

MOORE COUNTY BOARD OF COMMISSIONERS

TUESDAY, SEPTEMBER 20, 2022, 5:30 P.M.

REGULAR MEETING

CALL TO ORDER

INVOCATION – Pastor Mike Garner, Emmanuel Baptist Church

PLEDGE OF ALLEGIANCE – Chris Butts, Information Technology Director

I. PUBLIC COMMENT PERIOD (Procedures are attached to agenda.)

II. ADDITIONAL AGENDA

CHAIRMAN – Does any Commissioner have a conflict of interest concerning agenda items the Board will address in this meeting?

III. APPROVAL OF CONSENT AGENDA

All items listed below are considered routine and will be enacted by one motion. No separate discussion will be held except on request of a member of the Board of Commissioners.

- A. Minutes: September 6, 2022, Regular Meeting
- B. Minutes: September 13, 2022, Special Meeting
- C. Budget Amendments
- D. Parks & Recreation Capital Project Ordinance Revision 7
- E. Tax Releases/Refunds – August 2022
- F. Resolution to Accept Final High Offer to Purchase LRK # 00051926
- G. Transportation – FY23 Rural Operating Assistance Program (ROAP) Application
- H. Public Works – Sole Source Purchase of Back-up Pump for Pump Station 10-3
- I. Administration – Workforce Development Local Area Transfer Resolution

IV. RECOGNITIONS

A. Winners of Governor's Award for Outstanding Volunteer Service (Terri Prots, Director of Aging)

V. PRESENTATIONS

A. Information Technology – County Information Security Program (Chris Butts, Information Technology Director / Kay Ingram, Information Security Officer)

B. Information Technology – Broadband Updates (Chris Butts, Information Technology Director)

VI. PUBLIC HEARINGS

A. Public Hearing/Tax – Proposed 2023 Schedule of Values (Gary Briggs, Tax Administrator)

B. Public Hearing/Planning – Initial Zoning Request for RA-40 – Eastman Road (Debra Ensminger, Planning Director)

VII. OLD BUSINESS

VIII. NEW BUSINESS

A. Property Management – Request for Approval of Contract with Piedmont Trucks Center for the Purchase of Three New Vehicles (Gene Boles, Property Management Director)

B. Public Works – Request for Approval of Vass Sewer Phase 2 Application to the Local Government Commission (Randy Gould, Public Works Director)

C. Public Works – Request for Award of Vass Phase 2 Construction Contracts (Randy Gould, Public Works Director)

D. Public Works – Request for Approval of Amendment No. 6 to Agreement with McGill Associates for Professional Services for the Vass Phase 2 Wastewater Collection System Expansion Project (Randy Gould, Public Works Director)

E. Public Works – Request for Authorization to Submit Vass and Pinehurst Water and Sewer Systems AIA Funding Application (Randy Gould, Public Works Director)

F. Public Works – Request for Authorization to Submit Vass Watermain Replacement Project Funding Application (Randy Gould, Public Works Director)

G. Public Works – Request for Approval of Atkinson Infrastructure Change Order No. 1 for Vass Waterline Improvement Project (Randy Gould, Public Works Director)

IX. APPOINTMENTS

A. Aging Advisory Council

B. Social Services Board

X. ADDITIONAL AGENDA

XI. MANAGER'S REPORT

XII. COMMISSIONERS' COMMENTS

XIII. CLOSED SESSION – if necessary

ADJOURNMENT

COMMISSIONERS' UPCOMING MEETINGS/EVENTS:

Pre-agenda, Wednesday, September 28, 9:30am (Ritter / Quis)

Special Meeting (SROs w/ Board of Education), Wednesday, September 28, 2:00pm

Regular Meeting, Tuesday, October 4, 10:30am

Special Meeting (Opioid Allocation Agreement w/ Municipalities), Wednesday, October 5, 2:00pm

PUBLIC COMMENT PROCEDURES
MOORE COUNTY BOARD OF COMMISSIONERS

The Moore County Board of Commissioners is committed to allowing members of the public an opportunity to offer comments and suggestions for the efficient and effective administration of government. In addition to public hearings, a special time is set aside for the purpose of receiving such comments and suggestions. All comments and suggestions addressed to the Board during the Public Comment Period shall be subject to the following procedures:

1. The Public Comment period will be held at the beginning of the Board meeting. The comment period will be limited to a maximum of thirty minutes.
2. Persons who wish to address the Board during the Public Comment Period will register on a sign-up sheet available on the table outside the entrance door to the Commissioners' Meeting Room indicating contact information and topic. Sign-up sheets will be available beginning 30 minutes before the start of the meeting. No one will be allowed to have his/her name placed on the list by telephone request to County Staff.
3. Each person signed up to speak will have three (3) minutes to make his/her remarks. Each person signed up to speak will only be entitled to the time allotted to each speaker and one additional time period which may be yielded to him/her by another individual who has also signed up to speak on a particular topic.
4. Speakers will be acknowledged by the Board Chairperson in the order in which their names appear on the sign-up sheet. Speakers will address the Board from the lectern at the front of the room and begin their remarks by stating their name and address.
5. Public comment is not intended to require the Board to answer any impromptu questions. Speakers will address all comments to the Board as a whole and not one individual commissioner. Discussions between speakers and members of the audience will not be allowed.
6. Speakers will be courteous in their language and presentation. Matters or comments which are harmful, discriminatory or embarrassing to any citizens, official or employee of Moore County shall not be allowed. Speaker must be

respectful

and courteous in their remarks and must refrain from personal attacks and the use of profanity.

7. Only one speaker will be acknowledged at a time. If the time period runs out before all persons who have signed up get

to speak, those names will be carried over to the next Public Comment Period.

8. Any applause will be held until the end of the Public Comment Period.

9. Speakers who have prepared written remarks or supporting documents are encouraged to leave a copy of such remarks

and documents with the Clerk to the Board.

10. Speakers shall not discuss any of the following: matters which concern the candidacy of any person seeking public

office, including the candidacy of the person addressing the Board; matters which are closed session matters, including

but not limited to matters within the attorney-client privilege, anticipated or pending litigation, personnel, property acquisition, matters which are made confidential by law; matters which are the subject of public hearings.

11. Information sheets outlining the process for the public's participation in Board meetings will also be available in the

rear of the Commissioner's Meeting Room.

12. Action on items brought up during the Public Comment Period will be at the discretion of the Board.

Adopted on the 5th day of March 2007 by a 5 to 0 vote of the Moore County Board of Commissioners.

Revised on the 7th day of April 2015.

Revised on the 7th day of February 2017.

MOORE COUNTY BOARD OF COMMISSIONERS

TUESDAY, SEPTEMBER 6, 2022

REGULAR MEETING

The Moore County Board of Commissioners convened for a Regular Meeting at 10:30am, Tuesday, September 6, 2022, in the Commissioners' Meeting Room of the Historic Courthouse, One Courthouse Square, Carthage, North Carolina.

Commissioners Present:

Chairman Frank Quis, Vice Chair Catherine Graham, Jerry Daeke, Nick Picerno, Otis Ritter

Chairman Quis called the meeting to order and welcomed everyone. County Manager Wayne Vest offered the invocation and Captain Bill Flint led the Pledge of Allegiance.

Commissioner Graham offered comments regarding a pro-life resolution that was on the meeting agenda, noting that it was nonbinding and contained the opinions of the currently sitting commissioners. She said at least three of the members would no longer be on the Board when the issue was taken up in Raleigh. Commissioner Graham said given that and the controversial nature of the resolution, she felt it should come from the Board sitting at the time it would be addressed in the legislature. Commissioner Graham said this did not change her personal opinion regarding the resolution that was on the agenda. Upon motion made by Commissioner Graham, seconded by Commissioner Ritter, the Board voted 4-1 (Graham, Ritter, Daeke, Quis – for; Picerno – opposed) to remove the resolution from the agenda.

PUBLIC COMMENT PERIOD

The following offered comments: Ellie Collins, Virginia Minichiello, Lois Eggers, Vic Allen, Rebecca Roush, John Misiaszek, Jim Pedersen, Robert Thiel, Charles Garrison, Gail Garrison, Ginger Derrick, Art Rimbart, Malcom Hall, John Wilson, and Dwight Creech.

Chairman Quis called for a brief recess at 11:10am and the Board reconvened at 11:17am.

CONSENT AGENDA

Upon motion made by Commissioner Ritter, seconded by Commissioner Daeke, the Board voted 5-0 to approve the following consent agenda items:

Minutes: August 16, 2022, Regular Meeting

Minutes: August 18, 2022, Special Meeting

III.A.

09/20/2022

Minutes: August 23, 2022, Special Meeting

Budget Amendments

Resolution Authorizing Upset Bid Process for LRK # 10002365 Resolution Authorizing Upset Bid Process for LRK # 00037017 Deed of Dedication for Winder Station Public Works – Contract with Fat Monkey Express for Biosolids Trucking

Public Works – Sole Source Purchase of Bar Rake Parts for WPCP

Public Works – Sole Source Purchase of Grit Classifier Parts for WPCP Aging – Grant Application to NCDOT – SHIP Division DSS – Contract with Right Transportation for FY 23 DSS – Contract with ASAP Transportation Services for FY 23

Health – FY 23 Activity 716 COVID-19 Vaccination Program Funding

The budget amendments, resolution for LRK # 1002365, resolution for LRK # 00037017, bar rake parts sole source approval, and grit classifier parts sole source approval are hereby incorporated as a part of these minutes by attachment as Appendices A, B, C, D, and E, respectively. PRESENTATIONS Tax – 2023 Schedule of Values / Timeline Tax Administrator Gary Briggs presented to the Board the Schedule of Values for 2023. A presentation provided by Mr. Briggs is hereby incorporated as a part of these minutes by attachment as Appendix F. Upon motion made by Commissioner Daeke, seconded by Commissioner Picerno, the Board voted 5-0 to call a public hearing regarding the proposed 2023 Schedule of Values on September 20, 2022, at 5:30pm. Finance – Quarterly Fiscal Report for Sandhills Center

Finance Director Caroline Xiong presented the quarterly fiscal report for Sandhills Center for Mental Health/Developmental Disabilities/Substance Abuse Services. Following her report, Ms. Xiong introduced new Assistant Finance Director Chris Morgan, present at the meeting.

PUBLIC HEARINGS Call to Public Hearing/Partners in Progress – Amendment of FY23 Funding Agreement for Additional Position

Ms. Natalie Hawkins, Executive Director for Moore County Partners in Progress, presented a request for the Board to call a public hearing regarding amendment to the County's funding agreement with Partners in Progress to increase funding to add a new Business Development Director position. Commissioner Picerno inquired for clarification regarding the cost and Ms. Hawkins explained that in addition to the position cost, there was a one-time start-up cost for office furniture, etc. Upon motion made by Commissioner Graham, seconded by Commissioner Picerno, the Board voted 5-0 to call a public hearing on October 18, 2022, at 5:30pm to consider amending the FY23 funding agreement with Partners in Progress to increase the amount not to exceed from \$105,000 to \$172,500 for a new Business Development Director position. Partners in Progress Board Chairman John May, also present at the meeting, commented regarding how pleased the organization was with Ms. Hawkins' work and her level of enthusiasm. He said they were fortunate to have someone of her abilities.

Call to Public Hearing/Planning – Initial Zoning Request for RA-40 – Eastman Road

Planning Director Debra Ensminger requested the Board call a public hearing regarding an initial zoning request. Upon motion made by Commissioner Picerno, seconded by Commissioner Daeke, the Board voted 5-0 to call for a Public Hearing on September 20, 2022, at 5:30 p.m. for a request to initially zone to Residential & Agricultural-40 (RA-40) one parcel of approximately 8 acres located on Eastman Road, owned by Madison Sloan, per Deed Book 5697 Page 277 and further described as ParID 00037933 in Moore County Tax Records.

NEW BUSINESS Planning – Request from Town of Aberdeen for Transfer of Watershed Allocation

Planning Director Debra Ensminger presented a request by the Town of Aberdeen for a transfer of watershed allocation from Moore County's Drowning Creek watershed allocation. Commissioner Picerno asked for more information on how much was requested and whether it impacted the County's development ability and Ms. Ensminger explained that it did not. Upon motion made by Commissioner Picerno, seconded by Commissioner Daeke, the Board voted 5-0 to approve the request from the Town of Aberdeen for a transfer of watershed allocation from Moore County's Drowning Creek watershed allocation. The resolution approving this request is hereby incorporated as a part of these minutes by attachment as Appendix G. Sheriff – Request for Approval of Sole Source Contract with Stanley Convergent Security Solutions, Inc.

Captain Bill Flint requested approval of a contract to upgrade the servers, video client computers, and software at the detention center. Upon motion made by Commissioner Ritter, seconded by Commissioner Picerno, the Board voted 5-0 to accept Stanley Convergent as the sole source provider and approve the contract with Stanley Convergent Security Solutions, Inc. and authorize the Board Chairman to sign the same. The sole source approval is hereby incorporated as a part of these minutes by attachment as Appendix H.

Information Technology – Request for Approval of Contract with SHI, Inc. and Microsoft Enterprise Agreement 2022-2025 Information Technology Director Chris Butts requested the Board approve a purchase contract with SHI, Inc.

and the Microsoft Enterprise Agreement from 2022 to 2025. Commissioner Picerno asked if this was in the budget and Mr. Butts shared that very close the requested amount was budgeted. He and County Manager Wayne Vest explained further that the cost was difficult to target exactly but that no budget amendment would be necessary. Upon motion made by Commissioner Graham, seconded by Commissioner Picerno, the Board voted 5-0 to authorize the Chairman to execute the purchase contract with SHI, Inc. and the Microsoft EA.

Regarding a second recommended motion to authorize the County Manager to approve amendments up to \$30,000, Commissioner Picerno asked if the budget for those amendments would already be there, and Mr. Butts said yes. Commissioner Picerno asked Mr. Vest if he felt sure it would be in the budget and Mr. Vest said yes. Upon motion made by Commissioner Graham, seconded by Commissioner Picerno, the Board voted 5-0 to authorize the County Manager to approve contract amendments up to \$30,000 each. Upon motion made by Commissioner Daeke, seconded by Commissioner Picerno, the Board voted 5-0 to authorize the County Manager to approve the annual True-Up License forms. Mr. Vest offered comments regarding Mr. Butts recent resignation effective September 23, 2022, to accept a new position elsewhere and he and Mr. Butts introduced Ms. Kay Ingram who would serve as the Interim Information Technology Director.

Parks & Recreation – Request for Approval of Contract with PlayCore Wisconsin, Inc.

