

**MINUTES**  
**LINCOLN COUNTY BOARD OF COMMISSIONERS**  
**MONDAY, OCTOBER 17, 2022**

The Lincoln County Board of County Commissioners met on October 17, 2022, at the Commissioners Room, Administration Building, 353 N. Generals Blvd, Lincolnton, the regular place of meeting at 6:30 PM.

Commissioners Present:

Milton Sigmon, Vice-Chairman  
Bud Cesena  
Cathy Davis  
Anita McCall

Commissioners Absent:

Carrol Mitchem, Chairman

Others Present:

Megan Gilbert, County Attorney  
Deanna Rios, Finance Director  
Amy S. Atkins, Clerk to the Board

Vice-Chairman Sigmon called for a Moment of Silence and led in the Pledge of Allegiance. He asked everyone to remember Chairman Mitchem who is currently in the hospital.

**Adoption of Agenda:** Vice-Chairman Sigmon presented the agenda for the Board's approval.

**AGENDA**  
**Lincoln County Board of Commissioners Meeting**  
**Monday, October 17, 2022**  
**6:30 PM**

**Lincoln County Administration Office**  
**353 N. Generals Blvd**  
**Lincolnton, NC 28092**

Call to Order – Vice-Chairman Sigmon

Moment of Silence

Pledge of Allegiance

1. Adoption of the Agenda
2. Consent Agenda
  - a. Tax Releases \$100 or more –August 16 – September 15, 2022
  - b. Tax Refunds \$100 or more – August 15 – 31, 2022
  - c. VTS Refunds
  - d. BOA #3

- e. GPO #7
  - f. GPO #8
  - g. Approval of Minutes – October 3, 2022
  - h. Amended Meeting Schedule
3. Planning Board Recommendations – Joshua Grant
  4. Public Hearing – Industrial Incentive Grant for Existing Industry – John Dancoff
  5. Adoption of a Resolution Approving Investing in NC CLASS – Deanna Rios
  6. Approval of Funding for Change Proposal #2 from PC Construction on KCWWTP Phase 3 Updates – Andrew Bryant
  7. Approval of Purchase of Wagner LC90 Landfill Compactor in the amount of \$815,550 – John Henry
  8. Resolution by Lincoln County to Approve the Spending Plan for Proceeds Relating to the Settlement of Opioid Litigation Consistent with the Memorandum of Agreement – Megan Gilbert
  9. BJA FY 22 Comprehensive Opioid, Stimulant, and Substance Abuse Site-based Program – Kim Campbell
  10. EMS MAT (Medication Assisted Treatment) Bridge Grant from the Division of Mental Health, Development Disabilities, and Substance Abuse Services (DMH/DD/SAS) – Kim Campbell
  11. FY 23 Home and Community Care Block Grant for Older Adults – Kathryn Saine
  12. Public Comments
  13. County Manager’s Report
  14. County Attorney’s Report
  15. County Commissioners’ Report
  16. Vacancies/Appointments
  17. Other Business

Information only – no action needed

- Register of Deeds Report
- Property Tax Collection Report

Adjourn

**UPON MOTION** by Commissioner Davis, the Board voted unanimously to adopt the agenda as presented.

**Consent Agenda:** **UPON MOTION** by Commissioner McCall, the Board voted unanimously to approve the consent agenda as presented.

- a. Tax Releases \$100 or more –August 16 – September 15, 2022
- b. Tax Refunds \$100 or more – August 15 – 31, 2022
- c. VTS Refunds
- d. BOA #3
- e. GPO #7
- f. GPO #8
- g. Approval of Minutes – October 3, 2022
- h. Amended Meeting Schedule

**Planning Board Recommendations:** Andrew Bryant presented the following:

**CZ #2022-9 TKC Land Development II, LLC, applicant** (Parcel ID# 02210 and 51191) A request to rezone 2.32 acres from B-N (Neighborhood Business) to CZ I-G (Conditional Zoning General Industrial) to permit a facility that rents construction equipment. The proposed facility includes a 4500-square-foot rental office/showroom and an outdoor storage area. The property is located on the east side of N.C. 16 about 300 feet north of the intersection with N. Pilot Knob Road in Catawba Springs Township.

