



Wake County

301 South McDowell Street
Raleigh, NC

Meeting Minutes Board of Commissioners

Monday, September 21, 2020

2:00 PM

Wake County Justice Center

Regular Meeting - Meeting Held Remotely

Meeting Called to Order: Vice-Chair Vickie Adamson

Vice-Chair Adamson called the meeting to order at 2:04pm.

Present: 6 - Vice-Chair Vickie Adamson, Commissioner Matt Calabria, Commissioner Susan Evans, Commissioner Jessica Holmes, Commissioner Sig Hutchinson, and Commissioner James West

Absent: 1 - Chairman Greg Ford

Pledge of Allegiance

Invocation: Commissioner James West

Commissioner James West led the Invocation.

Items of Business

1. Approval of Agenda

Commissioner West moved, seconded by Commissioner Calabria, that the Board of Commissioners approve the agenda as presented. The motion passed unanimously.

Consent Agenda

Commissioner Holmes moved, seconded by Commissioner Hutchinson, that the Board of Commissioners approve the Consent Agenda as presented. The motion passed unanimously.

2. Land Acquisition of an Assemblage Containing a Total of 28.811 Acres Located on S. Salem Street in Western Wake County (Apex) (Second Reading)

Attachments: [Land Acquisition Second Reading Item Summary 9-21-20.docx](#)
[Land Acquisition Second Reading Presentation 9-21-20.pdf](#)

Commissioner Holmes moved, seconded by Commissioner Hutchinson, that the Board of Commissioners approve funding of this purchase price together with closing costs in an amount not to exceed \$3,927,278.00 pursuant to N.C.G.S 115C-426. The motion passed unanimously.

3. Accept and Appropriate One-Time Funds from the North Carolina Department of Health and Human Services for Public Health COVID-19 Infection Prevention Support and Approve Technical Corrections to Federal CARES Act Appropriation Amounts

Attachments: [09-21-20 PH 115 COVID Infection Prevention.docx](#)
[LHD CRF Infection Prevention.pdf](#)
[Budget Memo - FY 2021 Grants and Donations Fund.pdf](#)
[Non-Departmental Budget Memo FY20 .pdf](#)
[Coronavirus Relief Fund Memo 9.21.20.pdf](#)

Commissioner Holmes moved, seconded by Commissioner Hutchinson, that the Board of Commissioners:

1. Accept and appropriate an additional allocation of \$1,187,939 of revenues and expenditures into the Grants and Donations Fund from the NC DHHS to support infection prevention during the COVID-19 pandemic.

2. Appropriate \$360,000 of federal CARES Funding to the Coronavirus Relief Fund and reduces FY 2020 General Fund Non-Departmental Appropriations by \$360,000 to correct previously approved Coronavirus Relief Fund Appropriation amounts. The motion passed unanimously.

4. Accept and Appropriate Grant Funding from the Robert Woods Johnson Foundation Clinical Scholars Program

Attachments: [RWJ Clinical Scholars Item Summary.docx](#)
[RWJ-FOUNDATION-GRANT-AGREEMENT.pdf](#)
[Budget Memo - FY 2021 Grants and Donations Fund.pdf](#)

Commissioner Holmes moved, seconded by Commissioner Hutchinson, that the Board of Commissioners accept and appropriate a \$540,000, three-year grant award from the Robert Woods Johnson Foundation Clinical Scholars Program. The motion passed unanimously.

5. Appropriate Edward Byrne Memorial Justice Assistance Grant (JAG) Funds for the Wake County Sheriff's Office (WCSO)

Attachments: [WCSO - BOC JAG SUMMARY ITEM - 2020 JAG GRANT AWARD.docx](#)
[20200915RPD2020JusticeAssistanceGrantMOU.pdf](#)
[2020 JAG Application Information.pdf](#)
[JAC Budget Memo 9-21-20.pdf](#)

Commissioner Holmes moved, seconded by Commissioner Hutchinson, that the Board of Commissioners authorize the County Manager to accept and appropriate \$33,477 in the Grants and Donations Fund for the Edward Byrne Memorial Justice Assistance Grant (JAG). The motion passed unanimously.

6. Duke Energy Agreement for Support of Harris Nuclear Plant Emergency Activities

Attachments: [Duke Energy Agenda Item Summary FY2021.docx](#)
[Duke Energy Wake County FY2021 MOU.pdf](#)

Commissioner Holmes moved, seconded by Commissioner Hutchinson, that the Board of Commissioners authorize the County Manager to sign the multi-year Agreement between Wake County and Duke Energy for support of Emergency Management's activities associated with the Harris Nuclear Power Plant. The motion passed unanimously.

7. Approve Agreement with State of North Carolina for Protection of Forest Land in Wake County

Attachments: [NC Forestry Agenda Item Summary.docx](#)
[NC Dept of Agri FY21 Agreement.pdf](#)
[GS_106-898 Duties of Fire Rangers.pdf](#)
[NC Forestry FY2021 Budget.pdf](#)

Commissioner Holmes moved, seconded by Commissioner Hutchinson, that the Board of Commissioners approve the State of North Carolina Department of Agriculture & Consumer Services Agreement for the Protection, Development and Improvement of Forest Land in Wake County, North Carolina and authorizes the County Manager to execute the agreement. The motion passed unanimously.

8. Accept Transfer of Electronic Message Board from Moore County

Attachments: [Moore County message board transfer BOC item.docx](#)
[Wake County Message Board MOU.docx](#)

Commissioner Holmes moved, seconded by Commissioner Hutchinson, that the Board of Commissioners accept the gift of an electronic message board from the County of Moore, North Carolina and authorize the County Manager to executive a Memorandum or Understanding subject to terms and conditions approved by the County Attorney. The motion passed unanimously.

9. Contract Amendment with the NC Rural Economic Development Center to Remove the Maximum Number of Full-Time Employees at a Business Eligible for the Wake County Small Business Loan Program

Attachments: [RuralCenterContractAmendmentAgendaItem.docx](#)
[Wake Forward Work Session Presentation 9-14-20.pdf](#)

Commissioner Holmes moved, seconded by Commissioner Hutchinson, that the Board of Commissioners authorize the County Manager to amend the contract with the NC Rural Economic Development Center, Inc. to administer the Wake County Small Business Loan Program, subject to terms and conditions acceptable to the County Attorney. The motion passed unanimously.

10. Approve Resolution to Designate Banks as Official Depositories of County Funds

Attachments: [Board Item Summary Official Depositories Sep 21 2020 Meeting.docx](#)
[Resolution to Revise List of Official depositories.docx](#)

Commissioner Holmes moved, seconded by Commissioner Hutchinson, that the Board of Commissioners approve a resolution revising the list of banks designated as official County depositories pursuant to North Carolina General Statutes 159-31. The motion passed unanimously.

11. General Public Comments

Attachments: [9-21-20 General Public Comments.pdf](#)

Public Comments: Members of the public who would like to submit public comments may do so between 9 a.m. to 12 noon on Monday, September 21, via the county's website: <http://www.wakegov.com/commissioners/Pages/signup.aspx>. Comments will be summarized during the meeting by the Clerk and provided in full as part of the meeting minutes.

Ms. Yvonne Gilyard shared that there were 16 public comments.

Ms. Gilyard read the following:

15 citizens in favor of the United Arts funding

1 citizens wanted additional information the board's PS5 goal.

Public comments will be attached to the minutes.

Regular Agenda

12. Proposed Issuance by the Housing Authority of the County of Wake of not to Exceed \$26,100,000 Multifamily Housing Revenue Bonds (The Sussex), Series 2020

Attachments: [WCHA - The Sussex - Wake County BOC Agenda Item Summary - Final v3.DOCX](#)
[The Sussex Bonds Presentation 9-21-20.pdf](#)
[Attachment 1 - TEFRA Approval Requirement.pdf](#)
[Attachment 2 - The Sussex Development Description.pdf](#)
[Attachment 3 - Certificate and Summary of Public Hearing on 091520.PDF](#)
[Attachment 4 - City of Raleigh action.pdf](#)
[Attachment 5 - WCHA Inducement Resolution - The Sussex.pdf](#)
[Attachment 6 - Wake County BOC Authorizing Resolution.pdf](#)

Ms. Kristen Kirby, of McGuire Woods, shared information on The Sussex

- New construction of low-income housing development for families
- Will consist of 216 one, two and three-bedroom units in 7 residential buildings
 - 72 units @ 50% AMI
 - 72 units @ 60% AMI
 - 72 units @ 70% AMI
- Located on North Rogers Lane in Raleigh
- Located adjacent to Rogers Lane Elementary School and near Anderson Point Park and the Neuse River Greenway
- Construction cost of approximately \$124,000 per unit
- Building Construction
 - Brick construction with vinyl and wood
- Unit Amenities
 - Kitchens with dishwasher, refrigerator, microwave and garbage disposal
 - Ceiling fans and mini blinds
 - Washer/dryer hookups
 - Exterior storage and balconies
- Community Amenities
 - Exercise Room
 - Computer Center
 - Covered Picnic Area

- Playground and Dog Park

She shared volunteers of America

Volunteers of America (VOA)

- VOA is a faith-based nonprofit organization founded in 1896 that provides affordable housing and assistance services primarily to low-income people throughout the United States. Headquartered in Alexandria, Virginia, the organization includes 32 affiliates and serves approximately 1.5 million people each year in 46 states, DC and Puerto Rico.
- Since inception, VOA has grown into one of the largest and most effective nonprofit housing organizations in the nation after beginning multifamily housing development in 1964. In its 2018 ranking, Affordable Housing Finance Magazine ranked Volunteers of America #4 among nonprofit developers of affordable housing and #29 among the top 50 largest developers (for-profit and non-profit combined) of affordable housing.
- The VOA network of affordable housing facilities now includes almost 500 properties in 40 states and Puerto Rico and consists of nearly 20,000 affordable housing units including large urban complexes, small rural developments, elderly housing, multifamily housing, and housing for those with disabilities.
- VOA is one of the largest nonprofit providers of affordable senior housing and is a leading nonprofit provider of skilled nursing care and assisted living for seniors.

She shared the plan of finance.