County Attorney Misty Leland presented for the Board's consideration a contract for the purchase and installation of adaptive playground equipment for the Moore County Sports Complex, and she reviewed the background. Parks and Recreation Board Chairman Larry Caddell was present at the meeting. Upon motion made by Commissioner Graham, seconded by Commissioner Daeke, the Board voted 5-0 to approve the Purchase and Installation Contract with Play Core Wisconsin, Inc., a Wisconsin corporation doing business as Gametime, in the amount not to exceed \$214,764.03 for the purchase and installation of adaptive playground equipment for the Moore County Sports Complex and authorize the Chairman to sign. Legal – Request for Approval of Excise Tax Resolution

County Attorney Misty Leland requested the Board's approval of a resolution that would authorize the County Manager and Finance Director to issue refunds for the overpayment of excise taxes. This request was a result of legislation that became effective July 7, 2022. Upon motion made by Commissioner Picerno, seconded by Commissioner Graham, the Board voted 5-0 to authorize the County Manager and Finance Director to issue refunds for the overpayment of excise taxes pursuant to GS 105-228.37. The resolution is hereby incorporated as a part of these minutes by attachment as Appendix I. Legal – Request for Approval of Revision to Personnel Policy County Attorney Misty Leland presented for the Board's consideration a revision to the Personnel Policy to define the flexible work schedule. Upon motion made by Commissioner Picerno, seconded by Commissioner Graham, the Board voted 5-0 to approve the revised Article VI Section 3, entitled Work Schedules, of the Personnel Policy as presented effective September 6, 2022. The revised section is hereby incorporated as a part of these minutes by attachment as Appendix J.

Administration – Request for Approval of Position Classification and Pay Plan Assistant County Manager Janet Parris requested the Board's approval of an updated Position Classification and Pay Plan to be effective October 8, 2022. Upon motion made by Commissioner Picerno, seconded by Commissioner Graham, the Board voted 5-0 to adopt the Moore County Position Classification and Pay Plan with an effective date of October 8, 2022. County Manager Wayne Vest thanked the Board for its support of this item. Ms. Parris' staff report and the updated Plan are hereby incorporated as a part of these minutes by attachment as Appendix K. APPOINTMENTS Library Board of Trustees Upon motion made by Commissioner Daeke, seconded by Commissioner Ritter, the Board voted 5-0 to appoint Carl Danis to the Library Board of Trustees for a three-year term expiring August 31, 2022.

COMMISSIONERS' COMMENTS Commissioner Picerno expressed appreciation to his fellow commissioners for looking at the pro-life resolution that was removed from the agenda. He said it was not an idea he dreamed up but came from constituents and he did not put it on the agenda for name recognition as he liked the County to be unified and he wanted everyone to love each other. He noted that neighboring Randolph County had declared itself a sanctuary county for life with no negative impacts to economic development. He said he works for the public and they asked him to do

something, and he agreed with it, and he felt a lot of the public commenters earlier in the meeting had not read the resolution.

Commissioner Graham stated her agreement with Commissioner Picerno. She said, however, that the resolution would not be as effective with the current Board as with the upcoming Board.

Chairman Quis commented regarding the importance of unity and for everyone to listen to their neighbors, understand and make Moore County a better place. ADJOURNMENT There being no further business, upon motion made by Commissioner Ritter, seconded by Commissioner Daeke, the Board voted 5-0 to adjourn the September 6, 2022, Regular Meeting of the Moore County Board of Commissioners at 12:21pm.

Francis R. Quis, Jr. Chairman

Laura M. Williams, Clerk to the Board

MOORE COUNTY BOARD OF COMMISSIONERS SPECIAL MEETING TUESDAY, SEPTEMBER 13, 2022, 10:00 A.M.

The Moore County Board of Commissioners convened for a Special Meeting at 10:00am, Tuesday, September 13, 2022, in the Commissioners' Meeting Room of the Historic Courthouse, 1 Courthouse Sq., Carthage, NC.

Commissioners Present:

Chairman Frank Quis, Vice Chair Catherine Graham, Jerry Daeke, Nick Picerno

Commissioners Absent:

Otis Ritter

Chairman Quis called the meeting to order. The purpose of the meeting was to consider additional funding offered by the USDA for the Town of Vass Phase 2 Sewer Extension Project.

County Manager Wayne Vest welcomed Town of Vass commissioners present at the meeting.

Public Works Director Randy Gould presented and explained the request for approval of Amendment No. 1 to the Letter of Conditions for funding. Commissioner Graham inquired regarding the interest rate for the loan portion of the funding and Mr. Gould explained that he had calculated it at 2.5%, which would increase customers' monthly bill by about 0.37 cents. Chairman Quis commented regarding developments and sizing infrastructure adequately for future growth. Commissioner Picerno asked about the use of ARPA funds as opposed to the USDA loan and Mr. Gould explained that the ARPA funds were intended more for rehab work and failed systems, not new customers. Mr. Gould thanked coworkers for their assistance in coordinating the Board's consideration of the new funding available from USDA.

Upon motion made by Commissioner Picerno, seconded by Commissioner Graham, the Board voted 4-0 to accept the Amendment No. 1 Letter of Conditions for the Vass Phase 2 Wastewater Collection System Expansion Project and authorize the Chairman to sign the letter of intent to meet the stated conditions. Upon motion made by Commissioner Picerno, seconded by Commissioner Daeke, the Board voted 4-0 to adopt a resolution authorizing the Chairman of the Board and the Clerk to the Board to sign and attest, respectively, all necessary documents to complete the funding obligation for the Vass Phase 2 Wastewater Collection System Expansion Project. Upon motion made by Commissioner Graham, seconded by Commissioner Daeke, the Board voted 4-0 to approve the Capital Project Ordinance – Revision 5 for Fund 411.

III.B.

09/20/2022

Mr. Gould's memo and the copies of the signed documents are hereby incorporated as a part of these minutes by attachment as Appendix A.

There being no further business, upon motion made by Commissioner Graham, seconded by Commissioner Daeke, the Board voted 4-0 to adjourn the September 13, 2022, Special Meeting of the Moore County Board of Commissioners at 10:14am.

Francis R. Quis, Jr., Chairman

Laura M. Williams, Clerk to the Board

Agenda Item:

Meeting Date: 09/20/2022

MEMORANDUM TO BOARD OF COMMISSIONERS:

FROM: Caroline L. Xiong, Finance Director

DATE: September 12, 2022

SUBJECT: Parks & Recreation Capital Project Ordinance – Revision 7

PRESENTERS: Caroline L. Xiong

REQUEST:

Approve the Parks & Recreation Capital Project Ordinance – Revision 7

BACKGROUND:

North Carolina General Statutes authorize the adoption of Parks & Recreation Capital Project Ordinance for the lifetime of the project.

IMPLEMENTATION PLAN:

The Project Ordinance will be in place for the lifetime of the project.

FINANCIAL IMPACT STATEMENT:

The Project Ordinance includes the revenues and expenditures for the lifetime of the project.

RECOMMENDATION SUMMARY:

Make a motion to adopt the Parks & Recreation Capital Project Ordinance – Revision 7

SUPPORTING ATTACHMENTS:

Parks & Recreation Capital Project Ordinance – Revision 7

III.D.

County of Moore
Parks & Recreation Capital (Fund 433)
Project Ordinance – Revision 7
Journal 30230

BE IT ORDAINED by the Board of Commissioners, County of Moore, North Carolina, pursuant to North Carolina General Statute § 159-13.2, the following project ordinance is hereby adopted as follows:

Section 1. The project authorized is to build a Parks & Recreation Complex.

Section 2. The officers and staff of this unit are hereby directed to proceed with the project within the budget contained herein.

Section 3. The following amounts are appropriated for the Parks & Recreation Capital Project Ordinance:

Budget Incr./Decr. Revised Budget

Construction	6,568,207\$	(663,946)\$	5,904,261\$
Architect	428,225\$	-\$	428,225\$
FF&E	-\$	522,549\$	522,549\$
Total	6,996,432\$	(141,397)\$	6,855,035\$

Section 4. The following revenues are anticipated to be available to complete the Parks & Recreation Capital Project Ordinance:

Budget Incr./Decr. Revised Budget

Transfer from General Fund	2,856,314\$	256,827\$	3,113,141\$
Transfer from Capital Res for Gov Projects	2,700,000\$	-\$	2,700,000\$
Donations	367,568\$	-\$	367,568\$
Sale of Capital Assets	623,900\$	(403,000)\$	220,900\$
Rental Fees	2,000\$	-\$	2,000\$
DOT Right Away	96,650\$	1,825\$	98,475\$
Transfer from EMS Narrow Banding	350,000\$	-\$	350,000\$
Sales Tax Refund	-\$	2,951\$	2,951\$
Total	6,996,432\$	(141,397)\$	6,855,035\$

Section 5. The Finance Officer is hereby directed to maintain within the Project Fund sufficient specific detailed accounting records to satisfy the requirements of North Carolina General Statutes, federal regulations and any other applicable laws.

Section 6. Funds may be advanced from the General Fund for the purpose of making payments as due.

Section 7. The Finance Officer is directed to report the financial status of the project, as requested by the Board of Commissioners.

Section 8. This Project Ordinance shall be entered in the minutes by the Clerk to the Board of Commissioners and within five days after adoption of this Ordinance, copies shall be filed with the finance officer, budget officer and Clerk to the Board of Commissioners.

Adopted this 20th day of September, 2022.

Frank Quis, Chairman
Moore County Board of Commissioners

Laura M. Williams
Clerk to the Board

III.F.

Agenda Item: Meeting Date: September 20, 2022

MEMORANDUM TO BOARD OF COMMISSIONERS:

FROM: Sonia Biggs Transportation Director

DATE: September 6, 2022

SUBJECT: FY2023 Rural Operating Assistance Program

PRESENTER: Sonia Biggs Transportation Director

REQUEST: This is a request to approve the submittal of the FY2023 Rural Operating Assistance Program (ROAP) application.

BACKGROUND:

The Rural Operating Assistance Program (ROAP) is a state funded public transportation program administered by the North Carolina Department of Transportation Public Transportation Division. The FY2023 ROAP (Rural Operating Assistance Program) fund allocation for Moore County is \$232,424.00. The funds are allocated based upon a formula divided equally among all counties.

ROAP includes the following funding categories:

- Elderly and Disabled Transportation Assistance Program (EDTAP) \$90,234.00 –Provides operating assistance for transportation of the state's elderly and disabled citizens.

- Employment and Transportation Assistance Program (EMPL) \$21,928.00 – intendedto help Department of Social Services clients that:

- 1.Transitioned off work first or temporary assistance for Needy Families (TANF) inthe previous 12 months;
- 2.Help the transportation of disadvantaged public; or
- 3.Help the general public to travel to work, employment training, and/or other employment-related destinations.

- Rural General Public Program (RGP) \$120,262.00 – intended to provide transportation services for individuals from the county who do not have a human service agency or organization that will pay for the transportation service.

III.G.

IMPLEMENTATION PLAN: Upon approval, the FY2023 Rural Operating Assistance Program application will be submitted.

FINANCIAL IMPACT STATEMENT: The EDTAP (Elderly and Disabled Transportation Assistance Program) or the EMPL (Employment Transportation Assistance Program) do not require a local match. The RGP (Rural General Public) requires a 10% local match that equates to \$12,026.20. The match will be paid through the revenue received from token sales.

RECOMMENDATION SUMMARY: Make a motion to approve the submittal of the FY2023 Rural Operating Assistance Program application and allow the Chair to sign all associated documents.

SUPPORTING ATTACHMENTS: FY2023 Rural Operating Assistance Program application.

North Carolina
Department of Transportation

Program Administration Guide
Rural Operating Assistance Program (ROAP)

North Carolina Department of Transportation
Integrated Mobility Division (IMD)
1 South Wilmington Street 1550 Mail
Service Center Raleigh, NC 27699-
1550

This document supersedes and replaces all prior Rural Operating Assistance Program Administration Guides (previously referred to as ROAP State Management Plan) effective July 2017.

Table of Contents

Definitions 3

Program Overview 5

Program Requirements 6

Connecting Communities Plans (previously referred to as Transportation Service Plans) 6

Americans with Disabilities Act of 1990 (ADA) 6

Eligible Use of
Funds.....7

Disbursement of Funds 7

Sub-allocation and Control of Funds 9

Financial Management, Monitoring & Evaluation..... 9

Transferring Funds between ROAP Programs 10

Transferring Funds between Counties in a Regional Transportation System 10

Transferring Funds to Match Other Grant Programs..... 10

Transferring Funds between Sub-recipients 11

Monthly Reporting 11

Programming Auditing and
Documentation.....12

Services throughout the Period of Performance 12

Contracted Services 12

Application Process 13

Public Outreach and Involvement 13

Certifications and Assurances 13

Cost of Service..... 14

Application Review and Follow-up14

Local Match/Local Funding Requirements 14

Eligible Expenses and Activities 15

Appendix A – Eligible Transportation Expense Matrix 16

Appendix B – 2010 Census Data, Urban and Rural Population by County 17

Definitions

Administrative Expenses: An amount not directly tied to a specific function but related to the organization as a whole.

Capital Expenses: An amount spent to acquire or improve a long-term asset such as equipment or buildings.

Disabled person: One who has a physical or mental impairment that substantially limits one or more major life activities, an individual who has a record of such impairment, or an individual who is regarded as having such impairment. For the purposes of ROAP, certification of eligibility will be the responsibility of the county or their designee.

Large Urbanized Areas: An urbanized area (UZA) with a population of 200,000 or more individuals, as determined by the Bureau of the Census.

Memorandum of Understanding (MOU): A formal agreement between two or more parties to establish official partnerships.

Net Project Cost: The part of a project that reasonably cannot be financed from operating revenues (i.e.: farebox recovery)

Operating Expenses: Those costs necessary to operate, maintain, and manage a public transportation system. Operating expenses usually include such costs as driver salaries, fuel, and items having a useful life of less than one year.

Public Transportation: Mass transportation by a conveyance that provides regular and continuing general or special transportation to the public, but does not include school bus, charter, or sightseeing transportation.

Recipient: An entity that receives funding directly from the State.

Regional Grant Specialist (RGS): IMD employees responsible for providing technical assistance, grant oversight, planning, administrative and operations assistance to public transportation systems in rural and urban areas.

Rural Area: An area encompassing a population of fewer than 50,000 people that has not been designated in the most recent decennial census as an urbanized area by the Secretary of Commerce.

Seniors: An individual who is 60 years of age or older

Small Urbanized Areas: A UZA with a population of at least 50,000 but less than 200,000, as determined by the Bureau of the Census.

Urbanized Area (UZA): An area encompassing a population of not less than 50,000 people that has been defined and designated in the most recent decennial census as an urbanized area by the Secretary of Commerce.

