds.

Manager Garrison said funds continue to be inadequate for the County, the schools, and Isothermal Community College. The budget was balanced with the appropriation of \$400,000 from the general fund fund balance. The total general fund budget is \$69,107.767 with the total budget for all funds being \$90,701,212 and included a 1% increase for the Rutherford County Schools and Isothermal Community College. The tax rate was recommended to remain at 59.70¢ per \$100 valuation.

Revenues will be monitored each quarter as the County enters into the 2020-2021 budget year. The priority goals are (1) to reinstate \$650,000 in Sales Tax Set-Aside funds which is to be used for future capital debt service, (2) to replenish any amount of fund balance used to balance the 2020-2021 budget, and (3) to assess the County's financial capacity at the end of each quarter to adjust appropriations to County departments, schools, Isothermal Community College, and other non-County appropriations.

The 2020-2021 budget recommends that the solid waste tipping fee and availability fee remain the same and that a new Countywide Reycle Availability fee of \$8 per improved property be implemented.

No one else wished to speak

At 6:12 P.M. Chairman King declared the public hearing to be closed.

III. Public Comments

There were no public comments.

IV. Consent Agenda

Commissioner Lovelace moved to approve the Consent Agenda. Commissioner Holland seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

Consent Agenda items approved were:

- A. ID 20-2449 Minutes of Commissioners' Meeting on May 4, 2020**
- B. ID 20-2465 Minutes of Commissioners' Special Meeting on May 13, 2020**
- C. ID 20-2472 Tax Refunds and Releases**
 - Refund amount totaling \$2,377.96
 - Releases greater than \$100 totaling \$6,009.32

Releases less than \$100 totaling \$832.48
(A copy of these tax refunds and releases is typed in the Minute Book.)

V. Commissioners/Appointments

A. ID 20-2471 Appointments to Rutherford County Boards and Commissions

A list of terms that would expire on June 30, 2020 on several Rutherford County boards/commissions was presented. These positions had been advertised and applications had been accepted. The list indicated whether the person currently serving was willing to serve another term.

Vice Chairman Toney made a motion to appoint Ms. Kelly Hudson and Ms. Pat Morgan to the Home and Community Care Block Grant Committee to terms expiring June 30, 2023. Commissioner Benfield seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

Vice Chairman Toney made a motion to appoint Mr. Michael Dalton and Mr. Andy Cobb to the Industrial Facilities and Pollution Control Financing Authority. Commissioner Benfield seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

Commissioner Benfield moved to appoint Ms. Adrienne Becton Marsh, Ms. Taran Long, Mr. Warren Sparrow, Ms. Kim Aldridge, and Mr. Leon Godlock to the Juvenile Crime Protection Committee. Vice Chairman Toney seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

A motion was made by Commissioner Lovelace to appoint Mr. Tommy Holland, Mr. Justin Conner, and Mr. Jimmy Huffstickler to the Planning Commission. Commissioner Benfield seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

Commissioner Benfield made a motion to appoint Mr. David Herndon to the Social Services' Board. Commissioner Holland seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

A motion was made by Commissioner Benfield to appoint Ms. Kitty McCammon, Mr. Dave Long, and Mr. David Hislop to the Tourism Development Authority. Vice Chairman Toney seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

Vice Chairman Toney made a motion to appoint Mr. John Jarrett to the Transit Advisory Board. Commissioner Benfield seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

Commissioner Benfield made a motion to appoint Ms. Donna Hood to the Workforce Development board. Vice Chairman Toney seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

VI. New Business

A. ID 20-2470 Budget Amendments

Finance Director Paula Roach presented budget amendments for the Board's consideration.

Commissioner Benfield moved to approve the budget amendments. Commissioner Holland seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

Budget Amendments June 1, 2020

GENERAL FUND		
Western EMS/Library - Building Repairs	\$ 645	
Sheriff - Vehicle Maintenance	\$ 24,690	
EMS - Vehicle Maintenance	\$ 1,645	
Cooperative Extension - Vehicle Maintenance	\$ 1,000	

