



Wake County

301 South McDowell Street
Raleigh, NC

Meeting Minutes Board of Commissioners

Monday, April 16, 2018

2:00 PM

Wake County Justice Center

Meeting Called to Order: Chair Jessica Holmes

Present: 7 - Chair Jessica Holmes, Vice-Chair Sig Hutchinson, Commissioner John D. Burns, Commissioner Matt Calabria, Commissioner Greg Ford, Commissioner Erv Portman, and Commissioner James West

Others Present: David Ellis, County Manager; Scott Warren, County Attorney; Denise Hogan, Clerk to the Board; Yvonne Gilyard, Deputy Clerk to the Board; Johnna Rogers, Chief Operating Officer; Chris Dillon, Assistant County Manager; Denise Foreman, Assistant County Manager; Ben Canada, Assistant to the County Manager

Pledge of Allegiance

Invocation: Chair Jessica Holmes

Items of Business

1. [Approval of Agenda](#)

Commissioner Burns moved, seconded by Commissioner Ford, to approve the agenda. The motion passed unanimously.

2. [Approval of the Minutes of the Regular Meeting of April 2, 2018 and the Joint Board of Commissioners and Board of Education Meeting of March 26, 2018](#)

Chair Holmes said that the approval of the meeting minutes for the March 26, 2018 Joint Board of Commissioners and Board of Education Meeting would be postponed until the May 9, 2018, Regular Meeting.

Commissioner Ford moved, seconded by Vice-Chair Hutchinson, to approve the minutes of the regular meeting of April 2, 2018. The motion passed unanimously.

3. [Resolution Honoring Millie Dunn Veasey](#)

Attachments: [Millie Veasey Draft Item Summary.docx](#)
 [Millie Dunn Veasey Resolution v5.docx](#)

Ms. Regina Petteway, Wake County Human Services Director, introduced representatives from Ms. Millie Dunn Veasey's family. She acknowledged the following family and friends of Ms. Veasey who attended the meeting:

Mr. David Cullom, Nephew
Ms. Lynette Cullom, Niece
Mr. Eugene Dunn, Jr., Nephew
Reverend Dr. Portia Rochelle, NAACP Raleigh/Apex Chapter
Reverend Charles Upchurch, NAACP Wendell Chapter
Reverend Nita Byrd, representing Dr. James Ward and St. Augustine's College

Ms. Lynette Cullom thanked the board for honoring her aunt, whom she refers to as "Auntie Dear." She spoke of memories of her beloved aunt and said her aunt lived a wonderful life.

Mr. Eugene Dunn thanked the board as well for honoring his aunt. He said she was highly regarded in the community and was loved by many.

Reverend Dr. Portia W. Rochelle, NAACP Raleigh & Apex Chapter, shared a story of years past with Ms. Veasey. She said Ms. Veasey was the first female member of the Raleigh NAACP.

Reverend Nita Byrd, Chaplain, St. Augustine's College, said that Ms. Veasey will be missed by her family and friends. She shared stories of Ms. Veasey from years past. She spoke of Ms. Veasey's energy and her commitment, faith, courage, and for her love of St. Augustine's University. She thanked the board for recognizing Ms. Veasey.

Commissioner West said Ms. Veasey's life exemplified hope and her commitment to society.

Commissioner West read aloud the resolution.

Commissioner West said that it is rare that there is such a recognition and wished the family well.

Commissioner Burns thanked the family and friends for sharing information about the life and the changes Ms. Veasey brought about. He said last month was Women's History Month and the recognition is timely in that she be recognized.

Chair Holmes spoke of Ms. Veasey's many accomplishments and said that she is Wake County's "Auntie Dear."

Commissioner West moved, seconded by Commissioner Ford, to approve a resolution to honor the accomplishments and service of Ms. Millie Dunn Veasey. The motion passed unanimously.

4. [Proclamation Recognizing April 15-21, 2018 as Celebrating Volunteerism Week in Wake County](#)

Attachments: [2018 WCVW Proclamation Agenda Item Summary DRAFT.docx](#)
 [2018 Celebrating Volunteerism Week.pdf](#)
 [BoC WCVW 2018 Proclamation .docx](#)

Ms. Johnna Rogers, Wake County Chief Operating Officer, asked the Volunteer Committee to come forward.

Ms. Rogers shared information about volunteering in Wake County.

Nominations accepted through May 18, 2018 for:

Residents (adult and youth) that volunteered directly for a Wake County Government department in 2017; or
Current County employees who volunteered with any organization in 2017.

Awards to be presented at August 6, 2018 Board Meeting

Commissioner Burns read aloud the Proclamation.

Chair Holmes acknowledged "Mr. Peters" and his affection.

Commissioner Burns moved, seconded by Commissioner Calabria, that the Board of Commissioners adopt a proclamation recognizing April 15-21 as Celebrating Volunteerism Week in Wake County. The motion passed unanimously.

5. [Recognition of Recent Awards](#)

Attachments: [awards--April 16_.docx](#)

Mr. David Ellis, County Manager, recognized Ms. Annemarie Maiorano, Human Services Deputy Director. He said earlier this year, Ms. Maiorano was recognized by the Triangle Business Journal as a winner of the 2018 Women in Business Awards.