The Planning Board voted 6-1 to recommend disapproval (Jim Konieczny opposed)

There was a discussion concerning the need for Industrial zoning due to the outdoor storage and concerns of spot zoning raised. Mr. Bryant said staff does not feel this meets the test for spot zoning.

**A MOTION** by Commissioner Cesena to adopt the Statement of Consistency and Reasonableness as recommended by the Planning Board.

VOTE: 1 – 3 AYES: Cesena

NOES: McCall, Sigmon, Davis

**A MOTION** by Commissioner McCall to adopt the Statement of Consistency and Reasonableness as recommended by the Planning staff.

VOTE: 3 - 1 AYES: McCall, Sigmon, Davis

NOES: Cesena

**A MOTION** by Commissioner McCall to approve CZ #2022-9 TKC Land Development II, LLC, applicant, as recommended by the Planning staff.

VOTE: 3 - 1 AYES: McCall, Sigmon, Davis

NOES: Cesena

**ZMA#703 Jill Fitzgerald, applicant** (Parcel ID # 53016) A request to rezone a 0.55-acre tract zoned R-T (Residential Transitional) to B-N (Neighborhood Business) to allow the use of the site for office space. The subject property (Parcel ID# 53016) is located at 6970

and 6972 NC HWY 150 in the Catawba Springs Township Planning Board voted 7-0 to recommend approval

**UPON MOTION** by Commissioner Davis, the Board voted unanimously to adopt the Statement of Consistency and Reasonableness as recommended by the Planning Board

**UPON MOTION** by Commissioner Davis, the Board voted unanimously to approve ZMA #703 – Jill Fitzgerald, applicant, as recommended by the Planning Board.

**ZMA #704 Chelsea Davis, applicant** (Parcel ID# 76159) A request to rezone 1.099 acres from R-SF (Residential Single Family) to R-T (Transitional Residential) to allow the placement of a manufactured home. The property is located on the west side of Hauss Road in the Howards Creek Township. Planning Board voted 7-0 to recommend approval

**UPON MOTION** by Commissioner McCall, the Board voted unanimously to adopt the Statement of Consistency and Reasonableness as recommended by the Planning Board

**UPON MOTION** by Commissioner McCall, the Board voted unanimously to approve ZMA #704 – Chelsea Davis, applicant, as recommended by the Planning Board.

**Public Hearing – Proposed Economic Incentive Grant for Existing Industry** – John Dancoff presented an Incentive Grant for Blum, Inc.

Vice-Chairman Sigmon opened the public hearing concerning the proposed Incentive Grant.

Being no speakers, Vice-Chairman Sigmon closed the public hearing.

**UPON MOTION** by Commissioner McCall, the Board voted unanimously to adopt the Resolution to Adopt Economic Incentive Grant Agreement with Blum, Inc.

**RESOLUTION TO ADOPT ECONOMIC  
INCENTIVE GRANT AGREEMENT WITH  
Blum Inc.**

WHEREAS, the Lincoln County Board of Commissioners verily believes that it is in the best interests of the citizens of Lincoln County to encourage and support economic development within Lincoln County through the recruitment of new industries to the County and the expansion of existing industries in the County; and

WHEREAS, Blum Inc., have developed plans for expansion of their manufacturing equipment in Lincoln County; and

WHEREAS, the Board of Commissioners wishes to encourage such development by means of offering incentives to aid in such efforts;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED AS FOLLOWS:

1. The Lincoln County Board of Commissioners hereby approves the Lincoln County Incentive Grant Agreement (attached hereto as Exhibit A and incorporated herein by reference) among Lincoln County, Blum Inc.

2. The Chairman of the Board of Commissioners and the Clerk to the Board are hereby authorized to sign all necessary documents on behalf of Lincoln County in order to effectuate this transaction.

3. This resolution shall become effective upon adoption. This 17<sup>th</sup> day of October 2022.

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Milton Sigmon, Vice-Chairman  
Lincoln County Board of Commissioners

ATTEST:

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Amy Atkins, Clerk to the Board

**LINCOLN COUNTY INCENTIVE GRANT AGREEMENT**

NORTH

CAROLINA

LINCOLN

COUNTY

THIS AGREEMENT is made and entered into as of the 17th day of October, 2022 by and between LINCOLN COUNTY, a body corporate and politic (hereinafter referred to as “the County”), and Blum Inc., a North Carolina Corporation (hereinafter referred to as “Blum”).