- Tax-Exempt Bonds issued by the Wake County Housing Authority
 - Not to exceed \$26,100,000
 - Have received volume cap from the North Carolina Housing Finance Agency
 - Bank of America is construction lender and Freddie Mac is permanent lender
- Equity from 4% Low Income Housing Tax Credits
- Subordinate financing - Wake County loan and VOA funding

She shared Requirement for Public Housing and Approval

- Governing Body Approval
 - Under Section 147(f) of the Internal Revenue Code of 1986, a public hearing must be held with respect to the financed project and the bonds
 - Wake County Housing Authority held the required public hearing on September 15
 - After the public hearing, the elected governmental unit with jurisdiction over the issuer and the site of the project must approve in principle the issuance of the bonds
 - Wake County Housing Authority was created by a resolution of the Board of Commissioners of Wake County and the Board of Commissioners appoints the members of the Authority's Board
 - The project to be financed is located entirely within Wake County
 - The Board of Commissioners of Wake County is the governing body that qualifies to give the approval

She shared the No Financial Liability for Wake County

- Not a Debt of the County
 - The Bonds will not be a debt of the County, or a pledge of the faith and credit of the County. They will be limited obligations of the Housing Authority payable solely from the loan repayments to be made by the Borrower to the Authority
- No Responsibility for Payment
 - Because no taxes or other revenues of the County are pledged to pay the Bonds, the staff of the County has made no financial analysis of the Bonds, the Borrower or the improvements.

She shared next steps

- Approve the resolution set forth in the agenda package

Commissioner West asked about the AMI (Average Median Income) ranges in the resolution. He asked about jurisdiction when building housing. He asked if the City of Raleigh is involved in the process.

Ms. Kirby shared that under tax rules, developers set aside at least 40 percent of the units for those making 60 percent or less of median income.

She shared that the developer approached the Housing Authority. She shared that the county had not been approached. The Housing Authority did not want to be the issuer. She shared the conditions from the Raleigh Housing Authority, first they needed a waiver needed to be received from the city and the second was county approval of financing being provided by the county not yet received.

She shared that Wake County Housing has the authority to issue bonds to a city within a county. You have to get permission from the City for the County to be the issuer.

Commissioner West shared that the community has concerns about the AMI for families. He shared that the lower AMI is a concern for residents.

Ms. Kirby shared that a resident can not earn more than 50% of the AMI to qualify for one of the units.

Commissioner Holmes shared that she looks forward to supporting the housing project. She asked if individuals with criminal records be eligible to purchasing one of the units.

Ms. Kirby shared that she was not sure but would provide an answer to the Manager's office.

Mr. Ben Canada stated the change in amount of the resolution. The correct amount is \$26.1 million.

Commissioner Hutchinson moved, seconded by Commissioner Evans that the Board of Commissioners adopt a resolution approving the issuance by the Housing Authority of the County of Wake (the "Authority") of not to exceed \$26,100,000 Multifamily Housing Revenue Bonds (The Sussex), Series 2020, for purposes of meeting the requirements of the Internal Revenue Code of 1986, as amended (the "Code"). The motion passed unanimously.

13. Contract with United Arts Council for Services to Mitigate the Impacts of, and Alleviate Operational Disruptions due to COVID-19

Attachments: [FINALUnitedArtsCouncilCovidFundingAgendaItem9.14.2020.docx](#)
[Wake County Nonprofit Arts Relief Fund - DRAFT \(1\).pdf](#)

Mr. Chris Dillon, Assistant County Manager, shared that the contract allows the County Manager to approve the contract in the amount of \$1 million with required match in private funds, to mitigate the impacts of, and alleviate

operational disruptions in the COVID-19 pandemic.

Commissioner West made comments referencing funds not being made eligible to the African American Cultural Arts program. He asked if priority was for minorities. He asked for clarity of the matching funds.

Mr. Dillon shared that cultural specific programs can receive up to 20 percent of their operating budget while others would use 10 percent of their operational budget. He said that the program has been modeled from other counties.

Vice-Chair Adamson shared that the United Arts Council will have fundraisers to assist other programs.

Commissioner Calabria thanked Vice-Chair Adamson for the work that she has done with United Arts Council. He said that the time is right to support the arts industry because even before COVID-19 the arts were in need of funding. He said that arts provide employment and have been especially hard hit.

Commissioner Holmes echoed the comments. She thanked Vice-Chair Adamson on her work with the council.

Commissioner Hutchinson highlighted the arts. He shared that struggling artist need support from the county.

Commissioner Calabria moved, seconded by???? that the Board of Commissioners authorize the County Manager to contract with the United Arts Council, up to the amount of \$1 million with required match in private funds, to mitigate the impacts of, and alleviate operational disruptions due to the COVID-19 pandemic. The motion passed unanimously.

Other Business

Commissioner Holmes shared that there is an outstanding item surrounding child care. She shared that clarity has been sought and that the item is forthcoming.

Commissioner West shared that he attended a meeting on restored practices to work on assistance for the young people being left behind and school achievement. He asked that staff from Social Economic Vitality be involved in the process.

Manager Ellis, shared that the childcare item will be on the next Work session.

Commissioner Calabria shared thoughts on the PS 5 comment from a citizen. He asked that an appropriate response be given to the citizen.

Closed Session

Scott Warren shared that there is a need for a closed session. The closed session is pursuant to G.S. 143-318.11(a)(3). No action required.

Commissioner Holmes moved seconded by Commissioner Calabria to go into Closed Session. The motion passed unanimously.

Adjourn

The meeting ended at 3:05 pm.

Commissioner Hutchinson moved, seconded by Commissioner Calabria to adjourn the meeting. The motion passed unanimously.

Respectfully submitted,

Yvonne Gilyard, Deputy Clerk
Wake County Board of Commissioners



Legislation Details (With Text)

File #: 16-2985

Type: Items of Business **Status:** Passed

In control: Board of Commissioners

On agenda: 9/21/2020 **Final action:** 9/21/2020

Title: Approval of Agenda

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
9/21/2020	1	Board of Commissioners	approved	

Approval of Agenda



Legislation Details (With Text)

File #: 16-2987

Type: Consent Item **Status:** Agenda Ready

In control: Board of Commissioners

On agenda: 9/21/2020 **Final action:**

Title: Land Acquisition of an Assemblage Containing a Total of 28.811 Acres Located on S. Salem Street in Western Wake County (Apex) (Second Reading)

Sponsors:

Indexes:

Code sections:

Attachments: [Land Acquisition Second Reading Item Summary 9-21-20.pdf](#)
[Land Acquisition Second Reading Presentation 9-21-20.pdf](#)

Date	Ver.	Action By	Action	Result
9/21/2020	1	Board of Commissioners		

Land Acquisition of an Assemblage Containing a Total of 28.811 Acres Located on S. Salem Street in Western Wake County (Apex) (Second Reading)

That the Board of Commissioners approves funding of this purchase price together with closing costs in an amount not to exceed \$3,927,278.00 pursuant to N.C.G.S 115C-426.

Item Title: Land Acquisition of an Assemblage Containing a Total of 28.811 Acres Located on S. Salem Street in Western Wake County (Apex) (Second Reading)

Specific Action Requested:

That the Board of Commissioners approves funding of this purchase price together with closing costs in an amount not to exceed \$3,927,278.00 pursuant to N.C.G.S 115C-426.

Item Summary:

Purpose: The Board of Commissioners must approve funding for land acquisition by the Wake County Board of Education.

Background: On April 28, 2020, the Board of Education approved the terms and conditions for an offer to purchase all or a portion of four tracts of land containing a total of 28.811 acres located in Western Wake County/Apex from (1) Carey B. Hunter; (2) Varya, LLC, a North Carolina Limited Liability Company, and (3) Pamela Utley Howard, for a total price of \$3,795,450, subject to approval of funding by the Board of Commissioners. This site will accommodate an elementary school, together with a regional Pre-K Center.

Board Goal: Meets the Board of Commissioners Education goals by collaborating with education stakeholders.

Fiscal Impact: Funding is available from the Land Acquisition Component of the Board of Education's Capital Improvement Plan Funds for the purchase price together with closing costs in an amount not to exceed \$3,927,278.00.

Additional Information:

Need for Acquisition:

The Board of Education utilizes ongoing data-driven processes to identify school site locations needed to address growth and crowding in the Wake County Public School System. Acquisition needs were identified in the western Wake County area for additional capacity. Given the growth and development in the area, current utilization levels in area schools, the distance to existing and planned schools, the need for an elementary school site in the area is well supported. A regional Pre-K Center has also been identified as an educational support program need in the Apex area in the Board of Education's Space Needs Analysis & Prioritization program.

Land Acquisition Criteria:

The proposed acquisition consists of all or a portion of four parcels located on the northern side of S. Salem Street (Old US Hwy 1) east of its intersection with I-540 in Apex, White Oak Township, Wake County, NC. They include: (1) a 22.920 acre portion of a parcel of land owned by Carey B. Hunter, having PIN 0731-645-1147; (2) a 1.346 acre parcel of land owned by Pamela Utley Howard, having PIN 0720-64-6532; and (3) a 4.333 acre portion and a 0.212 acre portion of two parcels of land owned by Varya, LLC, a North Carolina limited liability company, having PIN 0731-55-4102 and PIN 0731-45-9383. The parcels are located within the Town of Apex ETJ, are currently zoned Planned Unit Development - Conditional Zoning (PUD-CZ). They are identified as being within the Depot 499 PUD, which development has made a commitment to supporting affordable housing. The subject property assemblage location is depicted below:



The subject property zoning has been approved by the Town of Apex within the PUD-CZ as Non-Residential School use. It is bisected by a buffered jurisdictional stream feature, with the area north of the stream being planned for the elementary school site location. The area south of the stream along S. Salem Street has limited site access but is sufficient to accommodate a regional Pre-K Center that has been identified as an educational support program need in the area in the Space Needs Analysis & Prioritization program. Should any usable acreage remain in the southern area after location of the identified educational needs, potential surplus property will be evaluated by Board of Education and County staff to explore feasibility for potential affordable housing.

Other Due Diligence and Site Assessment:

Due diligence studies procured included a Phase 1 Environmental Site Assessment, a Geotechnical subsurface exploration study, a Streams and Wetlands jurisdictional delineation, a Survey and Appraisals. WCPSS staff together with the Depot 499 developer have had collaborative discussions with Town of Apex staff and elected officials to review and discuss the acquisition of the subject property and related rezoning, land use map amendment, thoroughfare and collector plan map amendment, and comprehensive transportation plan amendment. All rezoning and amendments to above-listed plans necessary to school siting on the subject property have been formally approved by the Apex Town Council.