He said the Women in Business Awards recognize Triangle women who have proven to be dynamic and outstanding leaders with established track records of significant accomplishments in business and/or community service.

Ms. Maiorano said that her recognition is a team effort and commended commissioners for their support. She said her accomplishments would not have been possible without them.

6. [Retiree Recognition](#)

Attachments: [Item Summary 4.16.2018.docx](#)
 [Marquerette Scott.docx](#)

Mr. Ellis recognized Ms. Marguerette Scott for 29 years of services to Human Services.

He presented her with a plaque for her service to Wake County.

Public Comments

Ms. Jessica Hopkins, 2820 Rack Court, Willow Springs, N.C. asked the board not to support the county boundary line item between Wake County, Harnett County, and Chatham County. She spoke of the hardship the changes would have on her school age children. She also expressed concern about the value of her home decreasing.

Ms. Karen Rindge, Executive Director, Wake Up Wake County, expressed her support for the Oak City Multi-Services Center. She asked the board to consider a one cent property tax similar to the City of Raleigh to support affordable housing in Wake County.

Mr. Marty Clayton, Local District Manager, Duke Energy Progress, said April 18, 2018 represents linemen appreciation day. He said linemen are the first responders who assist after storms, accidents and natural disasters. He acknowledged the lineman and their families for the sacrifice they make to help others.

Consent Agenda

Commissioner Calabria asked for item #10 to be discussed separately.

Commissioner Calabria moved, seconded by Vice-Chair Hutchinson to approve the consent agenda and discuss item # 10 and vote on it separately. The motion passed unanimously.

7. [FY 2018 Capital Project Budget Reallocations](#)

Attachments: [CIP BOC Agenda Item Reallocation of Active Projects to 001W 4.16.18 .doc](#)
[Budget Memo - FY 2018 Capital Improvement Fund Fund Balance.xlsx](#)

Commissioner Calabria moved, seconded by Vice-Chair Hutchinson, that the Board of Commissioners reallocate \$1,392,031.87 of savings in projects across multiple elements, to uncommitted funds in the County Capital Projects Fund. The motion passed unanimously.

8. [Proposed 2018A Limited Obligation Bonds not to exceed \\$175,000,000](#)

Attachments: [20180416 Agenda Item Summary 2018a LOBS.docx](#)
[20180416 Agenda Item 2018a LOBS - Attachment 1- Prelim Resolution.DOC](#)
[20180416 Agenda Item 2018a LOBS - Attachment 2- Notice of Public Hearing.DOC](#)
[20180416 Agenda Item 2018a LOBS - Attachment 3- Wells Fargo IFA projects.xlsx](#)

Commissioner Calabria moved, seconded by Vice-Chair Hutchinson, that the Board of Commissioners:

1. Make findings and determinations regarding the proposed issuance of Limited Obligation Bonds ("2018A LOBs") not to exceed \$175,000,000; and,

2. Schedule a public hearing for May 21, 2018 regarding the County's proposed bond issuance; and

3. Approve the filing of application to the Local Government Commission for the approval of the financing arrangement. The motion passed unanimously.

9. [Approval of Interlocal Agreement with Town of Cary for Cary Regional Library and Parking Deck](#)

Attachments: [BOC ILA Approval.docx](#)
[Draft Interlocal Agreement.docx](#)
[Budget Memo - FY 2018 Libraries CIP.xlsx](#)
[Cary Library Copy of February Board Presentation.pdf](#)
[MBE Participation Update 3-12-18.pdf](#)

Commissioner Calabria moved, seconded by Vice-Chair Hutchinson, that the Board of Commissioners:

- 1. Authorize the County Manager to execute an Interlocal Agreement with the Town of Cary for final design and construction of the Cary Regional Library and associated Town of Cary Parking Deck, subject to conditions acceptable to the County Attorney; and**
- 2. Appropriate \$13,206,964 from the Town of Cary for the balance of their funding commitment for the project. The motion passed unanimously.**

10. [Joint Resolution Adopting NC Geodetic Survey's Preliminary Resurvey of the Common Boundary \(Corner\) Between Wake County, Harnett County, and Chatham County and Commitment to Pursue Joint Enabling Legislation to Modify the Wake County and Chatham County Boundary as Described in the 1961 survey](#)

Attachments: [Item Summary](#)
 [County Line Presentation 04-16-18.pdf](#)
 [Joint Resolution](#)

Mr. Tim Maloney, Wake County Planning, Development and Inspection Director, said the request is being made so this item can be added to the short session of the General Assembly agenda. He said that the Harnett County Board will hear the same presentation today and the Chatham County Board later this month.

Mr. Ellis said Del Burns, Interim School Superintendent, is aware of the issue and he will be taking it to the school board.

Mr. Maloney said there have been common issues with boundary lines throughout history. These issues have been resolved with Franklin county. He said it is important to get this issue added to the short session of the General Assembly. He said that there is collaboration with the school system in these cases.

Commissioner West asked what impacts the citizens will have if this is approved today.