Program Overview

The Rural Operating Assistance Program (ROAP) is a state-funded public transportation program administered by the North Carolina Department of Transportation Integrated Mobility Division (IMD). County governments or regional public transportation authorities created pursuant to Article 25 or Article 26 of Chapter 160A of the General Statutes (upon written agreement with municipalities or counties served) are the only eligible applicants for ROAP funds. ROAP includes the following funding project categories:

Elderly and Disabled Transportation Assistance Program (EDTAP)

Purposes: Provides operating assistance for the transportation of the state's elderly and disabled citizens

Legislated: Yes

Originally enacted by legislation in the 1989 Session of the North Carolina General Assembly (Article 2B, 136-44.27)

Formula:

50% divided equally among all counties;

22 ½ % based on the number of senior residents per county as a percentage of the state's total senior population;

22 ½ % based on the number of disabled residents per county as a percentage of the state's total disabled population; and

5% based on a population density factor that recognizes the higher transportation costs in rural, sparsely populated counties

Based on the EDTAP formula, these funds may be used to transport individuals living inside of or outside of an urbanized area

Funds up to 100% of the cost of service

Employment and Transportation Assistance Program (EMPL)

Purposes:

Intended to help DSS clients that:

Transitioned off Work First or Temporary Assistance for Needy Families (TANF) in the previous 12 months; or

Workforce Development Program participants; or

Intended to help the transportation of disadvantaged public; and/or

Intended to help the general public to travel to work, employment training and/or other employment related destinations

Legislated: No

Formula:

10% divided equally among all counties;

45% based on the population* of each county as a percentage of the total state population; and

45% based on the number of unemployed individuals in the labor force as a percentage of the number of unemployed individuals in the labor force in the state, in January, prior to application distribution

Funds up to 100% of the cost of service

Rural General Public Program (RGP)

Purposes: Intended to provide transportation services for individuals from the county who do NOT have a human service agency or organization that will pay for the transportation service.

The passenger's origin or destination must be in the rural area

RGP trips can be coordinated on vehicles with other human services trips.

Legislated: No

Formula:

50% divided equally among all eligible counties; and

50% based upon the rural population of each county as a percentage of the total state rural population. * Excludes the population of the urbanized area as defined by the 2010 Census (See Appendix B for the 2010 Census urban and rural population data)

Based on the RGP formula, services provided with these funds CANNOT be used to transport individuals whose origin AND destination is within or between the urbanized area(s), as defined by the Federal Transit Administration and the 2010 Census

Funds up to 90% of the cost of service

Program Requirements

Connecting Communities Plans (previously referred to as Transportation Service Plans)

Funds distributed by IMD under the ROAP program shall be used in a manner consistent with the county's Coordinated Public Transit – Human Service Transportation Plan, the public transit system's Connecting Communities Plans or its equivalent, and any other transportation development plan in place in the county.

Americans with Disabilities Act of 1990 (ADA)

Titles II and III of the Americans with Disabilities Act of 1990 (ADA) provide that no entity shall discriminate against an individual with a disability in connection with the provision of transportation service. The law sets forth specific requirements for vehicle and facility accessibility. The passenger trips and transportation services provided with ROAP funds must be accessible to individuals with disabilities and be provided without discrimination on the basis of race, color, national origin, creed, sex, or age. Sub-recipients should have procedures for investigating, tracking, and documenting complaints. (See 49 CFR Parts 28 and 37)

The FY2023 ROAP funds will be distributed in the each of the program categories however counties have the flexibility to use the funds as needed to meet individual county needs. EDTAP funds must remain in the EDTAP program, however, Employment and RGP funds can be transferred to any program. ROAP funds are to be used for the eligible expenses listed in Appendix A of this document. A county which uses any ROAP funds for non-public transportation trips will not receive further disbursements of ROAP funding until the amounts of ROAP funds misspent has been repaid. ROAP funds spent will be accounted for by program on a monthly reporting basis.

Disbursement of Funds

ROAP funds shall be disbursed in the traditional program allocations in each of the ROAP programs. The RGP funding is required to be disbursed to the transit system in each county. Counties will have the flexibility to use the ROAP funds as needed to meet their needs and to sub-allocate to other agencies and programs. The funds take on the criteria of the program for which they are being used by each trip. Milestone reports will be due monthly, accounting for the use of the ROAP funds and providing current balances. IMD will closely monitor the usage rate of the ROAP funding and reserves the right to request funds not expected to be spent by the end of the fiscal year to be returned prior to the end of the fiscal year to be redistributed to other counties who have exceeded allocated funds.

Counties with unspent ROAP funds carried over from FY 2022 will retain those funds and the disbursement of FY2023 ROAP funds will be adjusted accordingly. The ROAP funds allocation table included in the application package reflects the total amount each county is allocated but actual disbursement of funds will be adjusted as necessary.

NOTE: The total amount of ROAP funds each year will be made up of the amount appropriated to the DOT by the legislature for the ROAP program plus any returned, unspent funds from the prior year. The actual amount of ROAP funds allocated from year to year can change.

All North Carolina counties are eligible to receive a formula-based disbursement of ROAP funds.

ROAP funds are to be used towards the cost to provide trips (operating expenses) when other funding is not available. ROAP funds are NOT for administrative or capital expenses.

All eligible ROAP recipients must submit an annual application, Financial Plan and proposed budget, certifying funds will be spent on eligible activities, prior to receiving a ROAP disbursement.

ROAP funds will be disbursed by IMD to the county or to a regional public transportation authority, created pursuant to Article 25 or Article 26 of Chapter 160A of the North Carolina General Statutes (N.C.G.S), where a written agreement exists with the municipalities or counties served. ROAP funds will NOT be disbursed to any sub-recipients selected by the county or authority. The County Finance Officer or the Executive Director of an eligible authority will be responsible for program administration at the local level. This responsibility shall NOT be delegated to any designee.

Counties must know if any part of the county is in an urbanized area.

ROAP funds are to be used for the eligible expenses listed in Appendix A of this document. Funds are only to be used for eligible activities and not general or medical transportation.

IMD will closely monitor the usage rate of the ROAP funding.

A county which uses any ROAP funds for non-public transportation trips will be required to repay all misspent ROAP funds before additional funds will be disbursed.

The disbursements for each ROAP program are listed, by county, in the application package. The methodology for calculating these allocations is described in the Program Overview section. The General Assembly must have an approved and certified state budget prior to ROAP funds being disbursed. The period of performance is July 1 to June 30 regardless of the date(s) the ROAP funds are disbursed to eligible recipients. Allowable expenses incurred from July 1 for each program are eligible for reimbursement. Funds are not to be used for Administrative or Operational expenses.

Interest earned on the funds will be retained by the transportation program and must be used for transportation related expenses according to program guidelines.

It is the responsibility of the eligible ROAP recipients to distribute the funds to the community transit system and/or local agencies and organizations as allowed within the program guidelines. Each county must have and employ a documented methodology for distributing ROAP funds and accounting for the trips provided by sub-recipient.

There is a Community Transportation System, operating in most counties, receiving federal and state administrative and capital funds to coordinate public transportation services with human service transportation in the county. These transit systems need operating funds in order to provide affordable transportation for the elderly, disabled and low-income persons in the county that are not receiving transportation benefits from a human service agency or organization. The Community Transportation System is an eligible sub-recipient of all ROAP funds. The county should take into consideration the need for, and importance of the public transportation services provided by the Community Transportation System when determining

the distribution of ROAP funds.

Sub-allocation and Control of Funds

The county or eligible authority may choose to maintain control of the ROAP funds and reimburse sub-recipients for trip-based services after they have been provided. Or, the county or eligible authority may disburse the ROAP funds to the sub-recipients prior to trips being provided, assuming the county or authority plans to monitor throughout the period of performance whether the trips and transportation services are being provided to eligible individuals and whether all expenditures are allowable.

If the county or eligible authority decides to distribute ROAP funds to any county governmental department, the county should have the ability to account for these funds within the county's or authority's accounting system. If the county or authority passes through any ROAP funds to agencies or organizations, the county or authority should have a written agreement with them that addresses the proper use and accountability for these funds. See Appendix A for a listing of eligible activities for each program.

EDTAP funds may be sub-allocated to any government agency or 501(c)(3) non-profit organization that provides services to individuals with transportation needs. The county should take into consideration the need for, and importance of the PUBLIC transportation services provided by the Community Transit System when determining the sub-allocation of the EDTAP funds. If the EDTAP funds are sub-allocated to other agencies besides the Community Transportation System, these other agencies are encouraged to coordinate EDTAP-funded transportation trips with the local Community Transportation System.

EMPL funds may be sub-allocated, by the county or eligible authority, to any government agency or 501(c)(3) non-profit organization that provides services to individuals with employment related transportation needs. If none of the Employment Transportation Assistance funds are sub-allocated to the Community Transportation System, sub-recipients are encouraged to coordinate EMPL-funded trips with the Community Transportation System.

RGP funds must be sub-allocated by the county to the Community Transportation System. RGP funds must be used to provide transportation services to individuals who are not eligible for the same transportation services funded by any other means.

Financial Management, Monitoring & Evaluation

The basic grant/funds management requirements in N.C.G.S. 159, Local Government Finance, and in the Policies Manual for Local Governments apply to ROAP funds. The cost principles of OMB Circular 2 CFR Part 200 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards also apply to ROAP funds. Additionally, funds must be expended according to the program guidelines in the grant application for eligible program expenses identified.

ROAP services should be routinely monitored by the County Finance Officer or the authority's Executive Director to verify that funds are being spent on allowable expenditures, that the eligibility of service recipients is being properly documented, and that sub-allocated funds will be expended by the end of the period of performance, June 30th. The program should also be routinely evaluated to determine whether they are meeting program objectives.

Transferring Funds between Counties in a Regional Transportation System

ROAP funds may be transferred between and/or among member counties of a regional transportation system if the county commissioners agree to the transfer.

The monthly report should reflect Regional Transfer of Funds and Regional Receipt of Funds to document any transfer or receipt of ROAP funds between and/or among member counties of the regional transportation system. The regional transportation systems that are eligible for this additional flexibility are:

- Albemarle Regional Health Services (Inter-County Public Transportation Authority)
- Choanoke Public Transportation Authority
- City of Rocky Mount (Tar River Transit)
- Craven County (Craven Area Rural Transit System)
- Kerr Area Transportation Authority
- Randolph County Senior Adults Association, Inc. (Randolph County Regional Coordinated Area Transit System)
- Western Piedmont Regional Transit Authority
- Yadkin Valley Economic Development District, Inc. (Yadkin Valley Public Transportation)

Session Law 2011-207, House Bill 229 does permit regional public transportation authorities created under Article 25 or Article 26 of Chapter 160A of the General Statutes, upon written agreement with the municipalities served by a public transportation authority or counties served by the regional public transportation authority, to apply for and receive any funds to which the member municipality or counties are entitled to receive based on the distribution formula set out in subsection (d) of this section.

Transferring Funds to Match Other Grant Programs

Sub-recipients of ROAP funds are allowed to use their ROAP sub-allocation to leverage more funds by applying for other transportation grants administered by IMD. ROAP funds may ONLY be used as the local match for the following federal grant programs:

- Section 5310 – Enhanced Mobility of Seniors and Individuals with Disabilities Program
 - o ROAP can only be used to match 5310 operating
- Section 5311 – Rural Area Formula Program
 - o Where operating or purchase of service is an eligible activity
- Other funds as pre-approved in the application by the assigned RGS

A Call for Applications for these grants and the application documents are posted once a year on IMD's website.

Transferring Funds between Sub-recipients

ROAP funds may be transferred from one sub-recipient to another within the county without IMD's approval.

Monthly Reporting

Monthly ROAP reports with back-up trip documentation will be required 45 days following the end of the month (i.e., July report due September 15) via the ROAP SmartSheet survey link which will be provided to primary and secondary contacts.

The monthly report will include trip and expense data associated with the EDTAP, EMPL, and RGP programs. The county must include trip and expense data from agencies who have been sub-allocated ROAP funds in the monthly reports. Failure to submit ROAP reports when due could result in delay or forfeiture of future ROAP disbursements.

The County Finance Officer must certify and sign the annual ROAP report as it identifies the amount of unexpended funds to be retained, prior to the following year's ROAP allocation. This signature page will be produced through the SmartSheet database and sent to the County Finance Officer after the final invoice has been verified by IMD staff. Close monitoring by the County Finance Officer or the authority's Executive Director is required in order to ensure appropriate and maximum utilization of all program funds. It is the responsibility of the County Finance Officer to:

- Record the receipt of ROAP grant funds in a manner that will disclose the source and the purpose/program to which the funds belong, together with evidence of deposit in a financial institution;
- Ensure that ROAP funds and any interest earned on the funds are expended for eligible program expenses, that services are provided to eligible individuals, and that written documentation that supports the expenditures is maintained for at least five years;
- Advise any sub-recipients of the source of the funds, specific program requirements, eligible program expenses and reporting requirements;
- Ensure RGP trips have either the origin or destination in the specified rural area of the county,
- Include ROAP funds received and expended in its annual independent audit on the Schedule of Expenditures of Federal and State Awards and identify any of the funds passed through to other agencies;
- Complete and submit the monthly ROAP reports.

Program Auditing and Documentation

IMD is responsible for providing sufficient program monitoring and oversight to ensure that the state funds are used for the intended purpose. IMD will rely on the monthly ROAP reporting information that identifies the number of passenger trips and expenditures by program.

NCDOT's External Audit Branch compares information in these reports to the ROAP expenses reported in the counties annual independent audit report.

NCDOT's External Audit Branch may do on-site audits of ROAP expenditures. This requires meeting with the County Finance Officer or the authority's Executive Director to obtain documentation of costs reported to IMD in the monthly ROAP reporting forms. Common areas of deficiency include inadequate documentation of passenger eligibility and trips. The EDTAP program serves specific populations and without documentation of eligibility, i.e., passenger is elderly and/or disabled, the auditor cannot determine if the rider met the program eligibility criteria that would allow the trip to be charged to the program. In addition, documentation of trips reported to IMD must be retained for at least five years following submittal of final ROAP reports. The inability to document trips with driver manifests, staff mileage logs, gasoline receipts, or any invoices associated with costs charged to the program will be considered ineligible expenses. The county or the authority will be invoiced for any undocumented costs.

Services throughout the Period of Performance

The ROAP funds should be managed so that services can be continuously provided during the entire twelve (12) months of the grant cycle. It may be necessary to restrict ROAP services to make the funds last. No additional ROAP funds will be available from the state. The county or eligible authority should budget local funding to avoid discontinuation of any ROAP funded service. The county must notify the assigned RGS, in writing, if any ROAP funded service is discontinued because all the funds were exhausted prior to the end of the period of performance.

Contracted Services

If any ROAP funds are sub-allocated to agencies or organizations other than the Community Transportation System, these other agencies or organizations are encouraged to coordinate ROAP funded transportation trips with the local, federally funded Community Transportation System in the county. The Community Transportation Systems have insurance, vehicle maintenance, and driver training and safety standards mandated by the FTA.