Appraised Value Information:

An appraisal for the subject properties was prepared by B. Carter Kennemur, MAI of Kennemur Inc. d/b/a Kennemur and Associates. Mr. Kennemur concludes that the market value of the land is \$4,155,000.00 (\pm 28.811 acres x \$144,215.75 per acre). The appraised value supports the purchase price. Despite rising prices, the western Wake area still sees high demand for residential development. With more houses and less land available to build, school siting becomes more and more difficult. The subject location provides an opportunity to address area overcrowding and capping, while adding additional capacity. The location within the Depot 499 Planned Unit Development will also provide pedestrian/bike accessibility for residents who will live in \pm 1,350 townhome and apartment units planned for development (1,500 maximum). For comparison, the latest school site purchase data for sites in this area is summarized below:

Subject Property	Est. Date of Acquisition	Total Acreage	Blended Sales Price	Appraised Value Per Acre	Blended Sales Price (Per Acre)	Sales Price Over/(Under) Appraised Value Per Acre
Exx-1 Assemblage	11/2020	28.811	\$3,795,450	\$144,216	\$131,736	(\$12,480)

Recent Acquired Sites In The Area	Date of Acquisition	Acreage	Total Sales Price	Appraised Value (Per Acre)	Sales Price (Per Acre)	Sales Price Over/(Under) Appraised Value (Per Acre)
Parkside ES	8/2018	32.00	\$4,064,000	\$129,000	\$127,000	(\$2,000)
Horton's Creek	4/2015	18.00	\$2,900,000	\$161,111	\$161,111	\$0
White Oak ES	6/2014	22.38	\$2,461,800	\$100,000	\$110,000	\$10,000

Utilities and Transportation Infrastructure:

Water service will be made available at the site by connection to the adjacent Depot 499 PUD development infrastructure, with such extensions therefrom as may be required being included in offsite improvements as part of the future elementary school project. Sewer services will also be made available to the site by connection to future line to be installed by the Depot 499 PUD development project, with such extensions therefrom as may be required being included in offsite improvements as part of the future elementary

school project. WCPSS staff anticipates that public infrastructure costs will be within typical ranges due to the proximity and availability of water and sewer services.

Preliminary concept plans indicate that typical on-site circulation driveways will be necessary due to the location and configuration of the site, together with construction of such sections of the public road included in the approved PUD that crosses the subject property. Typical road improvements near the site frontage on S. Salem Street to accommodate turn lanes and safe vehicular and pedestrian access to the site from adjacent State maintained roads may be considered for requirement by the Town of Apex, Wake County, and/or the North Carolina Department of Transportation at such time as a school construction project is undertaken and a site plan developed. The costs of such required off-site road improvements are expected to be reimbursable pursuant to N.C.G.S. 160A-307.1 and 136-18(29a). A preliminary feasibility study utilizing a generic building size, parking and circulation indicates that site development costs will likely be commensurate with typical site development costs.

Wake County Staff Comments:

County staff has been involved in certain aspects of the site selection process and has reviewed the findings. Based on the information presented, County staff supports acquisition of the subject property assemblage for a future school facility.

Attachments:

1. Presentation



Legislation Details (With Text)

File #:	16-2983	Status:	Agenda Ready
Type:	Consent Item	In control:	Board of Commissioners
On agenda:	9/21/2020	Final action:	
Title:	Accept and Appropriate One-Time Funds from the North Carolina Department of Health and Human Services for Public Health COVID-19 Infection Prevention Support and Approve Technical Corrections to Federal CARES Act Appropriation Amounts		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	09-21-20 PH 115 COVID Infection Prevention.pdf LHD CRF Infection Prevention.pdf Budget Memo - FY 2021 Grants and Donations Fund.pdf Non-Departmental Budget Memo FY20 .pdf Coronavirus Relief Fund Memo 9.21.20.pdf		

Date	Ver.	Action By	Action	Result
9/21/2020	1	Board of Commissioners		

Accept and Appropriate One-Time Funds from the North Carolina Department of Health and Human Services for Public Health COVID-19 Infection Prevention Support and Approve Technical Corrections to Federal CARES Act Appropriation Amounts

That the Board of Commissioners:

1. **Accepts and appropriates an additional allocation of \$1,187,939 of revenues and expenditures into the Grants and Donations Fund from the NC DHHS to support infection prevention during the COVID-19 pandemic.**
2. **Appropriates \$360,000 of federal CARES Funding to the Coronavirus Relief Fund and reduces FY 2020 General Fund Non-Departmental Appropriations by \$360,000 to correct previously approved Coronavirus Relief Fund Appropriation amounts.**

Item Title: Accept and Appropriate One-Time Funds from the North Carolina Department of Health and Human Services for Public Health COVID-19 Infection Prevention Support and Approve Technical Corrections to Federal CARES Act Appropriation Amounts

Specific Action Requested:
That the Board of Commissioners:

1. **Accepts and appropriates an additional allocation of \$1,187,939 of revenues and expenditures into the Grants and Donations Fund from the NC DHHS to support infection prevention during the COVID-19 pandemic.**
2. **Appropriates \$360,000 of federal CARES Funding to the Coronavirus Relief Fund and reduces FY 2020 General Fund Non-Departmental Appropriations by \$360,000 to correct previously approved Coronavirus Relief Fund Appropriation amounts.**

Item Summary:

Purpose: The Board of Commissioners must approve all additional revenues added to the FY 2021 Adopted Ordinance.

Background: The North Carolina General Assembly passed Session Law 2020-4 (H1043) to appropriate federal CARES Act funds and allocate the funds to counties for COVID-19 response operations. The legislature set aside funds for the North Carolina Department of Health and Human Services to allocate to local health departments to specifically support infection-prevention activities. Wake County has been allocated roughly \$1.19 million. The County will use these funds for temporary staff, medical supplies, and some contractual services. These funds must be used by December 31, 2020.

Wake County also received approximately \$194 million in direct funding from the federal government through the CARES Act on April 24, 2020. The Commissioners appropriated \$62,731,100 of this to the General Fund on May 18, 2020. The Board later established a new Coronavirus Relief Fund on June 15, 2020 and transferred this appropriation to that fund. However, the budget action inadvertently transposed numbers so that only \$62,371,100 was transferred to the new fund, leaving \$360,000 in the General Fund. This item corrects this by transferring the remaining \$360,000 to the new Coronavirus Relief Fund.

Board Goal: This action supports routine County operations and COVID response.

Fiscal Impact: This agreement provides an additional \$1,187,939 in the Grants and Donations Fund for project participation. There is no matching funds requirement.

The CARES act funding technical correction adjusts appropriated amounts only. There is no impact to the total federal funding Wake County received.

Additional Information:

These funds may be used by the Local Health Department (LHD) to support infection prevention, through any public health program. Examples of infection-related expenditures may include, but are not limited to, environmental health services, technological needs including those for providing telehealth services, testing, investigation, and contact tracing, infection-control training, staffing support related to infection control services or programs, capital expenses directly related to infection control (e.g., construction for a negative-pressure room), and clinical care.

Wake County Human Services, Division of Public Health intends to allocate these funds as follows:

Budget Category	Amount
Salaries / Benefits	105,643
Time Limited Positions	687,831
Contractual Services	194,833
Medical Supplies and Other Operating Costs	199,632
Total	\$1,187,939

Federal Coronavirus Relief Funding Appropriations: Technical Correction

On May 18, 2020, the Board of Commissioners appropriated \$62,731,100 of federal Coronavirus Relief Funds to the County's General Fund. Following this appropriation, the County received guidance from the NC Local Government Commission that the funds should be accounted for in a distinct special revenue fund.

On June 15, 2020 the Board of Commissioners established a new special revenue fund to account for the funds. A budget revision was included to transfer the previously appropriated funds from the General Fund to the new Coronavirus Relief Fund. However, the total revision was inadvertently transposed so that \$360,000 remained appropriated in the General Fund. This item transfers the remaining \$360,000 to the Coronavirus Relief Fund. Details are included in the table below.

Federal Coronavirus Relief Funds Appropriations

Fund	5/18/2020	6/15/2020	8/17/2020*	Current Appropriation*	Proposed Correction	Resulting Appropriation*
General Fund	62,731,100	(62,371,100)	-	360,000	(360,000)	-
Coronavirus Relief Fund	-	62,371,100	59,448,900	121,820,000	360,000	122,180,000

*Includes an additional \$59,448,900 appropriated to the Coronavirus Relief Fund on August 17, 2020

Attachments:

1. Award Letter
2. Budget Memo: Grants and Donations Fund
3. Budget Memo: FY 2020 Non-Departmental
4. Budget Memo: Coronavirus Relief Fund



**Budget and Management Services
Inter-Office Correspondence**

TO: David Ellis, County Manager

FROM: Michelle Venditto, Budget and Management Services Director

SUBJECT: Revisions to Fiscal Year 2021 Operating Budget Ordinance, Section 2 and 3, and Fiscal Year 2021 Personnel Authorization Ordinance.

The following chart summarizes all budget revisions to the Fiscal Year 2021 Adopted Budget for the department and fund indicated below. The summary includes approved items, as well as items to be presented to the Board of Commissioners at the meeting date indicated. *Items for presentation are shown in bold italics.*

Fund: General Fund			Department: Non-Departmental	
REVENUE CATEGORY (SOURCE OF FUNDS)				
Date	Description of Revision or Adjustment	Type	Amount	Balance
July 1, 2020	Adopted Budget		\$ 1,315,352,083	\$ 1,315,352,083
July 6, 2020	Appropriation of Committed Alcohol Beverage Control Board Revenue	Other Financing Sources	\$ 262,000	\$ 1,315,614,083.00
	Encumbrances Carried Forward (9/15 correction for rollovers)	All	\$ 3,369,259	\$ 1,318,983,342.31
EXPENDITURES (USE OF FUNDS)				
Date	Description of Revision or Adjustment	Division	Amount	Balance
July 1, 2020	Adopted Budget		\$ 24,201,683	\$ 24,201,683.00
	Encumbrances Carried Forward (9/15 correction for rollovers)	All	\$ 150,161	\$ 24,351,843.66
July 6, 2020	Funding for Triangle Family Services, Dorcas Ministries, The Green Chair project, and StepUp Ministry	Community Organizations	\$ 262,000	\$ 24,613,843.66
August 17, 2020	Reallocating \$144,700 of Salary and Benefits reserve to establish \$11/hr minimum wage for election workers during FY2020 election cycle	Salary and Benefits Reserve	\$ (144,700)	\$ 24,469,143.66
STAFFING				
Date	Description of Revision or Adjustment	Division	FTE	Balance
July 1, 2020	Adopted Budget		0.00	-



**Budget and Management Services
Inter-Office Correspondence**

TO: David Ellis, County Manager

FROM: Michelle Venditto, Budget and Management Services Director

SUBJECT: Coronavirus Relief Fund

The following chart summarizes all budget revisions to the Budget for the fund indicated below. The summary includes approved items, as well as items to be considered by the Board of Commissioners at the meeting date indicated. *Items for consideration are shown in bold italics*.

