

STATE OF NORTH CAROLINA

COUNTY OF VANCE

The Vance County Board of Commissioners met in regular session on Monday, April 5, 2010 at 6:00 p.m. in the Commissioners' Conference Room, Vance County Administration Building, 122 Young Street, Henderson, NC. Those Commissioners present were as follows: Chairman Danny W. Wright, Commissioners Eddie L. Wright, Deborah F. Brown, R. Dan Brummitt, Terry E. Garrison, A. Scott Hughes, and J. Timothy Pegram.

Absent: None.

Also present were County Manager Jerry L. Ayscue, Finance Director Steven C. Stanton, County Attorney Jonathan S. Care, and Clerk to the Board Kelly H. Grissom.

Commissioner Dan Brummitt gave the invocation.

Chairman Danny W. Wright recognized the participants of Leadership Vance 2010 who were present. Participants introduced themselves and gave a brief description of their occupation. Chairman Wright thanked the group for being present at the meeting and for taking an interest in Vance County.

Mr. Eric Coulson, Entasis Design, appeared before the Board and presented his findings on the building reuse study for the Vance Manor building. Mr. Coulson stated that the building is in reasonably good condition structurally, but will require extensive renovations in order to be used. The entire inside of the building needs to be gutted and will require new plumbing, electrical, HVAC systems, doors, windows, etc. The estimated amount for renovations is \$500,000.

County staff has identified two interested parties to convert the building for specific uses. One is for a residential center for homeless men. The second is for a community center/after school program with a wing to accommodate at-risk teenage boys. These options would qualify for some level of grant funding depending on how many new jobs were created.

Mr. Coulson identified two other possible uses for the building. One as an office building and the second is to convert the building into apartments/condominiums. These two options would most likely not qualify for grant funding.

The Board thanked Mr. Coulson for completing the study of the building and motion was made by Commissioner Dan Brummitt to refer this matter to the Properties Committee for further review. This motion was seconded by Commissioner A. Scott Hughes and unanimously approved.

Jordan McMillen, Planning and Development, was next on the agenda and presented bid tabulations for the first round of the Abandoned Mobile Home Program. Mr. McMillen stated that the Planning and Development Department has concluded the countywide identification of abandoned mobile homes and has identified a total of 455 within the county. The bid tabulation contains a bid for demolition of five abandoned mobile homes. Five contractors bid on the project with Faulkner Grading being the low bidder in the amount of \$6,100.

Mr. McMillen explained that the grant for this program will pay \$1,000 for each unit and 50% of any amount over \$1,000 up to a maximum of \$500. The demolition bid came in over budget, but was negotiated down to \$1,100 per unit. This leaves a shortage of \$50 per unit. Mr. McMillen asked the Board for its direction from this point.

Commissioner Dan Brummitt advised that we should go to the homeowner for the additional funding. If the County were to pay the difference, it would be setting a dangerous precedent for future demolitions.

Commissioner A. Scott Hughes asked if the cost of the demolition could be attached as a lien on the property. Attorney Jonathan S. Care stated that this could not be done.

After a brief discussion, motion was made by Commissioner Dan Brummitt to award the bid to Faulkner Grading in the amount of \$6,100 contingent upon participation from the homeowners. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Mr. McMillen then requested the Board to authorize and approve matching funds for a DENR Community Waste Reduction grant application. He explained that in collaboration with Vance County Schools, the Planning and Development Department has submitted a grant application which would provide funds to purchase recycling containers. The grant would provide funding for a start-up recycling program at 19 schools/satellite offices and seven Vance County Government offices. The grant would be used to purchase 227 pull cart containers, 60 recycling containers, and 2 weather resistant storage containers.

The total project cost is \$16,770, with \$13,416 coming from the DENR Grant. This calculates the local share to be \$3,354. The Schools have agreed to pay \$2,200 of the local share, which leaves \$1,154 to be paid by the County.

Motion was made by Commissioner Deborah F. Brown to appropriate \$1,154 as the County's local portion of the DENR Community Waste Reduction Grant. This motion was

seconded by Commissioner Terry E. Garrison and unanimously approved.

Bill Edwards, Chamber of Commerce, appeared before the Board and presented information on a proposed conference center in Kittrell. He stated that he has been involved with the AME Episcopal Church since 2003 working on property in the Kittrell area. In those years, the need for a conference center was identified, not just for the church, but for the entire community.

He introduced Dr. Cassandra Sparrow, AME Church. Dr. Sparrow is also the Executive Director of RED, Inc. (Religious, Educational, and Charitable Development Projects). Dr. Sparrow stated that the AME Church opened Kittrell College in 1886 and it remained open until 1975. Since that time, the church has been engaged in a number of efforts to determine what to do with the remaining acreage it owns. In 2006, a survey of constituents revealed the desire of a conference center/retreat/hotel. She stated that the church has contracted with a team of experts in the fields of design and architecture to help with the project. She introduced Mr. John Wilson with Kimley-Horn and Associates, Inc.

Mr. Wilson stated that he is a landscape architect and land planner. Kimley-Horn and Associates, Inc. is working with Rabun Architects, PKF Consulting, and several other firms to create a vision for the project. He stated that Bobbitt Surveying is currently conducting a boundary survey of the proposed sites.

Commissioner Brown asked if any financial aid is being sought from the County. Mr. Bill Edwards responded that no funds are being sought, but asked the Board to continue with the current planning grant that is underway for infrastructure along US #1 South.

Commissioner Brown stated that she is excited about the project and looks forward to seeing it develop. She made a motion that the Board of Commissioners support the proposed conference center project. This motion was seconded by Commissioner Terry E. Garrison and unanimously approved.