Sub-recipients are permitted to use ROAP funds to contract with private transportation providers. Sub-recipients who choose to contract services must follow all state and federal procurement guidelines when selecting a contractor. Sub-recipients should inspect the safety record, service policies and vehicle condition of any private provider being considered. Private providers shall be required to provide documentation that a service was provided on the date billed, by whatever conveyance at the specified cost.

Application Process

An eligible recipient has the option of applying for any amount of funding up to the maximum amount allocated. Each applicant should carefully evaluate past program expenditures and other costs to determine the amount to apply for within each program. Total funds should be managed so that services can be continued for the entire 12 months.

The application documents will be posted on the NCDOT Connect site under the Operating Grants heading at <https://connect.ncdot.gov/business/Transit/Pages/Transit-Grants.aspx>.

County Managers, County Finance Officers, the Rural Planning Organizations (RPO) and Transit Directors will be notified by e-mail when the application is available. The application materials are designed to enable IMD staff to better understand the services to be provided and ensure that funds are utilized as intended. Failure to complete any portion of the application may result in processing delays. The recipient should contact the Regional Grant Specialist assigned to the county if there are questions about the application.

The Application will be submitted using the drop box in EBS created for FY2023. Electronic copies of the application documents for ROAP funds must be submitted to IMD on or before the deadline. A checklist will be provided in the application documents.

Public Outreach and Involvement

The recipient should determine what the transportation needs of agencies and individuals are in the county before completing the application. It is important that eligible local agencies and interested citizens have the opportunity to participate in the sub-allocation decision. A public hearing is not required to apply. This does not prevent the county commissioners or eligible authority boards from inviting the public to request a public hearing, holding a public hearing and/or receiving support for the application during a meeting if it is required by local policy or protocol.

Certifications and Assurances

The County Manager and the County Finance Officer are required to sign a certified statement that describes the roles and responsibilities associated with the application for and acceptance of ROAP funds and guarantees that certain actions will be taken at the county level to properly administer the program. The Certified Statement must be signed, sealed with the county seal and accompany the application in order for ROAP funds to be disbursed. Eligible authorities will submit a copy of the Memorandum of Understanding (MOU) executed with each municipality in their service area with their application.

Cost of Service

Departments, agencies and/or organizations using ROAP funds to provide services shall determine a billing/reimbursement rate by mile, hour or trip that is based on the fully allocated cost of the service. The fully allocated cost of providing a trip should include both direct costs and shared (indirect) costs.

For the application, the applicant must calculate the average cost of a trip based on the projected number of trips. The average cost of a trip will be the sub-allocation amount divided by the proposed number of trips to be provided. These costs will be compared to the average cost of the trips in other counties to determine whether the cost of the proposed services is reasonable.

Application Review and Follow-up

The RGS will review the documents in the application for accuracy and completeness. The RGS will determine if the recipient is prepared to manage the ROAP funds and whether the services and/or activities are eligible and allowable. The RGS will follow-up, as needed, if more detail is required or where there are doubts that the recipient's plans for use of the funds do not provide for improved services for the targeted populations.

Local Match/Local Funding Requirements

A local match is NOT required for EDTAP and EMPL trips; funding may be used to provide up to one hundred percent (100%) of the fully allocated cost to provide a trip.

A local match IS required for RGP trips; funding may be used to provide up to ninety percent (90%) of the fully allocated cost to provide a general public trip. A minimum of ten percent (10%) must be provided from fares, local funds, or a combination of the two. Fares and/or local funds collected in excess of the minimum 10% RGP local match requirement must be used to provide additional service. The excess funds CANNOT be used to fund administrative and capital needs. IMD encourages Community Transportation Systems to keep fares reasonable to encourage ridership. The 10% local match requirement is based on the actual cost of providing RGP funded trips or other services, not the amount disbursed by IMD.

The following examples are provided to help recipients understand the local match requirement.

Example #1

Trip miles = 10 miles

Cost/mile (based on fully allocated cost) = \$1.23/mile

10 miles X \$1.23/mile = \$12.30 cost of trip

RGP funding = 90% (.90)

\$12.30 X 0.90 = \$11.07 RGP funding

Local match minimum requirement = 10%

\$12.30 X 0.10 = \$1.23 fares and/or local funding

Example #2

Total annual RGP miles = 15,431

Cost/mile = \$1.23

15,431 X \$1.23 = \$18,980.13 RGP cost of service

RGP funding = 90% (.90)

\$18,980.13 X 0.90 = \$17,082.12 RGP funding

Local match minimum requirement = 10%

\$18,980.13 X 0.10 = \$1,898.01 fares and/or local funding

Eligible Expenses and Activities

See the Eligible Transportation Expenses Matrix in Appendix A for examples of allowable trip purposes that can be provided under these programs. This matrix must be shared with any agency that receives a sub-allocation of ROAP funds to ensure that funds are expended according to program guidelines. A county which uses any ROAP funds for an ineligible activity will be required to repay the amount misspent before additional ROAP funds will be disbursed. In addition, Community Transportation systems that use ROAP funds to provide trip services must also comply with the regulations of the FTA Section 5311 Program.

Appendix A – Eligible Transportation Expense Matrix

Services must be provided to a person that meets the eligibility criteria.

Trip Based Services - Trips may be provided by car/vanpool, taxi, public transit vehicle, private transit vehicle, agency vehicle, or mileage reimbursement to a volunteer. The most cost-effective option should be chosen. Public /Private transportation providers shall be reimbursed based on the fully allocated cost per mile, per hour, or per passenger trip. Volunteers can be reimbursed for mileage only. If a human service agency uses an agency vehicle to provide the trip, the agency must include the fully allocated cost of a trip in their reimbursement request including fuel, staff time and benefits, depreciation, vehicle insurance and licensing. RGP trips can be coordinated on vehicles with human services trips as space and destination allow.

Trip Purpose EDTAP EMPL RGP

Personal care, non-emergency medical appointments, pharmacy pickup, shopping, bill paying, public hearings, committee meetings, classes, banking, etc.

Yes

No

Yes

Job interviews, job fair attendance, job readiness activities or training, GED classes

Yes

Yes

Yes

Transportation to Workplace (trip must be scheduled by the individual passenger)

Yes

Yes

Yes

Child(ren) of Working
Parent transported to
Child Care

No

Yes

Yes

Group field trips/tours to
community special events Yes No *

Overnight trips to out-of-
county destinations Yes No *

Human Service Agency
appointments Yes No Yes

Purchase of service No No No

Human Service Agency
purchase of passes, tickets
or tokens from the
Community
Transportation System for
the agency's program
needs or their client's
needs.

No

No

No

* Must be provided under the provisions of the federal Charter regulations which can be viewed at <https://www.transit.dot.gov/regulations-and-guidance/access/charter-bus-service/charter-bus-service>

*****IMPORTANT*****

Recipients will NOT be allowed to use ROAP funds for “other” services including fuel assistance (gas vouchers, gas cards, reimbursement to fuel provider), vehicle repairs or vehicle insurance premiums.

The fully allocated cost to provide a trip, which has traditionally been eligible for the EDTAP, EMPL and RGP programs will continue to be eligible.

Appendix B

2010 Census Data – Urban Population by County

County Population

Urban Area

Population

%Pop in

Urban Area

Alamance	151,131	107,971	71.44
Alexander	37,198	4,738	12.74
Alleghany	11,155	0	0
Anson	26,948	0	0
Ashe	27,281	0	0
Avery	17,797	0	0
Beaufort	47,759	0	0
Bertie	21,282	0	0
Bladen	35,190	0	0
Brunswick	107,431	39,915	37.15
Buncombe	238,318	180,932	75.92
Burke	90,912	52,136	57.35
Cabarrus	178,011	143,551	80.64
Caldwell	83,029	54,444	65.57
Camden	9,980	0	0
Carteret	66,469	0	0
Caswell	23,719	0	0
Catawba	154,358	101,101	65.5
Chatham	63,505	6,513	10.26
Cherokee	27,444	0	0
Chowan	14,793	0	0
Clay	10,587	0	0
Cleveland	98,078	11,171	11.39
Columbus	58,098	0	0
Craven	103,505	50,503	48.79
Cumberland	319,431	276,729	86.63
Currituck	23,547	0	0
Dare	33,920	0	0
Davidson	162,878	85,699	52.62
Davie	41,240	7,062	17.12
Duplin	58,505	0	0
Durham	267,587	252,528	94.37
Edgecombe	56,552	17,349	30.68
Forsyth	350,670	324,908	92.65
Franklin	60,619	4,829	7.97
Gaston	206,086	158,926	77.12

Gates	12,197	0	0
Graham	8,861	0	0
Granville	59,916	963	1.61
Greene	21,362	0	0

County Population

Urban Area

Population

%Pop in

Urban Area

Guilford	488,406	426,406	87.31
Halifax	54,691	0	0
Harnett	114,678	12,294	10.72
Haywood	59,036	26,306	44.56
Henderson	106,740	71,227	66.73
Hertford	24,669	0	0
Hoke	46,952	26,692	56.85
Hyde	5,810	0	0
Iredell	159,437	98,991	62.09
Jackson	40,271	0	0
Johnston	168,878	37,449	22.18
Jones	10,153	0	0
Lee	57,866	0	0
Lenoir	59,495	0	0
Lincoln	78,265	10,797	13.8
McDowell	44,996	0	0
Macon	33,922	0	0
Madison	20,764	1,948	9.38
Martin	24,505	0	0
Mecklenburg	919,628	909,830	98.93
Mitchell	15,579	0	0
Montgomery	27,798	0	0
Moore	88,247	0	0
Nash	95,840	50,256	52.44
New Hanover	202,667	198,178	97.79
Northampton	22,099	0	0
Onslow	177,772	105,419	59.3
Orange	133,801	95,625	71.47
Pamlico	13,144	0	0
Pasquotank	40,661	0	0
Pender	52,217	2,143	4.1
Perquimans	13,453	0	0
Person	39,464	0	0
Pitt	168,148	117,798	70.06
Polk	20,510	0	0
Randolph	141,752	21,284	15.01
Richmond	46,639	0	0
Robeson	134,168	505	0.38
Rockingham	93,643	0	0

Rowan	138,428	84,687	61.18
Rutherford	67,810	0	0
Sampson	63,431	0	0
Scotland	36,157	0	0
Stanly	60,585	0	0

County Population

Urban Area

Population

%Pop in

Urban Area

Stokes 47,401 11,520 24.3

Surry 73,673 0 0

Swain 13,981 0 0

Transylvania 33,090 235 0.71

Tyrrell 4,407 0 0

Union 201,292 146,361 72.71

Vance 45,422 0 0

Wake 900,993 833,188 92.47

Warren 20,972 0 0

Washington 13,228 0 0

Watauga 51,079 0 0

Wayne 122,623 61,054 49.79

Wilkes 69,340 0 0

Wilson 81,234 638 0.79

Yadkin 38,406 0 0

Yancey 17,818 0 0

Revised 08-25-22

CERTIFIED STATEMENT FY2023 RURAL OPERATING ASSISTANCE PROGRAM County of Moore

WHEREAS, the state-funded, formula-based Rural Operating Assistance Program (ROAP) administered by the North Carolina Department of Transportation, Integrated Mobility Division provides funding for the operating cost of passenger trips for counties within the state;

WHEREAS, the county uses the most recent transportation plans (i.e., CCP, CTIP, LCP) available and other public involvement strategies to learn about the transportation needs of agencies and individuals in the county before determining the sub-allocation of these ROAP funds;

WHEREAS, the county government or regional public transportation authorities created pursuant to Article 25 or Article 26 of Chapter 160A of the General Statutes (upon written agreement with the municipalities or counties served) are the only eligible recipients of Rural Operating Assistance Program funds which are allocated to the counties based on a formula as described in the Program Guidelines included in the ROAP State Management Plan. NCDOT will disburse the ROAP funds only to counties and eligible transportation authorities and not to any sub-recipients selected by the county;

WHEREAS, the county finance officer will be considered the county official accountable for the administration of the Rural Operating Assistance Program in the county, unless otherwise designated by the Board of County Commissioners; WHEREAS, the passenger trips provided with ROAP funds must be accessible to individuals with disabilities and be provided without discrimination on the basis of national origin, creed, age, race, or gender (FTA C 4702.1B, FTA C 4704.1A, Americans with Disabilities Act 1990); and WHEREAS, the period of performance for these funds will be July 1, 2022 to June 30, 2023 regardless of the date on which ROAP funds are disbursed to the county. NOW, THEREFORE, by signing below, the duly authorized representatives of the County of Moore North Carolina certify that the following statements are true and accurate:

- The county employed a documented methodology for sub-allocating ROAP funds that involved the participation of eligible agencies and citizens. Outreach efforts to include the participation of the elderly and individuals with disabilities, persons with limited English proficiency, minorities and low-income persons in the county's sub-allocation decision have been documented.
- The county will advise any sub-recipients about the source of the ROAP funds, specific program requirements and restrictions, eligible program expenses and reporting requirements. The county will be responsible for invoicing any sub-recipients for unexpended ROAP funds as needed.
- The county will monitor ROAP funded services routinely to verify that ROAP funds are being spent on allowable activities and that the eligibility of service recipients is being properly documented. The county will maintain records of trips for at least five years that prove that an eligible citizen was provided an eligible transportation service on the billed date, by whatever conveyance at the specified cost.
- The county will be responsible for monitoring the safety, quality, and cost of ROAP funded services and assures that any procurements by subrecipients for contracted services will follow state and federal guidelines.
- The county will conduct regular evaluations of ROAP funded passenger trips provided throughout the period of performance.

Revised 08-25-22

- The county will only use the ROAP funds to provide trips when other funding sources are not available for the same purpose or the other funding sources for the same purpose have been completely exhausted.
- The county assures that the required matching funds for the FY2023 ROAP can be generated from fares and/or provided from local funds.
- The county will notify the Regional Grant Specialist assigned to the county if any ROAP funded services are discontinued before the end of the period of performance due to the lack of funding. No additional ROAP funds will be available.
- The county will provide an accounting of trips and expenditures in monthly reports to NCDOT – Integrated Mobility Division or its designee. Back-up documentation is required to support the monthly reports, failure to provide documentation will affect future disbursements. The June report will be considered the annual report. • Any interest earned on the ROAP funds will be expended for eligible program uses as specified in the ROAP application. The County will include ROAP funds received and expended in its annual independent audit on the schedule of federal and state financial assistance. Funds passed through to other agencies will be identified as such.
- The county is applying for the following amount of FY2023 Rural Operating Assistance Program funds:
State-Funded Rural Operating Assistance Program Allocated Requested
Elderly and Disabled Transportation Assistance Program (EDTAP) 90,234 90,234
Employment Transportation Assistance Program (EMPL) 21,928 21,928
Rural General Public Program (RGP) 120,262 120,262
TOTAL 232,424 232,424
WITNESS my hand and county seal, this day of , 20 .