Fund: Coronavirus Relief Fund				
REVENUES				
Date	Description of Revision or Adjustment	Revenue Category	Amount	Balance
June 15, 2020	Appropriation of \$62,371,100 in CARES Act funding for COVID-19 response and recovery	Federal	\$ 62,371,100	\$ 62,371,100
August 17, 2020	Appropriation of \$59,448,900 in CARES Act funding for COVID-19 response and recovery	Federal	\$ 59,448,900	\$ 121,820,000
<i>September 21, 2020</i>	<i>Proposed: Technical Correction - Appropriate \$360,000 in CARES act funding for COVID-19 response and recovery that was intended to be appropriated on June 15, 2020</i>	<i>Federal</i>	<i>\$ 360,000</i>	<i>\$ 122,180,000</i>
EXPENDITURES				
Date	Description of Revision or Adjustment	Department	Amount	Balance
June 15, 2020	Appropriation of \$62,371,100 in CARES Act funding for COVID-19 response and recovery	Coronavirus Relief	\$ 62,371,100	\$ 62,371,100
August 17, 2020	Appropriation of \$59,448,900 in CARES Act funding for COVID-19 response and recovery	Coronavirus Relief	\$ 59,448,900	\$ 121,820,000
<i>September 21, 2020</i>	<i>Proposed: Technical Correction - Appropriate \$360,000 in CARES act funding for COVID-19 response and recovery that was intended to be appropriated on June 15, 2020</i>	<i>Coronavirus Relief</i>	<i>\$ 360,000</i>	<i>\$ 122,180,000</i>



Legislation Details (With Text)

File #: 16-2906

Type: Consent Item

Status: Agenda Ready

In control: Board of Commissioners

On agenda: 9/21/2020

Final action:

Title: Accept and Appropriate Grant Funding from the Robert Woods Johnson Foundation Clinical Scholars Program

Sponsors:

Indexes:

Code sections:

Attachments: [RWJ Clinical Scholars Item Summary.pdf](#)
[RWJ-FOUNDATION-GRANT-AGREEMENT.pdf](#)
[Budget Memo - FY 2021 Grants and Donations Fund.pdf](#)

Date	Ver.	Action By	Action	Result
9/21/2020	1	Board of Commissioners		

Accept and Appropriate Grant Funding from the Robert Woods Johnson Foundation Clinical Scholars Program

That the Board of Commissioners accepts and appropriates a \$540,000, three-year grant award from the Robert Woods Johnson Foundation Clinical Scholars Program.

Item Title: Accept and Appropriate Grant Funding from the Robert Woods Johnson Foundation Clinical Scholars Program

Specific Action Requested:

That the Board of Commissioners accepts and appropriates a \$540,000, three-year grant award from the Robert Woods Johnson Foundation Clinical Scholars Program into the Grants and Donations Fund.

Item Summary:

Purpose: The Board receives and appropriates all revenues and expenditures.

Background: In March 2020, Wake County applied for the Robert Wood Johnson Clinical Scholars Program on behalf of five health care clinicians that will work to improve health outcomes for Wake County's Familiar Faces. The five clinicians represent the County's three large hospital systems, as well as Wake County Human Services and EMS. The team will work with community partners to provide integrated health services to individuals with complex needs and who have very frequent interaction with service providers. The team will also research new approaches to providing services to this vulnerable population. The \$540,000 grant lasts for three years.

Board Goal: Promote a behavioral and physical health system that benefits all residents.

Fiscal Impact: Robert Woods Johnson Foundation is providing \$540,000 in funding for the three-year grant period. There is no matching funds requirement.

Additional Information:

The Robert Wood Johnson Foundation has awarded Wake County \$540,000 over the next three years to support a team of five health practitioners from Wake EMS and Human Services, Duke University Health System, UNC School of Medicine, and Wake Med Health and Hospitals.

The team members, now designated as Robert Wood Johnson Clinical Scholars, will work with community partners to provide integrated health services to individuals with complex needs and who have very frequent interaction with criminal justice and correctional systems, emergency medical services, homelessness services, physical and mental health services, substance abuse detox and treatment services.

Several county-adopted policy initiatives have called for a more robust strategy to meet the needs of this vulnerable population. These initiatives include the Wake County

Behavioral Health Plan, Wake County Community Health Needs Assessment, The Wake County Population Health Task Force Report and Live Well Wake. Each plan features the need to address familiar faces in a comprehensive and coordinated fashion.

Over the three years of the grant the Clinical Scholars Team will knit together a comprehensive understanding of these challenges and engage existing and new stakeholders to improve the health outcomes of this fragile population.

Members of the Clinical Scholars team include:

- Dr. Jose Cabanas, MD, MPH (lead) – Wake County EMS (Physician)
- Dr. Jason Wittes, PharmD – Wake County Human Services (Pharmacist)
- Dr. Derrick Hoover, MD – Duke University Health System -- Duke Primary Care (Physician)
- Thava Mahadevan, MS LCAS - UNC School of Medicine – Department of Psychiatry - UNC Center for Excellence in Community Mental Health (Mental Health Professional)
- Keturah Beckham, MSW – WakeMed Health and Hospitals – Community Case Manager

The three-year grant begins September 2020 and ends September 2023.

Attachments:

1. Grant Agreement
2. Budget Memo: Grants and Donations Fund



Legislation Details (With Text)

File #: 16-2984

Type: Consent Item **Status:** Agenda Ready

In control: Board of Commissioners

On agenda: 9/21/2020 **Final action:**

Title: Appropriate Edward Byrne Memorial Justice Assistance Grant (JAG) Funds for the Wake County Sheriff's Office (WCSO)

Sponsors:

Indexes:

Code sections:

Attachments: [WCSO - BOC JAG SUMMARY ITEM - 2020 JAG GRANT AWARD.pdf](#)
[20200915RPD2020JusticeAssistanceGrantMOU.pdf](#)
[2020 JAG Application Information.pdf](#)
[JAC Budget Memo 9-21-20.pdf](#)

Date	Ver.	Action By	Action	Result
9/21/2020	1	Board of Commissioners		

Appropriate Edward Byrne Memorial Justice Assistance Grant (JAG) Funds for the Wake County Sheriff's Office (WCSO)

That the Board of Commissioners authorizes the County Manager to accept and appropriate \$33,477 in the Grants and Donations Fund for the Edward Byrne Memorial Justice Assistance Grant (JAG).

Item Title: Appropriate Edward Byrne Memorial Justice Assistance Grant (JAG) Funds for the Wake County Sheriff's Office (WCSO)

Specific Action Requested:
That the Board of Commissioners:

- 1. Authorizes the County Manager to sign the 2020 Edward Byrne Justice Assistance (JAG) Program Memorandum of Understanding with the City of Raleigh; and**
- 2. Accepts and appropriates \$33,477 in the Wake County Sheriff's Office department budget of the Grants and Donations Fund for the 2020 Edward Byrne Memorial Justice Assistance Grant (JAG).**

Item Summary:

Purpose: The Board of Commissioners approves all grant revenue and expenditures.

Background: The US Department of Justice awards Justice Assistance grants (JAG grants) to support law enforcement activities in state and local jurisdictions and to implement programs that improve the criminal justice system. The Wake County Sheriff's Office (WCSO) and the Raleigh Police Department apply annually for JAG funding. The City of Raleigh and Wake County have a Memorandum of Understanding that outlines each party's participation in and responsibilities under this grant. Pursuant to this agreement, the City of Raleigh, as the lead agency, will receive the proceeds of the grant. Wake County is a sub-recipient of the grant and will invoice the City for its portion of the grant as it is spent. In FY2021, WCSO will receive over \$33,000 to purchase a handheld narcotics analyzer tool and related equipment.

Board Goal: This Board action supports routine County business.

Fiscal Impact: WCSO will receive \$33,477 out of the total amount of \$83,692 grant awarded. This action will appropriate the funds in the Grants and Donations Fund for WCSO use according to the 2020 JAG grant award.

Additional Information:

WCSO proposes to purchase a handheld narcotics analyzer. This device is able to identify more than three hundred (300) different types of narcotics in a single drug test. WCSO will also purchase three (3) solution kits for use with the handheld narcotics analyzer that contain one hundred (100) test sticks and one hundred (100) solutions vials per kit.

As soon as the 2020 JAG funds are properly set up in the City of Raleigh's financial system and a Memorandum of Understanding and a subaward agreement are signed by the City of Raleigh and Wake County, then the WCSO will be sub-awarded its agreed-upon share of the funding. These funds will be available to WCSO on a reimbursement basis after sufficient and proper documentation has been received by the City of Raleigh regarding the expenditures that have been made.

WCSO intends to discuss with the City of Raleigh potential changes to the way JAG grants are applied for. WCSO may pursue new approaches that maximize the department's grant award.

Attachments:

1. JAG MOU
2. JAG Application Information
3. Budget Memo: Grants and Donations Fund – Wake County Sheriff's Office



**Budget and Management Services
Inter-Office Correspondence**

TO: David Ellis, County Manager

FROM: Michelle Venditto, Budget and Management Services Director

SUBJECT: Revisions to Fiscal Year 2021 Grants and Donations Project Ordinance,
Sections 1 and 2 and Fiscal Year 2020 Personnel Authorization Ordinance.

