

EXTRACTS FROM MINUTES OF BOARD OF COMMISSIONERS

A meeting of the Board of Commissioners for the County of Gaston, North Carolina, was held at the Harley B. Gaston, Jr. Public Forum on the second floor of the Gaston County Courthouse located at 325 Dr. Martin Luther King, Jr. Way, in Gastonia, North Carolina, at 6:00 P.M. on May 25, 2023.

Present: Chairman Chad Brown, Commissioners Bob Hovis, Vice-Chairman;
Cathy Cloninger, Allen R. Fraley, Tom Keigher and Ronnie Worley.

Absent: Commissioner Kim Johnson

Commissioner Keigher introduced the following Resolution which was read by title, and moved it be adopted:

RESOLUTION AUTHORIZING AND APPROVING AN INSTALLMENT FINANCING CONTRACT WITH BANC OF AMERICA PUBLIC CAPITAL CORP AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS IN CONNECTION THEREWITH

WHEREAS, the County of Gaston, North Carolina (the “County”), is a political subdivision organized and existing under the laws of the State of North Carolina; and

WHEREAS, the Board of Commissioners for the County (the “Board”) has determined to finance a portion of the cost of acquiring various motor vehicles and equipment (the “Project”); and

WHEREAS, in order to finance a portion of the cost of the Project, the Board has determined that it is in the best interests of the County to enter into Schedule of Property No. 9 (the “Purchase Agreement”), between Banc of America Public Capital Corp (the “Lender”) and the County, which supplements the Master Equipment Financing Agreement dated as of February 14, 2013, pursuant to the authority granted to the County under Section 160A-20 of the General Statutes of North Carolina, whereby the Lender will advance funds, in an amount not to exceed \$8,180,820.71, for such purpose and the County will make installment payments in consideration thereof; and

WHEREAS, there has been made available at this meeting, the form of the Purchase Agreement between the County and the Lender; and

WHEREAS, the Board wants to approve the Purchase Agreement and to authorize other actions in connection therewith.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Gaston, North Carolina as follows:

Section 1. The Purchase Agreement, in the form submitted to this meeting, is hereby approved, and the Chair of the Board, the County Manager, the Finance Director for the County

and the Clerk to the Board are each hereby authorized and directed to execute and deliver the Purchase Agreement, with such changes, insertions or omissions as each may approve, the execution thereof by any of them to constitute conclusive evidence of such approval.

Section 2. The Chair of the Board, the County Manager, the Finance Director for the County, the Clerk to the Board and the County Attorney are each hereby authorized to take any and all such further action and to execute and deliver such other documents as may be necessary or advisable to carry out the intent of this Resolution and to effect the installment financing pursuant to the Purchase Agreement. Without limiting the generality of the foregoing, the Finance Director is authorized to approve all details of the financing, including without limitation, the amount advanced under the Purchase Agreement (which shall not exceed \$8,180,820.71), the principal payments under the Purchase Agreement, the term of the Purchase Agreement and the interest rate thereunder. Execution of the Purchase Agreement by the Chair of the Board, the County Manager or the Finance Director, shall conclusively evidence approval of all such details of the financing.

Section 3. All actions of the County effectuating the proposed financing are hereby approved, ratified and authorized pursuant to and in accordance with the transactions contemplated by the documents referred to above.

Section 4. This resolution shall take effect immediately upon its passage.

Commissioner Fraley seconded the motion and the motion was adopted by the following vote:

AYES: Commissioners Brown, Cloninger, Fraley, Hovis, Keigher and Worley


NAYS: None

* * *

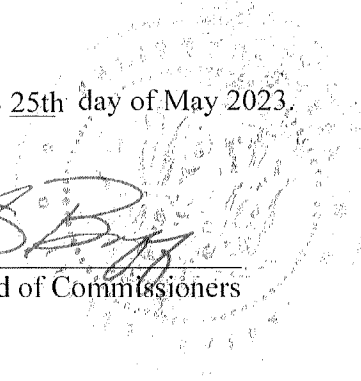
I, Donna S. Buff, County Clerk for the County of Gaston, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the proceedings of said Board at a regular meeting held on May 25, 2023 as relates in any way to the matters described therein and that said proceedings are recorded in Minute Book ____ of the minutes of said Board, beginning on page ____ and ending on page ____.

I HEREBY FURTHER CERTIFY that notice of said meeting was duly given in accordance with G.S. § 143-318.12.

WITNESS my hand and the corporate seal of said County, this 25th day of May 2023.