WITNESSETH

:

WHEREAS, Blum has developed plans for the installation of manufacturing equipment in Lincoln County, North Carolina;

WHEREAS, the Board of Commissioners of Lincoln County verily believes that the location of new industries and the expansion of existing industries is vital to the economic health of Lincoln County and to the welfare of its citizens; and

WHEREAS, the Board of Commissioners wishes to encourage such development by means of offering incentives to recruit new industries and to aid in expansion of existing industries; and

WHEREAS, such incentives are predicated on the notion of expanding Lincoln County's tax base and providing additional jobs for Lincoln County's citizens that pay wages higher than the current prevailing average hourly wage in the particular industry; and

WHEREAS, the Board of Commissioners has determined that it is appropriate and in the best interests of Lincoln County and its citizens to offer incentives in the form of both cash grants and assistance with making public services available; and

WHEREAS, the Board of Commissioners believes that it is appropriate and reasonable to expect BBBB to bind itself to the County to produce certain results in conjunction with the project described herein as conditions of the incentives being offered by the County;

NOW, THEREFORE, for and in consideration of the mutual promises and covenants herein set forth, the parties hereby agree as follows:

1. On or before October 17th, 2022, Blum shall begin installation of an equipment and machinery expansion in Lincoln County, North Carolina.
2. Within two years of the effective date of this agreement (said effective date being referred in item 1.), Blum shall make an investment upon such site in building/land and/or machinery and equipment of \$15,023,584 (the expected capital investment) of which \$12,586,509 will qualify for incentives under the Lincoln County Industrial Incentive Grant Policy.
3. Within two years of the effective date of this agreement, Blum shall provide at such site at least 10 new jobs paying an average hourly wage of \$19.00 hr. plus benefits.

4. In consideration of the performance of the aforesaid obligations by Blum, the County will provide cash grants to Blum of \$66,223.92 per year for a seven-year period. Lincoln County will pay such grants beginning in the tax year after the project's completion. Grants will be paid to Blum within 30 days after BBBB has made its tax payment for the then-current year and has notified Lincoln Economic Development Association of the payment. This amount represents a Level III grant under the Lincoln County Industrial Development Incentive Grant Policy for New and Existing Industries.

5. Blum shall on a no less than annual basis provide evidence satisfactory to the County of how many jobs (as provided in Paragraph 3 herein) it has maintained.

6. a. In the event that the value of the investment actually made by Blum pursuant to this agreement is greater or less than the Expected Capital Investment then the grant will be equitably adjusted upward or downward on a pro-rata basis.

b. In the event that the number of people in qualifying jobs actually employed by Blum pursuant to this Agreement in any year during the term of the Agreement is fewer than the Expected Number of Jobs, then the County may, in its discretion, reduce the amount of the Grant to be paid for the year (or seek reimbursement for the Grant already paid for said year) in the amount of \$1,000.00 per job shortfall.

7. Blum specifically agrees that in the event that all or any portion of this agreement or any incentive grant or payment to be made hereunder is declared to be unconstitutional, illegal, or otherwise enjoined by a court of competent jurisdiction, Project Chef shall indemnify and hold harmless Lincoln County and its Board of Commissioners, individually and collectively, from any loss or liability and shall reimburse Lincoln County by the amount of any such grant or payment.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals as of the day and year first above written.

Blum

By: \_\_\_\_\_  
Chief Financial Officer

LINCOLN COUNTY

By: \_\_\_\_\_  
Milton Sigmon, Vice-Chairman  
Board of Commissioners

**Adoption of Resolution Approving Investing in NC CLASS** – Deanna Rios presented the following:

The county has the opportunity to invest in a new investment pool. She requested the Board’s adoption of a Resolution Approving in Investing in NC CLASS.

**UPON MOTION** by Commissioner Cesena, the Board voted unanimously to adopt the Resolution Approving in Investing in NC CLASS.