The Board advised the group to keep the Town of Kittrell involved in the project.

Ms. Julie Reid, Council of Governments, was next on the agenda and requested approval of the Project Ordinance for the Neighborhood Stabilization Program. Ms. Reid stated that the Project Ordinance must be approved in order for funds to be released.

Motion was made by Commissioner Dan Brummitt, seconded by Commissioner A. Scott Hughes, vote unanimous, to approve the following Project Ordinance for the Neighborhood Stabilization Program:

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**COUNTY OF VANCE**  
**PROJECT ORDINANCE**

BE IT ORDAINED by the County Commissioners of the County of Vance, that pursuant to Section 12.3 of Chapter 159 of the General Statutes of North Carolina, the following revised grant project ordinance is hereby adopted.

**Section 1.** The project authorized is a Community Development – Neighborhood Stabilization Program. The project consists of acquisition, demolition, housing rehabilitation, new construction repairs and general administration. Said project shall be in accordance with the County’s Community Development Block Grant Neighborhood Stabilization Program Application as approved by the North Carolina Department of Commerce, Division of Community Assistance.

**Section 2.** The project director is hereby directed to proceed with the project within the terms of the Grant Agreement executed with the North Carolina Department of Commerce and within the funds appropriated herein including any Amendments as approved and executed by N.C. Department of Commerce, Division of Community Assistance.

**Section 3.** The following revenues are anticipated to be available to complete the project:

State of North Carolina, Department of Commerce	
Community Development Block Grant	\$2,100,000
<b>TOTAL FUNDS AVAILABLE</b>	<b>\$2,100,000</b>

**Section 4.** The following revised amounts are appropriated for the project:

<b>Eligible Activity B: Purchase and Rehabilitate Homes</b>	
Acquisition	\$ 390,000
Rehabilitation	\$ 320,000
<b>Eligible Activity D: Demolish blighted structures</b>	
Demolish blighted structures	\$ 213,000
<b>Eligible Activity E: Redevelopment and Construction</b>	
Acquisition	\$ 127,000
Housing Counseling	\$ 10,000
New Construction	\$ 940,000
<b>Administration:</b>	
Administration:	<u>\$ 100,000</u>
<b>TOTAL PROJECT COSTS.....</b>	<b>\$ 2,100,000</b>

**Section 5.** The Finance Officer is directed to report quarterly on the financial status of this project. The Finance Officer shall also keep the governing body informed at each regular meeting of any unusual occurrences.

**Section 6.** The Finance Officer is hereby directed to maintain within the Grant Project Fund sufficient detailed accounting records to provide the accounting to the grantor agency required by the Grant Agreement and Federal and State Regulations.

**Section 7.** Funds may be advanced from the General Fund for the purpose of making payments as due. Reimbursement request should be made to the grantor agency in an orderly and timely manner. Reimbursements to the General Fund should be made in a timely manner.

**Section 8.** Copies of this project ordinance shall be made available to the Budget Officer, the Finance Officer, the Grants Administrator and the Clerk to the Board, for direction in carrying out this project.

**Adopted this the 5<sup>th</sup> day of April, 2010.**

Danny W. Wright (signed)  
Danny W. Wright, Chairman

Kelly Grissom (signed)  
Kelly Grissom, Clerk to the Board

Ms. Reid then presented Request for Proposals for the 2008 CDBG Neighborhood Stabilization Program. RFPs were received as follows:

**HOUSING INSPECTIONS**

	Inspection/ Report	Additional Sq Ft	Additional Hours
Company Name	Bid Amount	Bid Amount	Bid Amount
Design Tech Builders, Inc	\$400		\$80
Donald Bingman	\$400		
Curtis Huff	\$335*/355**	\$40/400 sq ft	

\* under 20 years old, up to 1500 sq ft

\*\* over 20 years old, up to 1500 sq ft

It is recommended that Mr. Huff be allowed to perform all home inspection services for the Vance County Neighborhood Stabilization Program.

**TERMITE INSPECTION**

Both Etheridge Pest Control Services and WHITCO Termite and Pest Control have experienced staff, the necessary equipment and knowledge. They have both proposed the same amount for providing the service. (\$85/unit) It is recommended that we allow both to serve the program, alternating every other home.

**LEAD RISK ASSESSMENT**

A Request for Proposals was released for Lead Risk Assessment Contractors for the 2008 CDBG Neighborhood Stabilization Program. The following proposals were received and evaluated. The tabulations are as follows:

DATE	Lead Based Paint Inspection	Risk Assessment	Combined	Lead Clearance
Company Name	Bid Amount	Bid Amount	Bid Amount	Bid Amount
ECS Carolinas	\$350/unit	250/unit + samples	600/unit+ samples	250/unit + sample
Matrix	250*/unit	\$100/unit	\$350/unit	\$350/unit**
EI	250/unit	250/unit***	\$500/unit	\$275/unit***
Phoenix Enviro Corp			350/unit	300
Carolina Environmental			550.00	350.00
Bradford Environmental	\$340/unit****		\$340/unit****	\$225/unit

\*Includes 6 wipe samples and 1 soil sample \*\* Includes 12 samples and 1 soil sample \*\*\* Samples add \$10/

\*\*\*\* Includes up to 12 dust samples and up to 2 soils samples

Pending verification of licensing and insurance, it is recommended that Bradford Environmental be allowed to perform all Lead Base Risk Assessments/clearances for the Vance County Project. If for some reason the contractor recommended above fails to enter into a binding contract or we find that the proposal is not responsible for the project, it is hereby authorized to use the 2<sup>nd</sup> lowest proposal.