Mr. Ellis said that the decision today is not to move the boundry line; it is to get permission from the General Assembly to begin the process. He said a final decision on moving the boundry line will be brought to the board in September.

Mr. Maloney shared the problem.

- It is common across NC for county boundary lines to be uncertain

- Encounter discrepancies in the location of shared county boundary lines
- Today's technology can locate boundary lines much more precisely and uncover discrepancies
- Urbanizing counties tend to discover more issues as development occurs across jurisdictional lines

He shared the reasons to resolve the issue.

- Boundary line uncertainties create jurisdictional issues
 - ✓ Which county is the property listed for taxes
 - ✓ Where will they apply for building permits and other development services
 - ✓ Who will respond during a 911 emergency
 - ✓ Which elected officials will represent them and where will they vote
 - ✓ Where will they send their schoolchildren

He shared maps that depict the line issue. He said the original iron pipes were found in a rock pile during the geodetic survey.

He shared the NC General Statute.

NCGS 153A-17 Existing Boundaries

- Established boundaries may only be changed in accordance with law

NCGS 153A-18 Uncertain or Disputed Boundary

- Uncertain boundaries may be resolved between two or more counties through a survey or other mapping
- The established line must be mutually adopted by the Board of Commissioners of each county

He shared information about how the issue can be corrected.

Step 1

Correct the Common Corner for Wake/Chatham/Harnett and the Wake/Chatham Boundary Line

- The common corner and Wake/Chatham line was established by mutual agreement in 1961
- Must be corrected by state legislation (NCGS 153A-17 -Existing Boundaries)
- The joint resolution establishes support by all three counties for

legislation in the upcoming NC General Assembly short session

Step 2

Correct the Uncertain Boundary Line Between Wake/Harnett

- The boundary line is uncertain and was not mutually established
Wake and Harnett Counties will consider a joint resolution to establish the boundary line (NCGS 153A-18 -Uncertain or Disputed Boundaries) after state legislation corrects the common corner

He shared charts of the summary of the property impacts for the Wake/Harnett properties and the Wake/Chatham properties.

He shared next steps to addressing the issue.

- Board of Commissioners in each county to consider the joint resolution to support legislation (April - May)
- Prepare and enact legislation to relocate the Wake/Harnett/Chatham County corner and the Wake/Chatham County Line (Summer 2018)
- Wake/Harnett Board of Commissioners consider joint resolution to establish the county boundary line (Late Summer 2018)
- All updates effective January 1, 2019
- Apply Wake County zoning to properties transferring into Wake County (Jan. - Feb. 2019)

Commissioner Calabria thanked staff for providing the information to the board. He said that the board may want to consider moving forward with the item today so staff can present the information to the General Assembly. He said it is important to continue to work with the school system to minimize the effects on the children and their perspective schools.

Commissioner Burns confirmed that the drawing of the boundary may change through legislation.

Commissioner Ford acknowledged that since the lines would not be changed now, he will support the item. However, he would like further follow-up for the children that may have to change schools. He said he will not support a motion until those questions are answered.

Commissioner Portman asked for clarification of the item action. Mr. Maloney said the action would approve changing the corners only, and not the boundry lines.

Mr. Maloney shared the preliminary survey map and said that the action would approve the joint resolution adopting NC Geodetic Survey's preliminary resurvey of the common boundary (corner) between Wake County, Harnett County, and Chatham County and a commitment to pursue joint enabling legislation to modify the Wake County and Chatham County Boundary as described in the 1961 survey.

Chair Holmes said that the final decision on which school the children attend would be made by the Board of Education.

Mr. Ellis said the Interim Superintendent has had experience with these changes and will be discussing it with the Board of Education.

Mr. Scott Warren, County Attorney, said this has been a delicate process but staff has done a great job of addressing the issue.

Commissioner Calabria moved, seconded by Commissioner Burns, that the Board of Commissioners approve a joint resolution adopting the NC Geodetic Survey's preliminary resurvey of the common boundary (corner) between Wake County, Harnett County, and Chatham County and commitment to pursue joint enabling legislation to modify the Wake County and Chatham County Boundary as described in the 1961 survey. The motion passed unanimously.

11. [Resolution Authorizing Electronic Signatures on Documents Used and Accepted by Wake County Pursuant to NCGS §66-58.5](#)

Attachments: [Electronic Signature Agenda Item.docx](#)
[03.29.18 Finance Draft BOC Resolution authorizing electronic signature.doc](#)
[Draft Wake County Electronic Signature Policy.pdf](#)

Commissioner Calabria moved, seconded by Vice-Chair Hutchinson, that the Board of Commissioners adopt the attached Resolution authorizing the use of electronic signatures on documents accepted by Wake County pursuant to NCGS §66-58.5. The motion passed unanimously.