Signature of County Manager/Administrator Signature of County Finance Officer
Printed Name of County Manager/Administrator Printed Name of County Finance Officer
State of North Carolina County of Moore

County Seal Here

2023

COUNTIES EDTAP EMPL RGP Total

Alamance 108,478 36,081 78,860 223,419\$
Alexander 63,807 10,326 69,050 143,183\$
Alleghany 52,609 4,944 49,490 107,043\$
Anson 58,871 8,387 63,989 131,247\$
Ashe 59,881 8,711 64,295 132,887\$
Avery 54,378 6,409 55,588 116,375\$
Beaufort 72,427 13,179 83,096 168,702\$
Bertie 56,973 7,706 58,788 123,467\$
Bladen 65,854 11,300 71,557 148,711\$
Brunswick 108,143 29,884 101,250 239,277\$
Buncombe 153,975 53,181 91,987 299,143\$
Burke 93,252 21,993 74,864 190,109\$
Cabarrus 101,950 42,493 70,931 215,374\$
Caldwell 86,885 20,528 65,509 172,922\$
Camden 50,439 4,747 48,412 103,598\$
Carteret 83,118 18,293 100,273 201,684\$
Caswell 58,817 7,696 61,024 127,537\$
Catawba 106,552 36,655 88,175 231,382\$
Chatham 73,424 16,188 91,572 181,184\$
Cherokee 62,522 8,681 64,214 135,417\$
Chowan 54,398 5,913 52,831 113,142\$
Clay 51,922 4,789 48,969 105,680\$
Cleveland 94,663 25,438 119,039 239,140\$
Columbus 78,207 16,247 92,588 187,042\$
Craven 93,558 24,412 87,923 205,893\$
Cumberland 163,088 75,381 78,545 317,014\$
Currituck 55,282 8,869 60,869 125,020\$
Dare 61,950 15,748 70,398 148,096\$
Davidson 119,091 38,449 110,130 267,670\$
Davie 63,380 11,207 70,628 145,215\$
Duplin 72,619 15,818 92,960 181,397\$
Durham 134,202 64,398 53,160 251,760\$
EBCI 57 63 46,677 46,797\$
Edgecombe 75,084 17,746 75,249 168,079\$
Forsyth 167,904 81,378 117 249,399\$
Franklin 73,094 16,216 90,470 179,780\$
Gaston 138,489 50,072 82,599 271,160\$
Gates 51,708 5,040 50,447 107,195\$
Graham 49,823 5,201 46,948 101,972\$
Granville 78,454 15,139 93,370 186,963\$
Greene 55,154 7,071 58,860 121,085\$
Guilford 212,024 117,401 96,315 425,740\$
Halifax 79,153 16,436 89,461 185,050\$

Harnett 89,368 28,847 133,247 251,462\$
FY2023 Total Allocation

Haywood 76,326 15,472 69,306 161,104\$
Henderson 99,272 24,844 71,873 195,989\$
Hertford 59,954 8,059 61,896 129,909\$
Hoke 62,436 13,638 57,859 133,933\$
Hyde 48,940 4,415 44,584 97,939\$
Iredell 105,017 38,728 94,775 238,520\$
Jackson 64,850 11,945 73,248 150,043\$
Johnston 106,713 40,495 159,919 307,127\$
Jones 52,438 4,703 48,571 105,712\$
Lee 70,075 16,388 92,375 178,838\$
Lenoir 78,970 16,156 93,870 188,996\$
Lincoln 81,381 20,480 101,192 203,053\$
Macon 65,571 10,440 70,393 146,404\$
Madison 57,289 7,099 56,525 120,913\$
Martin 59,440 8,340 61,747 129,527\$
McDowell 72,219 12,414 80,559 165,192\$
Mecklenburg 302,829 225,159 48,566 576,554\$
Mitchell 55,364 6,164 53,552 115,080\$
Montgomery 59,711 8,438 64,769 132,918\$
Moore 90,234 21,928 120,262 232,424\$
Nash 89,295 26,006 81,119 196,420\$
New Hanover 125,053 50,761 43,440 219,254\$
Northampton 60,967 7,592 59,538 128,097\$
Onslow 103,190 39,053 105,702 247,945\$
Orange 86,346 31,670 74,327 192,343\$
Pamlico 53,935 5,342 51,317 110,594\$
Pasquotank 63,295 12,632 76,581 152,508\$
Pender 72,062 14,977 85,222 172,261\$
Perquimans 54,298 5,569 51,601 111,468\$
Person 65,181 11,640 75,481 152,302\$
Pitt 104,421 42,448 85,515 232,384\$
Polk 56,925 6,731 58,078 121,734\$
Randolph 103,696 33,804 149,850 287,350\$
Richmond 73,064 13,420 82,068 168,552\$
Robeson 108,448 35,050 161,962 305,460\$
Rockingham 95,170 23,879 125,218 244,267\$
Rowan 107,337 33,629 88,613 229,579\$
Rutherford 83,811 18,173 101,502 203,486\$
Sampson 75,464 17,165 97,483 190,112\$
Scotland 66,878 11,628 72,445 150,951\$
Stanly 73,738 15,578 94,869 184,185\$
Stokes 68,477 12,730 72,193 153,400\$
Surry 82,261 18,384 106,884 207,529\$
Swain 52,593 6,815 48,303 107,711\$
Transylvania 65,080 9,460 69,412 143,952\$

Tyrrell 48,373 3,700 43,296 95,369\$

Union 103,339 47,095 89,725 240,159\$

Vance	79,041	13,424	80,951	173,416\$
Wake	283,900	206,443	101,771	592,114\$
Warren	62,998	7,190	58,503	128,691\$
Washington	54,262	5,887	51,395	111,544\$
Watauga	63,182	13,867	86,143	163,192\$
Wayne	97,608	30,266	95,793	223,667\$
Wilkes	82,817	17,258	102,905	202,980\$
Wilson	82,179	24,448	113,246	219,873\$
Yadkin	62,565	10,412	74,508	147,485\$
Yancey	56,728	6,372	55,607	118,707\$
TOTALS	8,422,033\$	2,440,464\$	7,853,131\$	18,715,628\$

18,715,645.82\$

17.82\$

*Due to Rounding -

disbursements must

be whole dollars

Total Available:

Amount Left Over:

Agenda Item: Meeting Date: 09/20/22

MEMORANDUM TO MOORE COUNTY BOARD OF COMMISSIONERS

FROM: Randy Gould, Public Works Director

DATE: September 9, 2022

SUBJECT: Sole Source Purchase of Back-up Pump for Pump Station 10-3

PRESENTER: Randy Gould, PE

REQUEST: Approve the sole source purchase of a Back-up Pump for Pump Station 10-3 and authorize the Chairman to sign.

BACKGROUND: Pump Station 10-3 in the Lake Pinehurst community is one of our largest wastewater pumping stations. Its continuous operation is critical to the collection system. The pump station was totally rehabbed in 2010. Those pumps are no longer being made. One of the two pumps in the station was recently replaced with a Grundfos pump due to mechanical problems. A matching pump is needed as a back-up replacement for the existing second pump. The order time is quoted as 24 weeks, so time is of the essence.

IMPLEMENTATION PLAN: Execute the Sole Source Form and proceed with the purchase.

FINANCIAL IMPACT STATEMENT: The purchase or parts is a budgeted item.

RECOMMENDATION SUMMARY: Make a motion to approve the purchase of the submersible pump for Pump Station 10-3 in an amount not to exceed \$42,759.00 and authorize the Chairman to sign the Sole Source Justification Form.

SUPPORTING ATTACHMENTS: Sole Source Form Vendor Quote

1: Wastewater/Pump Stations/10-3/Agenda Memo 092022 Sole Source

III.H.

Agenda Item: Meeting Date: 9/20/2022

MEMORANDUM TO BOARD OF COMMISSIONERS:

FROM: Gary E. Briggs, Tax Administrator

DATE: September 12, 2022

SUBJECT: Public Hearing/Tax – Public Hearing on Schedule of Values for the 2023 Revaluation

PRESENTER: Gary E. Briggs

AGENDA PLACEMENT: Public Hearing

REQUEST:

At your September 6, 2022 Meeting, you were presented the Schedule of Values for the 2023 Revaluation. Along with the Schedule, you were also given a Calendar of Events. The Calendar of Events indicated a Public Hearing would be conducted at your regular meeting on September 20, 2022 at 5:30 p.m. It is hereby requested that you conduct a Public Hearing on the Schedule of Values for the 2023 Revaluation in order to receive citizen comments as advertised.

BACKGROUND:

The 2023 Schedule of Values must be adopted using the attached Calendar of Events. All parcels in the county will be valued for the 2023 Revaluation in accordance with the procedures outlined in the 2023 Schedule of Values.

IMPLEMENTATION PLAN:

See attached Calendar of Events.

FINANCIAL IMPACT STATEMENT:

The 2023 Revaluation will affect all parcels located within the county boundaries. The assessment for taxation purposes shall be determined as of January 1, 2023, using the proposed 2023 Schedule of Values.

RECOMMENDATION SUMMARY:

No official action is required at this meeting, only to conduct a Public Hearing. Item will be brought back to the Board for formal approval at your October 4, 2022 10:30 a.m. meeting.

SUPPORTING ATTACHMENTS:

Calendar of Events

North Carolina General Statute 105-317

VI.A.

-

2023 Schedule of Values

Revaluation / Timeline

September 06, 2022

REVALUATION

- A REVALUATION IS A PROCESS OF APPRAISING ALL REAL PROPERTY FOR TAXATION PURPOSES AT 100% MARKET VALUE. G.S 105-283
- EACH COUNTY IN NORTH CAROLINA IS REQUIRED TO PERFORM A REVALUATION AT LEAST EVERY EIGHT YEARS. GS 105-286
- MOORE COUNTY IS ON A FOUR-YEAR REVALUATION CYCLE BY RESOLUTION.
- THE NEXT REVALUATION WILL BECOME EFFECTIVE JANUARY 1, 2023

MOORE COUNTY FACTS

- 73,400+ PLUS PARCELS
- OVER 690 NEIGHBORHOODS
- 38,000+ RESIDENTIAL IMPROVED PARCELS
- OVER 3,200 COMMERCIAL PARCELS

SCHEDULE OF VALUES

- The Schedule of Values (SOV) is an outline of the methodology and procedures used for appraising all real property values at the time of a general reappraisal.
- The SOV establishes base rates and ranges which will be in effect until the next general reappraisal and includes adjustments that may be used for various types of construction and market conditions, as well as, guidelines for land valuation.

SCHEDULE OF VALUES

- The tables, rates, and ranges found in the Schedule of Values are only guidelines; on a property-by-property basis, appraisers have the flexibility to adjust rates in order to appraise individual properties at market value, and to establish equitable and uniform values for all types of property.
- General Reappraisals are conducted by applying Mass Appraisal techniques, with thorough analysis from appraisal staff and the use of a computer-assisted mass appraisal (CAMA) software system. The sales comparison, cost approach, and income approach to value are all considered when applicable to appraise all real property.

Schedule Of Values : Timeline.

September 06, 2022 Present Schedule Of Values to the Board Of Commissioners and file a copy in the Assessor's Office.

September 07, 2022 Advertise in the newspaper that the Schedule Of Values are open for public inspection in the Office of the Tax Administrator and a public hearing will be held on September 20, 2022.

Schedule Of Values : Timeline.

- September 20, 2022 Public Hearing on Schedule Of Values to be held during the regularly scheduled BOC meeting.
- October 4, 2022 Board of Commissioners will consider adopting the Schedule Of Values.

Schedule Of Values : Timeline.

October 9 , 2022 First date to advertise that Schedule of Values have been adopted by the Board Of Commissioners.

October 16, 2022 Second date to advertise notice.

October 23, 2022 Third date to advertise notice.

October 30, 2022 Fourth date to advertise notice

Note: Anyone wishing to appeal the SOV's to the Property Tax Commission must do so in writing by November 7th, 2022.

REVALUATION TIMELINE

- Final reviews, edits and values will be completed in February 2023.
- Change of Value Notices will be mailed to all property owners in March 2023
- Informal appeal process will begin once the Change of Value Notices are mailed.
- Formal appeals process will begin in April 2023 and be completed by end of May 2023.
- July 2023 bills will be generated and mailed.

FOR MORE INFORMATION

VISIT OUR REVALUATION WEB PAGE AT THE FOLLOWING ADDRESS:

WWW.MOORECOUNTYNC.GOV

Customer Service: 910-947-2255

QUESTIONS?

THANK YOU FOR YOUR TIME.

Article 19.

Administration of Real and Personal Property Appraisal.

§ 105-317. Appraisal of real property; adoption of schedules, standards, and rules. (a) Whenever any real property is appraised it shall be the duty of the persons making appraisals:

(1) In determining the true value of land, to consider as to each tract, parcel, or lot separately listed at least its advantages and disadvantages as to location; zoning; quality of soil; waterpower; water privileges; dedication as a nature preserve; conservation or preservation agreements; mineral, quarry, or other valuable deposits; fertility; adaptability for agricultural, timber-producing, commercial, industrial, or other uses; past income; probable future income; and any other factors that may affect its value except growing crops of a seasonal or annual nature. (2) In determining the true value of a building or other improvement, to consider at least its location; type of construction; age; replacement cost; cost; adaptability for residence, commercial, industrial, or other uses; past income; probable future income; and any other factors that may affect its value. (3) To appraise partially completed buildings in accordance with the degree of completion on January 1. (b) In preparation for each revaluation of real property required by G.S. 105-286, it shall be the duty of the assessor to see that:

(1) Uniform schedules of values, standards, and rules to be used in appraising real property at its true value and at its present-use value are prepared and are sufficiently detailed to enable those making appraisals to adhere to them in appraising real property.

(2) Repealed by Session Laws 1981, c. 678, s. 1.

(3) A separate property record be prepared for each tract, parcel, lot, or group of contiguous lots, which record shall show the information required for compliance with the provisions of G.S. 105-309 insofar as they deal with real property, as well as that required by this section. (The purpose of this subdivision is to require that individual property records be maintained in sufficient detail to enable property owners to ascertain the method, rules, and standards of value by which property is appraised.) (4) The property characteristics considered in appraising each lot, parcel, tract, building, structure and improvement, in accordance with the schedules of values, standards, and rules, be accurately recorded on the appropriate property record. (5) Upon the request of the owner, the board of equalization and review, or the board of county commissioners, any particular lot, parcel, tract, building, structure or improvement be actually visited and observed to verify the accuracy of property characteristics on record for that property.

(6) Each lot, parcel, tract, building, structure and improvement be separately appraised by a competent appraiser, either one appointed under the provisions of G.S. 105-296 or one employed under the provisions of G.S. 105-299.