The following chart summarizes all budget revisions to the Fiscal Year 2021 Adopted Budget for the fund indicated below. The summary includes approved items, as well as items to be considered by the Board of Commissioners at the meeting date indicated. ***Items for consideration are shown in bold italics .***

Fund: Grants and Donations Fund				
REVENUES				
Date	Description of Revision or Adjustment	Revenue Category	Amount	Balance
July 1, 2020	Adopted Budget	Multiple	\$ 4,427,000	\$ 4,427,000
July 6, 2020	Accept and Appropriate supplemental 2020 Emergency Management Performance Grant Supplemental - S funding for emergency preparedness.	State	\$ 12,695	\$ 4,439,695

July 6, 2020	Accept and appropriate an additional allocation from the State of North Carolina to prepare for and respond to Coronavirus Disease 2019 (COVID-19) for 2020 elections related matters.	Multiple	\$ 885,927	\$ 5,325,622
August 17, 2020	Accepts and appropriates one-time federal CARES Act funds from NC DHHS for services in the Human Services Department: Adult Protective Services and Child Protective Services	State	\$ 392,578	\$ 5,718,200
August 17, 2020	Accepts and appropriates one-time federal CARES Act funds from NC DHHS for services in the Human Services Department: Epidemiology, Laboratory, and Informatics	State	\$ 305,488	\$ 6,023,688
September 8, 2020	Accept and Appropriate One-Time Funds from the North Carolina Department of Health and Human Services for Public Health COVID-19 Epidemiology and Laboratory Capacity Enhancing Detection Activities	State	\$ 2,156,722	\$ 8,180,410
September 21, 2020	<i>Proposed: Accept and Appropriate 2020 Edward Byrne Memorial Justice Assistance Grant (JAG).</i>	<i>Federal</i>	<i>\$ 33,477</i>	<i>\$ 8,213,887</i>
EXPENDITURES				
Date	Description of Revision or Adjustment	Department	Amount	Balance
July 1, 2020	Appropriation per Ordinance	Multiple	\$ 4,427,000	\$ 4,427,000
July 6, 2020	Accept and Appropriate supplemental 2020 Emergency Management Performance Grant Supplemental - S funding for emergency preparedness.	Fire & Emergency Services	\$ 12,695	\$ 4,439,695

July 6, 2020	Accept and appropriate an additional allocation from the State of North Carolina to prepare for and respond to Coronavirus Disease 2019 (COVID-19) for 2020 elections related matters.	Board of Elections	\$ 885,927	\$ 5,325,622
August 17, 2020	Increase overtime and temporary staffing costs due to COVID-19 for services in the Human Services Department: Adult Protective Services and Child Protective Services	Human Services	\$ 392,578	\$ 5,718,200
August 17, 2020	Increase salary and benefits, contractual services, and supplies and equipment costs due to COVID-19 for services in the Human Services Department: Epidemiology, Laboratory, and Informatics	Human Services	\$ 305,488	\$ 6,023,688
September 8, 2020	Accept and Appropriate One-Time Funds from the North Carolina Department of Health and Human Services for Public Health COVID-19 Epidemiology and Laboratory Capacity Enhancing Detection Activities	Human Services	\$ 2,156,722	\$ 8,180,410
September 21, 2020	<i>Proposed: Accept and Appropriate 2020 Edward Byrne Memorial Justice Assistance Grant (JAG).</i>	<i>Sheriff</i>	<i>\$ 33,477</i>	<i>\$ 8,213,887</i>
STAFFING				
Date	Description of Revision or Adjustment	Department	FTE	Balance
July 1, 2020	Appropriation per Ordinance		20.000	20.000



Legislation Details (With Text)

File #: 16-2981
Type: Regular Item
Status: Agenda Ready
In control: Board of Commissioners
On agenda: 9/21/2020
Final action:
Title: Duke Energy Agreement for Support of Harris Nuclear Plant Emergency Activities
Sponsors:
Indexes:
Code sections:
Attachments: [Duke Energy Agenda Item Summary FY2021.pdf](#)
[Duke Energy Wake County FY2021 MOU.pdf](#)

Date	Ver.	Action By	Action	Result
9/21/2020	1	Board of Commissioners		

Duke Energy Agreement for Support of Harris Nuclear Plant Emergency Activities
That the Board of Commissioners authorizes the County Manager to sign the multi-year Agreement between Wake County and Duke Energy for support of Emergency Management's activities associated with the Harris Nuclear Power Plant.

Item Title: Duke Energy Agreement for Support of Harris Nuclear Plant Emergency Activities

Specific Action Requested:

That the Board of Commissioners authorizes the County Manager to sign a multi-year Agreement between Wake County and Duke Energy for support of County emergency management activities associated with the Harris Nuclear Power Plant.

Item Summary:

Purpose: The purpose of the Agreement is to establish written concurrence relating to the scope of activities performed by Duke Energy and those to be performed by the County with due consideration.

Background: Wake County has maintained a written Agreement with Duke Energy (aka Carolina Power & Light and Progress Energy) since 2002 expressing performance and monetary compensation for services rendered in support of the Harris Nuclear Power Plant. This update is a continuation of the original agreement with the following changes:

1. Modifying contact information to titles within both organizations rather than identifying individuals by name,
2. Modifying the payment to Wake County to an annual payment versus semi-annual,
3. Removing the responsibility to train personnel at WakeMed Cary away from Wake County, and,
4. Revising the funding methodology from a set formula to an annual request to include additional funding for vehicle purchases.

Board Goal: This action supports routine County operations.

Fiscal Impact: The Board appropriated the FY 2021 Harris funds with the FY 2021 Grants and Donations Fund Budget Ordinance. Future appropriations will be included in the annual Grants and Donations Fund Budget Ordinance. Duke has agreed to a twenty-three year (until 2043) funding outlay to address both operational and capital costs within that time frame.

Additional Information:

Wake County has maintained a written agreement with Duke Energy (aka Carolina Power & Light and Progress Energy) since 2002 expressing performance and monetary compensation for services rendered in support of the Harris Nuclear Plant. Wake County provides coordination for training, planning, and emergency response for the nuclear plant. The primary responsibilities for these operations are for the "Emergency Planning

Zone” (EPZ) which is a 10-mile zone surrounding the nuclear plant but also includes participation in the 50-mile “Ingestion Pathway Zone” (IPZ) planning efforts and coordination with on-site security in the “Owner Controlled Area” (OCA). Wake County Emergency Management provides training, planning and emergency coordination for the Towns of Cary, Fuquay-Varina, Holly Springs and Apex; Wake County staff, WCPSS staff and specific State agencies involved in any emergency response to the nuclear plant.

Attachments:

1. Duke Energy Harris Nuclear Plant Agreement



Legislation Details (With Text)

File #: 16-2980

Type: Regular Item

Status: Agenda Ready

In control: Board of Commissioners

On agenda: 9/21/2020

Final action:

Title: Approve Agreement with State of North Carolina for Protection of Forest Land in Wake County

Sponsors:

Indexes:

Code sections:

Attachments: [NC Forestry Agenda Item Summary.pdf](#)
[NC Dept of Agri FY21 Agreement.pdf](#)
[GS_106-898 Duties of Fire Rangers.pdf](#)
[NC Forestry FY2021 Budget.pdf](#)

Date	Ver.	Action By	Action	Result
9/21/2020	1	Board of Commissioners		

Approve Agreement with State of North Carolina for Protection of Forest Land in Wake County
That the Board of Commissioners approves the State of North Carolina Department of Agriculture & Consumer Services Agreement for the Protection, Development and Improvement of Forest Land in Wake County, North Carolina and authorizes the County Manager to execute the agreement.

Item Title: Approve Agreement with State of North Carolina for Protection of Forest Land in Wake County

Specific Action Requested:

That the Board of Commissioners approves the State of North Carolina Department of Agriculture & Consumer Services Agreement for the Protection, Development and Improvement of Forest Land in Wake County, North Carolina and authorizes the County Manager to execute the agreement.

Item Summary:

Purpose: The Board of Commissioners approves service agreements with external partners, including State agencies. This proposed agreement with the North Carolina Department of Agriculture & Consumer Services covers protection of forest land in Wake County.

Background: Pursuant to N.C.G.S. §106-898, Counties must contribute to specified forestry management activities in order for State funds to be expended. County funds must comprise at least 25% of the total cost of the forestry program. The statute requires the Board of Commissioners approve the agreement, and the County Attorney's Office advises that the Chairman of the Board of Commissioners be authorized to execute the agreement.

This annually recurring agreement is funded through the Wake County Fire Tax District as part of System Wide Expenses. Funds support such forestry management services as controlled burns, seedling plantings, and wildfire response.

Board Goal: This action supports routine County operations.

Fiscal Impact: Funding has been included in the FY21 Fire Tax District budget. No additional funds are needed. The total FY21 cost of this program is \$186,001. The FY21 Wake County share of the total cost is \$74,400, with the State's share being \$111,601.

Additional Information:

None.

Attachments:

1. State of North Carolina Department of Agriculture & Consumer Services Agreement (Forest Ranger)
2. N.C.G.S. §106-898, Duties of forest rangers; payment of expenses by State and counties
3. NC Forestry FY 2021 Budget



Legislation Details (With Text)

File #: 16-2988

Type: Consent Item

Status: Agenda Ready

In control: Board of Commissioners

On agenda: 9/21/2020

Final action:

Title: Accept Transfer of Electronic Message Board from Moore County

Sponsors:

Indexes:

Code sections:

Attachments: [Moore County message board transfer BOC item.pdf](#)
[Wake County Message Board MOU.pdf](#)

Date	Ver.	Action By	Action	Result
9/21/2020	1	Board of Commissioners		

Accept Transfer of Electronic Message Board from Moore County

That the Board of Commissioners accepts the gift of an electronic message board from the County of Moore, North Carolina and authorizes the County Manager to executive a Memorandum or Understanding subject to terms and conditions approved by the County Attorney.

Item Title: Accept Transfer of Electronic Message Board from Moore County

Specific Action Requested:

That the Board of Commissioners accepts the gift of an electronic message board from the County of Moore, NC.

Item Summary:

Purpose: To accept transfer and ownership of an electronic message board acquired through Homeland Security grants previously awarded to Moore County on behalf of several counties across central North Carolina.

Background: The State of North Carolina has created several "Domestic Preparedness Regions" (DPRs) across the state. These regions are governed by multi-agency, multi-county representing several professions including healthcare, law enforcement and fire services, among others. These Committees determine how to spend Homeland Security funding allocated to each DPR. Once the spending plan is approved, a county is identified to lead each project. In this case, Moore County is leading a project to acquire a message board for each county in our DPR. Moore County has purchased the boards and is ready to transfer ownership to other counties, including Wake.

Board Goal: None.

Fiscal Impact: Wake will be responsible for the operation and maintenance of the message board. Based on the three message boards owned by Wake County for the past 12 years, the average annual maintenance cost is approximately \$75 per year.

Additional Information:

None.

Attachments:

1. MOU between Wake County and Moore County

**MEMORANDUM OF UNDERSTANDING
BETWEEN
COUNTY OF MOORE
AND
COUNTY OF WAKE**

WHEREAS, the State of North Carolina has established Domestic Preparedness Regions (DPRs) across the State; and

WHEREAS, the purpose of the DPRs is to establish cohesive partnerships to share resources, develop common operational processes and allocate Homeland Security funding from the State; and

WHEREAS, counties participating in these Regions are duly assigned responsibility for making and processing purchases and contracts; and

WHEREAS, the **COUNTY OF MOORE** (hereinafter **MOORE**), having purchased four (4) Message Boards utilizing Homeland Security Grant funds for the region; and

WHEREAS, **MOORE** has the responsibility to disburse the equipment and the **COUNTY OF WAKE** (hereinafter **WAKE**) has agreed to accept one (1) Message Board;

THEREFORE, by this instrument, **WAKE** will accept ownership of one (1) self-contained, trailer mounted electronic Message Board on a permanent basis and be responsible for any requirements or costs for insurance, title, registration, maintenance, repairs and operational costs.