Commissioner Terry E. Garrison stated that he was informed by a termite inspection company that they did not receive a request for proposal for this project. This company would

have submitted a proposal on the project if he had received the information. He suggested that the termite inspection RFP be re-advertised.

Before addressing the termite inspection proposals, motion was made by Commissioner Dan Brummitt to allow Curtis Huff to perform all housing inspection services and allow Bradford Environmental to perform all Lead Risk Assessments for the Neighborhood Stabilization Program. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Regarding the termite inspection proposals, the Board discussed re-advertising for these proposals and decided that it would undermine the bidding process to do so.

Motion was made by Commissioner A. Scott Hughes to allow Etheridge Pest Control Services and WHITCO Termite and Pest Control to perform the termite inspections for the Neighborhood Stabilization Program, alternating every other home. This motion was seconded by Commissioner Deborah F. Brown and vote was ayes - six (6); noes - one (1), with the dissenting vote being cast by Commissioner Terry E. Garrison.

Ms. Reid then requested direction from the Board regarding approval methods for NSP negotiation and acquisition. Ms. Reid explained that each property will require a housing inspection and an appraisal prior to the start of the acquisition process. Then an offer to purchase will be formulated based on these two objective findings and submitted to the property owner(s). All funds must be obligated by July 31, 2010 with several interim deadlines in between. The Board needs to be prepared to have several short meetings with little or no notice to approve the submittals of offers or we need to develop a temporary procedure to streamline the process under this unusual circumstance. Some suggestions were:

1. Authorize the County Manager to approve acquisitions \$25,000 or less; and
2. Establish a small subcommittee of the Board of Commissioners that is able to meet several times in the next ninety days, or
3. Establish a committee with the County Attorney, County Manager and the Chairman of the Board of Commissioners to review and approve acquisitions.

Ms. Reid stated that additional meetings are always a concern, particularly at budget time. It is absolutely critical that we be able to move quickly to expend these funds or they will be re-assigned to another entity.

Chairman Wright stated that a 48 hour notice is required before the Board of Commissioners can meet. This also holds true for sub-committees. Chairman Wright questioned the legality of acquiring property without a vote of the full Board.

Attorney Care suggested that set standards and guidelines be established. When negotiations are entered into with landowners, the contracts can be made subject to Board approval. This will allow the program to continue, and at the same time, allows the Board to fulfill its legal requirement that the full Board approves the acquisition of real estate.

After further discussion, motion was made by Commissioner Deborah F. Brown to authorize the County Attorney and the County Manager to establish general guidelines for negotiation and acquisition of NSP properties. This motion was seconded by Commissioner Dan Brummitt and unanimously approved.

Ken Long, Boys and Girls Club, appeared before the Board and thanked them for their support over the past few years. He introduced Ms. Susan Whitten, Boys and Girls Club Director, who gave a brief update on the program. She stated that current Club sites are located at L.B. Yancey Elementary School, Pinkston Street Elementary School, and Eaton Johnson Middle School. The lack of State funds this past year jeopardized the continuation of the Eaton Johnston site; however, with the help of local funding, the site was able to continue. She distributed hand-outs on the Boys and Girls Club which documents the services in 2009 along with the positive impact of those programs.

Ms. Whitten recognized Barry Bobbitt as the Boys and Girls Club Youth of the Year. Mr. Bobbitt spoke regarding his experience through the Boys and Girls Club and how the Club has guided him to the correct path in life. He stated that his goal is to maintain a 3.5 GPA and to attend NC State University upon graduation. He stated that if he had not been involved with the Boys and Girls Club, he would not be on a path to college.

Commissioner Deborah F. Brown applauded Mr. Bobbitt for his success and invited him and his family to be a part of the Christian Family Event Program scheduled for Saturday, April 24 at Northern Vance High School.

At this time, Chairman Danny W. Wright recessed the meeting of the Board of Commissioners and called to order the Water District Board.

Mr. Thurman Murphy, USDA Rural Development, presented funding documents for Phases 2A and 2B of the water project. The USDA Rural Development loan for Phase 2A is

proposed to be \$2,196,000, with a grant not to exceed \$1,622,800. Contributions from the Vance County Water District (tap fees) are proposed to be \$70,600, for a total project cost of \$3,889,400.

Phase 2B is proposed to be \$3,937,000, with a grant not to exceed \$1,987,450. Contributions from the Vance County Water District (tap fees) are proposed to be \$110,300, for a total project cost of \$6,034,750.

In order to move forward with grant applications, Board approval is required by resolution. Mr. Murphy stated that this is the exact same process that was performed with Phase 1A.

Motion was made by Commissioner Dan Brummitt, seconded by Commissioner Deborah F. Brown, vote unanimous, to approve the Resolution for Phase 2A as follows:

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**RESOLUTION**  
**by the**  
**Vance County Board of Commissioners**

That the Vance County Water District accepts the conditions set forth in a Letter of Conditions dated April 5, 2010 and for RUS Bulletin 1780-27, "Loan Resolution" for the Vance County Water District Phase 2A project.

That the Chairman of the Vance County Water District be authorized to execute all forms necessary to obtain a loan and grant from USDA Rural Development for Phase 2A, but not limited to the following forms:

RUS Bulletin 1780-27	Loan Resolution
Form RD 1942-46	Letter of Intent to Meet Conditions
Form RD 400-1	Equal Opportunity Agreement
Form RD 400-4	Assurance Agreement
Form RD 1940-1	Request for Obligation of Funds
Form 1910-11	Applicant Certification Federal Collection Policies
Form AD 1047	Certification Regarding Debarment Primary Covered Transactions
Form AD 1049	Certification Regarding Drug Free Workplace
1940-Q Exhibit A-1	Certification for Contracts, Grants and Loans
RUS Bulletin 1780-12	Water or Waste System Grant Agreement
Unnumbered Form	Certification of Compliance

That if the interest rate charged by Rural Development should change between this date and the date of actual loan approval, the Chairman of the Vance County Water District be authorized to execute new forms reflecting the current interest rate and revised payments as required by Rural Development.

That the Vance County Water District elects to have the interest rate charged by Rural Development be the lower of the rate in effect at either the time of loan approval or loan closing.

The Vance County Water District hereby agrees to abide by the mitigation requirements referred to in the Letter of Conditions.

This resolution is to become a part of the official minutes of the Vance County Water District meeting on April 5, 2010.

Danny W. Wright (signed)  
Danny W. Wright, Chairman



Attest:

Kelly H. Grissom (signed)  
Kelly H. Grissom  
Clerk to the Board

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Motion was made by Commissioner Dan Brummitt, seconded by Commissioner Deborah F. Brown, vote unanimous, to approve the Resolution for Phase 2B as follows:

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**RESOLUTION**  
**by the**  
**Vance County Board of Commissioners**

That the Vance County Water District accepts the conditions set forth in a Letter of Conditions dated April 5, 2010 and for RUS Bulletin 1780-27, "Loan Resolution" for the Vance County Water District Phase 2B project.

That the Chairman of the Vance County Water District be authorized to execute all forms necessary to obtain a loan and grant from USDA Rural Development for Phase 2B, but not limited to the following forms:

RUS Bulletin 1780-27	Loan Resolution
Form RD 1942-46	Letter of Intent to Meet Conditions
Form RD 400-1	Equal Opportunity Agreement
Form RD 400-4	Assurance Agreement
Form RD 1940-1	Request for Obligation of Funds
Form 1910-11	Applicant Certification Federal Collection Policies
Form AD 1047	Certification Regarding Debarment Primary Covered Transactions
Form AD 1049	Certification Regarding Drug Free Workplace
1940-Q Exhibit A-1	Certification for Contracts, Grants and Loans
RUS Bulletin 1780-12	Water or Waste System Grant Agreement
Unnumbered Form	Certification of Compliance

That if the interest rate charged by Rural Development should change between this date and the date of actual loan approval, the Chairman of the Vance County Water District be authorized to execute new forms reflecting the current interest rate and revised payments as required by Rural Development.

That the Vance County Water District elects to have the interest rate charged by Rural Development be the lower of the rate in effect at either the time of loan approval or loan closing.

The Vance County Water District hereby agrees to abide by the mitigation requirements referred to in the Letter of Conditions.

This resolution is to become a part of the official minutes of the Vance County Water District meeting on April 5, 2010.

Danny W. Wright (signed)  
Danny W. Wright, Chairman

Attest:

Kelly H. Grissom (signed)  
Kelly H. Grissom  
Clerk to the Board

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At this time, motion was made by Commissioner Dan Brummitt that a deadline of April 30, 2010 be established for Phase 1A sign-ups as well as a media blitz on this project. In addition, letters are to be sent out to all property owners in Phase 1A notifying them of this deadline. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

The Board then discussed cut-off dates for Phases 2A and 2B and motion was made by Commissioner Dan Brummitt to establish August 31, 2010 as the cut-off date for sign-ups for Phases 2A and 2B. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Chairman Danny W. Wright adjourned the Water District Board and reconvened the meeting of the Board of Commissioners.

Public comments were heard next. Mary Helen Jones, Cooperative Extension Director, invited the Board to participate with the Henderson-Vance Trailblazers in an event on Wednesday, April 14, 2010 to kick-off a walking trail in downtown Henderson. The time is 12:00 noon through 2:00 p.m. Through grant funding with the Eat Smart Move More Program, the City of Henderson will be installing signs soon to promote the walking trail and to direct walkers.

Consent agenda items were addressed next. Motion was made by Commissioner A. Scott Hughes, seconded by Commissioner Dan Brummitt, vote unanimous, that the following consent agenda items be approved as presented: Budget Amendments #18 through #21, Budget Transfers #6 and #7, March 2010 Refunds, February 2010 Rebates, March 2010 Ambulance Charge-Offs in the amount of \$4,957.77, March 2010 Monthly Reports received and filed, and the minutes of the March 1, 2010 regular meeting.

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<b>Budget Amendment #18</b>			
<b>General Fund</b>			
<b>Fund 10 -</b>			
<b>911 Emergency Management</b>			
<b>Expenditures</b>	<b>Code</b>	<b>Increase</b>	<b>Decrease</b>
Capital Outlay	10-621-500074	39,919.00	
<b>Expenditures</b>		<b>Increase</b>	<b>Decrease</b>
Contingency	10-999-500099		39,919.00
<b>Totals</b>		<b>\$ 39,919.00</b>	<b>\$ 39,919.00</b>

Purpose: To record transfer from Contingency for the local match to Hicksboro Fire Department for new radios for \$29,022 and purchase of new antenna and installation of \$12,047.

Authorization: Vance County Board of Commissioners  
April 5, 2010

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**Budget Amendment #19  
General Fund**

**Fund 10 -  
Sheriff's Department**

<b>Expenditures</b>	<b>Code</b>	<b>Increase</b>	<b>Increase</b>
Capital Outlay	10-510-500074	162,376.00	
Non-Capitalized Outlay	10-510-500085	31,020.00	
<b>Revenues</b>		<b>Increase</b>	<b>Increase</b>
Lease Proceeds	10-370-437024		193,396.00
<b>Totals</b>		<b>\$ 193,396.00</b>	<b>\$ 193,396.00</b>

Purpose: To record receipt of lease proceeds and purchase of eight vehicles and related equipment.

Authorization: Vance County Board of Commissioners  
April 5, 2010

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**Budget Amendment #20  
General Fund**

**Fund 10 -  
Fire Department**

<b>Expenditures</b>	<b>Code</b>	<b>Increase</b>	<b>Increase</b>
Capital Outlay	10-530-500074	107,604.00	
<b>Revenues</b>		<b>Increase</b>	<b>Increase</b>
Lease Proceeds	10-370-437024		107,604.00
<b>Totals</b>		<b>\$ 107,604.00</b>	<b>\$ 107,604.00</b>

Purpose: To record receipt of lease proceeds and purchase of reconditioned EMS vehicle, cardiac monitor, and related radios installed.

Authorization: Vance County Board of Commissioners  
April 5, 2010

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**Budget Amendment #21  
General Fund**

**Fund 10 -  
Department of Social Services  
Revenues**

	<b>Code</b>	<b>Increase</b>	<b>Increase</b>
DSS Administration Stimulus	10-348-434800	19,330.00	

<b>Expenditures</b>		<b>Increase</b>	<b>Increase</b>
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Part-Time Salaries	10-610-500002		9,856.00
Contracted Services	10-610-500045		9,474.00

<b>Totals</b>		<b>\$ 19,330.00</b>	<b>\$ 19,330.00</b>
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Purpose: To record receipt of stimulus funding for Food and Nutritional Services and to cover related salaries and contracted services.

Authorization: Vance County Board of Commissioners  
April 5, 2010

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**Budget Transfer #6  
General Fund**

**Fund 10 -  
Senior Center**

<b>Revenues</b>	<b>Code</b>	<b>Increase</b>	<b>Increase</b>
Senior Center Donation	10-350-435007	1,335.00	

<b>Expenditures</b>		<b>Decrease</b>	<b>Increase</b>
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Departmental Supplies	10-611-500033		1,335.00
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<b>Totals</b>		<b>\$ 1,335.00</b>	<b>\$ 1,335.00</b>
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Purpose: To record the use of donated funds to purchase items for seniors to be placed in the Christmas gift bags.

Authorization: Vance County Board of Commissioners  
April 5, 2010

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**Budget Transfer #7  
General Fund**

**Fund 10 -  
Fire and Ambulance**

<b>Expenditures</b>	<b>Code</b>	<b>Increase</b>	<b>Decrease</b>
Training	10-530-500014	1,500.00	
Building Maintenance	10-530-500015	3,000.00	

Equipment Maintenance	10-530-500016	2,500.00
Vehicle Maintenance	10-530-500017	2,000.00
Advertising	10-530-500026	600.00
Office Supplies	10-530-500032	2,000.00
Laundry	10-530-500035	1,000.00
Dues and Subscriptions	10-530-500053	1,500.00
Non-Capitalized Outlay	10-530-500085	2,930.00

<b>Expenditures</b>		<b>Increase</b>	<b>Decrease</b>
New Personnel	10-530-500337		14,100.00
Capital Outlay	10-530-500074		2,930.00
<b>Totals</b>		<b>\$ 17,030.00</b>	<b>\$ 17,030.00</b>

Purpose: To transfer unused appropriations from the New Personnel and Capital Outlay accounts to increase line item amounts in other accounts where needed.

Authorization: Vance County Board of Commissioners  
April 5, 2010

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**REFUNDS**  
**March 2010**

<b>Name</b>	<b>Year</b>	<b>Amount</b>	<b>Reason</b>
William E. Bullock	2009	35.58	Vehicle Tax
Wade Jackson III	2009	5.04	Vehicle Tax
Kelly N. Pernel	2009	2.80	Vehicle Tax
Calvin Rainey	2008	11.76	Vehicle Tax
Ralph Glover	2009	25.20	Vehicle Tax
Curtis R. Harp	2009	14.46	Vehicle Tax
Amy N. Baggett	2009	20.00	Debt Set-Off Refund
Joseph W. May	2009	116.49	Vehicle Tax
Ben C. Layton, Jr.	2009	20.74	Vehicle Tax
Carnell Terry	2009	32.04	Vehicle Tax
Kelly R. Layton	2009	21.92	Vehicle Tax
James H. Grissom	2009	10.44	Vehicle Tax
Lisa C. Boyd	2009	14.45	Vehicle Tax
Antria L. Bryant	2009	16.60	Vehicle Tax
David R. Thompson	2009	18.30	Vehicle Tax
James E. Kearney	2009	2.90	Vehicle Tax
Phyllis Stainback	2009	4.83	Vehicle Tax
Regenia Pendergrass	2009	2.34	Vehicle Tax
Elsie H. Covington	2009	22.05	Vehicle Tax
Dianne White	2009	3.22	Vehicle Tax
Mary M. Roberson	2009	60.66	Vehicle Tax
Mary N. Lester	2009	1.83	Vehicle Tax
John Stokes	2009	6.09	Vehicle Tax
Sharon D. Stamper	2009	9.60	Vehicle Tax
Shannon M. Bullock	2009	45.96	Vehicle Tax
Ronnie E. Allen	2009	19.02	Vehicle Tax
Cynthia Ayscue	1999	180.62	Mobile Home Tax
Dwight M. Alston	2009	5.18	Vehicle Tax
James D. Sirko	2009	39.27	Vehicle Tax
Joseph C. Fuqua	2009	11.45	Vehicle Tax

<b>Name</b>	<b>Year</b>	<b>Amount</b>	<b>Reason</b>
Philip Stevenson	2008	18.30	Vehicle Tax
Mation L. Pergerson	2009	32.15	Vehicle Tax
Willie M. Horner	2009	7.52	Vehicle Tax
Michael Ward	2009	2.20	Vehicle Tax
Vance County Tax Office	1999	182.38	Reimburse Mobile Home Tax
Timothy R. Stevenson	2009	10.36	Vehicle Tax
Kimberly H. Medlin	2009	4.15	Vehicle Tax
Robert E. Whitbey	2009	12.76	Vehicle Tax
Robert E. Whitbey	2009	.44	Fire Tax
Jennifer J. Evans	2009	8.44	Vehicle Tax
Jennifer J. Evans	2009	.28	Fire Tax
Renita L. Peace	2009	10.16	Vehicle Tax
James H. Wallace	2009	83.60	Vehicle Tax
James H. Wallace	2009	2.80	Fire Tax
Vance County Tax Office	1999	75.00	Reimburse Solid Waste Tax
Wade Jackson III	2009	.16	Fire Tax
Kelly N. Pernel	2009	.10	Fire Tax
Curtis R. Harp	2009	.48	Fire Tax
Joseph W. May	2009	.77	Fire Tax
Joseph W. May	2009	3.04	Vehicle Tax
Ben C. Layton, Jr.	2009	.64	Fire Tax
Kelly R. Layton	2009	.72	Fire Tax
Lisa C. Boyd	2009	.50	Fire Tax
Antria L. Bryant	2009	.56	Fire Tax
David R. Thompson	2009	.60	Fire Tax
James E. Kearney	2009	.10	Fire Tax
Phyllis Stainback	2009	.14	Fire Tax
Regenia Pendergrass	2009	.08	Fire Tax
Dianne White	2009	.10	Fire Tax
Mary M. Roberson	2009	2.04	Fire Tax
Mary N. Lester	2009	.06	Fire Tax
John Stokes	2009	.21	Fire Tax
Shannon M. Bullock	2009	1.56	Fire Tax
Ronnie E. Allen	2009	.60	Fire Tax
Dwight M. Alston	2009	.16	Fire Tax
James D. Sirko	2009	1.26	Fire Tax
Philip Stevenson	2008	.60	Fire Tax
Michael Ward	2009	.05	Fire Tax
Renita L. Peace	2009	.32	Fire Tax
<b>Total</b>		<b>\$ 1,246.23</b>	Fiscal y-t-d - \$ 7,435.62

**REBATES  
February 2010**

<b>NAME</b>	<b>YEAR</b>	<b>AMOUNT</b>	<b>REASON</b>
Rocky A. Ayscue	2009	188.49	Listing Correction
Ora Lee Burton	2004-09	1,793.92	Taxes Lost in Foreclosure
Mae H. Cheek	2009	219.90	Listing Correction
J.D. Hawkins Estate	1999-2009	698.52	Taxes Lost in Foreclosure
Ruth B. Hodges Heirs	2001-09	583.96	Taxes Lost in Foreclosure
Naomi Jones	1999-2009	1,415.08	Taxes Lost in Foreclosure
Myrtle D. Lloyd	2008-09	334.30	Listing Correction

**Total** **\$ 5,234.17** Fiscal y-t-d - \$ 63,713.22

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See on file monthly report, Administrative Ambulance Charge-offs  
See on file monthly report, Department of Social Services  
See on file monthly report, Fire and Ambulance Service  
See on file monthly report, Human Resources  
See on file monthly report, Public Health Department  
See on file monthly report, Tax Office  
See on file monthly report, Veterans Service Office

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Finance Director's Report

*Resolution Approving Financing Terms.* Mr. Stanton requested approval of a resolution to enter into a contract with BB&T for the financing of EMS Unit Mounts, Cardiac Monitor and Radios (Fire Department), and eight (8) Chevy Impalas (Sheriff's Office). The total amount for these items is \$301,000. This is a four year arrangement at 2.60% interest. Mr. Stanton stated that authorization is needed to contract with BB&T for the financing of the vehicle.

Motion was made by Commissioner Dan Brummitt, seconded by Commissioner A. Scott Hughes, vote unanimous, to approve the following resolution for financing:

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**R E S O L U T I O N**  
**by the**  
**Vance County Board of Commissioners**  
***Approving Financing Terms***

**WHEREAS,** Vance County, North Carolina (the "County") has previously determined to undertake a project for EMS Unit Mounts, Cardiac Monitor and Radios, and the purchase of eight (8) Chevy Impalas (the "Project"), and the Finance Officer has now presented a proposal for the financing of such Project.

**NOW THEREFORE BE IT RESOLVED AS FOLLOWS:**

The County hereby determines to finance the Project through Branch Banking and Trust Company (BB&T). The amount financed shall not exceed \$301,000, the annual interest rate (in the absence of default or change in tax status) shall not exceed 2.60%, and the financing term shall not exceed four (4) years from closing.

All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the County are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution. The Financing Documents shall include a Financing Agreement and a Project Fund Agreement as BB&T may request.

The Finance Officer is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Finance Officer is authorized to approve changes to any Financing Documents previously signed by County officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Finance Officer shall approve,

with the Finance Officer's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document's final form.

The County shall not take or omit to take any action the taking or omission of which will cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The County hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b)(3).

5. The County intends that the adoption of this resolution will be a declaration of the County's official intent to reimburse expenditures for the project that is to be financed from the proceeds of the BB&T financing described above. The County intends that funds that have been advanced, or that may be advanced, from the County's general fund, or any other County fund related to the project, for project costs may be reimbursed from the financing proceeds.
6. All prior actions of County officers in the furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

**This, the 5<sup>th</sup> day of April, 2010.**

**Danny W. Wright (signed)  
Danny W. Wright, Chairman**

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Committee Reports and Recommendations

*Human Resources Committee - Position Vacancies.* Argretta Johen, HR Director, requested the Board to allow filling the following position vacancies which have been endorsed by the Human Resources Committee:

- Department of Social Services
- Income Maintenance Caseworker II
- Social Worker I
- Social Worker II
- General Utility Worker

Jail  
Detention Officer - two positions

Motion was made by Commissioner A. Scott Hughes, seconded by Commissioner Dan Brummitt, vote unanimous, to approve the position requests as presented.

*Intergovernmental Committee.* Mr. Ayscue reported that this committee met with the City of Henderson on March 18<sup>th</sup> to discuss jointly funded programs, ABC revenues, jointly owned properties, and purchase of water and O/M services. This was the second meeting of the committee in the past two months, and was preceded by a work session of the Board of Commissioners on March 16<sup>th</sup>. County members of the committee reported on the discussions of the Board of Commissioners regarding changes in joint funding ratios and revenue distributions as



proposed by the City. Further, the request was made by the County for a price for purchase of water and for operation and maintenance of the system by the Council as soon as possible.

*Planning and Environmental Committee - Project Advisory Committee.* This committee met and recommended that a Project Advisory Committee be formed for the US #1 Highway South sewer study. A nine member committee was recommended as follows:

Town of Kittrell (appointed by Town Council)	2 members
Kittrell Water Association (appointed by KWA)	1 member
Business Owner (Bearpond to Henderson)	1 member
Business Owner (South of Bearpond)	1 member
Economic Development Commission	1 member
Kittrell Job Corps Center	1 member
Private citizens residing on US #1 Highway South:	
Henderson to Bearpond	1 member
South of Bearpond	<u>1 member</u>
Total	9 members

Motion was made by Commissioner A. Scott Hughes to approve the structure format for the Project Advisory Committee. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Mr. Ayscue stated that names will be presented for approval during the Board's May meeting.

*Planning and Environmental Committee - Solid Waste Matters.* Mr. Ayscue stated that the Committee met on April 1 to discuss solid waste costs and services as provided by Waste Industries. The Committee requested Waste Industries to submit some proposals to the County outlining ways to reduce solid waste costs and improve services.

Lee Bodenhamer, Waste Industries, was present and stated that he appreciates the relationship between Vance County and Waste Industries. He noted that he will look into all possibilities to lower costs for the County and looks forward to a continued relationship with the County. He should have the information to the Board in time for its May meeting.

#### Pending Business

*County Water Project. Phase 1A.* Mr. Ayscue reported that door-to-door water sign-up visits are being conducted by Hobbs & Upchurch staff Tuesday through Saturday weekly and the Cokesbury Volunteer Fire Department is actively assisting as well. Discussions continue with the City of Henderson for purchase of water and for operation and maintenance. County staff and engineers are reviewing various areas for location of an overhead water storage tank to serve this part of the District. *Phase 1B.* The County continues to work with the Kittrell Water

Association and USDA to allow KWA to apply for funding for Phase 1B later this year, consistent with action taken by the Commissioners in December 2009. *Phases 2A & 2B.* Funding from USDA Rural Development has been established for both of these phases. Phase 2A will be funded with \$2.2 million in loans and \$1.62 million in grants. Phase 2B has \$3.94 million in loans and \$1.99 million in grants. Three sign-up meetings for Phases 2A and 2B are scheduled as follows: Thursday, April 15 - Hicksboro Volunteer Fire Department; Monday, April 19 - Western Vance School; and Monday, April 26 - New Hope Elementary School. A grant application has also been submitted to the NC Rural Center for additional funding for Phases 2A and 2B.

*Warrenton Road Sewer Project.* Mr. Ayscue stated that on-site work began on November 16. Installation of the pipe and manholes has now been completed and found to be in accordance with specifications. Quality assurance tests are being performed on the backfill, and upon satisfactory compliance, re-paving of cut areas will be done. Seeding has taken place. As-built plans are being done now, which will be sent to DENR for final approval.

*Building Reuse Project.* Mr. Ayscue stated that the County was awarded a \$25,000 pre-development grant from the NC Rural Economic Development Center with a local match of \$4,000. The grant is designed to study the former Vance Manor building and develop a building use plan. The final report was presented to the Board earlier during this meeting.

*Technology Study.* Mr. Ayscue noted that on March 1<sup>st</sup>, the Board of Commissioners awarded the study to Enterprise Network Services, Inc. The study is well under way and ENS representatives are currently working on the inventory/assessment phase of the study.

*US #1 South Sewer Project.* Mr. Ayscue reported that the County has been funded by the NC Rural Economic Development Center for a feasibility study for a sewer line to serve the US #1 South corridor. The \$44,000 project consists of the \$40,000 grant and \$4,000 of local match. The Rural Center is expected to issue the contract for the project grant in April. Input from citizens and businesses along US #1 Highway South will be actively solicited. Proposals from engineering and/or planning firms will be sought to provide services as identified in the grant application.