(7) Notice is given in writing to the owner that he is entitled to have an actual visitation and observation of his property to verify the accuracy of property characteristics on record for that property.

(c) The values, standards, and rules required by subdivision (b)(1) shall be reviewed and approved by the board of county commissioners before January 1 of the year they are applied. The board of county commissioners may approve the schedules of values, standards, and rules to be used in appraising real property at its true value and at its present-use value either separately or simultaneously. Notice of the receipt and adoption by the board of county commissioners of either or both the true value and present-use value schedules, standards, and rules, and notice of a property owner's right to comment on and contest the schedules, standards, and rules shall be given as follows: (1) The assessor shall submit the proposed schedules, standards, and rules to the board of county commissioners not less than 21 days before the meeting at which they will be considered by the board. On the same day that they are submitted to the board for its consideration, the assessor shall file a copy of the proposed schedules, standards, and rules in his office where they shall remain available for public inspection. (2) Upon receipt of the proposed schedules, standards, and rules, the board of commissioners shall publish a statement in a newspaper having general circulation in the county stating: a. That the proposed schedules, standards, and rules to be used in appraising real property in the county have been submitted to the board of county commissioners and are available for public inspection in the assessor's office; and b. The time and place of a public hearing on the proposed schedules, standards, and rules that shall be held by the board of county commissioners at least seven days before adopting the final schedules, standards, and rules. (3) When the board of county commissioners approves the final schedules, standards, and rules, it shall issue an order adopting them. Notice of this order shall be published once a week for four successive weeks in a newspaper having general circulation in the county, with the last publication being not less than seven days before the last day for challenging the validity of the schedules, standards, and rules by appeal to the Property Tax Commission. The notice shall state: a. That the schedules, standards, and rules to be used in the next scheduled reappraisal of real property in the county have been adopted and are open to examination in the office of the assessor; and b. That a property owner who asserts that the schedules, standards, and rules are invalid may except to the order and appeal therefrom to the Property Tax Commission within 30 days of the date when the notice of the order adopting the schedules, standards, and rules was first published. (d) Before the board of county commissioners adopts the schedules of values, standards, and rules, the assessor may collect data needed to apply the schedules, standards, and rules to each parcel in the county. (1939, c. 310, s. 501; 1959, c. 704, s. 4; 1967, c. 944; 1971, c. 806, s. 1; 1973, c. 476, s. 193; c. 695, s. 5; 1981, c. 224; c. 678, s. 1; 1985, c. 216, s. 2; c. 628, s. 4; 1987, c. 45, s. 1; c. 295, s. 1; 1997-226, s. 5.)

Eastman Road – Initial Zoning – Staff Report

Agenda Item: ____ Meeting Date: September 20, 2022

MEMORANDUM TO THE BOARD OF COMMISSIONERS

FROM: Debra Ensminger Planning Director

DATE: August 18, 2022

SUBJECT: Initial Zoning Request to Residential and Agricultural-40 (RA- 40) – Eastman Road

PRESENTER: Debra Ensminger

REQUEST

A request to initially zone to Residential & Agricultural-40 (RA-40) one parcel of approximately 8 acres located on Eastman Road, owned by Madison Sloan, per Deed Book 5697 Page 277 and further described as ParID 00037933 in Moore County Tax Records.

BACKGROUND

This property was removed from the Town of Southern Pines' Extraterritorial Jurisdiction (ETJ) by the NC General Assembly at the request of the property owner. Moore County Planning staff was made aware of this jurisdiction change and is acting to initially zone the property in accordance with NCGS 160D-202(h). The property owner has requested the RA-40 zoning district.

The North Carolina General Assembly read three times and ratified Session Law 2022-27 House Bill 1012 – AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF SOUTHERN PINES, effective June 30, 2022.

The General Assembly of North Carolina enacts: Section 3. The following described property, identified by the Moore County Tax Property Identification Number, is removed for the extraterritorial jurisdiction of the City of Southern Pines: 00037933.

Section 4. This act becomes effective June 30, 2022. In the General Assembly read three times and ratified this the 30th day of June, 2022.

PLANNING BOARD RECOMMENDATION

The Planning Board met on August 4, 2022, and unanimously recommended approval of the zoning request (6-0).
VI.B.

Eastman Road – Initial Zoning – Staff Report

ZONING DISTRICT COMPATIBILITY The zoning classification of the property prior to de-annexation was RS-1 (Residential Single

Family) with a minimum lot size of 10,000 square feet with the principal use of land for single family dwellings. The Residential and Agricultural-40 (RA-40) district is compatible with the RS-1 Residential Single-Family District in that the principal use of land is for single family dwellings, duplexes and agricultural use and discouraging any use which would generate traffic on minor streets other than normal traffic to serve residences on those streets.

CONSISTENCY WITH THE 2013 MOORE COUNTY LAND USE PLAN The Municipal Future Land Use Map identifies the property as Medium Density Residential Classification. The requested zoning classification of Residential and Agricultural – 40 (RA-40) is compatible with the Medium Density Residential Classification.

The Land Use Plan states within the medium density residential classification includes the density of 2 (two) to 4 (four) dwellings per acre, single family detached or attached.

RECOMMENDATION

Staff recommends the Moore County Board of Commissioners make two separate motions: Motion #1: Make a motion to adopt the attached Approval or Denial Moore County Board of Commissioners Land Use Plan Consistency Statement and authorize the Chairman to execute the document as required by North Carolina General Statute 160D-605.

Motion #2: Make a motion to Approve or Deny to initially zone the property identified as ParID 00037933 Residential and Agricultural – 40 (RA-40) of approximately 8 acres owned by Madison Sloan, per Deed Book 5697, Page 277 in Moore County Tax Records.

ATTACHMENTS Pictures of Property Vicinity Map

Land Use Map

Municipal Zoning Map Board of Commissioners Consistency Statement – Approval Board of Commissioners Consistency Statement – Denial Session Law 2022-27 House Bill 1012

Deed Book 5697, Page 277

Eastman Road – Initial Zoning – Staff Report
View of Subject Property from Driveway

Eastman Road – Initial Zoning – Staff Report
View of Eastman Road from Subject property (Facing West)

Eastman Road – Initial Zoning – Staff Report

View of Eastman Road from Subject Property (Facing East)

View of property across Eastman Road from Subject Property

SOUTHERN PINES

PINEHURST

Vicinity Map

MIDLAND

WHISPERING PINES

ABERDEENCHEROKEE C

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RESIDENTIAL
VACANT/WOODLANDS
WOODLANDS
RESIDENTIAL
WOODLANDS
LAND USE MAP
PLANTATION
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WESTON
WIREGRASS
HADLEYIN
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N
AREDWOODKNOLLWOODCAMDENSUNDEW
CLARETBURLWOOD
ESSEX
HODGI
NS
HOLLY SPRINGS PALMER BRACKEN FERNOLD CLUB HOUSE

Eastman Rd

RS-2CD

RS-2

FRR

RM-2Zoning Map

RS-1

SHADED AREA REQUESTED

TO BE ZONED RA-40

Moore County Board of Commissioners
Land Use Plan Consistency Statement
Initial Zoning Request
to Residential & Agricultural-40 (RA-40)

The Moore County Board of Commissioners finds that:

1. The zoning request is consistent with the following goal as listed in the 2013 Moore County Land Use Plan:

Goal 1: Preserve and Protect the Ambiance and Heritage of the County of Moore (inclusive of areas around the municipalities)

- Action 1.5.2: Support new developments that utilize existing or implement planned infrastructure that most economically preserves open space and important historical, natural, and cultural features.

2. The zoning request is reasonable and in the public interest considering the Moore County 2013 Land Use Plan states that the medium density residential classification includes the density of 2 (two) to 4 (four) dwellings per acre, single family detached or attached.

Therefore, the Moore County Board of Commissioners APPROVES the Request to initially zone to Residential & Agricultural-40 (RA-40) one parcel of approximately 8 acres located on Eastman Road, owned by Madison Sloan, per Deed Book 5697 Page 277 and further described as ParID 00037933 in Moore County Tax Records.

Frank Quis, Chair Date

Moore County Board of Commissioners

Moore County Board of Commissioners
Land Use Plan Consistency Statement
Initial Zoning Request
to Residential & Agricultural-40 (RA-40)

The Moore County Board of Commissioners finds that:

1. The zoning request is consistent with the following goal as listed in the 2013 Moore County Land Use Plan:

Goal 1: Preserve and Protect the Ambiance and Heritage of the County of Moore (inclusive of areas around the municipalities)

- Action 1.5.2: Support new developments that utilize existing or implement planned infrastructure that most economically preserves open space and important historical, natural, and cultural features.

2. The zoning is not reasonable and not in the public interest because the proposed zoning will have an unreasonable impact on the surrounding community.

Therefore, the Moore County Board of Commissioners DENIES the Request to initially zone to Residential & Agricultural-40 (RA-40) one parcel of approximately 8 acres located on Eastman Road, owned by Madison Sloan, per Deed Book 5697 Page 277 and further described as ParID 00037933 in Moore County Tax Records.

Frank Quis, Chair Date

Moore County Board of Commissioners

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2021

SESSION LAW 2022-27 HOUSE BILL 1012

H1012-v-5

AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF JACKSONVILLE; TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF JACKSONVILLE; AND TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF SOUTHERN PINES.

The General Assembly of North Carolina enacts: SECTION 1.(a) The following described property, identified by Onslow County Tax

Property Identification Number, is removed from the corporate limits of the City of Jacksonville:

027072. SECTION 1.(b) This section has no effect upon the validity of any liens of the City of Jacksonville for ad valorem taxes or special assessments outstanding before the effective date of this act. Such liens may be collected or foreclosed upon after the effective date of this act as

though the property were still within the corporate limits of the City of Jacksonville. SECTION 1.(c) Property in the territory described in this section as of January 1, 2022, is no longer subject to municipal taxes for taxes imposed for taxable years beginning on or after July 1, 2022. SECTION 2. The following described properties, identified by Onslow County Tax

Property Identification Number, are removed from the extraterritorial jurisdiction of the City of Jacksonville: 027072; 003717; and 048731. SECTION 3. The following described property, identified by the Moore County Tax Property Identification Number, is removed from the extraterritorial jurisdiction of the City of Southern Pines: 00037933.

SECTION 4. This act becomes effective June 30, 2022.

In the General Assembly read three times and ratified this the 30th day of June, 2022. s/ Phil Berger
President Pro Tempore of the Senate

s/ Tim Moore Speaker of the House of Representatives

Agenda Item: Meeting Date: September 20, 2022

MEMORANDUM TO BOARD OF COMMISSIONERS:

FROM: Gene Boles, Property Management Director

DATE: September 7, 2022

SUBJECT: Approval of contract with Piedmont Trucks Center

PRESENTER: Gene Boles

REQUEST:

Requesting that the Board of Commissioners approve the contract with Piedmont Trucks Center for the purchase of three new vehicles in the amount of \$133,449.30.

BACKGROUND:

Property Management annually evaluates Moore County's fleet to ensure that we are providing departments with safe and functional vehicles. Replacement of (3) vehicles due to high mileage and moving vehicles around to other departments is needed to maintain a safe and serviceable fleet. Requested quote from local dealers, and the cost was too expensive.

IMPLEMENTATION PLAN: Contract with Piedmont Trucks Center to purchase 3 2023 F-250 Supercab 4x4 pickup-short bed 148wb from the North Carolina Sheriff's Association.

FINANCIAL IMPACT STATEMENT: The money has been budgeted for the 2022/2023 budget (1)2023-F-250 Supercab 4x4 pickup-short bed 148wb \$44,483.10(2)2023-F-250 Supercab 4x4 pickup-short bed 148wb \$44,483.10 (3)2023-F-250 Supercab 4x4 pickup-short bed 148wb \$44,483.10

Total of all 3 vehicles: \$133,449.30

RECOMMENDATION SUMMARY: Recommend a motion to approve the contract with Piedmont Trucks Center for the purchase of three

new vehicles in the amount of \$133,449.30 and authorize the Chairman to sign.

SUPPORTING ATTACHMENTS: Contract Control Form

Vehicle Quotes

Vehicle Proposal/Specifications

VIII.A.

Agenda Item:

Meeting Date: 9/20/22

MEMORANDUM TO MOORE COUNTY BOARD OF COMMISSIONERS:

FROM: Randy Gould, Public Works Director

DATE: September 12, 2022

SUBJECT: Vass Sewer Phase 2 Application to the Local Government Commission

PRESENTER: Randy Gould, PE

REQUEST:

Adopt resolutions (a) making preliminary determination to proceed with revenue bonds and bond anticipation notes financing (b) stating facts supporting application for LGC approval

BACKGROUND:

The rebid opening for the Vass Phase 2 Wastewater Collection System Expansion project was held on August 4, 2022. Bids were received for Construction Contracts 1, 2 and 4. Refer to the Bid Tabulation Sheet attached. No bids were received for Contract 3; thus, it will need to be rebid.

The project exceeds the budget therefore additional funding is needed to complete the project as bid. The Amendment to the Letter of Conditions offers additional funding of \$1,227,000 loan and \$1,926,000 grant. These moneys were derived from the USDA budget in this fiscal year, which ends on September 30. The revised Project Ordinance is attached.

The additional monies for Contract 3 will be determined after the bid opening for that contract; these monies will need to be derived from the USDA budget in next fiscal year, whereby we will be requesting additional loan and grant monies, with a subsequent revenue bond financing.

The original loan offer was \$3,430,000 by the USDA for the project. Summing the \$1,227,000 additional loan funding in the Amendment to the Letter of Conditions, the total loan amount requested is \$4,657,000. The USDA loan is the permanent financing with a 40-year term, which will be closed at the conclusion of construction. Interim financing is needed for the construction using bond anticipation notes, which will be approved and solicited by the LGC.

IMPLEMENTATION PLAN:

Adopt the Resolution and begin the process for the financing for the project.

FINANCIAL IMPACT STATEMENT:

Expenses are included in the revised Project Ordinance.

RECOMMENDATION SUMMARY:

Make a motion to adopt the attached resolutions in the form presented.

SUPPORTING ATTACHMENTS:

VIII.B.

Resolution supporting an application to the Local Government Commission for the Vass Phase 2 Sewer project.

Bid Tabulation

Project Ordinance

Amendment No. 1 to Letter of Conditions

Resolution supporting an application to the Local Government Commission for its approval of Moore County revenue bonds and notes in an estimated amount of \$4,657,000 for the Town of Vass sewer line project

Introduction --

The County has committed to a plan to undertake a sewer system expansion project for underserved areas in the Town of Vass. The United States of America – Department of Agriculture – Rural Utilities Service has offered to assist the County in the project by providing a financing package that includes a low-interest loan not to exceed \$4,657,000.