### **RESOLUTION BY GOVERNING BODY**

A resolution authorizing Lincoln County (the “Local Government Unit”) to join with other political subdivisions of the State of North Carolina as a Participant (“Participant”) in the North Carolina Cooperative Liquid Assets Securities System (North Carolina CLASS) (the “Trust”) to pool funds for investment.

**WHEREAS**, the provisions of Section 159-30 of the General Statutes of North Carolina, as amended (“NC Gen. Stat.”), provide the guidelines for any local government or public authority of the State of North Carolina (a “Local Government” or “Local Government Unit”) to invest idle funds;

**WHEREAS**, under NC Gen. Stat. Section 159-30(c)(10), moneys may be invested in a commingled investment pool established by interlocal agreement pursuant to NC Gen. Stat. Section 160A-460 through 160A-464 (a “Local Government Investment Pool”), if the investments of the Local Government Investment Pool are limited to those qualifying for investment under NC Gen. Stat. Section 159-30(c) or other laws of the State of North Carolina governing the investment of monies of a Local Government Unit (“Permitted Investments”);

**WHEREAS**, Lincoln County desires to enter into an Interlocal Agreement (the “Interlocal Agreement”) with such other Participants for the purpose of creating the Trust;

**WHEREAS**, Lincoln County and the other Participants will execute and deliver an Indenture of Trust (the “Indenture”), in the form consistent with the form attached to the Interlocal Agreement, which will provide for the deposit of the pooled idle funds in the Trust and the investment of such funds in only Permitted Investments; and

**WHEREAS**, Lincoln County desires to become a Participant in the Trust.

**NOW THEREFORE**, it is hereby RESOLVED by the Board of Commissioners (the “Governing Body”) of Lincoln County as follows:

1. The Governing Body hereby approved Lincoln County’s participation in the Trust.



2. The Governing Body authorizes the execution and delivery of the Interlocal Agreement and the Indenture substantially in the forms presented at this meeting, together with such changes, modifications and deletions, as they may deem necessary and appropriate, including, but not limited to, changes, modifications and deletions as may be approved by Lincoln County’s Finance Director (the “Authorized Representative”). The approval of the Interlocal Agreement and the Indenture will be evidenced conclusively by the execution and delivery of such documents by the Authorized Representative.
3. The Authorized Representative is hereby authorized to take or cause to be taken any and all such other actions as they may determine in their discretion to be necessary or advisable or in the best interest of Lincoln County in order to effectuate, complete and carry out the intent and purposes of the foregoing resolutions and the investment of Lincoln County’s idle funds, including, but not limited to, the execution of all depository forms or other documents required by the administrator, the custodian or the investment advisor of the Trust and execution of amendments to the Interlocal Agreement entered into for the purpose of (i) adding an additional Participant to the Trust or (ii) which do not have financial implications for Lincoln County.
4. The Governing Body hereby approves the Finance Director to serve as the Lincoln County’s Authorized Representative under the Interlocal Agreement and the Indenture (as “Authorized Representative” is defined in such documents).

The undersigned hereby certifies that the Board of Commissioners has enacted this Resolution, a copy of which is enclosed, and that such Resolution is a true and correct copy of the original which is in my possession.

\_\_\_\_\_  
Authorized Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Date

**Approval of Funding for Change Proposal #2 from PC Construction on KCWWTP Phase 3 Updates:** Andrew Bryant presented the following:

PC Construction has presented Change Proposal #2 for Delay and Disruption Damages for the KCWWTP Phase 3 Upgrades. The Engineer of Record and Staff concurs that Change Proposal #2 should be approved so that the project can carry forward to completion in the Spring of 2023.

Shortly after the start of the Killian Creek Wastewater Treatment Plant Phase 3 Upgrade it was realized by PC Construction (Contractor), W.K. Dickson (Engineer) and Lincoln County (Owner) that there was a deficiency in the construction drawings that were available at bid time.