12. [Memorandum of Understanding between the North Carolina Association of Fire Chiefs and Wake County for participation in the Volunteer Workforce Solutions Grant Program](#)

Attachments: [BoC WCVW 2018 Proclamation DRAFT.docx](#)
[VWS MOU.pdf](#)
[VWS Fact sheets.pdf](#)

Commissioner Calabria moved, seconded by Vice-Chair Hutchinson,

that the Board of Commissioners:

- 1. Accept the 2018 Volunteer Workforce Solutions service grant if awarded to Wake County; and**
- 2. At or after the award of the service grant, authorize the Chair and Manager to sign a memorandum of understanding between the North Carolina Association of Fire Chiefs and Wake County for participation in the Volunteer Workforce Solutions grant program subject to terms and conditions acceptable to the County Attorney. The motion passed unanimously.**

Regular Agenda

13. [Approval of Construction Contract with Construction Manager for the Oak City Multi-Services Center](#)

Attachments: [Oak City GMP-1 Item Summary.docx](#)
[Oak City Center presentation 4-16-18.pdf](#)
[Project Cost Summary.pdf](#)
[Construction GMP 1 Cost Summary.pdf](#)
[Bid Package Tabulations 4.11.18.pdf](#)
[MBE Participation Summary.pdf](#)
[Budget Memo - FY 2018 Transfers.xlsx](#)
[Budget Memo - FY 2018 County Capital Fund - County Buildings.xlsx](#)
[Summary of ABC Fund Balance - 4.16.18.xlsx](#)
[Copy of Enloe Charity Ball Resolution.pdf](#)

Mr. Mark Forestieri, Wake County Facilities, Design, and Construction Manager, acknowledged the following persons present for the meeting who were instrumental in moving the project forward.

Mr. Tommy Moorman, Facilities, Design & Construction Project Manager
Mr. Dean Rains, Associate Principal, LS3P Architects
Mr. John Caliendo, Project Architect, LS3P Architects
Mr. Paul Sullivan, Vice President, Gilbane Building Company
Mr. Dave Repnyek, Senior Project Executive, Gilbane Building Company
Ms. Jeane Powers, Project Manager, Gilbane Building Company

Ms. Annemarie Maiorano, Human Services Deputy Director, shared how this project aligns with the Board of Commissioners Goals of 2016, which addresses social and economic vitality. She said this project began in 2013 when the City of Raleigh, county staff and the Partnership to End Homelessness began working together to create a Multi Services Center.

She said the Multi-Services Center will be a point of entry for those at risk of or currently experiencing homelessness.

She shared a map of the location of the site.

She shared the process used to select an appropriate location for the new center.

Ms. Maiorano asked the following partners to stand and be recognized.

Catholic Charities
Partnership to End Homelessness
City of Raleigh
Students from Enloe High School Charity Ball.

Mr. Forestieri shared images of the site plan, renovation and floor plan, exterior street front, and aerial perspective view of the Oak City Multi-Services Center. He shared a chart of the construction cost escalation since 2013. He shared charts of the construction volume verses labor and the construction cost escalation.

Ms. Jenay Powers, Project Manager, Gilbane Building Company, shared the prebid advertisement, engagement and minority contractor outreach information.

- Outreach Event Conducted by Gilbane - Nov. 8, 2017
- Public Outreach & Site Walk Event by Gilbane - Nov. 17, 2017
- HUB Certified Subs & Vendors Contacted by Gilbane MBE Consultant
- Subs & Vendors Solicited Thru Building Connected
- Total 15-20 Vendors Contacted for Each Trade Package
- At Least 5 Firms Prequalified for Each Major Trade Package

Chair Holmes acknowledged the partnerships of Gilbane for past projects.

Mr. Forestieri shared the bid result information.

Bid Timeline

- Project Advertised for Bids in February
- Demolition Bids Opened Feb. 8 - 4 bidders/within budget (Informal)
- Renovation Bids Opened Feb. 28 - 16/28 trade packages
- Remaining Bids Opened Feb 14 and 21

Results

- 8 Trade Contract Bids with <3 Bidders
- MBE Participation - 18.2% of GMP
- Renovation bids - higher than pre-bid estimate

Mr. Forestieri shared the project cost driver information.

- Scope Increases
 - Exterior Pavilion Area & Interior Features - offset by Donations
 - Mechanical/Fiber/Security Connections to Men's Shelter
 - Solar PV Readiness - Requires Additional Roof Repair
 - Security Provisions - Exterior fence/gates; Interior access control
 - Mezzanine Conversion to Programmed Space
 - Public Utility Relocations
- Site Permit Additions (buffers/public utility extensions/impact fees)
- Cost Escalations/Tariffs

Mr. Forestieri shared the construction contract information.

CMAR - Gilbane Building Company

GMP #1 - Renovation Contract \$7,628,799

- Value Engineering Credits of \$ 341,718
 - Exterior Wall & Site Wall Masonry Savings
 - No Impact Savings in Mechanical Scope
 - Adjustment to Security Allowance
 - Minor Reductions in Glass Scope
 - Deferring Items to be Procured w/Future Donations

Mr. Forestieri shared the total construction, project development, and project funding sources cost information.

Commissioner Burns asked about rising costs of the project. Mr. Forestieri said labor and material cost has increased.

Commissioner Portman asked if it would be more efficient to start with new construction. Mr. Forestieri said that in this case, new construction was not permissible.

Mr. Forestieri shared the project outcomes.