The County has accepted the offer from USDA. The County will issue revenue bonds in an estimated amount of up to \$4,657,000 to represent the loan component of the USDA proposal. USDA generally requires that borrowers like the County separately arrange for construction-period financing through the issuance of “bond anticipation notes.”

North Carolina law requires that the County's issuance of the bonds and notes be approved by the North Carolina Local Government Commission (the “LGC”), a division of the North Carolina State Treasurer's office. Under the LGC's guidelines, this governing body must make certain findings of fact to support the County's application for the LGC's approval of the bonds and notes.

THEREFORE, BE IT RESOLVED by the Board of Commissioners of Moore County, North Carolina, that the County makes a preliminary determination to finance a portion of the project costs through the issuance of water and sewer revenue bonds to USDA in an amount estimated as not to exceed \$4,657,000.

In addition, the County makes a preliminary determination to contract for construction-period financing, as may be required by USDA, through the issuance of bond anticipation notes.

The final issuance of the bonds and the notes in any event is subject to the LGC's approval and this Board's subsequent approval. Some of the financing proceeds may represent reimbursement to the County for prior expenditures on project costs, and the County may also use financing proceeds to pay financing costs.

The revenue bonds and notes will not be general obligations of the County and will not be secured by a pledge of the County's taxing power. Instead, the bonds and notes will be payable from the net operating revenues of the County's water and sewer system.

BE IT FURTHER RESOLVED that the Board of Commissioners makes the following findings of fact:

1. The project is necessary and appropriate for the County under all the circumstances. The project will increase the service area of the County's public sewer system to the benefit of the County, its residents and the customers of the system.
2. The project is feasible. Project costs will be paid from grant funds and low-interest financing sources, including the bonds and notes. The County believes that the customer utility bills that will be necessary to provide for bond payments will be reasonable under the circumstances.
3. The County's debt management procedures and policies are sound and in compliance with law, and the County is not in default under any of its debt service obligations.
4. The County will be able to market the bonds and notes at reasonable rates of interest. The financing offer from USDA includes long-term financing at low interest rates so as to enhance the feasibility of issuing the bonds and otherwise maintaining the County's utility operations. In addition, the County will closely review proposed lending rates for the notes against market rates with guidance from the LGC. All amounts financed will reflect either approved contracts, professional estimates or previous actual expenditures.

BE IT FURTHER RESOLVED as follows:

- (a) The Board of Commissioners directs the Chairman of the Board, the Finance Officer, and all other County officers and representatives to take all appropriate steps toward the completion of the financing, including completing an application to the LGC for its approval of the bonds and notes.

(b) The County asks the LGC to solicit one or more proposals from financial institutions to purchase the notes and thereby provide construction financing for the project, and to proceed with the private sale of the notes to the best bidder.

(c) The County intends that the adoption of this resolution will be a declaration of the County's official intent to reimburse preliminary project expenditures from bond and note proceeds. The County intends that funds that have been advanced for project costs, or which may be so advanced, from the County's water and sewer utility funds, or any other County funds, may be reimbursed from the financing proceeds.

(d) The Board directs all County officers and employees to take all such further action as they may consider necessary or desirable in furtherance of the purposes of this resolution. The Board ratifies all prior actions of County officers and employees in this regard.

(e) This resolution takes effect immediately.

I certify as follows: that the foregoing resolution was properly adopted at a meeting of the Board of Commissioners of Moore County, North Carolina; that this meeting was properly called and held on _____, 2022; that a quorum was present and acting throughout the meeting; and that this resolution has not been modified or amended, and remains in full effect as of today.

WITNESS my signature and the seal of Moore County, North Carolina, this _____ day of _____, 2022.

[SEAL]

Laura M. Williams
Clerk, Board of Commissioners
Moore County, North Carolina

County of Moore
Vass Phase II Sewer System Improvements (Fund 411)
Capital Project Ordinance – Revision 5

Journal 30298

BE IT ORDAINED by the Board of Commissioners, County of Moore, North Carolina, pursuant to North Carolina General Statute § 159-13.2, the following Capital Project Ordinance is hereby adopted as follows:

Section 1. The Capital Project authorized is the Vass Phase II Sewer System Improvements will include sewer service to the unsewered portion of the Town of Vass.

Section 2. The officers and staff of this unit are hereby directed to proceed with the project within the terms of any bond documents and the budget contained herein.

Section 3. The following amounts are appropriated for the Vass Phase II Sewer System Improvements:

Budget Incr./Decr. Revised Budget

Construction	4,034,000\$	3,261,126\$	7,295,126\$
Contingency	342,400\$	2,101\$	344,501\$
Engineering & Inspection	467,900\$	97,596\$	565,496\$
USDA Application	21,000\$	(21,000)\$	-\$
Land & Rights	55,000\$	(46,971)\$	8,029\$
Interest for Interim Financing	77,900\$	112,100\$	190,000\$
Legal Services - Bond Counsel	22,500\$	-\$	22,500\$
Administrative Costs	3,300\$	-\$	3,300\$
Transfer to Public Utilities Reserve Fund	362,418\$	-\$	362,418\$
Environmental - Wetland Mitigation	-\$	48,000\$	48,000\$
Total	5,386,418\$	3,452,952\$	8,839,370\$

Section 4. The following revenues are anticipated to be available to complete the Vass Phase II Sewer System Improvements:

Budget Incr./Decr. Revised Budget

USDA Revenue Bond	3,430,000\$	-\$	3,430,000\$
Transfer from Public Utilities	-\$	-\$	-\$
Tap Fees	180,000\$	(168,000)\$	12,000\$
USDA Grant	1,414,000\$	-\$	1,414,000\$
Transfer fr Public Utilities Capital Reserve Fund	362,418\$	-\$	362,418\$
USDA Subsequent Revenue Bond	-\$	1,227,000\$	1,227,000\$
USDA Subsequent Grant	-\$	1,926,000\$	1,926,000\$
Contribution Pump Station Upgrade	-\$	307,550\$	307,550\$
CDBG Contribution from Vass	-\$	35,402\$	35,402\$
Vass Contribution	-\$	125,000\$	125,000\$

Total 5,386,418\$ 3,452,952\$ 8,839,370\$

Section 5. The Finance Officer is hereby directed to maintain within the Project Fund sufficient specific detailed accounting records to satisfy the requirements of the Trustee, documents and agreements as it relates to the bond, North Carolina General Statutes, federal regulations and any other applicable laws.

Section 6. Funds may be advanced from the General Fund for the purpose of making payments as due.

Section 7. The Finance Officer is directed to report the financial status of the project, as requested by the Board of Commissioners.

Section 8. This Project Ordinance shall be entered in the minutes by the Clerk to the Board of Commissioners and within five days after adoption of this Ordinance, copies shall be filed with the finance officer, budget officer and Clerk to the Board of Commissioners.

Adopted this 20th day of September 2022.

Frank Quis, Chairman
Moore County Board of Commissioners

Laura M. Williams
Clerk to the Board

Agenda Item:

Meeting Date: 9/20/22

MEMORANDUM TO MOORE COUNTY BOARD OF COMMISSIONERS

FROM: Randy Gould, Public Works Director

DATE: September 9, 2022

SUBJECT: Vass Sewer Phase 2 Construction Contracts Award

PRESENTER: Randy Gould, PE

REQUEST:

Award and approve the following construction contracts for the Vass Phase 2 Sewer Extension Project and authorize the Chairman to sign:

- Contract 1 to SKC, Inc. in the amount not to exceed \$3,409,531.25
- Contract 2 to Temple Grading and Construction Company, Inc. in the amount not to exceed \$2,484,000.00
- Contract 4 to Temple Grading and Construction Company, Inc. in the amount not to exceed \$1,401,595.00

BACKGROUND:

The rebid opening for the Vass Phase 2 Wastewater Collection System Expansion project was held on August 4, 2022. Bids were received for Construction Contracts 1, 2 and 4. Refer to the Bid Tabulation Sheet and McGill Recommendation of Award letter attached. No bids were received for Contract 3; thus, it will need to be rebid.

The next step will include the application to the NC Local Government Commission for the funding of the loans needed to complete the project.

IMPLEMENTATION PLAN:

Award the construction contracts to respective contractors listed above.

FINANCIAL IMPACT STATEMENT:

The project construction is over the original budget, but additional funding was accepted from the USDA at the September 13 Board of Commissioners meeting.

RECOMMENDATION SUMMARY:

Make a motion to award construction contracts for the Vass Phase 2 Wastewater Collection System Expansion project to the following contractors in the following amounts:

- Contract 1 to SKC, Inc. in the amount not to exceed \$3,409,531.25
- Contract 2 to Temple Grading and Construction Company, Inc. in the amount not to exceed \$2,484,000.00
- Contract 4 to Temple Grading and Construction Company, Inc. in the amount not to exceed \$1,401,595.00

contingent upon approval by the County Attorney and authorize the Chairman to sign the Notice of Awards and execute the construction contracts when complete.

Make a motion to authorize the County Manager or his designee to sign construction change orders up to \$50,000 each contingent upon approval by the County Attorney.

SUPPORTING ATTACHMENTS:

Bid Tabulation & McGill Recommendation of Award Letter

1: Projects/Vass Sewer Phase 2/Agenda Items/Agenda Memo Contract Award 090922

VIII.C.

EJCDC® C-510, Notice of Award.

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Page 1 of 1

NOTICE OF AWARD

Date of Issuance:

Owner: County of Moore Owner's Project No.:

Engineer: McGill Associates, PA Engineer's Project No.: 16.04034

Project: Town of Vass Phase 2 Sewer Extension Project

Contract Name: Contract 1

Bidder: SKC, Inc.

Bidder's Address: P.O. Box 386, Seagrove, NC 27341

You are notified that Owner has accepted your Bid dated August 4, 2022 for the above Contract, and that you are the Successful Bidder and are awarded a Contract for:

Town of Vass Phase 2 Sewer Extension Project, Contract 1

The Contract Price of the awarded Contract is \$3,904,531.25. Contract Price is subject to adjustment based on the provisions of the Contract, including but not limited to those governing changes, Unit Price Work, and Work performed on a cost-plus-fee basis, as applicable.

Four (4) unexecuted counterparts of the Agreement accompany this Notice of Award, and one copy of the Contract Documents accompanies this Notice of Award, or has been transmitted or made available to Bidder electronically.

Drawings will be delivered separately from the other Contract Documents.

You must comply with the following conditions precedent within 15 days of the date of receipt of this Notice of Award:

1. Deliver to Owner four (4) counterparts of the Agreement, signed by Bidder (as Contractor).
2. Deliver with the signed Agreement(s) the Contract security (such as required performance and payment bonds) and insurance documentation, as specified in the Instructions to Bidders and in the General Conditions, Articles 2 and 6.
3. Other conditions precedent (if any):

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within 10 days after you comply with the above conditions, Owner will return to you one fully signed counterpart of the Agreement, together with any additional copies of the Contract Documents as indicated in Paragraph 2.02 of the General Conditions.

Owner: County of Moore

By (signature):

Name (printed): Frank Quis

Title: Chairman of the Board

Copy: Engineer

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Page 1 of 1

NOTICE OF AWARD

Date of Issuance:

Owner: County of Moore Owner's Project No.:

Engineer: McGill Associates, PA Engineer's Project No.: 16.04034

Project: Town of Vass Phase 2 Sewer Extension Project

Contract Name: Contract 2

Bidder: Temple Grading and Construction Company, Inc.

Bidder's Address: P.O. Box 1745, Lillington, NC 27546

You are notified that Owner has accepted your Bid dated August 4, 2022 for the above Contract, and that you are the Successful Bidder and are awarded a Contract for:

Town of Vass Phase 2 Sewer Extension Project, Contract 2

The Contract Price of the awarded Contract is \$2,484,000.00

. Contract Price is subject to adjustment based on the provisions of the Contract, including but not limited to those governing changes, Unit Price Work, and Work performed on a cost-plus-fee basis, as applicable.

Four (4) unexecuted counterparts of the Agreement accompany this Notice of Award, and one copy of the Contract Documents accompanies this Notice of Award, or has been transmitted or made available to Bidder electronically.

Drawings will be delivered separately from the other Contract Documents.

You must comply with the following conditions precedent within 15 days of the date of receipt of this Notice of Award:

1. Deliver to Owner four (4) counterparts of the Agreement, signed by Bidder (as Contractor).
2. Deliver with the signed Agreement(s) the Contract security (such as required performance and payment bonds) and insurance documentation, as specified in the Instructions to Bidders and in the General Conditions, Articles 2 and 6.
3. Other conditions precedent (if any):

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within 10 days after you comply with the above conditions, Owner will return to you one fully signed counterpart of the Agreement, together with any additional copies of the Contract Documents as indicated in Paragraph 2.02 of the General Conditions.

Owner: County of Moore

By (signature):

Name (printed): Frank Quis

Title: Chairman of the Board

Copy: Engineer

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Page 1 of 1

NOTICE OF AWARD

Date of Issuance:

Owner: County of Moore Owner's Project No.:

Engineer: McGill Associates, PA Engineer's Project No.: 16.04034

Project: Town of Vass Phase 2 Sewer Extension Project

Contract Name: Contract 4

Bidder: Temple Grading and Construction Company, Inc.

Bidder's Address: P.O. Box 1745, Lillington, NC 27546

You are notified that Owner has accepted your Bid dated August 4, 2022 for the above Contract, and that you are the Successful Bidder and are awarded a Contract for:

Town of Vass Phase 2 Sewer Extension Project, Contract 4

The Contract Price of the awarded Contract is \$1,401,595.00

. Contract Price is subject to adjustment based on the provisions of the Contract, including but not limited to those governing changes, Unit Price Work, and Work performed on a cost-plus-fee basis, as applicable.

Four (4) unexecuted counterparts of the Agreement accompany this Notice of Award, and one copy of the Contract Documents accompanies this Notice of Award, or has been transmitted or made available to Bidder electronically.

Drawings will be delivered separately from the other Contract Documents.

You must comply with the following conditions precedent within 15 days of the date of receipt of this Notice of Award:

1. Deliver to Owner four (4) counterparts of the Agreement, signed by Bidder (as Contractor).
2. Deliver with the signed Agreement(s) the Contract security (such as required performance and payment bonds) and insurance documentation, as specified in the Instructions to Bidders and in the General Conditions, Articles 2 and 6.
3. Other conditions precedent (if any):

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within 10 days after you comply with the above conditions, Owner will return to you one fully signed counterpart of the Agreement, together with any additional copies of the Contract Documents as indicated in Paragraph 2.02 of the General Conditions.

Owner: County of Moore

By (signature):

Name (printed): Frank Quis

Title: Chairman of the Board

Copy: Engineer

Agenda Item:

Meeting Date: 9/20/22

MEMORANDUM TO BOARD OF COMMISSIONERS:

FROM: Randy G. Gould, Public Works Director

DATE: September 12, 2022

SUBJECT: Vass Phase 2 Wastewater Collection System Expansion Amendment No. 6 to

McGill Associates, P.A.