Clerk to the Board of Commissioners



GASTON COUNTY
BUDGET CHANGE REQUEST (BCR)

TO:

Dr. Kim S. Eagle, County Manager

FROM:

FIN	Finance
Dept. Code	Department Name
Tiffany Murray	5/3/2023
Department Director	Date

REQUEST TYPE:

- | | |
|---|--|
| <input type="checkbox"/> Line-Item Transfer Within Department & Fund
<input type="checkbox"/> Project Transfer Within Department & Fund
<input type="checkbox"/> Line-Item Transfer Between Departments | <input type="checkbox"/> Line-Item Transfer Between Funds*
<input type="checkbox"/> Additional Appropriation of Funds*
<small>*Requires resolution by the Board of Commissioners</small> |
|---|--|

ACCOUNT DESCRIPTION As it appears in Munis Ex. Employee Training	ACCOUNT NUMBER Fund-Dept-Div-SubDiv-Prog-SubProg-Future-Obj-Proj XXXX-XXX-XXX-XXXXX-XXXXXX-XXXXXX-XXXX-XX-XXXXXX-XXXXX Ex. 1000-BGT-000-00000-000000-0000000-0000-01-520011-	AMOUNT** Whole dollars only Ex. (\$5,000) Ex. \$5,000
Debt Financing Prcds: FY23Vhcl	4000-NDP-000-00000-InstFn-VLP2023-0000-01-470001-P2303	\$ (5,046,049.71)
Fund Balance Appropriated	4000-NDP-000-00000-FBApro-0000000-0000-99-490000-	\$ 5,046,049.71
Debt Financing Prcds: FY23Vhcl	1000-NDP-000-00000-InstFn-VLP2023-0000-01-470001-P2303	\$ (3,134,771.00)
Fund Balance Appropriated	1000-NDP-000-00000-FBApro-0000000-0000-99-490000-	\$ 3,134,771.00
Furn/Equip<\$5K	1000-GPD-000-00000-000000-0000000-0000-02-520020-	\$ (0.54)
Furn/Equip<\$5K	1000-SHF-000-00000-000000-0000000-0000-02-520020-	\$ (0.83)
Fund Balance Appropriated	1000-NDP-000-00000-FBApro-0000000-0000-99-490000-	\$ 1.37
Motor Vehicles: FY23 LP	4005-BDS-231-00000-InstFn-VLP2023-0000-07-540003-P2303	\$ (1,812.30)
Motor Vehicles: FY23 LP	4005-DSS-000-00000-InstFn-VLP2023-0000-05-540003-P2303	\$ (16,918.88)
Motor Vehicles: FY23 LP	4005-EMS-000-00000-InstFn-VLP2023-0000-02-540003-P2303	\$ (52,153.00)
Motor Vehicles: FY23 LP	4005-EMG-000-00000-InstFn-VLP2023-0000-02-540003-P2303	\$ (8,131.60)
Motor Vehicles: FY23 LP	4005-GPD-000-00000-InstFn-VLP2023-0000-02-540003-P2303	\$ (1,169.31)
Motor Vehicles: FY23 LP	4005-GPD-200-00000-InstFn-VLP2023-0000-02-540003-P2303	\$ (70,644.80)
Motor Vehicles: FY23 LP	4005-HLT-000-00000-InstFn-VLP2023-0000-05-540003-P2303	\$ (812.30)
Motor Vehicles: FY23 LP	4005-LIB-000-00000-InstFn-VLP2023-0000-04-540003-P2303	\$ (977.59)
Motor Vehicles: FY23 LP	4005-PRK-000-00000-InstFn-VLP2023-0000-04-540003-P2303	\$ (70.51)
Motor Vehicles: FY23 LP	4005-PWK-191-00000-InstFn-VLP2023-0000-01-540003-P2303	\$ (633.35)
Motor Vehicles: FY23 LP	4005-SHF-000-00000-InstFn-VLP2023-0000-02-540003-P2303	\$ (625.28)
Fund Balance Appropriated	4000-NDP-000-00000-FBApro-0000000-0000-99-490000-	\$ 153,948.92
Transfer to Gen Gov Cap	4000-NDP-000-00000-TrfxTo-0000000-0000-98-584005-	\$ (153,948.92)
Transfers from CIF	4005-NDP-000-00000-TrfxFr-0000000-0000-98-484000-	\$ 153,948.92

Check cell- Amounts must sum to \$0: \$

** Decreases in expenditures and increases in revenue accounts require brackets. Increases in expenditures and decreases in revenue do not require brackets. Please note that transfers between funds require Inter-fund transfer accounts.

JUSTIFICATION FOR REQUEST:

Recognize proceeds for FY2023 Vehicle Financing and return the money provided from Fund Balance to purchase the FY2023 vehicles up-front. Refer to Resolution 2022-216 & 2023-100 for the vehicles \$5.2M and 2022-168 for body cameras and tasers \$3.1M. Difference is due to actual vehicle costs being slightly less than budgeted and the expense accounts have been reduced to return the difference to Fund Balance.