A majority of these changes relate to the inadequacy of the electrical drawings that were a part of the approved and bid plan set. As a result of required revisions and the preparation of a narrative by the Engineer that guided the Contractor through the revisions there were delays and disruption that were suffered by the Contractor. Through extensive negotiation with the Engineer and the Contractor regarding the contents of the Direct Delay Damage Claim and the Disruption and Interference Damages the following proposal is before the Board of County Commissioners for their approval. If the below items are agreed to Development Services staff along with Finance would prepare the necessary Budget Ordinance Amendment to bring back before the Board of County Commissioners in November.

The following is a summary of items to be incorporated into the Change Order No. 2, if agreeable to all parties.

A. Direct Delay Damages:

1. A 128-day extension to the Contract Time to change the Substantial Completion date to February 27, 2023, and the Final Completion Date to March 29, 2023.
2. An increase to the Contract Price for the combined general conditions costs for Contractor (and their affected subcontractors) by \$852,502.96.

B. Disruption and Interference Damages

1. An increase to the Contract Price by \$390,005.51.

C. Assurance of Final Settlement

1. PCC agrees that the execution of Change Order #2 constitutes (1) a settlement of all damages and costs related to the design of the Project to date, and (2) all disruption damages and costs incurred by Contractor to date and for the duration of the Project; and Contractor hereby waives and releases all claims related to same. Provided however, the foregoing shall not prevent Contractor from seeking any relief it may be entitled to pursuant to the terms of the Contract for future design changes, change orders/directives (including changes in the scope of the Work), or unforeseen conditions.

A large amount of effort by the Engineer and staff was put into critiquing and analyzing the claim put forth by the Contractor. This task reduced the claim by \$79,588.78. The above proposal is not reached without great deliberation and contemplation by staff and the Engineer but we feel that this is necessary to move the project forward and complete the project in the Spring of 2023.

**UPON MOTION** by Commissioner Davis, the Board voted unanimously to approve Change Proposal #2 for Delay and Disruption Damages for the KCWWTP Phase 3 Upgrades.

**Approval of Purchase of Wagner LC90 Landfill Compactor in the amount of \$815,550:**  
John Henry presented the following:

The Wagner LC90 will replace a 2005 Terex 390E. The Terex has multiple issues and is used as backup only. Mark Bivins has applied for the Mecklenburg Air Quality Grant that could pay up to 25% of the purchase price of the machine.

Mr. Henry requested the Board to approve the purchase of a Wagner compactor in the amount of \$815,550.00.

**UPON MOTION** by Commissioner Cesena, the Board voted unanimously to approve the purchase of Wagner compactor in the amount of \$815,550.00.

**Resolution by Lincoln County to Approve the Spending Plan for Proceeds Relating to the Settlement of Opioid Litigation Consistent with the Memorandum of Agreement:**

Megan Gilbert presented the following:

The Lincoln County Opioid Settlement Committee has proposed a spending plan setting forth the spending strategies and time frames for each, and intends to spend all Opioid Settlement Funds according to the Plan as the same may be amended or updated from time to time. The NC Department of Justice and the MOA requires that the Board of Commissioners adopt a Resolution Supporting the Spending Plan. She said she invited the City of Lincolnton and the Town of Maiden on behalf of the Chairman to give them the opportunity to speak as municipalities in Lincoln County.

Megan Gilbert, Kim Campbell and Lena Jones spoke concerning the use of these funds to combat the Opioid situation.

William Connors, Town Manager for the Town of Maiden, thanked the Board for including them. He said they have no issues with the plan.

Ritchie Haynes City Manager for the City of Lincolnton said the Commissioners and staff have done an excellent job and they are in agreement with the plan.

**UPON MOTION** by Commissioner McCall, the Board voted unanimously to approve and adopt Resolution by Lincoln County to Approve the Spending Plan for Proceeds Relating to the Settlement of Opioid Litigation Consistent with the Memorandum of Agreement.