- Reduce the length of time someone is homeless

- Make data driven decisions
- Use Resources to combat homelessness more effectively
- Benefit from Efficiencies of combined property
- Improve Safety & Security for entire complex
- Satisfy Board Goal/Initiative for Social & Economic Vitality
- Symbol of Revitalization & Renewal

He shared the upcoming milestone dates.

- | | |
|----------------------------------|---------------|
| ▪ Asbestos Abatement | Complete |
| ▪ Utility Relocations | In Progress |
| ▪ Major Demolition | In Progress |
| ▪ Groundbreaking | June 2018 |
| ▪ Construction Permits | Complete |
| ▪ Renovation Construction Begins | June 2018 |
| ▪ Construction Complete | January 2019 |
| ▪ Facility Opened & Operational | February 2019 |

Mr. Forestieri shared a summary of the board actions requested.

- Approve Construction Contract GMP#1 for \$7,628,799
- Appropriate \$2,450,000 of unallocated ABC revenues
- Accept & Appropriate \$180,000 in donations from Enloe Charity Ball

Commissioner West asked about the Minority and Women Owned Business Enterprise (MWBE) Report and African American participation. Ms. Powers said that the project was advertised for bid and it compares to similar projects the City of Raleigh has constructed.

Commissioner West asked about the trend of African-American participation. Ms. Powers said the African American population trends lower than Hispanic or Women owned businesses, but she is hopeful that it will increase as the construction industry continues to grow.

Commissioner Burns asked where the additional funding would come from to cover the cost increase.

Ms. Rogers said that the amount would be covered with the ABC Revenue.

Vice-Chair Hutchinson commended staff and said that the single point of service will be outstanding for citizens that have a lack of transportation to meet their needs. He said that the health and well-being of citizens will be

impacted positively. He said that the Oak City Multi-Services Center will provide services to prevent homelessness.

Chair Holmes noted that a womens shelter is not part of this project but there is discussion with Urban Ministries to increase the number of beds for women in Wake County. She said the board has made a womens shelter a priority and staff will continue to work on it. She acknowledged Ms. Shana Overdorf, Partnership to End Homelessness, for her efforts on this project and her passion to help the homeless.

Commissioner Burns noted that the youth group at his church participates in the community to talk to homeless individuals and serve them lunch. He echoed Chair Holmes gratitude for Ms. Overdorf and thanked her for her service to the county.

Commissioner Calabria said this is a huge day for Wake County. He said that being homeless can be overwhelming and he is excited that services will be placed under one roof and that the county can provide a facility for those who need it.

Commissioner Portman said the board has discussed moving upstream. He said this project challenges the board and is a reflection of the board and community's commitment to providing services.

Commissioner West said the project is an example of teamwork and is a positive step to assist the homeless population. He said he is a charter member of the Partnership to End Homelessness. He noted the trips that have been taken to Atlanta and St. Louis to see what their efforts are to end homelessness. He commended Ms. Regina Petteway, Human Services Director, for her efforts toward the project.

Commissioner West moved, seconded by Commissioner Burns, that the Board of Commissioners:

- 1. Approve Guaranteed Maximum Price (GMP) #1 Contract in the amount of \$7,628,799 with the previously selected Construction Manager at Risk, Gilbane Building Company for building construction work for the Oak City Multi-Services Center.**
- 2. Authorize the Chairman to execute contract documents with Gilbane Building Company establishing the terms, conditions, and GMP #1 amount of \$7,628,799; Said contract documents to be reviewed and approved by the County Attorney.**

3. Appropriate \$2,450,000 of unallocated ABC revenues for construction of the project.

4. Accept and appropriate \$180,000 in donations secured through the 13th Annual Enloe Charity Ball, per Resolution adopted by the Board on January 2, 2018. The motion passed unanimously.

14. [Land Acquisition for a Parcel of Land Containing 2.923 Acres Located Adjacent to Conn Elementary School \(First Reading\)](#)

Attachments: [WCPSS Land Item Summary 04-16-18.docx](#)
 [Conn Elem land acquisition presentation 4-16-18.pdf](#)
 [Offer to Purchase Meadowlands of Raleigh Inc.pdf](#)
 [Appraisal UPDATE 11-22-17, 1207 Willow Street, Raleigh, NC.pdf](#)
 [2018-02-19 Sealed Boundary Survey Meadowlands of Raleigh LLC.pdf](#)

Ms. Betty Parker, Director, Real Estate Services, Wake County Public School System, shared maps of the Conn Elementary School, project, design, and neighborhood view.

Vice-Chair Hutchinson commended staff for their forward thinking toward the project. He acknowledged and praised the bicycle pedestrian access for the project.

Vice-Chair Hutchinson thanked Ms. Parker for the school systems effort to make existing schools more connected with sidewalks and greenway trails. Even though this was the first reading for the acquisition, Vice-Chair Hutchinson asked County Attorney Scott Warren if it would be appropriate for the board to approve this acquisition at today's meeting. Mr. Warren indicated since the action required was straight forward and no additional information was needed, it would be appropriate to verbally modify the specific action requested in this first reading and vote immediately on the acquisition.