Chart for Finance Package - Vehicles, Ambulances & Equipment
 UPFIT (TTT, Equipment & Decals) are not in Finance Pkg so not included here

FY 2023

version 4/4/2023

VEHICLES	Unit Cost	Quantity	Extended	Contract / Vendor / Model and Purchase Order
GPD-000				
Police Interceptor Utility AWD - County Police	\$ 45,071.43			NCSA Contract Ford Interceptor Parks Ford PO 23000340
Total	\$ 45,071.43	26	\$ 1,171,857.18	
1 Ton Crew Cab Truck - County Police	\$ 59,973.51			NCSA Contract Ford F350 Piedmont Truck Center PO 23000374
Total	\$ 59,973.51	1	\$ 59,973.51	
GPD-200				
3/4 Ton 4x2 Extended Cab & Chassis - ACE	\$ 38,267.60			State Contract Chevy Silverado 2500
SWAB animal box (new) per SWAB 2-2-23 quote w Chassis painted	28,185.00			Capital Chevrolet PO 23000759
Transport cost TO and FROM Swab per estimate	\$ 1,775.00			
Additional freight estimate due to volatility in market	\$ 200.00			
Lighting reprogramming estimate	\$ 250.00			SWAB PO 23000776
Total (Qty revised from 3 to 2)	\$ 68,677.60	2	\$ 137,355.20	
SHF-000				
Police Interceptor Utility AWD - Sheriff's Office	\$ 45,071.43			NCSA Contract Ford Interceptor Parks Ford PO 23000340
Total	\$ 45,071.43	12	\$ 540,857.16	
Transit Van - Sheriff's Office	\$ 51,517.56			NCSA Contract Ford Transit Van Parks Ford PO 23000307
Total	\$ 51,517.56	1	\$ 51,517.56	
EMG-000				
3/4 Ton Crew Cab Truck w/ Cover - Emergency Management	\$ 42,430.20			State Contract Chevy Silverado 2500
Bed cover was planned to be from dealer as usual, but dealer won't provide, so we'll include in Finance Pkg since not budgeted in operating since usually inc in trucks	\$ 8,004.00			Capital Chevrolet PO 23000758 PO 23000786 Leonard
Total	\$ 50,434.20	2	\$ 100,868.40	
PWK-191				
Full Size Truck- Fleet	\$ 47,406.49			NCSA Contract Ford F150 Parks Ford PO 23000328
Total	\$ 47,406.49	1	\$ 47,406.49	
SUV - Fleet	\$ 34,460.16			NCSA Contract Ford Explorer Parks Ford PO 23000373
Total	\$ 34,460.16	1	\$ 34,460.16	
BDS-231				
Full Size Extended Cab Truck with cover - Building & Planning	\$ 40,093.85			NCSA Contract Ford F150 Parks Ford PO 23000327
In BA as BDS-231 but I understand one replaced Planning #175 and one is new for Building.				
Total	\$ 40,093.85	2	\$ 80,187.70	
HLT-000				
Full Size Truck - Public Health	\$ 40,093.85			NCSA Contract Ford F150 Parks Ford PO 23000327
Total	\$ 40,093.85	2	\$ 80,187.70	
DSS-000				
Mid-Size Sedan - DHHS Social Services	\$ 25,318.00			Bid per UG Nissan Altima Nissan of Clinton (Vester)
Total	\$ 25,318.00	5	\$ 126,590.00	PO 23000668

Minivan - DHHS Social Services	\$	38,745.56			Bld per UG Kia Carnival RKNC (Renaldo Kia) PO 23000857
Total	\$	38,745.56	2	\$	77,491.12
LIB-000					
Transit Van - Library	\$	31,022.41			NCSA Contract Ford Transit Van Parks Ford PO 23000306
Total	\$	31,022.41	1	\$	31,022.41
PRK-000					
Full Size Truck - Parks and Rec	\$	43,629.49			NCSA Contract Ford F150 Parks Ford PO 23000328
Total	\$	43,629.49	1	\$	43,629.49
TOTAL - Vehicles			59	\$	2,583,404.08
AMBULANCES	Unit Cost	Quantity	Extended	Vendor / Model	
QRV is in addition to the (6) budgeted ambulances but adding 7th is within the budgeted amount.					
EMS-000					
Type 1 Ambulance	\$	471,019.00	2	\$	942,038.00
(Decals and Equipment included in above price)	Inc above				HGACbuy contract AM10-20 AEV/Northwestern PO 23000810
Type 1 Ambulance Remount (refurb box on new chassis)	\$	434,810.00	1	\$	434,810.00
(Decals and Equipment included in above price)	Inc above				HGACbuy contract AM10-20 AEV/Northwestern PO 23000810
Type 1 QRV Ambulance	\$	444,326.00	1	\$	444,326.00
(Decals and Equipment included in above price)	Inc above				HGACbuy contract AM10-20 AEV/Northwestern PO 23000877
Type 2 Ambulance	\$	213,824.33	3	\$	641,473.00
(Decals and Equipment included in above price)	Inc above				HGACbuy contract AM10-20 AEV/Northwestern PO 23000810
Total Ambulances			7	\$	2,462,647.00
EQUIPMENT	Unit Cost	Quantity	Extended	Vendor / Model	
GPD-000					
Body Cameras and Tasers			\$	1,254,069.46	Axon PO 22001024
SHF-000					
Body Cameras and Tasers			\$	1,880,700.17	Axon PO 22001018 / 23000421
Total Equipment GPD and SHF			\$	3,134,769.63	
TOTAL of Vehicles, Ambulances, Equipment			\$	8,180,820.71	