Minutes of Rutherford County Commissioners' Meeting on June 1, 2020
Page 5 of 10

Insurance Claims and Dividends		\$ 27,980
*insurance claims received		
Sheriff - Salaries/Overtime	\$ 7,803	
Dept of Justice/US Treasury Reimbursements		\$ 7,803
*reimbursements for mutual assistance		
Sheriff - Project Lifesaver Program	\$ 300	
Project Lifesaver Donations		\$ 300
*donations received		
Sheriff - Equipment Road Patrol	\$ 3,510	
RHI Legacy Foundation Grant - Bikes		\$ 3,510
*grant received for two bikes, racks and associated equipment		
Emergency Management - Equipment/Supplies	\$ 12,694	
NC EMPG Supplemental Grant		\$ 12,694
*additional funding for COVID-19 response		
Emergency Management - Strike Team Project Expenses	\$ 5,000	
Dogwood Health Trust Grant		\$ 5,000
*grant received to support prevention/mitigation of COVID-19 in long-term care facilities		
Animal Control - Supplies		
Maddie's Fund Foster Care Stimulus Grant	\$ 2,500	
*grant received		\$ 2,500
Senior Center - Congregate Meals Food/Supplies	\$ 21,371	
Senior Center - Home Delivered Food/Supplies	\$ 42,742	
Division of Aging - COVID-19 Senior Nutrition Funding		\$ 64,113
Library - Program Supplies	\$ 2,000	
NC LSTA Grant - COVID-19 Response Grant		\$ 2,000
*grant received for PPE and supplies to help reopen the library		
Transfer to Airport Fund - Grant Match	\$ (16,667)	
Fund Balance Appropriated		\$ (16,667)
*FY19-20 grant will not require 10% match		
AIRPORT FUND		
Airport FY19-20 NPE Grant Expenses	\$ (16,667)	
Contribution from General Fund - Airport Grant		\$ (16,667)
*no match required for the FY19-20 NPE Grant		
Airport - Repairs and Maintenance	\$ 1,262	
Insurance Claims and Dividends		\$ 1,262
*insurance proceeds received		
DSS FUND		
Low Income Energy Assistance Program	\$ 11,016	
LIEAP Program Revenues		\$ 11,016
*additional allocation received for COVID-19 response		

Minutes of Rutherford County Commissioners' Meeting on June 1, 2020
Page 6 of 10

GRANT FUND		
Peer Support - Salaries/Benefits	\$ 50,000	
RHI Legacy Grant		\$ 50,000
*additional grant received FY19-20 to continue the program		
Peer Support - Salaries/Benefits	\$ 50,000	
RHI Legacy Grant		\$ 50,000
*additional grant received FY19-20 to continue the program		
Jail - Medical Assistance Program	\$ 13,000	
United Way Grant - JMAT		\$ 13,000
*grant received		
TRANSIT FUND		
Transit - Vehicle Repairs and Maintenance	\$ 17,061	
Insurance Claims and Dividends		\$ 17,061
*insurance proceeds received		
SOLID WASTE FUND		
Solid Waste - Convenience Center Site Repairs	\$ 180	
Insurance Claims and Dividends		\$ 180
*insurance proceeds received		
Solid Waste - Waste Disposal Contract	\$ 300,000	
Solid Waste - Tipping Fees Cash on Site		\$ 70,000
Solid Waste - Tipping Fees Commercial		\$ 100,000
Solid Waste - Prior Year User Fees		\$ 50,000
Fund Balance Appropriated		\$ 80,000
*additional hauling fees incurred		
COVID-19 STIMULUS FUND		
Coronavirus Relief Fund - Plan	\$ 1,370,584	
NC CRF Funds NC SL 2020-4 (HB 1043)		\$ 1,370,584
*See attached CRF Allocation Plan - staff recommendation		
Transit - CARES Act Project Expenses - Salaries/Fuel/Operating Costs	\$ 272,326	
NCDOT CARES Act Grant		\$ 272,326
*grant received for Transit; funds may be utilized over a two year period		
Airport - CARES Project Expenses - Operations	\$ 69,000	
NCDOT CARES Act Grant		\$ 69,000
*grant received for RC Airport to continue operations despite the downturn in the economy		
EMS - CARES Act Eligible Costs	\$ 104,151	
EMS - CARES Act HHS Stimulus Grant		\$ 104,151
*budget amendment approved May 2020; move to COVID-19 FUND for reporting purposes		

Vice Chairman Toney made a motion to approve the North Carolina Pandemic Recovery Office Coronavirus Relief Fund (CRF) County Plan. Commissioner Benfield seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

B. ID 20- 2473 Coronavirus Relief Fund Interlocal Agreement

The CARES Act established the Coronavirus Relief Fund (CRF) which allocated approximately \$4.07 billion to the State of North Carolina. Rutherford County's CRF allocation is \$1,340,584. The North Carolina General Assembly gave counties the authority to control and appropriate the COVID-19 response funding to municipalities. Staff requested that the Board authorize the County Manager working with the County Attorney to enter into interlocal agreements with the municipalities for the CRF funding.

Vice Chairman Toney moved to authorize the County Manager working with the County Attorney to enter into interlocal agreements with the municipalities in Rutherford County for funding from the Coronavirus Relief Fund (CRF) established under the CARES Act and authorize the County Manager, Finance Officer, Clerk to the Board, and other County officials to sign and execute all documents in support of this action. Commissioner Holland seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

C. ID 20-2469 Resolution Awarding Corporal Robert Owens Service Side Arm

Sheriff Chris Francis requested that the Board approve a resolution in accordance with G.S. 20-187.2 awarding Corporal Robert Owens' service side arm to him for the sum of \$1.00. Corporal Owens, who has eighteen (18) years of credible service since 2002 will retire effective August 1, 2020. He was sworn in with the Lake Lure Police Department in September of 2002. He then came to the Rutherford County Sheriff's Office where he was sworn in January of 2007. Corporal Robert Owens who has served the Rutherford County Sheriff's Department with honor and integrity will be retiring from the (SRO) School Resource Officer Division.