Vice-Chair Hutchinson moved, seconded by Commissioner Ford, that the board of commissioners approve funding of the purchase price together with closing costs in an amount not to exceed \$60,551.00 pursuant to NCGS 115C-426. The motion passed unanimously.

15. [Public Hearing on a Request for Disinterment, Relocation, and Reinterment of Approximately 53 Graves Located at 1208 Barley Stone Way to Oakwood Cemetery \(Petition GR-01-17\)](#)

Attachments: [Item Summary](#)
[Grave Removal Presentation 04-16-18.pdf](#)
[GR-01-17 Cemetery Location Map.docx](#)
[GR-01-17 Petition and Archaeological Report.pdf](#)

Mr. Keith Lankford, Wake County Planner III, shared the grave removal process.

- Under NCGS, the remains are required to be reinterred in a suitable cemetery
- Work shall be performed by a licensed funeral director
- Wake County Environmental Services staff will observe the disinterment
- The petitioner (or funeral director) must record the Removal of Graves Certificate at the Register of Deeds Office after completing the reinterment

He shared the petition profile.

Petitioner: Deborah Joy, Legacy Research, LLC on behalf of Jerry Radman of Caruso Homes

Owner: Caruso Homes at Olde Mill Trace, LLC

Location: 1208 Barley Stone Way (PIN 07914151498)

Zoning: Residential-40 Watershed (R-40W)

Number of graves: Approximately 53 - Actual number cannot be determined until the site is fully excavated.

He shared a map of the Old Mill Trace Site and grave site locations.

He shared the cemetery history.

- There are 53 possible graves with no inscribed tombstones, 39 graves have fieldstone markers
- The petitioner was unable to conduct any genealogical research due to the lack of inscribed tombstones
- Deeds for the property did not reference a cemetery on this property
- No records, or historical significance, was found (Capital Area Preservation; Wake County Cemetery Survey; Town of Garner)

He shared the compliance requirements of the NCGS.

- The petitioner's 4 legal notices appeared in the News and Observer newspaper as required
- The remains will be reinterred in Oakwood Cemetery where they will receive perpetual care
- Planning staff posted a public hearing notification sign at the property and ran the standard 2 legal advertisements in the News and Observer

He shared the staff findings.

1. The petitioner has fulfilled all the requirements outlined by the North Carolina General Statutes
2. The remains will be reinterred in Oakwood Cemetery where they will receive perpetual care
3. No opposition to the removal and relocation of the cemetery
4. No evidence of any historical significance and its removal and relocation would not be detrimental to the general welfare of the County

Chair Holmes expressed concern about disturbing a final resting place. She said she is glad staff chose Oakwood Cemetery for the relocation. She said as the county continues to grow, this issue may come up again.

Mr. Lankford said the petitioner was receptive of using Oakwood Cemetery for the reinterment of the graves.

Commissioner Ford asked if the future lots owners would be informed that remains had been buried there.

Mr. Lankford said he is not aware of a requirement that it be disclosed to future owners so that would be up to the developer.

Mr. Warren said there is no specific law but the process is handled in accordance with state law. He said notification would be handled as part of the real estate transaction and would also be revealed during a deed search. He said the Department of Health is involved to ensure the process is done correctly. He said there have not been issues with this process in the past.

Commissioner Ford asked if the remains are removed intact.

Mr. Lankford said great care is taken when handling the remains. He said all contents of each grave are put into a separate box for reinterment.

Commissioner Ford asked what would happen if the relocation were not approved by the board.

Mr. Lankford said if it is not approved, the remains will not be moved. They will stay onsite and be preserved in the subdivision. He said those lots would not be platted and the homeowners association would be required to maintain them. He said there was an attempt to notify the next of kin and he assures that the graves will be relocated in a respectful manner.

Commissioner Ford thanked Mr. Lankford and staff for their professionalism in handling these situations.

Commissioner Portman asked if the developer was aware of the graves prior to the development.

Mr. Lankford said the developer had no prior knowledge of the grave sites. He said it is difficult to identify an old grave site unless you are trained what to look for.

Commissioner Portman said he is supportive of this relocation since it was discovered during the development process.

Chair Holmes pointed out that if perpetual care is not given in advance, she will not vote for the movement of the graves.

Chair Holmes opened the public hearing.

Ms. Deborah Joy, Legacy Research, LLC, said she is present to answer questions. She said there was no historic documentation of the cemetery.

Mr. Jerry Radman, Old Mill Trace, LLC, said that he is present to answer questions. He said the Oakwood Cemetery will be an adequate resting place for the loved ones.

Chair Holmes closed the public hearing.

Mr. Lankford said that the Wake County Planning staff recommends approval of the proposal.

Commissioner Burns moved, seconded by Vice-Chair Hutchinson, that the board of commissioners approve the disinterment, relocation, and reinterment of approximately 53 graves from a 6.81-acre tract located at 1208 Barley Stone Way to Oakwood Cemetery. The motion carried

by the following vote:

Aye: 6 - Chair Holmes, Vice-Chair Hutchinson, Commissioner Burns, Commissioner Calabria, Commissioner Portman, and Commissioner West

Nay: 1 - Commissioner Ford

16. [Energy Design and Management Guideline Approval](#)

Attachments: [Agenda Summary - Energy Design and Management Guideline 2018 Update.docx](#)
[Sustainability - Energy Design and Management Guideline 2018 04102018 for PDF.pdf](#)
[Resolution to Adopt the 2018 Energy Design and Management.pdf](#)
[Energy Design and Management Guideline 2018.pdf](#)

Mr. Dave Goodwin, Wake County General Services Director, shared the completion timeline of Energy Design and Management Guideline Revision.