Gaston County

Gaston County
Board of Commissioners
www.gastongov.com

Finance Board Action

File #: 23-219

Commissioner Hovis - Finance - To Award Bid for Financing up to \$8,180,820.71 for Rolling Stock (Vehicles & Ambulances) and Equipment (Body Cameras & Tasers) to Banc of America Public Capital Corp and to Approve the Attached Budget Change Request (to appropriate funds) and Resolution Approving Financing Terms

STAFF CONTACT

Tiffany Murray - Finance Director - 704-866-3032

BUDGET IMPACT

The County is obligated to make payments on this debt through December 2, 2024.

BUDGET ORDINANCE IMPACT

Loan proceeds will be received from Banc of America Capital Corp and appropriated in the General Government Capital Fund as listed on the attached Budget Change Request.

BACKGROUND

By approval of this action, the Gaston County Board of Commissioners finds that the financing of the acquisition of the vehicles and other items costing up to \$8,180,820.71 pursuant to the terms of an installment purchase contract with Banc of America Capital Corp is in the best interest of Gaston County and hereby authorizes the execution of such contract. The County staff received seven bids for the financing and recommends Banc of America Capital Corp as the lowest responsible bidder at a rate of 3.85% for the 36 months' term. The Board designates the obligations of the County to make payment under the proposed installment purchase contract as "non-bank qualified" obligations in accordance with the provisions of Section 265 (b)(3)(ii) of the Tax Reform Act of 1986, as amended. If any of the equipment or other items on the list are received before the financing documents are fully executed, the County staff is authorized, if necessary, to make payment directly to the appropriate vendor and to obtain subsequent reimbursement from the financial institution providing financing.

On July 26, 2022, the Board approved resolution 2022-216 appropriating \$5,200,000.00 from the Community Investment Fund for the purchase of vehicles due to the volatile vehicle market and manufacturers implementing early cutoff dates. All the vehicles have been ordered at a cost totaling \$5,046,049.71 leaving \$153,948.92 unspent. The attached budget change request returns the full \$5,200,000.00 back to the Community Investment Fund as stated in resolution 2022-216 with \$5,046,049.71 allocated to financing proceeds and the remaining \$153,948.92 returned through a reduction in the various expense accounts.

(Continued on Page 2)

DO NOT TYPE BELOW THIS LINE

I, Donna S. Buff, Clerk to the County Commission, do hereby certify that the above is a true and correct copy of action taken by the Board of Commissioners as follows:

NO.	DATE	M1	M2	CBrown	CCloninger	AFraley	BHovis	KJohnson	TKelgher	RWorley	Vote
2023-168	05/25/2023	TK	AF	A	A	A	A	AB	A	A	U

DISTRIBUTION:

Laserfiche Users

A=AYE, N=NAY, AB=ABSENT, ABS=ABSTAIN, U=UNANIMOUS

File #: 23-219

Commissioner Hovis - Finance - To Award Bid for Financing up to \$8,180,820.71 for Rolling Stock (Vehicles & Ambulances) and Equipment (Body Cameras & Tasers) to Banc of America Public Capital Corp and to Approve the Attached Budget Change Request (to appropriate funds) and Resolution Approving Financing Terms

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On June 14, 2022, the Board approved resolution 2022-168 appropriating \$3,134,771.00 from the General Fund for the purchase of body cameras and tasers for the County Police and Sheriff's Office due to their contracts expiring in June 2022, and with the intent of reimbursing fund balance from the proceeds of the FY23 financing agreement. The attached budget change request returns the \$3,134,771.00 back to the General Fund from the financing proceeds as stated in resolution 2022-168.

POLICY IMPACT

N/A

ATTACHMENTS

Resolution; Budget Change Request (BCR); Finance Package Chart