IN WITNESS WHEREOF, this instrument is duly executed the day and year below written.

MOORE COUNTY

Date _____

WAKE COUNTY

Darrell Alford, Interim Director
Fire Services

Date _____



Legislation Details (With Text)

File #:	16-2989	Status:	Agenda Ready
Type:	Consent Item	In control:	Board of Commissioners
On agenda:	9/21/2020	Final action:	
Title:	Contract Amendment with the NC Rural Economic Development Center to Remove the Maximum Number of Full-Time Employees at a Business Eligible for the Wake County Small Business Loan Program		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	RuralCenterContractAmendmentAgendaItem.pdf Wake Forward Work Session Presentation 9-14-20.pdf		

Date	Ver.	Action By	Action	Result
9/21/2020	1	Board of Commissioners		

Contract Amendment with the NC Rural Economic Development Center to Remove the Maximum Number of Full-Time Employees at a Business Eligible for the Wake County Small Business Loan Program

That the Board of Commissioners authorizes the County Manager to amend the contract with the NC Rural Economic Development Center, Inc. to administer the Wake County Small Business Loan Program, subject to terms and conditions acceptable to the County Attorney.

Item Title: Contract Amendment with the NC Rural Economic Development Center to Remove the Maximum Number of Full Time Employees at a Business Eligible for the Wake County Small Business Loan Program

Specific Action Requested:

That the Board of Commissioners authorizes the County Manager to amend the contract with the NC Rural Economic Development Center, Inc. to administer the Wake County Small Business Loan Program, subject to terms and conditions acceptable to the County Attorney.

Item Summary:

Purpose: The Board of Commissioners is asked to approve an amendment to a Board approved contract.

Background: Wake County small businesses have been inordinately damaged by the financial impacts of the COVID-19 response. To help small businesses in this challenging economy, Wake County contracted with the Rural Center in May 2020 to administer the Wake Forward Small Business Loan Program.

Wake County small businesses continue to experience hardships created by the COVID-19 outbreak and associated business restrictions. To further assist small business operations and continuity, the Board of Commissioners seeks to amend the contract of the small business relief fund to allow more businesses to seek relief. Changes intended to broaden eligibility and provide more favorable terms to borrowers include a higher maximum number of employees, longer period with 0% interest, and other changes. The amended contract to the small business relief program also conforms with recently passed State legislation.

Board Goal: This action complements Objective ES1: Support Wake County Economic Development's efforts to bring targeted jobs and businesses to Wake County.

Fiscal Impact: The County has appropriated \$5 million of federal CARES Act funding received to support this initiative. No County revenues have been applied to the program.

Additional Information:

On May 19, 2020, the Wake County Board of Commissioners authorized the County Manager to execute a contract with the NC Rural Economic Development Center, Inc. to administer a small business loan program.

On September 4, 2020, the Governor signed into law House Bill 1105 "Coronavirus Relief Act 3.0". Within the legislation, the State amended a similar statewide small business loan program to increase the number of businesses assisted.

The changes made in HB 1105 are as follows:

- Loan term increases from 66 months to 120
- Maximum number of Full Time Employees increases from 100 to 150
- Maximum loan amount increases from \$50,000 to \$250,000 per business
- Months of 0% interest increases from 6 to 18

The removal of the cap on the number of Full Time Employees will allow additional businesses to participate in the small business loan program. This does not impact the original \$1 million allocation to sole proprietorships.

Attachments:

1. Presentation



Legislation Details (With Text)

File #: 16-2991

Type: Consent Item

Status: Agenda Ready

In control: Board of Commissioners

On agenda: 9/21/2020

Final action:

Title: Approve Resolution to Designate Banks as Official Depositories of County Funds

Sponsors:

Indexes:

Code sections:

Attachments: [Board Item Summary Official Depositories Sep 21 2020 Meeting.pdf](#)
[Resolution to Revise List of Official depositories.pdf](#)

Date	Ver.	Action By	Action	Result
9/21/2020	1	Board of Commissioners		

Approve Resolution to Designate Banks as Official Depositories of County Funds
That the Board of Commissioners approves a resolution revising the list of banks designated as official County depositories pursuant to North Carolina General Statutes 159-31.

Item Title: Approve Resolution to Designate Banks as Official Depositories of County Funds

Specific Action Requested:

That the Board of Commissioners approves a resolution revising the list of banks designated as official County depositories pursuant to North Carolina General Statutes 159-31.

Item Summary:

Purpose: The Board of Commissioners must designate banks as official depositories of County funds.

Background: The Town of Wendell collects County permit fees and currently deposits Wake County funds with the Wells Fargo branch in Wendell. We have recently been informed by Wells Fargo that the branch in Wendell will permanently close. The Finance Department is requesting that the Board of Commissioners revise their resolution of August 6, 2018 to include KS Bank and designate it as an official depository of County funds.

Board Goal: This action supports routine, fiscal County operations and does not relate to a specific Board initiative.

Fiscal Impact: None.

Additional Information:

North Carolina General Statutes (NCGS) delegate responsibility to the Finance Officer for the supervision, receipt, and custody of the public funds of the County. The Finance Department's goal is for all County funds to be deposited in a secure, efficient, and effective manner in accordance with the County's deposit policy and NCGS. The Town of Wendell collects County permit fees and currently deposits Wake County funds with the Wells Fargo branch in Wendell. We have recently been informed by Wells Fargo that the branch in Wendell will permanently close. The only other banks with a presence in Wendell are First Citizens and KS Bank, neither of which the County uses for depository services. The Town of Wendell currently uses KS Bank for Town deposits. Since the County allows municipal partners who collect & deposit funds on our behalf to use the same bank for County funds that they use for Town funds, Finance recommends approval of KS Bank as an official depository of County funds.

Attachments:

1. Resolution, including updated listing of Official Depositories



Legislation Details (With Text)

File #: 16-3046

Type: Consent Item **Status:** Agenda Ready

On agenda: 9/21/2020 **In control:** Board of Commissioners

Title: General Public Comments

Sponsors:

Indexes:

Code sections:

Attachments: [9-21-20 General Public Comments.pdf](#)

Final action:

Date	Ver.	Action By	Action	Result
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General Public Comments

#1

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 8:58:38 AM
Last Modified: Monday, September 21, 2020 9:05:33 AM
Time Spent: 00:06:55
IP Address: 24.199.221.203

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Q1

Contact Information

Name	Heather Strickland
Address	301 Pogue St
City/Town	Raleigh
ZIP/Postal Code	27607
Email Address	heather@raleighlittletheatre.org
Phone Number	9198214579

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

As a supporter and believer in the power of the arts, I want to personally ask you to support the Wake County Nonprofit Arts Relief Fund. Arts venues were the first to close and will be the last to reopen, and this assistance will go a long way towards ensuring that our arts community remains strong. As the Executive Director of Raleigh Little Theatre, I know that our artists, our community, and our audiences are hurting as we have always provided a way to connect, learn, understand, and heal for everyone that comes through our doors. RLT and all arts organizations will be critical to economic and individual rebuilding efforts on the other side of this global health crisis. Your support would be greatly appreciated in making sure we are able to reopen and care for our community as soon as we are safely able to.

#2

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 9:04:47 AM
Last Modified: Monday, September 21, 2020 9:06:07 AM
Time Spent: 00:01:19
IP Address: 99.149.121.179

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Q1

Contact Information

Name	Charlotte Holton
Address	1202 Filmore St
City/Town	Raleigh
ZIP/Postal Code	27605
Email Address	Charlotte.holton@yahoo.com
Phone Number	919-724-6800

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

One of the reasons that I choose to live in Wake County is because it is home to many excellent arts organizations. During this challenging time, I have witnessed these organizations using creativity and hard work to continue to serve the community despite the limitations COVID-19 has imposed. However, I can also see that they desperately need additional support as the traditional platforms for revenue and fundraising have been undercut by the virus. Arts experiences can be powerful tools for individual mental health and community connections, and today we need these opportunities more than ever. Please support the Wake County Nonprofit Arts Relief Fund to help ensure that our wonderful arts organizations can continue to serve our community during this challenging time and in the future.

#3

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 9:18:03 AM
Last Modified: Monday, September 21, 2020 9:20:06 AM
Time Spent: 00:02:03
IP Address: 99.164.48.228

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Q1

Contact Information

Name	Tania Leigh Allen
Address	1506 Greenwood Street
City/Town	Raleigh
ZIP/Postal Code	27608
Email Address	tanialallen@gmail.com
Phone Number	6173881078

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

Raleigh is a city built on the arts. As a transplant, when I moved here 10 years ago it was one of the primary reasons I came. It is vital to the livelihood of the city and citizens. Please support the Wake County Nonprofit Arts Relief Fund to help many of the arts organizations shut down by the pandemic the much-needed relief and stimulus they need to keep this city vibrant and attractive to visitors and residents alike!

#4

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 9:14:17 AM
Last Modified: Monday, September 21, 2020 9:30:38 AM
Time Spent: 00:16:21
IP Address: 98.122.135.51

Page 1

Q1

Contact Information

Name	Jamie Bradway
Address	110 Evening Star Dr
City/Town	Apex
ZIP/Postal Code	27502
Email Address	jamie.bradway@gmail.com
Phone Number	9199248837

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

I have contacted several Wake agencies and representatives to get more details on the 2021 budget objective PS5: "Implement programs to assist public safety personnel when working with the community, particularly those with mental illness." Are programs already being developed to achieve this goal? If so, what are they? Are any efforts being made to increase mental health and social work representation in emergency responses, rather than sending law enforcement officers alone?

On a related note, I have contacted two county commissioners, the sheriff's department, and two committee chairs and staff. The only person to reply is the former chair of the Human Services Committee because the information is out of date. There are very few committees with up-to-date agendas and minutes and it's very frustrating.

#5

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 9:17:56 AM
Last Modified: Monday, September 21, 2020 9:33:49 AM
Time Spent: 00:15:53
IP Address: 98.121.19.85

Page 1

Q1

Contact Information

Name	Charles Phaneuf
Address	1703 Bauer Court
City/Town	Raleigh
ZIP/Postal Code	27604
Email Address	cphaneuf@unitedarts.org
Phone Number	19198391498203

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

I'm submitting a comment in favor of the proposed \$1 million Wake County Nonprofit Arts Relief Fund. Thank you to all of the commissioners and staff for supporting this important initiative!