**RESOLUTION BY LINCOLN COUNTY TO APPROVE THE SPENDING PLAN FOR PROCEEDS RELATING TO THE SETTLEMENT OF OPIOID LITIGATION CONSISTENT WITH THE MEMORANDUM OF AGREEMENT**

**WHEREAS**, representatives of local North Carolina governments, the North Carolina Association of County Commissioners, and the North Carolina Department of Justice have negotiated and approved a Memorandum of Agreement (“MOA”) to provide for the equitable distribution of any proceeds from a settlement of national opioid litigation to the State of North Carolina and to individual local governments; and

**WHEREAS**, Local Governments and the State of North Carolina have reached a settlement with the three largest drug distributors, McKesson, Cardinal Health and

AmerisourceBergen (collectively referred to as the “Distributors”) and one manufacturer, Janssen Pharmaceuticals, Inc., and its parent company, Johnson and Johnson (“J&J”); and

**WHEREAS**, the settlement requires that the Distributors and J&J pay approximately Twenty-Six Billion Dollars (\$26,000,000,000.00) over an eighteen (18) year period, with approximately Twenty-Two Billion Seven Hundred Million Dollars (\$22,700,000,000.00) is available to state and local governments across the country (the “Settlement Funds”); and

**WHEREAS**, Lincoln County is to receive approximately Five Million Nine Hundred Sixty-Eight Thousand Nine Hundred and Sixty-One Dollars (\$5,968,961.00) of the Settlement Funds (the “Settlement Proceeds”), and said Settlement Proceeds shall be used to address the opioid epidemic throughout Lincoln County; and

**WHEREAS**, all local governments in North Carolina are required to prepare a Spending Plan consistent with NC Department of Justice standards and subject to the reporting requirements for Community Opioid Resources Engine for North Carolina (“CORE-NC”) pursuant to the MOA; and

**WHEREAS**, the Lincoln County Opioid Settlement Committee has proposed a spending plan (the “Plan”) that is attached as Exhibit A, setting forth the spending strategies and time frames for each, and intends to spend all Opioid Settlement Funds according to the Plan as the same may be amended or updated from time to time; and

**WHEREAS**, the NC Department of Justice and the MOA requires that the Board of Commissioners adopt a Resolution Supporting the Spending Plan.

**NOW, THEREFORE BE IT RESOLVED**, the Lincoln County Board of Commissioners hereby approves the Plan and the future spending of Settlement Proceeds consistent with the Plan. Furthermore, the Lincoln County Board of Commissioners authorizes the County Manager and the Health Director to take such measures as necessary to comply with NC Department of Justice requirements and CORE-NC reporting requirements, including executing any documents related to such authority. Be it further resolved copies of this resolution and the Spending Plan shall be submitted to the appropriate agency.

Adopted this the 17<sup>th</sup> day of October, 2022.

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**Milton Sigmon, Vice-Chairman**  
Lincoln County Board of Commissioners

(SEAL)

**ATTEST:**

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**Amy Atkins**  
Clerk to the Board of Commissioners



## LINCOLN COUNTY'S SPENDING PLAN FOR PROCEEDS RELATED TO THE SETTLEMENT OF OPIOID LITIGATION CONSISTENT WITH THE MEMORANDUM OF AGREEMENT

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### **Background**

In 2021, there were 32 overdose deaths in Lincoln County. This includes deaths involving all types of medications and drugs: opioids (commonly prescribed opioids, heroin, and synthetic narcotics like fentanyl and fentanyl-analogs), stimulants (cocaine, methamphetamine), benzodiazepines, and others. More specifically, 26 of those overdose deaths were involving illicit opioids, such as heroin, fentanyl, and fentanyl analogs.

State and local governments throughout the United States have been investigating and litigating against companies to hold accountable those responsible for the rise in opioid overdose deaths across the country. A broad coalition of states and subdivisions have reached a settlement with the three largest drug distributors, McKesson, Cardinal Health and AmerisourceBergen (collectively referred to as the "Distributors") and one manufacturer, Janssen Pharmaceuticals, Inc., and its parent company, Johnson and Johnson ("J&J"). The State of North Carolina and other North Carolina local governments were part of those settlements. A Memorandum of Agreement (the "MOA") has been executed by all one-hundred (100) counties, forty-seven (47) municipalities, and the State of North Carolina in regards to the equal distribution of those settlement proceeds across North Carolina. Pursuant to the MOA, Lincoln County is to receive Five Million Nine Hundred Sixty-Eight Thousand Nine Hundred and Sixty-One Dollars (**\$5,968,961.00**) over an estimated eighteen (18) year period. Further, Lincoln County is required to prepare a spending plan consistent with North Carolina Department of Justice standards and subject to the reporting requirements for Community Opioid Resources Engine for North Carolina ("CORE-NC").