He shared the supporting guideline update.

Mr. Goodwin recognized two members of the Citizens' Energy Advisory Committee; Mr. Marty Clayton and Mr. Robert Hinson, Chairman. He said the entire Energy Commission is compiled of fifteen members with experience in the energy industry.

Mr. Kevin Witchger, Facilities Engineer and Energy Manager, shared the benchmarking survey, solar PV workshop, and LEED Research information.

Benchmark Survey

2016-2017

- County is a leader in energy practices among peers
- Renewable technologies could be expanded

Solar PV Workshop

August 2-17

- NC is number 2 in Utility scale solar, but not commercial
- Current economic difficulties could be improved with recent legislation

LEED Research

October 2017

- Most recent version of LEED increases construction cost
- Efficiency methodology is beneficial

He said the Energy Design and Management Guidelines provide the targets, goals, and new initiatives.

He shared the key takeaways from the process.

1. Align the Energy Review Process to the Design Process
 - Minimizes design cost
 - Facilitates early Energy Commission input
2. Validate and Improve Building Performance Targets
 - Aligns building efficiency target to LEED - Minimum 14% better than code
 - Uses methodology that works for all building types
3. Define Sustainable, Efficient Design Elements
 - Ensures that design incorporates sustainable elements
 - Consideration of greenhouse gas reduction in the evaluation process
4. Establish a Renewable Energy Position
 - **Solar Ready** - all new construction will be solar ready
 - Considers renewables early and throughout in design
5. Develop an Emerging Technology Process
 - Incorporates an approach to research and development and new technologies

Mr. Witchger said the county is partnering with WCPSS and Wake Tech on energy efficiency efforts.

He said there are two chapters to the process. Chapter one involves Energy Design Guidelines and Chapter two is implementing the Energy Management Guidelines.

He shared the design and management commonalities.

Mr. Goodwin said this initiative ties into the Growth and Sustainability Board Goal. He said the Paris Climate Agreement Resolution was adopted by the Board of Commissioners June 5, 2017. He shared the endorsements of the Resolution.

Endorses:

- Goals of Paris Climate Agreement

Commits County Operations:

- Continue efforts toward sustainability and reduction of greenhouse gas...

Chair Holmes thanked Commissioner Burns for his leadership on this process.

Mr. Goodwin recognized the following partners and staff for their input on the project:

Wake County Public School System

Joe Desormeaux

Brian Conklin

Greg Clark

Nate Slavik

Wake Tech

Wendell Goodwin

Jerry Guerrier

John Majernik

Wake County Staff

Mark Forestieri

Tim Ashby

Kelli Braunbach

Mark DuBois

Bill Hamilton

Ryan Davidson

Anna McGeehan

Commissioner Burns commended staff, the school system, Wake Tech, and the county partners for their efforts. He said that taxpayers can be assured that county buildings are built to be energy efficient. He said the Citizens' Energy Advisory Committee evaluates the county savings on new construction as it relates to energy efficiency. He said he is pleased with the reports that have recently been given to the Growth, Land Use, and Environment Committee. He said a lot of planning goes into making a building solar ready.

Commissioner Ford commended the partnerships of the three

organizations to improve best practices for energy efficiency.

Commissioner Portman said that when he served as a commissioner years ago, he remembers protestors coming to the meeting in strong opposition of energy efficiency measures. He said the change he sees today is reflective of the voters choice in the 2014 election. He commended Commissioners Burns, Calabria, and Hutchinson for serving on the Growth, Land Use, and Environment Committee. He said he understands the importance of solar energy as a business owner and a citizen. He said that construction projects can be challenging but it is important that these types of projects are taken seriously.

Vice-Chair Hutchinson commended staff and the partners for their work on this project. He said Wake County is a leader in energy efficient practices.

Commissioner West thanked Commissioner Burns for his leadership on the Growth, Land Use, and Environment Committee.

Commissioner Calabria said that the approval of this item is in the county's best interest. He thanked the GLUE Committee for their work.

Chair Holmes thanked the GLUE Committee for their work toward this item.

Commissioner Burns moved, seconded by Vice-Chair Hutchinson, that the Wake County Board of Commissioners receive and endorse the 2018 Energy Design and Management Guideline Revision; and, in accordance with the Board's Energy Conservation and Management policy, direct the County Manager to incorporate the guideline in all new designer contracts and management practices. The motion passed unanimously.

17. [Rename North Wake Landfill District Park](#)

Attachments: [NWL_Rename_Agenda_Item.docx](#)
 [Park Rename Presentation.pdf](#)
 [Wake County Facility Naming Policy.pdf](#)

Mr. Chris Snow, Wake County Parks, Recreation, and Open Space Director, shared a map of the North Wake Landfill site.