#6

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 9:34:32 AM
Last Modified: Monday, September 21, 2020 9:36:40 AM
Time Spent: 00:02:07
IP Address: 174.99.1.172

Page 1

Q1

Contact Information

Name	Taylor McGee
Address	1432 Pitching Wedge Dr. Apt. #306
City/Town	Raleigh
ZIP/Postal Code	27603
Email Address	tmcgee@artspacenc.org
Phone Number	9192856640

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

As a supporter and believer in the power of the arts, I want to personally ask you to support the Wake County Nonprofit Arts Relief Fund. Arts venues were the first to close and will be the last to reopen, and this assistance will go a long way towards ensuring that our arts community remains strong. Thank you. - Taylor McGee

#7

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 9:59:57 AM
Last Modified: Monday, September 21, 2020 10:03:01 AM
Time Spent: 00:03:03
IP Address: 174.99.20.95

Page 1

Q1

Contact Information

Name	Meredyth Pederson Cooper
Address	1328 Marlborough Road
City/Town	Raleigh
ZIP/Postal Code	27610
Email Address	meredyth@raleighlittletheatre.org
Phone Number	919-821-4579

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

The COVID-19 pandemic has been particularly challenging for the arts, as our sector is all about bringing people together and gathering in the same space. While artists have been impressively innovative during this challenging time, the arts need financial assistance if we are going to still be here on the other side of this pandemic, whenever that is. I want to personally ask you to support the Wake County Nonprofit Arts Relief Fund. Arts venues were the first to close and will be the last to reopen, and this assistance will go a long way towards ensuring that our arts community remains strong.

#8

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 10:16:43 AM
Last Modified: Monday, September 21, 2020 10:17:52 AM
Time Spent: 00:01:08
IP Address: 68.74.196.248

Page 1

Q1

Contact Information

Name	JP Reuer
Address	509 N. Boundary St
City/Town	Raleigh
ZIP/Postal Code	27604
Email Address	jpreuer@gmail.com
Phone Number	5038609861

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

Please support the Wake County Nonprofit Arts Relief Fund!

#9

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 10:19:59 AM
Last Modified: Monday, September 21, 2020 10:20:47 AM
Time Spent: 00:00:47
IP Address: 96.10.37.114

Page 1

Q1

Contact Information

Name	Brett Morris
Address	201 E Davie St
City/Town	Raleigh
ZIP/Postal Code	27601
Email Address	bmorris@artspacenc.org
Phone Number	919-821-2787

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

As a supporter and believer in the power of the arts, I want to personally ask you to support the Wake County Nonprofit Arts Relief Fund. Arts venues were the first to close and will be the last to reopen, and this assistance will go a long way towards ensuring that our arts community remains strong.

#10

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 10:17:59 AM
Last Modified: Monday, September 21, 2020 10:22:44 AM
Time Spent: 00:04:45
IP Address: 71.70.168.130

Page 1

Q1

Contact Information

Name	Cherrelyn Napue
Address	4614 Riverwood Circle, 1103
City/Town	Raleigh
ZIP/Postal Code	27612
Email Address	csnapue@gmail.com
Phone Number	7202035210

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

Good morning,

As a supporter and believer in the power of the arts to transform lives and communities. I want to personally ask you to support the Wake County Nonprofit Arts Relief Fund. Arts venues were the first to close and will be the last to reopen, and this assistance will go a long way towards ensuring that our arts community remains strong. As the executive director of an arts organization, we have remained committed to continued to create and offer classes to the community with very little financial support. We have attempted to keep staff working, while they willingly took pay cuts, and reduced hours for the opportunity to create and serve.

In Wake County, the arts mean business! Nonprofit arts and cultural organizations in Wake employ close to 10,000 people and drive almost \$180 million into Wake's economy annually as of our last economic impact study (Arts & Economic Prosperity 5, 2015). We need the arts to be part of our economic recovery!

We appreciate Wake County government's support of the arts through the United Arts Council since it was designated as the official arts agency in 1989. This partnership, and the Wake County Nonprofit Arts Relief Fund, are incredibly important to ensuring that everyone in our county of over 1 million people, and in all 12 municipalities, have access to the arts.

Thank you,

Cherrelyn Napue

Arts Together

#11

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 10:41:29 AM
Last Modified: Monday, September 21, 2020 10:42:37 AM
Time Spent: 00:01:08
IP Address: 99.109.2.6

Page 1

Q1

Contact Information

Name	Brittany Carlson
Address	2124 Englewood Avenue
City/Town	Durham
ZIP/Postal Code	27705
Email Address	brittanyanncarlson@gmail.com
Phone Number	7747661489

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

In Wake County, the arts mean business! Nonprofit arts and cultural organizations in Wake employ close to 10,000 people and drive almost \$180 million into Wake's economy annually as of our last economic impact study (Arts & Economic Prosperity 5, 2015). We need the arts to be part of our economic recovery!

#12

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 10:41:49 AM
Last Modified: Monday, September 21, 2020 10:44:59 AM
Time Spent: 00:03:10
IP Address: 76.182.86.129

Page 1

Q1

Contact Information

Name	Caitlin Cary
Address	2821 Knowles St., Raleigh
City/Town	RALEIGH
ZIP/Postal Code	27603
Email Address	ccary2@gmail.com
Phone Number	19193899760

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

As a working artist in Raleigh, and a board member at the vital arts institution Artspace, I strongly urge you to approve the arts funding initiative before you today. Art is the clearest expression and most direct means of expressing unity within communities; it is vital to the health of children and adults; it is a driver for economies of all scales. In this dark time more than ever, we must bolster and grow art making/art education/art UNITY in our county.

#13

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 10:47:42 AM
Last Modified: Monday, September 21, 2020 10:48:38 AM
Time Spent: 00:00:56
IP Address: 98.121.16.57

Page 1

Q1

Contact Information

Name	Mary Poole
Address	6408 Cedar Waters Drive
City/Town	Raleigh
ZIP/Postal Code	27607
Email Address	mpoole69@gmail.com
Phone Number	9196967465

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

As a supporter and believer in the power of the arts, I want to personally ask you to support the Wake County Nonprofit Arts Relief Fund. Arts venues were the first to close and will be the last to reopen, and this assistance will go a long way towards ensuring that our arts community remains strong.

In Wake County, the arts mean business! Nonprofit arts and cultural organizations in Wake employ close to 10,000 people and drive almost \$180 million into Wake's economy annually as of our last economic impact study (Arts & Economic Prosperity 5, 2015). We need the arts to be part of our economic recovery!

We appreciate Wake County government's support of the arts through the United Arts Council since it was designated as the official arts agency in 1989. This partnership, and the Wake County Nonprofit Arts Relief Fund, are incredibly important to ensuring that everyone in our county of over 1 million people, and in all 12 municipalities, have access to the arts.

#14

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 11:04:48 AM
Last Modified: Monday, September 21, 2020 11:10:16 AM
Time Spent: 00:05:27
IP Address: 136.56.136.121

Page 1

Q1

Contact Information

Name	Ragen Carlile
Address	1415 Van Page Blvd
City/Town	Raleigh
ZIP/Postal Code	27607
Email Address	ragencarlile@hotmail.com
Phone Number	3107708931

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

The arts in Wake County are a large part of what makes our community so special. Nonprofit arts organizations are struggling and need our help. Please approve \$1 million in support of the Wake County Nonprofit Arts Relief Fund.

#15

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 11:18:20 AM
Last Modified: Monday, September 21, 2020 11:21:54 AM
Time Spent: 00:03:34
IP Address: 98.26.11.219

Page 1

Q1

Contact Information

Name	Hannah Costner
Address	504 Grantland Dr
City/Town	Raleigh
ZIP/Postal Code	27610
Email Address	costnerh@gmail.com
Phone Number	9196304283

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

I would like to advocate for the support of the Wake County Nonprofit Arts Relief Fund. In light of Wake County being excluded from of the NC General Assembly's arts relief funding, arts nonprofits in our county are suffering due to the pandemic. Arts venues were the first to close and will be the last to reopen. The Wake County Nonprofit Arts Relief Fund is greatly needed.

#16

COMPLETE

Collector: Web Link 1 (Web Link)
Started: Monday, September 21, 2020 11:25:46 AM
Last Modified: Monday, September 21, 2020 11:49:53 AM
Time Spent: 00:24:07
IP Address: 136.56.13.160

Page 1

Q1

Contact Information

Name	Laura Montgomery
Address	202 N West St.
City/Town	Raleigh
ZIP/Postal Code	27603
Email Address	ljminla@gmail.com
Phone Number	5043902633

Q2

Please submit your comments via the form below (500 words or less). The clerk will document your comments as part of the formal minutes of today's meeting.

The Wake County Nonprofit Arts Relief Fund will allow nonprofit arts organizations, which are suffering from a loss of contributed and earned revenue, to continue to positively impact our economy and strengthen our community. The arts inherently healing and are essential to our recovery from COVID19.



Legislation Details (With Text)

File #: 16-2982

Type: Regular Item **Status:** Passed

In control: Board of Commissioners

On agenda: 9/21/2020 **Final action:** 9/21/2020

Title: Proposed Issuance by the Housing Authority of the County of Wake of not to Exceed \$26,100,000 Multifamily Housing Revenue Bonds (The Sussex), Series 2020

Sponsors:

Indexes:

Code sections:

Attachments: [WCHA - The Sussex - Wake County BOC Agenda Item Summary - Final v3.pdf](#)
[The Sussex Bonds Presentation 9-21-20.pdf](#)
[Attachment 1 - TEFRA Approval Requirement.pdf](#)
[Attachment 2 - The Sussex Development Description.pdf](#)
[Attachment 3 - Certificate and Summary of Public Hearing on 091520.PDF](#)
[Attachment 4 - City of Raleigh action.pdf](#)
[Attachment 5 - WCHA Inducement Resolution - The Sussex.pdf](#)
[Attachment 6 - Wake County BOC Authorizing Resolution.pdf](#)

Date	Ver.	Action By	Action	Result
9/21/2020	1	Board of Commissioners	approved	

Proposed Issuance by the Housing Authority of the County of Wake of not to Exceed \$26,100,000 Multifamily Housing Revenue Bonds (The Sussex), Series 2020

That the Board of Commissioners adopts a resolution approving the issuance by the Housing Authority of the County of Wake (the "Authority") of not to exceed \$26,100,000 Multifamily Housing Revenue Bonds (The Sussex), Series 2020, for purposes of meeting the requirements of the Internal Revenue Code of 1986, as amended (the "Code").