### **The Project**

The Lincoln County Opioid Settlement Committee is proposing to use these funds to implement an evidence-based collaborative model to address the opioid epidemic. This strategy will be accomplished by establishing a Post-Overdose Response Team program (the "PORT Program") as allowed for in Exhibit A, No. 8 of the MOA as a High-Impact Opioid Abatement Strategy. ***There is no other program like this in Lincoln County!*** The PORT Program team uses a community paramedic ("CP") and a certified peer support specialist ("CPSS") to serve as PORT Program responders.

The priority population for this project includes individuals who experience a non-fatal overdose and refuse transport by Lincoln County Emergency Medical Services ("LCEMS"). A follow-up visit with these non-fatal overdose patients will occur within 24-72 hours by the Port Program responders. At the follow-up visit, a proper assessment will be completed by the

community paramedic and peer support specialist. If needed, the patient will be provided with daily buprenorphine for seven (7) days or less, until they are connected with a treatment provider and admitted into the program.

The team will connect with eligible individuals and their family members to provide peer support services, link those individuals to appropriate care, provide education on the disease of addiction, provide harm reduction, safety education, parenting education (partnering with the Lincoln County Department of Social Services), and education on any co-occurring health care needs in addition to their substance use disorder. Training will also be provided during PORT Program interactions and will advocate holistic recovery including education such as naloxone training, financial management training, and health literacy training regarding issues like wound care from IV drug use to those who suffer from substance use disorder. According to refusal statistics from LCEMS, this program is anticipated to impact approximately **100 individuals annually**.

### **The Spending Plan**

Lincoln County is scheduled to receive **\$5,968,961.00** in opioid settlement funds over a period of eighteen (18) years, extending through Summer 2038, under the MOA. Also, Lincoln County EMS has received a medication-assisted treatment (“MAT”) federal grant to supplement the start-up funding of this PORT Program for the first three (3) years in the amount of \$350,000.00, which expires September 30, 2025. The following is a proposed average annual budget for the PORT Program for the first three (3) years:

	<b><u>AVG. ANNUAL BUDGET</u></b>
<b>Salaries and Fringe (Avg. Annual)</b>	<b>\$85,000.00</b>
<i>Opioid Settlement Funds</i>	\$46,000.00
<i>MAT Grant Funds</i>	\$39,000.00
<b>Training &amp; Seminars</b>	<b>\$6,000.00</b>
<i>Opioid Settlement Funds</i>	\$0.00
<i>MAT Grant Funds</i>	\$6,000.00
<b>Supplies and Pharmaceuticals</b>	<b>\$40,000.00</b>
<i>Opioid Settlement Funds</i>	\$0.00
<i>MAT Grant Funds</i>	\$40,000.00
<b>Contracted/Professional Services</b>	<b>\$70,000.00</b>
<i>Opioid Settlement Funds</i>	\$61,000.00
<i>MAT Grant Funds</i>	\$9,000.00
<b>Dues and Subscriptions</b>	<b>\$23,000.00</b>
<i>Opioid Settlement Funds</i>	\$0.00
<i>MAT Grant Funds</i>	\$23,000.00
<b>Capital Expenditures</b>	<b>\$54,000.00</b>
<i>Opioid Settlement Funds</i>	\$54,000.00
<i>MAT Grant Funds</i>	\$0.00
<b>AVERAGE ANNUAL BUDGET:</b>	<b>\$278,000.00</b>
<i>Opioid Settlement Funds</i>	\$161,000.00
<i>MAT Grant Funds</i>	\$117,000.00

A budget review will be conducted annually to ensure that strategies are appropriately funded to best prevent deaths and overdoses in our community. Following the expenditure of all MAT Grant funds, the estimated annual budget for the PORT Program that will be solely funded by Opioid Settlement Funds, is between \$300,000.00 and \$325,000.00.