Commissioner Benfield moved to approve the resolution. Vice Chairman Toney seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

**Resolution Acknowledging the Service of
Corporal Robert Owens
and Awarding His Service Side Arm to Him**

WHEREAS, Corporal Robert Owens was sworn in with the Lake Lure Police Department in September of 2002 and has served Rutherford County Sheriff's Department since January 2007; and

WHEREAS, Corporal Owens will be retiring from the School Resource Officer Division where he has served with honor and integrity.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Rutherford, in accordance with NC General Statute 20-187.2, do hereby award Corporal Owens his service side arm (Glock, Model 19, Serial Number BDCY466) in exchange for consideration of \$1.00.

Approved this the 1st day of June, 2020.

RES 20-008

D. ID 20-2468 Resolution Awarding Chief Deputy Ricky McKinney's Service Side Arm

Sheriff Chris Francis also requested that the Board approve a resolution in accordance with G.S. 20-187.2 awarding Chief Deputy Ricky McKinney's service side arm to him for the sum of \$1.00. Chief McKinney will retire effective August 1, 2020 with thirty (30) years of creditable service from the Rutherford County Sheriff's Department where he has served with honor and integrity. He was sworn in with the Forest City Police Department in December of 1991 and then came to the Rutherford County Sheriff's Office where he was sworn in January of 1997. Chief McKinney worked in the (SRO) School Resource Officer Division, Criminal Investigations Division and will be retiring as the Chief Deputy.

Commissioner Benfield moved to approve the resolution. Vice Chairman Toney seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

**Resolution Acknowledging the Service of
Chief Ricky McKinney
and Awarding His Service Side Arm to Him**

WHEREAS, Chief Ricky McKinney has dedicated thirty (30) years of his life to law enforcement and public service; and

WHEREAS, Chief McKinney was sworn in with the Forest City Police Department in December of 1991 and came to the Rutherford County Sheriff's Department in January of 1997 where he has worked in the School Resource Officer Division, Criminal Investigations Division, and will be retiring as the Chief Deputy; and

WHEREAS, Chief McKinney has served the Rutherford County Sheriff's Department with honor and integrity.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Rutherford, in accordance with NC General Statute 20-187.2, do hereby award Chief McKinney his service

side arm (Glock, Model 19, Serial Number BCKA566) in exchange for consideration of \$1.00.

Approved this the 1st day of June, 2020.

RES 20-009

E. ID 20-2467 Assistance Policy and Procurement and Disbursement Policy for Urgent Repair Program for 2020

Rutherford Housing Partnership Director Nell Bovender told the Board that Rutherford County received \$100,000 from the NC Housing Finance Agency under the 2020 cycle of its Urgent Repair Program. These funds will be used for urgent housing repairs to assist very-low and low-income homeowners with special needs. She presented the Assistance Policy and the Procurement and Disbursement Policy for the Urgent Repair Program for 2020 for the Board's consideration.

Commissioner Lovelace moved to approve the Assistance Policy and the Procurement and Disbursement Policy for the Urgent Repair Program for 2020. Commissioner Holland seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield,
Commissioner Holland and Commissioner Lovelace.

Noes: None

F. ID 20- 2475 Contract with Energov

Information Technology Director Jai Doherty told the Board that Building Inspections and Information Technology have worked with Tyler Technologies to upgrade the existing EnerGov software currently in use at Building Inspections. Because this new software will be hosted by Tyler, it changes existing agreements for service and support. Director Doherty presented a software and service agreement proposed by Tyler Technologies to move forward with this project.

Commissioner Benfield moved to authorize the County Manager and the County Attorney to negotiate terms of the contract and authorize the County Manager, Finance Officer, Clerk to the Board, and other County officials to sign and execute all documents in support of this action. Vice Chairman Toney seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

G. ID 20- 2476 Termination Agreement with Central Square/Superion

At the May 4 meeting of the County Commissioners, the Board approved a purchase agreement with Central Square Systems for E911 and Sheriff's Department Software upgrades. Rutherford County has a contract with Superion that was approved 2 years ago. Central Square has purchased Superion. Information Technology Director Jai Doherty presented a termination agreement from Central Square that would dissolve the old Superion contract. It will be replaced by the newly approved Central Square agreement.

Commissioner Lovelace moved to authorize the County Manager and the County Attorney to negotiate terms of the contract and authorize the County Manager, Finance Officer, Clerk to the Board, and other County officials to sign and execute all documents in support of this action. Commissioner Benfield seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

VIII. Adjournment

At 6:55 P.M. Commissioner Holland made a motion to adjourn. Vice Chairman Toney seconded the motion. The vote on the motion was:

Ayes: Commissioner King, Commissioner Toney, Commissioner Benfield, Commissioner Holland and Commissioner Lovelace.

Noes: None

Chairman, Board of Commissioners

Vice Chairman, Board of Commissioners

ATTEST:

Clerk, Board of Commissioners