PRESENTER: Randy G. Gould, PE

REQUEST:

Approve Amendment No. 6 to the agreement with McGill Associates for Professional Service for the Vass Phase 2 Wastewater Collection System Expansion project.

BACKGROUND:

The project has been delayed for many reasons including easement acquisition and multiple rebids. This amendment provides for the increase in engineering costs during the construction and post construction phase, construction field representative services, and additional bid and negotiating phase services.

IMPLEMENTATION PLAN:

Approve this Amendment No. 6 and proceed with the construction for the project.

FINANCIAL IMPACT STATEMENT:

The price for the Engineering Services is \$36,375 for the additional services.

RECOMMENDATION SUMMARY:

Make a motion to approve Amendment No. 6 in the amount of \$36,375 to the Agreement with McGill Associates for the Vass Phase 2 Wastewater Collection System Expansion project contingent upon approval by the County Attorney.

SUPPORTING ATTACHMENTS:

Amendment No. 6 for Professional Services with McGill Associates, P.A.

1:Public Works/Projects/Vass Phase 2 Sewer/A/Agenda Items/Agenda Item McGill Agreement 6 092022

VIII.D.

Exhibit K – Amendment to Owner-Engineer Agreement.

EJCDC® E-500, Agreement Between Owner and Engineer for Professional Services.

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Page 1

This is EXHIBIT K, consisting of 3 pages, referred
to in and part of the Agreement between
Owner and Engineer for Professional Services
dated 4/6/2018.

AMENDMENT TO OWNER-ENGINEER AGREEMENT

Amendment No. 6

The Effective Date of this Amendment is: , 2022

Background Data:

Effective Date of Owner-Engineer Agreement: April 6, 2018

Owner: Moore County, North Carolina

Engineer: McGill Associates, P.A.

Project: Vass Phase 2 Wastewater Collection System Expansion

Nature of Amendment:

☒ Additional Services to be performed by Engineer

☒ Modifications of payment to Engineer

☒ Modifications to time(s) for rendering services

☒ Modifications to other terms and conditions of the Agreement

Description of Modifications:

Portions of the Agreement are modified as follows:

Exhibit C, Article 2, Section C2.01 Compensation for Additional Services (other than
Resident Project Representative) – Lump Sum Method of Payment

A. Adjust compensation for Construction and Post Construction services based on
exceedance of Period of Service from Contract. Lump Sum Hourly Rate Increase:
Due to the delay in the project proceeding and an increase in standard hourly
rates the compensation for Construction and Post Construction Phase Services a
lump sum amount of \$6,000 shall be added to the compensation for these
services.

B. Adjust compensation for Construction Field Representative services based on
exceedance of Period of Service from Contract. Hourly Rate Increase: Due to the

delay in the project proceeding and an increase in standard hourly rates the compensation for Resident Project Representative Services shall be increased by \$24,375 with a new hourly rate of \$95 per hour based on 2022 standard hourly rates.

Exhibit K – Amendment to Owner-Engineer Agreement.

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Page 2

C. Rebid Contract 3 and provide Bid and Negotiating Phase Services for Contract 3
separately from other Contracts. \$6,000

The foregoing Agreement Summary is for reference only and does not alter the terms of the Agreement,
including those set forth in Exhibit C.

Owner and Engineer hereby agree to modify the above-referenced Agreement as set forth in this
Amendment. All provisions of the Agreement not modified by this or previous Amendments remain in
effect.

OWNER: Moore County ENGINEER: McGill Associates, P.A.

By:

By:

Print

name:

Print

name: David Honeycutt, P.E.

Title:

Title:

Principal

Date Signed:

Date Signed:

Agenda Item: Meeting Date: 9/20/2022

MEMORANDUM TO BOARD OF COMMISSIONERS:

FROM: Randy Gould, Public Works Director

DATE: September 9, 2022

SUBJECT: Vass and Pinehurst Water and Sewer Systems AIA Funding Application

PRESENTER: Randy Gould

REQUEST:

Authorize Moore County Public Works to submit applications for Asset Inventory and Assessment (AIA) Grants for the Vass and Pinehurst water and wastewater systems.

BACKGROUND:

The Vass and Pinehurst water and wastewater systems are up to 100 years old and are experiencing significant failures. Significant repair and replacement of facilities are needed. The AIA studies will establish the priorities for the needed projects and establish an improvement and sustainability plan.

LKC Engineers, Inc. is contracted to provide the preliminary engineering and project scoping services and prepare the funding application. The application deadline is September 30, 2022.

IMPLEMENTATION PLAN: Authorize submittal of the grant funding applications.

FINANCIAL IMPACT STATEMENT:

Total project cost estimates will be included in the funding applications prepared by the consulting engineer.

RECOMMENDATION SUMMARY:

Make a motion to authorize Moore County Public Works to submit applications for Asset Inventory and Assessment (AIA) Grants for the Vass and Pinehurst water and wastewater systems.

SUPPORTING ATTACHMENTS: Funding Resolution

I:AIA/2023/ Funding Resolution Agenda Item AIA 092022

VIII.E.

RESOLUTION BY GOVERNING BODY OF APPLICANT

WHEREAS, Moore County has need for and intends to conduct a study in a project described as Moore County Water AIA (Vass and Pinehurst), and

WHEREAS, Moore County intends to request State loan and/or grant assistance for the project,

NOW THEREFORE BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF MOORE COUNTY:

That Moore County, the Applicant, will arrange financing for all remaining costs of the project, if approved for a State loan and/or grant award.

That the Applicant will provide for efficient operation and maintenance of the project on completion of construction thereof.

That the Applicant will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the Applicant agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of Moore County to make a scheduled repayment of the loan, to withhold from Moore County any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That Randy Gould, P.E., Public Works Director, the Authorized Official, and successors so titled, is hereby authorized to execute and file an application on behalf of the Applicant with the State of North Carolina for a loan and/or grant to aid in the study of or construction of the project described above.

That the Authorized Official, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the Applicant has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted this the 20th of September, 2022 at Moore County, North Carolina.

(Signature of Chief Executive Officer)

(Title)

CERTIFICATION BY RECORDING OFFICER

The undersigned duly qualified and acting Clerk of Moore County does hereby certify: That the above/attached resolution is a true and correct copy of the resolution authorizing the filing of an application with the State of North Carolina, as regularly adopted at a legally convened meeting of the Board of Commissioners of Moore County duly held on the 20th day of September, 2022; and, further, that such resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS WHEREOF, I have hereunto set my hand this 20th day of September, 2022.

(Signature of Recording Officer)

(Title of Recording Officer)

Agenda Item: Meeting Date: 9/20/2022

MEMORANDUM TO BOARD OF COMMISSIONERS:

FROM: Randy Gould, Public Works Director

DATE: September 9, 2022

SUBJECT: Vass Watermain Replacement Project Funding Application

PRESENTER: Randy Gould

REQUEST:

Authorize Moore County Public Works to submit an application for State funding assistance for the Vass Watermain Replacement Project.

BACKGROUND:

The watermain in the Moore County Vass water system are over 50 years old consisting of cast iron and asbestos cement materials. The lines are failing and have reached the end of their useful service life. Many of the lines have a build up of tuberculation which reduces the diameters to unusable values and create water quality issues.

McGill Associates, Inc. is contracted to provide the preliminary engineering and project scoping services and prepare the funding application. The application deadline is September 30, 2022.

IMPLEMENTATION PLAN: Authorize submittal of the funding application.

FINANCIAL IMPACT STATEMENT: Total project cost estimates will be included in the funding application prepared by the consulting engineer.

RECOMMENDATION SUMMARY: Make a motion to authorize Moore County Public Works to submit an application for State funding assistance for the Vass Watermain Replacement Project.

SUPPORTING ATTACHMENTS:

Funding Resolution

I:Projects/Vass Waterlines 2023/ Funding Resolution Agenda Item 092022

VIII.F.

RESOLUTION BY GOVERNING BODY OF APPLICANT

WHEREAS, Moore County has need for and intends to construct a project described as Vass Water Main Replacement Project, and

WHEREAS, Moore County intends to request State loan and/or grant assistance for the project,

NOW THEREFORE BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF MOORE COUNTY:

That Moore County, the Applicant, will arrange financing for all remaining costs of the project, if approved for a State loan and/or grant award.

That the Applicant will provide for efficient operation and maintenance of the project on completion of construction thereof.

That the Applicant will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the Applicant agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of Moore County to make a scheduled repayment of the loan, to withhold from Moore County any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That Wayne Vest, County Manager, the Authorized Official, and successors so titled, is hereby authorized to execute and file an application on behalf of the Applicant with the State of North Carolina for a loan and/or grant to aid in the study of or construction of the project described above.

That the Authorized Official, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the Applicant has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted this the _____ day of _____, 2022 at Moore County, North Carolina.

(Signature of Chief Executive Officer)

(Title)

CERTIFICATION BY RECORDING OFFICER

The undersigned duly qualified and acting _____ of the Moore County does hereby certify: That the above/attached resolution is a true and correct copy of the resolution authorizing the filing of an application with the State of North Carolina, as regularly adopted at a legally convened meeting of the Board of Commissioners of the Moore County duly held on the 20th day of September, 2022; and, further, that such resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 2022.

(Signature of Recording Officer)

(Title of Recording Officer)

Agenda Item: Meeting Date: 9/20/22

MEMORANDUM TO MOORE COUNTY BOARD OF COMMISSIONERS

FROM: Randy Gould, Public Works Director

DATE: September 9, 2022

SUBJECT: Vass Water Line Improvement Project (2022) - Change Order No. 1

PRESENTER: Randy Gould, PE

REQUEST: Approve Change Order Number 1 with Atkinson Infrastructures in an amount not to exceed \$44,910.00 for the Vass Water Line Improvement Project 2022 and authorize the Chairman to sign.

BACKGROUND: During construction of the water line across Vas-Carthage Road, it was discovered that the existing 6" water line was asbestos cement (A/C) located underneath the asphalt. It was decided to replace the A/C line now with approx. 580 linear feet of PVC pipe outside the pavement. This will tie into the existing 10" pipe on US 1 Business and loop into the new pipelines on Dogwood and Maple Streets.

IMPLEMENTATION PLAN: Approve Change Order Number 1 to Atkinson Infrastructures.

FINANCIAL IMPACT STATEMENT: The project construction is Department 610 budgeted items for FY 21-22. This change order will come from the FY 22-23 budget in GL account 61041055 55921 General Extensions of Service.

RECOMMENDATION SUMMARY: Make a motion to execute Change Order Number 1 with Atkinson Infrastructure for the Vass Water Line Improvement Project (2022) in an amount not to exceed \$44,910.00 contingent upon approval by the County Attorney and authorize the Chairman to sign.

SUPPORTING ATTACHMENTS: Change Order Number 1

1: Projects/Dogwood Vass 2022/Agenda Memo 092022

VIII.G.

CHANGE ORDER NO.1

Date of

Issuance:Effective Date:

Project: Owner:

Contract: Date of Contract:April 29, 2022

Contractor:Engineer's Project No.: N/A

During construction of the water line across Vass-Carthage Rd, it was discovered the existing 6" line was asbestos cement pipe located underneath the asphalt. It was decided to go ahead and replace at this time, with approx. 580ft

120 days

150 days

0 days0 days

120 days150 days

60 days60 days

180 days

210 days

By: By: By:

Date: Date: Date:

PREAUDIT CERTIFICATE

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

Finance Officer

Final Invoice Price incorporating this Change Order:Contract Times with all approved Change Orders:

\$164,425.00 Substantial completion:

Ready for final payment:

RECOMMENDED:ACCEPTED:ACCEPTED:

Engineer (Authorized Signature)Owner (Authorized Signature)Contractor (Authorized Signature)

Increase from previously approved Increase from previously approved Change

\$44,910.00 Substantial completion:

\$0.00 Substantial completion:

Contract Price prior to this Change Order:Contract Times prior to this Change Order:

\$119,515.00

Ready for final payment:

Increase of this Change Order:Increase of this Change Order:

Ready for final payment:

Ready for final payment:

Substantial completion:

Vass Water Line Improvements on Dogwood Ave,W Maple St,Rollins Rd

Atkinson Infrastructure, Inc.

The Contract Documents are modified as follows upon execution of this Change Order:

Description: of new PVC pipe. This will tie in to a 10" pipe on US 1 Bus. and provide water to the new lines on Dogwood and Maple.

Change order includes the installation of additional pipe, valves, and fittings, plus the crossing of Holly St. for a total of \$44,910. Line item costs are attached.

CHANGE IN CONTRACT PRICE:CHANGE IN CONTRACT TIMES:

Original Contract Price:Original Contract Times:

\$119,515.00 Substantial completion: Ready for final payment:

Vass Water Line Improvements County of Moore 2022-271

August 24, 2022

Owner's Contract No.:

Agenda Item: Meeting Date:

MEMORANDUM TO BOARD OF COMMISSIONERS:

FROM: Terri Prots, Aging Services Director

DATE: September 9, 2022

SUBJECT: Aging Advisory Council Re/Appointments

REQUEST: The Director of Aging Services respectfully requests the appointment of Mr. Larry White to the Aging Advisory Council as well as the reappointment of Mrs. Susan Fink for an additional 3-year term.

BACKGROUND: The Aging Advisory Council advises the Aging Services Director and Staff on planning activities as they relate to older persons in the County and act as an advocacy group on matters concerning the elderly population in Moore County.

IMPLEMENTATION PLAN: The Aging Services Director has met with Mr. White regarding time commitments and responsibilities of the Council. Mr. White will further meet with staff during a 2-hour orientation as required by the State. Mrs. Fink will gladly serve a second term.

FINANCIAL IMPACT STATEMENT: None

RECOMMENDATION SUMMARY:

Appoint Mr. Larry White to a three-year term on the Aging Advisory Council. Reappoint Mrs. Susan Fink for a second term of three years.

SUPPORTING ATTACHMENTS:

Application for Mr. Larry White

IX.A.

09/20/2022

Agenda Item: Meeting Date: 09/20/2022

MEMORANDUM TO THE MOORE COUNTY BOARD OF COMMISSIONERS:

FROM: Laura M. Williams, Clerk

DATE: 09/13/2022

SUBJECT: Appointments / Social Services Board

REQUEST:

Reappoint member to the Department of Social Services Board of Directors (DSS Board).

BACKGROUND:

Commissioner Catherine Graham's current term on the DSS Board expires September 30.

IMPLEMENTATION PLAN:

Clerk will update records.

RECOMMENDATION SUMMARY:

Make a motion to reappoint Commissioner Catherine Graham to the DSS Board for an additional three-year term expiring September 30, 2025.

IX.B.