He shared information about the landfill park. He said the site was used as a landfill until 2008, when it reached capacity. It was then closed and re-opened as a park in 2010.

Mr. Snow said there are several amenities at the park. He said there are

connections from the former landfill to the county park site. He said that pet adoption photos, bird sightseeing, Christmas Tree Recycling Program, and the Triangle Off-road cyclists make use of the North Wake Landfill Park programs.

He shared the park name change information. He said the name continues to be a source of confusion for residents. He said residents often mistake the park for the former landfill, and staff answers several calls per day regarding trash disposal.

He said there were several efforts to involve the citizens in finding a new name. A committee was formed to consider the recommendations.

Mr. Snow asked the board to consider the new name of the park to be Green Hills County Park.

Vice-Chair Hutchinson noted the connections on the site from the school, to the park, to the neighborhood, and to the greenway. He noted that this property was the first buffered bike lane.

Vice-Chair Hutchinson moved, seconded by Commissioner Ford, that the Board of Commissioners rename North Wake Landfill District Park as Green Hills County Park. The motion passed unanimously.

18. [Approval of Wake County's 2018 State Legislative Goals](#)

Attachments: [Legislative Goals Item Summary 04-16-18.docx](#)
 [Legislative Goals Attachment 1 04-16-18.docx](#)
 [NCACCLegislativeGoals 2017.pdf](#)

Mr. Chris Dillon, Assistant County Manager, asked the board to approve the goals. He said the goals have not changed since they were reviewed during last weeks Work Session of the Board of Commissioners.

Commissioner Portman moved, seconded by Commissioner Ford, that the board of commissioners:

1. Approve Wake County's 2018 State Legislative Goals, and

2. Continue supporting the North Carolina Association of County Commissioners 2017-2018 Legislative goals. The motion passed unanimously.

19. [Growth, Land Use and Environment Committee](#)

Commissioner Burns said the Energy Design and Management Guidelines were discussed at length. He said the Water Partnership Report was

received and discussed. He said a 100 percent renewable energy resolution was discussed and referred to General Services Administration for further action. He said the issue of funding for the orphaned roads was discussed again but no resolution has been found. He said the committee agrees that the roads need repaired but no funding source has been identified. Staff recommended changes to the process for future road issues and the committee provided their feedback. He said there was a presentation on the County Comprehensive Plan, which is underway. He said the committee received a request to consider creating a trapping season for foxes in Wake County. The last item discussed at the Growth, Land Use, and Environment Committee (GLUE) meeting was franchising of solid waste disposal. He said after discussion, it was decided that franchising is not in the best interest of citizens at this time.

20. [Human Services Committee](#)

Commissioner West said Behavioral and Mental Health was discussed at the Board of Commissioners' Human Services Committee meeting. He said Alliance Behavioral Health provided information regarding a new crisis center they plan to build. He said Alliance staff shared overviews of behavioral health investments.

Other Business

Vice-Chair Hutchinson noted that Ms. Debra King passed away over the weekend. He said she was the CEO of CASA for 23 years. He said Ms. King played a key role in the vulnerable communities and several new facilities were opened under her leadership. He said he has a heavy heart, but it is important to celebrate Ms. King's life and her accomplishments.

21. [Informational Items for the Board of Commissioners](#)

Attachments: [Informational Items Item Summary.docx](#)
 [Interim Financial Statements for Period Ending February 28 2018.pdf](#)

Mr. Scott Warren, County Attorney, reported that Travelers Insurance will reimburse the County \$1 Million for the situation with the Register of Deeds office last year. He thanked Mr. Roger Askew, Senior Deputy County Attorney; Ms. Kimberly Coman, Risk Management Supervisor, Finance staff and IT staff for their dedication to recovering tax payers money. He said Travelers was very good to work with. He said the full amount of the \$50,000 bond was also paid to the county and he hopes additional costs can be recouped once the external audit is complete.

Closed Session

Mr. Scott Warren, County Attorney, said the motion is pursuant to NCGS 143-318.11 (a)(4) to discuss matters relating to the location or expansion of industries or other businesses in the area served by Wake County, including agreement on a tentative list of economic development incentives that may be offered by Wake County in negotiations

And pursuant to GS 318.11 (a) (3) to consult with the County Attorney regarding Industrial Commission file no. 16-054663, date of incident November 18, 2016, and to further consult with the County Attorney in order to preserve the attorney-client privilege between this board and its attorney.

Commissioner Calabria moved, seconded by Vice-Chair Hutchinson, that the board go into closed session. The motion passed unanimously.

The meeting went into recess and the meeting reconvened.

Following the closed session, Commissioner Portman moved, seconded by Commissioner Burns to approve a settlement in Industrial Commission file number 16-054663 in the amount of \$200,000.00, subject to terms and conditions acceptable to the County Attorney. The motion passed unanimously.

Adjourn

Commissioner West moved, seconded by Commissioner Ford, to adjourn the meeting. The motion passed unanimously.

Respectfully submitted,

Denise M. Hogan, NCMCC
Clerk to the Board
Wake County Board of Commissioners