

STATE OF NORTH CAROLINA

COUNTY OF VANCE

The Vance County Board of Commissioners met in regular session on Monday, June 6, 2016 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 Gordon Wilder, Vice-Chairman Dan Brummitt, Commissioners Deborah F. Brown, Terry E. Garrison, Thomas S. Hester, Jr., Leo Kelly, Jr. and Archie B. Taylor, Jr.

Absent: None.

Also present were Interim County Manager Robert M. Murphy, Deputy County Manager Jordan McMillen, Finance Director David C. Beck, County Attorney Jonathan S. Care, and Clerk to the Board Kelly H. Grissom.

Rev. Todd Stout, Carey Baptist Church, gave the invocation.

As advertised, a public hearing was held to receive public comments on the proposed allocation of funds for economic development within Vance County. The proposed budget allocates a total of \$231,146 including \$140,083 for personnel, \$43,756 for marketing and advertising, \$17,455 for operations cost (supplies, equipment rental, insurance, etc.), \$15,452 for professional dues/memberships/subscriptions, and \$14,400 for office space to be used to promote development and infrastructure improvements in Vance County. Further, the proposed budget allocates \$100,000 to be used towards the purchase of land suitable for future economic development as well as \$36,000 to Kerr-Tar Regional Economic Development for administration of the Vance County Triangle North hub site.

As there was no one present who wished to speak on this matter, Chairman Gordon Wilder declared the public hearing closed.

As advertised, a public hearing was held to receive public comments on the FY 2016-17 Proposed Budget Estimate.

Mr. Tom Burleson spoke in support of the group Citizens Aligned to Take Back Henderson. He asked the board to build some consensus with the City Council to have blighted and abandoned homes demolished.

Ms. Heidi Owen spoke on behalf of Citizens Aligned to Take Back Henderson and stated that the \$25,000 in the proposed budget for demolition of 24 city/county jointly owned structures is a disgrace. She stated that the average cost to demolish a structure is approximately \$6,000,

bringing the total cost to \$144,000. Since the county owns approximately 57%, she believes the county's portion should be \$83,000 for demolition of the abandoned houses.

Ms. Genilla Hart Wagner spoke on behalf of Citizens Aligned to Take Back Henderson and Cedarhurst Apartments. She noted that she manages Cedarhurst Apartments. She stated that to get to Cedarhurst Apartments, you have to drive down Holland Avenue where there are two abandoned houses that need to be demolished. This does not give Cedarhurst Apartments an appealing first impression. She asked the board to approve a budget that will allow the rest of the abandoned houses to be removed.

Mr. Larry Leach asked for the board's support to take care of blighted houses in the community.

Commissioner Deborah F. Brown submitted a copy of an email from Michael Bobbitt which asked the board to consider publishing the listing of tax liens in the newspaper in January instead of March and/or prepare a recommendation for future State Representative Garrison to take with him to Raleigh requiring all elected officials and candidates for elected office to publicly state that all of their property taxes are paid as of December 31.

As there was no one else who wished to speak on this matter, Chairman Gordon Wilder declared the public hearing closed.

As advertised, a public hearing was held to gain citizen input on a rezoning request for one parcel located on US 1 South in Kittrell. The property owners are Greg and Donna Edwards and the applicant is Corey Edwards who operates NC Towing and Recovery. Planning Director/Deputy County Manager Jordan McMillen stated that the request is to amend the zoning map and to rezone one parcel (3.86 acres) from Low Density Residential (R-30) to Light Industrial (L-I). The applicant is currently using the property to store cars and wishes to rezone the parcel to bring it into compliance with the proper zoning category. The adjacent property to the south is zoned L-I and is used as a self-storage business. The properties immediately behind the portion that is requesting rezoning are zoned R-30.

This rezoning would change the allowable uses of the property from residential to allowing uses compatible with highway frontage: mini-storage, welding shops, lumber yards, vehicle sales and service, and other similar uses.

Mr. McMillen stated that the Planning Board recommended approval of the rezoning on March 10 on the basis that the rezoning would be appropriate in this area along US 1.

As there was no one present who wished to speak on this matter, Chairman Gordon Wilder declared the public hearing closed.

Motion was made by Commissioner Dan Brummitt to approve the rezoning request on the basis that it is reasonable and consistent with the County's Land Use Plan by focusing industrial development within a designated development area. This motion was seconded by Commissioner Thomas S. Hester, Jr. and unanimously approved.

Commissioner Deborah F. Brown asked what the time frame is for the applicant to install buffers. Mr. McMillen responded that the applicant will need to apply for a permit within 30 days. He estimated the work should be done within 60 days.

Ms. Deryl Von Williams was scheduled next on the agenda, but did not show for the meeting.

Ms. Nancy Wilson and Mr. David Parham, Vance County ABC Board, appeared before the board to request a mixed drink referendum be placed on the November voting ballot. The referendum would allow citizens to vote on permitting the county-wide sale and consumption of mixed alcoholic beverages. The ABC Board feels that with the establishment and emergence of Vance County being a destination of increased tourism and facilities regarding the providing of food and lodging, and to promote economic development within the county, an election should be held to allow for the county-wide sale of mixed alcoholic beverages. The ABC Board unanimously recommends and endorses this request. If the Vance County Board of Commissioners approves this request, it should be done by resolution.

After a brief discussion, motion was made by Commissioner Thomas S. Hester, Jr. to approve the following resolution authorizing a mixed drink referendum to be placed on the November voting ballot. 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 Chairman Gordon Wilder.



RESOLUTION
By the
VANCE COUNTY BOARD OF COMMISSIONERS
AUTHORIZING MIXED DRINK REFERENDUM

WHEREAS, by letter dated May 17, 2016, the Vance County Alcoholic Beverage Control Board requested the Vance County Board of Commissioners to request a county-wide election on the sale of mixed beverages pursuant to Article 6 of Chapter 18B of the General Statutes of North Carolina; and

WHEREAS, the Vance County Board of County Commissioners recognizes that its' citizens feelings and desires may have changed and now may be desirous of this change; and

WHEREAS, the laws of North Carolina clearly make this a decision for the Vance County electorate to make, and therefore find it would be appropriate to put this question before them at the next General Election.

NOW THEREFORE, BE IT RESOLVED THAT THE VANCE COUNTY BOARD OF COMMISSIONERS pursuant to North Carolina General Statute 18B-601(b)(1) does hereby make written request to the Vance County Board of Elections to conduct a mixed beverage election for all of Vance County pursuant to Article 6 of Chapter 18B of the North Carolina General Statutes at the November 8, 2016 general election.

This the 6th day of June, 2016.

Gordon Wilder (signed)
Gordon Wilder, