

STATE OF NORTH CAROLINA

COUNTY OF VANCE

The Vance County Board of Commissioners met in regular session on Monday, January 4, 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, R. Dan Brummitt, Deborah F. Brown, 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.

County Manager Jerry L. Ayscue gave the invocation.

The first item on the agenda was the Community Hero Award recognition. Mr. Charles Wilson was the recipient and resides in Commissioner Brown's Commission District 1. Chairman Wright and Commissioner Brown recognized Mr. Wilson and asked him to come forward.

Chairman Wright stated that over the past 15 years, Mr. Wilson has provided an invaluable array of services in assisting and promoting tourism related activities in Vance County. Mr. Wilson's services have included, but are not limited to, the following:

- Provided a pontoon boat for many years for blast-off and check-in for fishing tournaments (between the hours of 4 and 5 a.m.)
- Provided a pontoon boat for transporting fireworks to display site
- Provided boats for Parade of Lights on Water (14 years)
- Provided a boat to transport "No Boats Allowed" buoys to fireworks site and picked up buoys (15 years)
- Cleans fireworks site after each event
- Provides a truck and trailer to Tourism Department to haul and deliver supplies to special events
- Installs and takes down signs and banners for special events
- Delivers flyers to auto suppliers/businesses to promote the annual car show
- Works as a volunteer at the annual car show, directing traffic, parking, cleaning up and anything else that needs to be done
- Makes special items such as steps, signs, frames, A-signs, and name tag holders for special events

Mr. Wilson enjoys the annual car show and the drag racers' reunion as much as his wife, Nancy. He works the pre-events and contributes by doing whatever is necessary to help make the car show a success. Mr. Wilson gives freely of his time and service without expecting anything in return. We greatly appreciate his dedication and are honored to recognize Mr. Wilson as our January Community Hero. Chairman Wright presented Mr. Wilson a certificate and a check for \$25.00.

Chairman Wright then recognized all of the volunteers that provided services during the 2009 Show, Shine, Shag and Dine car show event in October 2009. Those volunteers that were present were invited to come forward for their recognition. Each volunteer will receive a certificate of appreciation for their service during the event. Chairman Wright, Commissioner Brown, and Tourism Director Nancy Wilson thanked the volunteers for their dedication during the car show and stated that it would not be the success that it is without their help.

Michael Brafford of Phillips, Dorsey, Thomas, Waters & Brafford was next on the agenda to present the FY 2008-09 Audit Report. Mr. Brafford stated the County had received an unqualified opinion which is the best a county can receive. He noted that revenues came in under budget by \$48,000, but considering the shortfall of sales tax revenues, that amount is remarkably low. Expenditures were also under budget by \$2,578,000. This calculates revenues exceeding expenditures by \$866,000, which increased the fund balance to \$16,026,000. The undesignated balance is \$11,166,000. This calculates the fund balance to be approximately 29% of expenditures which is well within the range that is recommended by the Local Government Commission.

Mr. Brafford reminded the Board of the implementation of GASB Statement 45 (post-employment benefits) which recommends County contributions. An actuarial study was done to determine recommended, but not required, annual contributions for Law Enforcement Officers' Special Separation Allowance and for other post-employment benefits. Those recommended annual contributions were \$49,098 and \$1,288,444 respectively for FY 2008-09. The County has elected to utilize the pay-as-you-go method.

After a brief discussion, motion was made by Commissioner Deborah F. Brown to receive the FY 08-09 audit report as presented. This motion was seconded by Commissioner Dan Brummitt and unanimously approved.

Dr. Cornelius Cathcart, Ms. Nancy Smith, and Mr. Eric Sanchez, Henderson Collegiate Charter School (HCCS), were next on the agenda and requested the lease of 1.95 acres of land that is part of the former Vance Manor property to be used for two mobile classroom units. The lease would be for no more than three years at the rate of \$1 per year.

Mr. Ayscue stated that the Properties Committee met on December 17 to discuss this matter and fully supports the request. The following conditions were agreed to in concept with HCCS representatives:

- students will be recruited from the neighborhood surrounding the site, an approximate one-mile radius
- possibility of only two years
- two leased mobile buildings, one in Year #1 and the second in Year #2
- property to be left in as good as or better than initial condition at lease end:
 - mobile buildings will be removed
 - clean up of 1.95 acres as necessary, leaving property free of things which would require County to incur costs
 - parking lot will be graveled except for paved handicapped parking
 - no environmental damage
 - no interference for ARC, Bullock-Green, or Vance Manor building during grading, construction, and school operation, including access road

Mr. Ayscue stated that the lease agreement will also have to include adequate liability protection for the County and other normal types of caveats.

Motion was made by Commissioner A. Scott Hughes to approve the lease of 1.95 acres of land located at 938 County Home Road per the proposed site plan to Henderson Collegiate Charter School for three years for \$1 per year and authorize the County Attorney to draft the lease agreement and the Chairman to execute it. This motion was seconded by Commissioner Dan Brummitt and unanimously approved.

Julie Reid, Council of Governments, appeared before the Board and presented bid tabulations for three Urgent Repair contracts and demolition of 632 Arch Street. The low bidders are as follows:

1995 Frances Avenue	EM Wilkerson & Sons	\$ 4,500.00
209 Hawkins Drive	L. Roberts Repair Builders	\$ 3,800.00
506 Hickory Street	Bennett & Bennett Builders	\$ 4,465.00
632 Arch Street - demo	CHI Construction	\$ 6,300.00

The Board questioned where the homeowner of the home being demolished would stay during the rebuild. Ms. Reid responded that normally the homeowner will stay with family or friends. If they do not have anyone to stay with, then a hotel room will be provided.

After discussion, motion was made by Commissioner Dan Brummitt to award the bids to the low bidders as presented. This motion was seconded by Commissioner Eddie L. Wright and unanimously approved.

Jordan McMillen, Planning Director, was next on the agenda to present an update on the Abandoned Mobile Home Program. Mr. McMillen stated that the County was awarded a grant in the amount of \$40,000 which will allow deconstruction/demolition of abandoned mobile homes. The grant includes a \$25,000 base amount, \$12,500 in supplemental funding, and a \$2,500 planning grant that will identify the abandoned mobile homes. The grant will allow up to \$1,000 to be used for each unit. One requirement of the grant is that recyclable materials be removed from each unit and recycled before the remainder of the unit is taken to the landfill.

Mr. McMillen stated that he would like this program to be voluntary and at no cost to the owner of the unit. The Planning Department is taking sign-up forms from interested individuals that would like to have their abandoned mobile home removed.

Chairman Danny Wright thanked Mr. McMillen for the update on this program and asked him to submit written materials to the Board for review regarding program procedures.

Public comments were heard next. Mr. Lewis Edwards provided and read a letter to the Board stating his opposition to the US #1 South Sewer Project. See on file in County Manager's Office.

Consent agenda items were addressed next. Motion was made by Commissioner A. Scott Hughes, seconded by Commissioner Eddie L. Wright, vote unanimous, that the following consent agenda items be approved as presented: Budget Transfer #4, December 2009 Refunds, December 2009 Ambulance Charge-Offs in the amount of \$8,059.88, December 2009 Monthly Reports received and filed, and the minutes of the December 7, 2009 regular meeting.

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**Budget Transfer #4
General Fund**

**Fund 10 -
Fire and Ambulance**

Expenditures	Code	Decrease	Increase
New Personnel	10-530-500337	70,600.00	
Expenditures		Decrease	Increase
Vehicle Maintenance	10-530-500017		15,000.00
Uniforms	10-530-500036		10,000.00
Non-Capitalized Equipment	10-530-500085		35,000.00
Ambulance Supplies	10-530-500334		10,000.00
Advertising	10-530-500026		600.00
Totals		\$ 70,600.00	\$ 70,600.00

Purpose: To reclassify amount from New Personnel line item (85,260) to cover additional expenditures needed in other line items per request from Chief Henrich.

Authorization: Vance County Board of Commissioners
January 4, 2010

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**REFUNDS
December 2009**

Name	Year	Amount	Reason
Anne M. Currin estate	2009	2.56	Vehicle Tax
Christopher Burroughs	2008	3.15	Vehicle Tax
Leroy Harris	2008	9.18	Vehicle Tax
Shelby J. Jarvis	2008	15.68	Vehicle Tax
William P. Fleming	2008	24.38	Vehicle Tax
Julie Pennell	2009	13.20	Vehicle Tax
Cynthia M. Jessie	2008	5.76	Vehicle Tax
Willie L. Waverly	2009	9.06	Vehicle Tax
Ernest L. Vaughan	2009	6.64	Vehicle Tax
Financial Services	2009	132.09	Vehicle Tax
Stewart Rooker	2009	52.50	Vehicle Tax
Charles C. Parrish	2008	29.75	Vehicle Tax
Barbara Neal	2009	40.23	Vehicle Tax
Shawn Gillespie	2007	476.10	Mobile Home Charged in Error
Shawn Gillespie	2008	508.25	Mobile Home Charged in Error
Margaret Carr	2009	6.16	Vehicle Tax
Sue B. Faulkner	2008	14.84	Vehicle Tax
Jamuel L. Cross	2009	20.80	Vehicle Tax
Erwing Williams	2008	5.56	Vehicle Tax
Robert E. Hargrove	2008	15.33	Vehicle Tax
Charles P. Pernell	2009	3.57	Vehicle Tax
EZ Solutions, Inc.	2008	180.11	Listing Error
Michael W. Moss	2009	12.98	Vehicle Tax
Deerfield Development	2007	128.80	Listing Error
Deerfield Development	2008	316.49	Listing Error
Genaro I. Perez	2009	4.70	Vehicle Tax
Robert K. Long	2009	4.00	Vehicle Tax
Patsy T. Fort estate	2009	10.36	Vehicle Tax
Vance Construction	2009	17.64	Vehicle Tax
Willie M. Jackson	2009	14.98	Vehicle Tax
Shawn Gillespie	2007	95.00	Solid Waste Household Fee
Shawn Gillespie	2008	102.50	Solid Waste Household Fee
Leroy Harris	2008	.31	Fire Tax
Shelby J. Jarvis	2008	.48	Fire Tax
Julie Pennell	2009	.45	Fire Tax
Financial Services	2009	4.34	Fire Tax
Stewart Rooker	2009	1.74	Fire Tax
Charles C. Parrish	2008	.95	Fire Tax
Barbara Neal	2009	1.35	Fire Tax
Shawn Gillespie	2007	15.53	Fire Tax
Shawn Gillespie	2008	16.56	Fire Tax
Margaret Carr	2009	.21	Fire Tax
Sue B. Faulkner	2008	.48	Fire Tax
Erwing Williams	2008	.20	Fire Tax
Charles P. Pernell	2009	.14	Fire Tax
Michael W. Moss	2009	.44	Fire Tax
Deerfield Development	2007	4.20	Fire Tax
Deerfield Development	2008	10.31	Fire Tax
Genaro I. Perez	2009	.15	Fire Tax
Robert K. Long	2009	.10	Fire Tax
Robert K. Long	2009	.10	Fire Tax
Vance Construction	2009	.56	Fire Tax
Total		\$ 2,340.95	Fiscal y-t-d - \$ 4,849.45

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See on file monthly report, 911 Emergency Operations
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, 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

Surplus Property. Finance Director Steven C. Stanton presented a request from Fire Chief Harold Henrich to surplus a gas stove so that it may be given to Afton Fire Department in Warren County. The stove is in need of major repair, so there is no dollar value attached to it.

Motion was made by Commissioner Deborah F. Brown to declare the gas stove as surplus and attach any necessary disclaimers as to the condition of the stove. Commissioner Dan Brummitt seconded the motion.

Chief Henrich was present and stated that Afton Fire Department currently has a similar stove, and would like the surplus stove to use for parts. He noted that he has polled the departments within Vance County and received no interest in the stove.

Vote on the motion to declare the stove as surplus was unanimous.

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:

Sheriff's Department
Deputy Specialist

Department of Social Services
Social Worker III

Motion was made by Commissioner Eddie L. Wright, seconded by Commissioner Terry E. Garrison, vote unanimous, to approve the position requests as presented.

Properties Committee - Request from Henderson Collegiate Charter School. This matter was addressed earlier during this meeting.

Pending Business

County Water Project. Mr. Ayscue reported that three sign-up meetings were conducted during the month of December. A sign-up report will be presented monthly to the Board. Door-to-door visits will begin in early to mid-January. A meeting was held in Raleigh with DENR representatives in December to pursue additional grant opportunities with the possibility of

some limited funding. Discussions continue with the City of Henderson for purchase of water and for operation and maintenance. USDA Rural Development is currently working on funding for Phases 2A and 2B, with anticipation of a funding decision to be made very soon. A grant application has also been submitted to the NC Rural Center for additional funding for Phases 2A and 2B. After an extensive planning and review process, the Golden LEAF Foundation cleared the way for an application to be submitted for funding for additional fire hydrants as part of the \$2 million that has been designated for Vance County. That application was submitted on December 28 and a decision is expected by February.

Warrenton Road Sewer Project. Mr. Ayscue stated that on-site work began on November 16. Some pipe has been installed and construction is well under way. Wet weather has slowed work to a moderate degree. Close coordination with businesses along the way, NC DOT, Progress Energy, the City of Henderson, Public Service Gas, the engineer, and the contractor continue to be essential in this project. The work is anticipated to be completed within 90 days or less, depending on the weather.

Building Reuse Project. Mr. Ayscue noted 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 environmental site assessment is now completed and other work is in progress. One community meeting to identify potential building uses was held on December 17. It is anticipated that the work will be completed within 45 - 60 days.

Technology Study. Mr. Ayscue reported that a Request for Proposals is currently being developed to study the technology needs of the County. When the draft is completed, it will be distributed to the Board for review. The General Government Committee will be utilized in providing guidance for developing bid specifications. A list of potential vendors is being established.

US #1 South Sewer Project. Mr. Ayscue stated that the County received official notice on December 30 that its application for the Capacity Building Grant (planning grant) has been approved by the NC Rural Economic Development Center. The grant is funded at \$40,000 and requires an additional 10% local match of \$4,000 for a total amount of \$44,000. The Planning & Environmental Committee will be asked to assist in providing guidance to staff in carrying out the planning process. Proposals will be solicited from engineering/planning firms to provide the

services as outlined in the application. Input from citizens and businesses along US #1 Highway South will be sought.

At this time, Commissioner Dan Brummitt noted that the Human Resources Monthly Report was not officially received by the Board during the Committee Reports segment of the meeting. He also noted that this report may once again be included with the consent agenda beginning next month.

Motion was made by Commissioner Dan Brummitt, seconded by Commissioner Deborah F. Brown, vote unanimous, to receive and file the Human Resources December monthly report.

County Manager's Report

General Assistance at DSS. Mr. Ayscue stated that the Department of Social Services has requested an additional \$7,500 to assist clients with emergency needs for the remainder of the fiscal year. The initial budgeted amount of \$7,500 (average payment of \$71.43 per person) has been fully expended, with the majority of the harsh weather months ahead.

Motion was made by Commissioner Terry E. Garrison to appropriate \$7,500 from the Contingency for General Assistance at the Department of Social Services. This motion was seconded by Commissioner A. Scott Hughes and unanimously approved.

Retirement of K-9 Officer. Mr. Ayscue reported that K-9 Officer Argo has been retired due to medical reasons. Sheriff White requested that the canine be sold to his partner/trainer, Sgt. Wesley Parrish, for \$1.00 which has been the case with previous retiring canine officers. It is necessary for the Board to first declare the canine as surplus property.

Motion was made by Commissioner A. Scott Hughes, seconded by Commissioner Deborah F. Brown, vote unanimous, to declare K-9 Officer Argo as surplus property and approve sale to his partner/trainer, Sgt. Wesley Parrish, for \$1.00.

Land Lease for HCCS. This matter was addressed earlier during this meeting.

Black History Month Resolution. Mr. Ayscue noted that February is recognized nationally as Black History Month. The Board of Commissioners has annually designated February as Black History Month in Vance County.

Motion was made by Commissioner Eddie L. Wright, seconded by Commissioner A. Scott Hughes, vote unanimous, to approve the following resolution to officially designate the month of February 2010 as Black History Month in Vance County:

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RESOLUTION
by the
Vance County Board of Commissioners
to designate
February as Black History Month in Vance County

WHEREAS, the month of February in part or in whole has been observed nationally for over eighty (80) years in recognition of black history and the untold contributions made to society by African-Americans; and

WHEREAS, Carter G. Woodson, a Washington, D.C. author, editor, historian, and publisher, is credited with choosing the second week in February in 1926 to defend black humanity and highlight the accomplishments of his ancestors; and

WHEREAS, the second week of February was extended to include the entire month in 1976 upon celebration of the bicentennial of the United States; and

WHEREAS, since 2006 the Board of County Commissioners has established February as a special month within which to celebrate the essential roles of African-Americans throughout Vance County; and

WHEREAS, the Vance County Board of Commissioners sincerely desires for all citizens to understand and appreciate the value added to the local economy and overall community by African-Americans of all socio-economic levels.

NOW THEREFORE BE IT RESOLVED, that the Vance County Board of Commissioners does duly designate February as Black History Month in Vance County, and in doing so, does recognize the countless significant contributions to society made by people of African heritage.

BE IT FURTHER RESOLVED, that the Vance County Board of Commissioners does encourage businesses, churches, civic organizations, schools, and citizens of all races and color to participate in the observance and celebration of Black History Month in Vance County during the month of February, 2010.

This, the fourth day of January, 2010.

Danny W. Wright (signed)

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Winter Planning Retreat. Mr. Ayscue noted that during the Fall Planning Retreat, the Board of Commissioners confirmed its intent to have another planning retreat in late February. A suggested date is the third Thursday, which is February 18, 2010.

Motion was made by Commissioner A. Scott Hughes, seconded by Commissioner Dan Brummitt, vote unanimous, to schedule the Winter Planning Retreat for Thursday, February 18, 2010 at 10:00 a.m. The location is yet to be determined.

Annual DOT Statement. Mr. Ayscue stated that the NC Department of Transportation is required to provide the Board of County Commissioners with a calendar yearly report on work within the County through the Secondary Road Program.

The report was distributed to the Board and motion was made by Commissioner Dan Brummitt, seconded by Commissioner Deborah F. Brown, vote unanimous, to receive the report as information.

Animal Shelter Hours. Mr. Ayscue reported that General Statutes require animal shelters to be open to the public at least three different days a week and a minimum of twelve hours per week. Currently, the Vance County Animal Shelter is open 11 hours. In order to comply with General Statutes, the following schedule was proposed for the Board's approval:

Mondays - 12:30 p.m. to 4:00 p.m.; Thursdays - 10:00 a.m. to 2:00 p.m.; and Saturdays - 8:00 a.m. to 12:00 noon.

Motion was made by Commissioner Dan Brummitt to amend the hours of operation as presented in order to comply with the new state law. This motion was seconded by Commissioner Eddie L. Wright and unanimously approved.

Miscellaneous

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

Vance County Industrial Facility and Pollution Control Financing Authority - 6 year term
Re-appoint Ron Dorsey
No other applications received.

Motion was made by Commissioner A. Scott Hughes to approve the appointments as presented. This motion was seconded by Commissioner Dan Brummitt and unanimously approved.

The Board discussed advertising for all re-appointments as well as vacancies and agreed to discuss the matter during its retreat next month.

As there was no further business, at 7:25 p.m. motion was made by Commissioner Deborah F. Brown, seconded by Commissioner A. Scott Hughes, vote unanimous, that the meeting be adjourned.

Approved and signed February 1, 2010.

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