Item Title: Proposed Issuance by the Housing Authority of the County of Wake of not to Exceed \$26,100,000 Multifamily Housing Revenue Bonds (The Sussex), Series 2020

Specific Action Requested:

That the Board of Commissioners adopts a resolution approving the issuance by the Housing Authority of the County of Wake (the "Authority") of not to exceed \$26,100,000 Multifamily Housing Revenue Bonds (The Sussex), Series 2020, for purposes of meeting the requirements of the Internal Revenue Code of 1986, as amended (the "Code").

Item Summary:

Purpose: Under the Code, Wake County must approve the Housing Authority of the County of Wake's issuance of tax-exempt bonds for public projects within Wake County. The Housing Authority requests the Board's approval to issue tax-exempt multifamily housing revenue bonds for development of The Sussex in Raleigh, NC.

Background: Federal tax law requires that tax-exempt bonds issued to finance multifamily residential rental projects be approved by the elected legislative body of the governmental unit that (a) controls the issuer of the bonds and (b) has jurisdiction over the area in which the facility is located after a public hearing (Code Section 147(f)). In this situation, Wake County has jurisdiction over the Housing Authority of Wake County, the facility is within the jurisdiction of the County, and the Board of Commissioners is the governing body of the County.

The Authority proposes issuing \$26.1 million to finance a 216-unit affordable housing complex on Rogers Lane in Raleigh. The Authority held a public hearing related to this project on September 15.

Board Goal: This action complements the Board's housing affordability goals.

Fiscal Impact: The County will have no legal responsibility or liability whatsoever for the payment of principal or interest on the proposed bonds, and the bonds will not affect the County's debt ratios or legal debt limits.

Additional Information:

The Authority, at the request of the developer, Sussex VOA Affordable Housing, LLC (the "Company"), proposes to issue its Multifamily Housing Revenue Bonds (The Sussex), Series 2020 in a principal amount not to exceed \$26,100,000 (the "Bonds") to finance the acquisition, construction and equipping by the Company of a 216-unit multifamily

residential rental facility to be known as The Sussex and located on North Rogers Lane in the City of Raleigh, Wake County, North Carolina (the “Development”).

Statutory requirement, which necessitates local city authorization, has been met as the City of Raleigh adopted a resolution on September 6, 2016 authorizing the Authority to issue bonds for developments located in Raleigh if the Raleigh Housing Authority has declined to be the issuer and the development complies or is excepted from the City’s affordable housing location policy. The Authority adopted a preliminary approving resolution for issuance of the Bonds to finance the Development on November 14, 2018 and is expected to adopt a final approving resolution at its October 14, 2020 meeting. Subject to Board of Commissioners approval, the Bonds are expected to be issued in November 2020. Bank of America is acting as the construction lender and the Federal Home Loan Mortgage Corporation is providing the permanent financing. The Company expects the total costs for the Development and the financing to be approximately \$41 million. Additional sources of financing for the Development include equity relating to the purchase of the low-income housing tax credits and subordinate financing, including a loan from the County.

The Company will agree to repay the principal, premium, if any, and interest on the Bonds. Neither the Authority nor the County will have any liability whatsoever for the payment of principal or interest on the Bonds, and the Bonds will not affect the County’s debt ratios or legal debt limit. Because no taxes or other revenues of the County are pledged to pay these Bonds, the staff of the County has made no financial analysis of the Bonds, the Company, or any affiliate thereof, or the Development.

Separately, in April of 2020, VOA was approved for County gap financing of up to \$2,800,000 for The Sussex project through the Affordable Housing Development Program (AHDP) administered by the Department of Housing Affordability & Community Revitalization. County loan terms consist of 1% interest with a variable repayment schedule over a 30-year term. Wake County would hold a second lien position with a bank loan in first lien position.

The Board of Commissioners is requested to consider approval of attached resolution approving in principle the issuance of not to exceed \$26,100,000 of Housing Authority of the County of Wake Multifamily Housing Revenue Note, Series 2020 for the benefit of Sussex VOA Affordable Housing, LLC, or an affiliate thereof.

Attachments:

1. Presentation
2. TEFRA Approval Requirement
3. Development Description
4. Certificate and Summary of Public Hearing held September 15, 2020
5. Authorizing Resolution – City of Raleigh, NC adopted September 6, 2016
6. Preliminary Approving Resolution – WC Housing Authority adopted November 14, 2018
7. Draft BOC Authorizing Resolution



Legislation Details (With Text)

File #: 16-2990

Type: Consent Item **Status:** Passed

In control: Board of Commissioners

On agenda: 9/21/2020 **Final action:** 9/21/2020

Title: Contract with United Arts Council for Services to Mitigate the Impacts of, and Alleviate Operational Disruptions due to COVID-19

Sponsors:

Indexes:

Code sections:

Attachments: [FINALUnitedArtsCouncilCovidFundingAgendaItem9.14.2020.pdf](#)
[Wake County Nonprofit Arts Relief Fund - DRAFT \(1\).pdf](#)

Date	Ver.	Action By	Action	Result
9/21/2020	1	Board of Commissioners	approved	

Contract with United Arts Council for Services to Mitigate the Impacts of, and Alleviate Operational Disruptions due to COVID-19

That the Board of Commissioners authorizes the County Manager to execute a contract with the United Arts Council, in the amount of up to \$1 million with required match in private funds, to mitigate the impacts of, and alleviate operational disruptions due to the COVID-19 pandemic, subject to terms and conditions acceptable to the County Attorney.

Item Title: Contract with United Arts Council for Services to Mitigate the Impacts of, and Alleviate Operational Disruptions due to COVID-19

Specific Action Requested:

That the Board of Commissioners authorizes the County Manager to execute a contract with the United Arts Council, in the amount of up to \$1 million with required match in private funds, to mitigate the impacts of, and alleviate operational disruptions due to the COVID-19 pandemic, subject to terms and conditions acceptable to the County Attorney.

Item Summary:

Purpose: The Wake County cultural and arts community has been inordinately damaged by the financial impacts of the COVID-19 response. The contract with the United Arts Council will assist eligible arts and culture-based non-profits in Wake County meet certain financial needs occasioned by the COVID-19 pandemic.

Background: The Wake County cultural and arts community continues to experience hardships created by the COVID-19 outbreak and associated business restrictions. To assist with operations and continuity, the Board of Commissioners seeks to contract with the United Arts Council for a relief fund to support related organizations.

Board Goal: Objective SEV2: Develop a comprehensive approach to addressing the needs of Wake County's most vulnerable regions and communities to improve the overall wellbeing of their residents.

Fiscal Impact: The County will appropriate a portion of the CARES Act funding received to support this initiative.

Additional Information:

The COVID-19 pandemic has caused a sharp and substantial economic crisis throughout Wake County and all of North Carolina. Since the first week of March 2020, more than 1,000,000 people have filed for unemployment throughout North Carolina.

The arts and culture community has felt a significant impact during this pandemic, and many have had to substantially curtail services or shut down completely due to state and local orders.

The County received approximately \$194 million in direct CARES Act funding from the US Treasury in April. This money is being used offset the County's direct response costs to the COVID-19 emergency, including supplies, materials, and equipment; additional personnel costs; communications and outreach; public health; and public safety. In addition, this funding can be used to support "second order effects" of the COVID-19

emergency, such as support of vulnerable populations and businesses impacted by restrictions.

The County Manager will contract with the United Arts Council to create a Nonprofit Arts Relief Fund Administered by United Arts. The goal of the Wake County Nonprofit Arts Relief Fund is to raise private resources to match a public investment and help local nonprofit arts and culture organizations that are struggling due to the pandemic begin on a path of recovery and re-entry post-pandemic.

Eligibility

To be eligible for funding, all applicants must:

- Demonstrate the costs of business interruption caused by required closures during the period beginning March 27, 2020, due to COVID-19 pandemic in at least the amount of the grant.
- Function as a nonprofit arts or cultural organization with programs that are directly related to the creation, education, preservation, presentation of arts or cultural programming, and be the primary presenter/producer of the work and responsible for all aspects of its provision to the community.
- Be a Wake County-based, IRS-recognized 501(c)3 tax-exempt nonprofit in “good status” as a nonprofit corporation and up to date with IRS 990 filings.
- Offer programming that is accessible to all members of the public in Wake County for the last three consecutive years.
- Have at least one paid staff person or board member (i.e., treasurer) who will be designated as the administrator of the grant funds.
- Did not received any direct assistance from the State of North Carolina in Session Law 2020-97.

Award Details

Applicants may apply for 10% of their most recent 3-year average operating budget, not to exceed \$50,000. Funding recommendations are made by a review panel convened by United Arts.

Culturally-Specific Nonprofit Arts Organizations may receive an allocation of up to 20%.

Culturally-Specific Nonprofit Arts Organizations are defined as organizations with specific missions as posted in GuideStar and as verified on their websites that their actual programming has a specific focus to promote, preserve and enhance the identity and character of one of the following specific cultures:

- African-Americans: Persons with origins in any of the black racial groups of Africa.
- Hispanic-Americans/Latinx: Persons of Mexican, Puerto Rican, Cuban, Spanish, or Central and South American origin.
- Asian-Americans: Persons having origins in any of the original peoples of the Far East, Middle East, Southeast Asia, the Indian subcontinent or the Pacific Islands, and any other region of the Asian continent.

- Native Americans: Persons having origin in a recognized Native American Tribes.

Culturally-Specific Nonprofit Arts Organizations are not designated based on their audiences, customers, and clientele.

To qualify as a Culturally-Specific Nonprofit Arts Organization, the leadership of the Culturally-Specific nonprofit organization must demographically represent the specific culture identified.

Award Uses

Should this proposal be approved by the Board of Commissioners, as part of the contract development process, the County will include a list of eligible uses for and/or restrictions on the funds, consistent with CARES Act guidance, to the extent possible. All funds must be expended (as defined in current CARES Act guidance) by December 30, 2020, unless amended by Congress, and agreements with the United Arts Council and its sub-recipients may include reporting requirements back to the County.

Staff Feedback

North Carolina constitutional authority for local governments requires that public funds (including grants or other awards received) be used only for a public service or services deemed to have a public purpose. Local governments in North Carolina do not have explicit authority to provide grants to businesses (including non-profits).

Attachments:

1. Wake County Nonprofit Arts Relief Fund Proposal