



Guilford County

301 West Market Street
Greensboro, NC 27402

Meeting Agenda - Final Board of Commissioners

Thursday, January 6, 2022

5:30 PM

Second Floor, Old County Courthouse

I. INVOCATION

II. PLEDGE OF ALLEGIANCE

Evelyn Wrenn, US Army Veteran

III. WELCOME AND CALL TO ORDER

(Chairman Melvin "Skip" Alston)

IV. SPEAKERS FROM THE FLOOR

(Each speaker will be allowed three (3) minutes to address the Board. Speakers from the Floor will last for a maximum of thirty (30) minutes.)

V. PRESENTATIONS

- A.** [2022-105](#) PROCLAIM JANUARY 9, 2022 AS NATIONAL LAW ENFORCEMENT APPRECIATION DAY IN GUILFORD COUNTY
Requested Action: Adopt Proclamation Declaring January 9, 2022 as Law Enforcement Appreciation Day in Guilford County.

Sponsors: Commissioner Perdue

- B.** [2022-125](#) RESOLUTION IN RECOGNITION AN HONOR OF THE CONTRIBUTIONS AND ACHIEVEMENTS BY DR. MARTIN LUTHER KING, JR.

Requested Action: Adopt resolution in recognition and honor of the contributions and achievements by Dr. Martin Luther King, Jr.

Sponsors: Chairman Alston

VI. CONSENT AGENDA

A. BUDGET AMENDMENTS

1. [2022-109](#) RE-APPROPRIATE 2021 GC STOP GRANT FUNDS

Background:

The Guilford County Sheriff's Office was awarded 2021 GC STOP grant funding in the amount of \$478,031 to assist justice served individuals in connecting to needed treatments, harm reduction programs and other support services upon release. The Sheriff's Office contracts with UNC-Greensboro to provide services through the GC STOP program and grant funding will be used towards a portion of the salaries and fringe benefits for Deputy Sheriffs who currently work collaboratively with the STOP program to provide assistance, oversight and education.

The Board of Commissioners previously approved this grant and associated positions at the 6/17/2021 Board Meeting. Due to system and account issues, the revenues were deferred from FY21 to FY22 due to the timing of the original grant receipt, near the close of FY21.

Funding will also be used to fund existing grant programs (Pretrial Diversion Court Advocate and Linkage Coordinator) within the Sheriff's Office that will also collaborate with the GC STOP Program. Additionally, grant funding will be used to cover UNC-Greensboro's negotiated indirect cost rate (\$13,643) and will be used towards the purchase of 3,500 doses of Naloxone (\$202,063) for program participants.

Requested Action: Approve budget amendment to appropriate 2021 GC STOP grant funding in the amount of \$478,031; increase Federal/State Revenue by \$478,031 and increase the FY 2020-21 Law Enforcement budget by the same amount to fund the program including: existing grant positions, UNCG Administrative costs and purchase of 3,500 doses of Naloxone for program participants.

Budget Impact:

Budget Ordinance Amendment

General Fund

\$478,031 increase in Federal/State Revenue

\$478,031 increase in Appropriation to Law Enforcement

NO ADDITIONAL COUNTY FUNDS REQUIRED

Sponsors:

Sheriff Danny H. Rogers (Captain A. Heron)

2. [2022-106](#) DHHS - PUBLIC HEALTH DIVISION - BUDGET AMENDMENT: FAMILY PLANNING ADDITIONAL \$15,000

Background: The U. S. Department of Health and Human Services awarded the North Carolina Family Planning Program, additional one time Title X funding to support enhancement of Title X Family Planning Services. Public Health has been awarded an additional \$15,000 in Title X funding to expand the Regional Vasectomy Program and provide an additional 25 vasectomies between December 1, 2021 and March 31, 2022. The additional award will allow Public Health to provide a total of 83 vasectomies at a cost of \$600.00 per procedure for FY21-22. Public Health contracts with various regional medical offices to provide the vasectomies at a reduce cost to the participant.

Requested Action: Approve an increase of \$15,000 in Federal/State Revenues and increase the FY21-22 Department of Health and Human Services - Public Health division by the same amount to reflect funds awarded by North Carolina Family Planning Program.

Budget Impact: \$15,000 Increase in Federal/State Revenue
\$15,000 Increase in Appropriation to Health and Human Services (Public Health)

Sponsors: Dr. Iulia Vann, Public Health Director

B. CONTRACTS

1. [2022-110](#) APPROVE INTERLOCAL AGREEMENT BETWEEN THE CITIES OF GREENSBORO, NC; HIGH POINT, NC AND THE COUNTY OF GUILFORD, NC- RECEIPT OF THE 2021 JUSTICE ASSISTANCE GRANT

Background:

The Edward Byrne Memorial Justice Assistance Grant (JAG) program is administered through the Bureau of Justice Assistance. This grant is a joint application between the Cities of Greensboro, High Point and Guilford County. This grant may be used for various criminal justice purposes to enhance public safety. The 2021 award allocation for the Guilford County Sheriff's Office is \$73,713.40.

The Guilford County Sheriff's Office is requesting this award be appropriated to the FY 2021-21 Law Enforcement budget to replace two (2) fully marked Dodge Charger patrol cars, including: decals, door panels, window guards and prisoner petitions.

Requested Action: Approve an interlocal agreement, in substantial form, with the City of Greensboro and the City of High Point towards joint application and award of the Edward Byrne Memorial Justice Assistance Grant (JAG) program. Approve an increase of \$73,714 in Federal/State Revenues and increase the FY 2021-22 Law Enforcement budget by the same amount to reflect receipt of Guilford County's allocation of the 2021 Justice Assistance Grant (JAG), that will be used towards the replacement of two (2) fully marked patrol vehicles for the Sheriff's Office.

Budget Impact:

General Fund
\$73,714 Increase in Federal/State Revenue
\$73,714 Increase in Appropriation to Law Enforcement
NO ADDITIONAL COUNTY FUNDS REQUIRED

Sponsors:

Sheriff D. H. Rogers (Captain Al Heron)

Attachments:

[2021 JAG Sub-recipient Agreement-GCSO 9.2021](#)
[FY 21 JAG MOU 10.28.21](#)

2. [2022-113](#) LIMITED USE AGREEMENT WITH U.S. MARSHAL'S SERVICE FOR JUVENILE DETENTION CENTER

Background: Guilford County recommends entering into a limited use intergovernmental agreement with the US Marshal's Service for the custody and care of federal juvenile detainees in the Guilford County Juvenile Detention Center. The agreement covers a maximum of 150 detainment days at a rate of \$244.00 per day, resulting in total revenue to the county of \$36,600.

Requested Action: Approve, in substantial form, an intergovernmental agreement with the United States Marshal's Service (USMS) in the amount of \$36,600 to be effective October 1, 2021 through September 30, 2022 for a term of one (1) year and approve an increase of \$36,600 in User Charges and increase the FY 2021-22 Juvenile Detention budget by the same amount to reflect anticipated expenses and revenues related to the custody and care of federal juvenile detainees.

Budget Impact: **Budget Ordinance Amendment**
General Fund
\$36,600 Increase in User Charges
\$36,600 Increase in Appropriation to Juvenile Detention
NO ADDITIONAL COUNTY FUNDS REQUIRED

Sponsors: Doug Logan

Attachments: [LUA- Guilford Co \(005\)](#)

C. MISCELLANEOUS

1. [2022-108](#) TEMPORARY CONSTRUCTION EASEMENT FOR CITY OF HIGH POINT FOR 201 MONTLIEU AVENUE, LAND OWNED BY THE GUILFORD COUNTY

Background: The City of High Point has requested a Temporary Construction Easement for the City's construction of a concrete sidewalk on the property owned by Guilford County at 201 Montlieu Avenue, at the location of the EMS base. The City will be making improvements to the road, including this parcel #189676.

Requested Action: Approve granting a Temporary Construction Easement on Parcel # 189676 and authorize staff to take all reasonable actions to finalize and execute said easement.

Budget Impact: **NO ADDITIONAL COUNTY FUNDS REQUIRED**

Sponsors: Eric Hilton (Rick Mosher)

Attachments: [Montlieu Ave. project parcel 4](#)
[4-Guilford county](#)
[Exhibit A](#)

2. [2022-111](#) DHHS-DSS MANDATED PERFORMANCE MEASURES**Background:**

Guilford County signed an annual written agreement with the North Carolina Department of Health and Human Services for all social services programs, excluding medical assistance (Medicaid). This agreement required Social Services to comply with meeting certain performance and growth measures.

This presentation will be provided on a monthly basis to keep Guilford County's Board of County Commissioners informed of Guilford's progress. The attached results represent data for the month of October and November 2021.

Energy Programs

- County will process 95% of Crisis Intervention Program (CIP) applications, with no heat or cooling sources, within 1 business day from the date of application or date all verification is received, whichever comes first.
- County will process 95% of Crisis Intervention Program (CIP) applications, that have heat or cooling source with past due or final notice, within 2 business days from the date of application or date all verification is received, whichever comes first.

** Dear County Director letter from Jan. 13th 2021 extended processing times for LIEAP. The processing time was adjusted from 2 to 10 business days. An enhancement request has been submitted to NC FAST to update the processing time frames in system. Until this change is complete NC Fast will show LIEAP applications as overdue**

Work First

- County will process 95% Work First applications within 45 days
- County will process 95% Work First re-certifications no later than the last day of the month

Food Nutrition Services

- County will process 95% of expedited FNS applications within 4 calendars of date of application

- County will process 95% of regular FNS applications within 25 days from the date of application
- County will ensure that 95 % of FNS re-certifications are processed timely
- County will ensure that 90 % of Program Integrity claims are established within 180 days of discovery

Adult Protective Services - APS

- County will complete 95% of APS evaluations involving allegations of abuse or neglect within 30 days
- County will complete 85% of APS evaluations involving allegations of exploitation within 45 days

Child Welfare

- To date, data from the state still remains unvalidated and therefore an accurate report cannot be presented.

Although Medical Assistance programs are not included in the agreement, Medicaid benchmarks and monthly timeliness will be reported on a monthly basis with data extracted from the monthly Medicaid Report Card. Included in this report are timeliness rates for Medicaid applications for the months of October and November 2021. Re-certification timeliness rates are not yet validated.

Requested Action: Receive monthly data regarding the thirteen mandated performance measures as outlined in the Memorandum of Understanding between Guilford DHHS-Social Services and NC DHHS.

Budget Impact: **NO ADDITIONAL COUNTY DOLLARS**

Sponsors: Sharon Barlow, Interim DSS Director

Attachments: [GUILFORD COUNTY MANDATED PERFORMANCE REQUIREMENTS MOU C](#)
[GUILFORD COUNTY MANDATED PERFORMANCE REQUIREMENTS MOU M](#)

3. [2022-107](#) APPROVAL OF MINUTES

Requested Action: Review and approve the following sets of draft meeting minutes:

12/02/2021 Regular Meeting

12/09/2021 Work Session

12/16/2021 Regular Meeting

Sponsors: Robin Keller

Attachments: [dm120221.pdf](#)
 [dmws12.09.21.pdf](#)
 [dm121621](#)

VII. PUBLIC HEARINGS

Proponents shall be heard first and shall be provided a total of twenty (20) minutes notwithstanding the number of persons desiring to be heard. Opponents shall be heard after the proponents and shall be provided a total of twenty (20) minutes notwithstanding the number of persons desiring to be heard. Each side will be allowed three (3) minutes in rebuttal.

- A. [2022-104](#) PUBLIC HEARING - UDO TEXT AMENDMENT CASE
#21-10-GCPL-09184 TO AMEND ARTICLE 9.3 FLOOD DAMAGE
PREVENTION TO AMEND THE NO-FILL IN FLOODPLAIN PROVISION
TO ALLOW FILL FOR RESTORATION OF NATURAL FLOODPLAIN
FUNCTIONS AND RELATED CLARIFICATIONS & FORMATTING
REVISIONS

Background: The intent of the proposed text amendment is to provide an exclusion to the no-fill provision in Article 9.3 to allow minor filling in the Special Flood Hazard Area (an area which is subject to flood events equal to or surpassing the 1% annual chance flood) where needed to protect or restore natural floodplain functions, such as for part of a stream restoration project.

The amendment language was derived in collaboration with the County's assigned FEMA (Federal Emergency Management Agency) Community Rating System (CRS) Specialist, the CRS technical advisor subcontracted by FEMA, and the NC Department of Public Safety's National Flood Insurance Planner. Clarifications related to the no-fill provision and formatting revisions to ordinance section numbering also are included in the proposed text amendment.

Staff recommends approval. At its December 8, 2021 Regular meeting, the Planning Board recommended unanimously (**8-0**) that the text amendment (as presented) be forwarded to the Guilford County Board of Commissioners for a public hearing and approval. [Members Present: Mr. Apple; Mr. Craft; Mr. Stalder; Mr. Donnelly; Mr. Gullick; Mrs. McKinley; Ms. Buchanan; and Chair Frankie Jones. Absent: Dr Gathers].

Consistency with Adopted Plans: The proposed text amendment is consistent with the following goal of the *Guilford County Comprehensive Plan*:

Natural, Historic, and Cultural Resources Element - Goal #1: "To seek a balance between the built environment and the protection and preservation of the County's natural, historic, and cultural resources through prudent management, public education, participation and outreach, appropriate regulations and enforcement, and active partnerships with stakeholders."

Reasonable and in the Public Interest: The recommended action is reasonable and in the public interest given that it will allow for more appropriately designed environmental restoration projects in or near floodplains, such as stream restoration projects, while adding no new restrictions to development in or near floodplains.

Requested Action: Hold a public hearing and adopt Unified Development Ordinance (UDO) Text Amendment Case #21-10-GCPL-09184 (as presented/attached herein) that amends Article 9.3 Flood Damage Prevention which changes the no-fill provision to allow fill in the floodplain for restoration of natural floodplain functions and related clarifications and formatting revisions.

Budget Impact: **NO ADDITIONAL COUNTY DOLLARS**

Sponsors: J. Leslie Bell (Brent Gatlin, Watershed/Stormwater Engineer)

Attachments: [TA-21-10-GCPL-09184 STAFF REPORT - Floodplain No-fill Provision](#)
[TA-21-10-GCPL-09184 BCC LEGAL NOTICE - Floodplain No-fill Provision](#)

B. [2022-112](#) HOLD PUBLIC HEARING FOR THE PURPOSE OF RECODIFICATION OF GUILFORD COUNTY CODE OF ORDINANCES

Background:

Guilford County currently maintains its codified ordinances on the Municode software platform. In conjunction with the Unified Development Ordinance UDO project, the county will be moving away from Municode and will list its codified ordinances on EnCode Plus. EnCode Plus is a subsidiary of Municode and offers advanced tools to support planning and development ordinances while meeting all of the expectations for online access to the general code. The new tool allows integration with our GIS technology for mapping and visualization of land use requirements and zoning regulations and offers opportunity for expansion to allow users to submit projects online and check their status.

Part of the re-launch of the codes includes consolidation of the two separately maintained sections back into one code. The public hearing and authorization to consolidate the codes back into one document is the last step in the project for a centralized and unified Code of Ordinances which will now be easily accessible to the public; meeting the Board's goals of improved transparency.

Requested Action:

Approve consolidation of the Guilford County Unified Development Ordinance back into Chapter 15, replacing existing language of Chapter 15 Article II section 15-56 of the County's General Code of Ordinances; and authorize staff to proceed with recodification of the section.

Sponsors:

Robin Keller

Attachments:

[Proposed DRAFT Recodification](#)

VIII. NEW BUSINESS

IX. HEALTH AND HUMAN SERVICES UPDATE

X. APPOINTMENTS AND REAPPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS.

A. [2022-103](#) APPOINTMENTS AND REAPPOINTMENT TO VARIOUS BOARDS & COMMISSIONS

Requested Action: Consider and approve the following appointments and reappointment to the following boards & commissions:

Juvenile Crime Prevention Council

Appoint Rhonda Pass to 1st Term in the Non Profit Position (Jan 06, 2022 - Feb 1, 2024)

Appoint Erris Dunston to 1st Term in the County Manager Designee Position (Jan 06, 2022 - Feb 1, 2024)

Ready For School Ready For Life - Commissioner Liaison Seat

Designate Commissioner Carly Cooke to remainder of term, replacing Commissioner Upchurch on the Ready for School Ready for Life Community Board

Sponsors: Robin Keller

Attachments: [RPass_App_100721_Redacted.pdf](#)

B. [2022-117](#) EXCEPTION REAPPOINTMENTS TO VARIOUS BOARDS & COMMISSIONS

Requested Action: Consider and approve the following exception reappointment to the following boards & commissions:

Juvenile Crime Prevention Council

Appoint Jenny Caviness to 3rd Term in the City of Greensboro Police Chief Designee Position (Feb 1, 2022 - Jan 31, 2024)

Sponsors: Robin Keller

Attachments: [JCaviness_Reapp_110321_Redacted.pdf](#)

XI. COMMISSIONER LIAISON UPDATES

XII. COMMENTS FROM COUNTY MANAGER / COUNTY ATTORNEY

XIII. COMMENTS FROM COMMISSIONERS

XIV. HOLD CLOSED SESSION PURSUANT TO N.C.G.S. §143-318.11 FOR THE PURPOSE OF CONSULTING WITH THE COUNTY ATTORNEY.

XV. ADJOURN

*THE NEXT REGULAR MEETING OF
THE GUILFORD COUNTY BOARD OF COMMISSIONERS
WILL BE HELD JANUARY 20, 2022 AT 5:30PM IN THE
COMMISSIONERS MEETING ROOM,
OLD COUNTY COURTHOUSE
301 W. MARKET STREET, GREENSBORO NC 27401.*