Until the expenditure of all Opioid Settlement Funds, funding of the PORT Program will not require any matching funds from Lincoln County. However, following the expenditure of all Opioid Settlement Funds, it is the goal of the Opioid Settlement Committee, the Lincoln County Health Department and Lincoln County Emergency Services to continue to provide this program for the benefit of the citizens of Lincoln County.

**BJA FY22 Comprehensive Opioid, Stimulant, and Substance Abuse Site-based Program:**  
Kim Campbell presented the following:

The Lincoln County Health Department and Lincoln County EMS worked together to write a grant to the Bureau of Justice for the FY 22 Comprehensive Opioid, Stimulant and Substance Abuse Site-based Program.

A maximum of \$1,000,000 was awarded to Lincoln County Health Department, over a 3-year period. Funding is slated to begin on October 2, 2022, contingent on acceptance from the Lincoln County Board of Commissioners. Funding will extend through September 30, 2025. The purpose of this grant is to implement and operate an evidence-based Post Overdose Response Team in Lincoln County in an effort to combat overdose deaths. There is no funding match required for the grant award.

Ms. Campbell requested approval of acceptance of this funding opportunity for Lincoln County.

**UPON MOTION** by Commissioner Cesena, the Board voted unanimously to approve and accept the BJA FY 22 Comprehensive Opioid, Stimulant and Substance Abuse Site-based Program.

**EMS MAT (Medical Assisted Treatment) Bridge Grant from the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services (DMH/DD/SAS):**  
Kim Campbell presented the following:

Lincoln County EMS was selected as a recipient of \$350,000 EMS MAT (Medication Assisted Treatment) Bridge Grant from the Division of Mental Health, Developmental Disabilities and Substance Abuse Services (DMH/DD/SAS) over a three-year period. Funding is slated to begin on October 1, 2022, contingent on acceptance from the Lincoln County Board of Commissioners. Funding will extend through September 30, 2025. The purpose of this grant is to increase access to low-threshold evidence-based treatment for opioid use disorder. This funding will support the Opioid Settlement funding to develop a post-overdose response team (PORT) in Lincoln County. Each year of funding is contingent upon receipt of funds from the

Substance Abuse and Mental Health Services Administration (SAMHSA) and is subject to change pending notification of funding from the SAMHSA. There is no funding match required for this grant award.

**UPON MOTION** by Commissioner Davis, the Board voted unanimously to approve the EMS MAT Bridge Grant.

**FY 23 Home and Community Care Block Grant for Older Adults:**

Kathryn Saine presented the FY 23 Home and Community Care Block Grant for Older Adults. Lincoln County Senior Services is requesting approval for the FY 23 HCCBG funding plan. This grant allows both Senior Services and DSS to offer needed services to Lincoln County residents 60 and older. The grant has a 10% county match, which was budgeted and is part of the FY23 budget, no additional county dollars are requested.

**UPON MOTION** by Commissioner McCall, the Board voted unanimously to approve and accept the FY 23 Home and Community Care Block Grant for Older Adults as presented.

**Public Comments:** Vice-Chairman Sigmon opened Public Comments. Being no speakers, Vice-Chairman Sigmon closed Public Comments

**County Manager's Report:** Davin Madden, County Manager, said the grant from the NC Water Infrastructure has been submitted. Reepsville water line installation is now complete. He said Senior Services will be hosting their Annual Trunk of Treat on October 28 from 4 to 6 PM.

**County Attorney's Report:** Megan Gilbert said the meeting schedule was amended in the consent agenda because the November 7<sup>th</sup> meeting will be in the Citizens Center. She said she is attending the NC Association of Police and Sheriff's Attorneys Conference this week.

She said she is working with Parks and Rec regarding the Mass Gatherings Ordinance and working with Soil and Water to update their ordinances.

**County Commissioners Report:** Commissioner Davis said the Apple Festival was wonderful and gave kudos to the Apple Festival Board.

Vice Chairman Sigmon had opportunity to speak at Wanzl and Huber events. He said it is great to see industries expanding.

**Vacancies/Appointments:** None

**Adjourn:** **UPON MOTION** by Commissioner McCall, the Board voted unanimously to adjourn.



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Amy S. Atkins, Clerk  
Board of Commissioners

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Milton Sigmon, Vice-Chairman  
Board of Commissioners