#### County Manager's Report

*Spring Litter Sweep Proclamation.* Mr. Ayscue advised that all counties are requested to proclaim April 17 - May 1, 2010 as a time to clean roadsides across North Carolina. Citizens are urged to participate in beautifying our counties and great State during the 2010 Spring Litter

Sweep. He recommended approval of the proposed proclamation of April 17 - May 1, 2010 as Spring Litter Sweep in Vance County.

Motion was made by Commissioner Deborah F. Brown, seconded by Commissioner A. Scott Hughes, vote unanimous, to approve the following 2010 Spring Litter Sweep proclamation:

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**P R O C L A M A T I O N**  
**by the**  
**Vance County Board of Commissioners**  
**in**  
***Recognition of the 2010 Spring Litter Sweep***

**WHEREAS**, Vance County, in conjunction with the North Carolina Department of Transportation, supports the participation in the Spring 2010 roadside cleanup effort to ensure clean and beautiful roads throughout the county; and

**WHEREAS**, the Spring 2010 Litter Sweep roadside cleanup will take place April 17 - May 1, 2010. The County encourages communities, civic and professional groups, businesses, churches, schools, families, and individual citizens to participate in the cleanup effort by sponsoring and organizing roadside cleanup teams; and

**WHEREAS**, Adopt-A-Highway volunteers, community service workers, community leaders, civic and community organizations, businesses, churches, schools, and environmentally concerned citizens conduct local cleanups during Litter Sweep and may receive Certificates of Appreciation for their participation; and

**WHEREAS**, the great natural beauty of our State and County in addition to a clean environment are a source of great pride for all Vance County residents, attracting tourists and aiding in the recruiting of new industries; and

**WHEREAS**, the cleanup effort will increase the awareness of the need for cleaner roadsides, emphasize the importance of anti-litter campaigns, and encourage the recycling of solid wastes; and

**WHEREAS**, the Litter Sweep cleanup will be a part of educating the children of the County regarding the importance of a clean environment to the quality of life in Vance County.

**NOW, THEREFORE BE IT PROCLAIMED**, that the Vance County Board of Commissioners does hereby recognize April 17 - May 1, 2010 as "Spring Litter Sweep" in Vance County and encourage citizens to take an active role in making this community a cleaner place.

**THIS, the fifth day of April, 2010.**

**Danny W. Wright (signed)**  
**Danny W. Wright, Chairman**

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*Expansion of Hicksboro Volunteer Fire District.* Mr. Ayscue reported that the Hicksboro Volunteer Fire Department has now completed its new substation on Thomas Road. The new location will allow inclusion of an area that was previously within the Hicksboro response area but not within its six-mile district. Expansion of the district to include the peninsula through which

Thomas Road travels and ends will eventually allow insurance classifications to improve and thus reduce insurance premiums.

Motion was made by Commissioner A. Scott Hughes to approve the expansion of the Hicksboro Volunteer Fire District to include the peninsula through which Thomas Road runs and ends, effective April 1, 2010. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

*Warrenton Road Sewer Extension - Change Orders.* Mr. Ayscue reported that as the construction of this project nears completion, there have been unanticipated items which needed to be addressed as the work progressed. The three change orders for necessary work total \$4,707.46 which is well within the budget. Items #1 and #3 have already been completed. The change orders are as follows:

① Manholes #10 and #12 - sewer taps	2 @ \$578.63	\$ 1,157.26
② Pavement removal/replacement		
134 sq. yds. @ \$22.75 (1.5" thick)		3,048.50
③ Tree removal - Brewer property		<u>501.70</u>
Total Change Orders		\$ 4,707.46

Motion was made by Commissioner Dan Brummitt, seconded by Commissioner Deborah F. Brown, vote unanimous, to approve the three change orders totaling \$4,707.46 with funds to come from within the project budget.

*Update on Bank Deposit Bag Investigation.* Mr. Ayscue advised that polygraph testing is nearing completion. At this point, there are no new developments in the investigation.

#### Other

*Zoning.* Commissioner A. Scott Hughes stated that in 2007, the Board agreed to table zoning until Phase 1 of the water project was complete. Since the sign-up deadline has been set for April 30, it would be appropriate to un-table zoning at this time. Commissioner Hughes made a motion to un-table zoning. The motion was seconded by Commissioner Eddie L. Wright.

Chairman Danny Wright stated that the water project is still an ongoing issue and the intent of the original action to table zoning until the water project was complete would be violated. Commissioner Dan Brummitt echoed these remarks.

Vote on the motion to un-table zoning failed by a vote of ayes - two (2), noes - five (5), with the dissenting votes being cast by Commissioners Brown, Brummitt, Garrison, Pegram, and Danny Wright.

*Bidding Process for Computer Services.* This item was omitted from the agenda.

Miscellaneous

*Appointments.* The following appointment was presented to the Board for approval:

Henderson-Vance County Human Relations Commission - 3 year term

Appoint Eddie Vick to fill vacant position formerly held by Patricia O'Driscoll.

Motion was made by Commissioner Deborah F. Brown, seconded by Commissioner A. Scott Hughes, vote unanimous, to approve the appointment as presented.

At this time, motion was made by Commissioner Dan Brummitt, seconded by Commissioner A. Scott Hughes, vote unanimous, to enter into closed session to discuss a personnel matter.

Upon return to open session, and as there was no further business, at 8:40 p.m., motion was made by Commissioner Dan Brummitt, seconded by Commissioner A. Scott Hughes, vote unanimous, that the meeting be adjourned.

**Approved and signed May 3, 2010.**

**Danny W. Wright (signed)**  
**Danny W. Wright, Chairman**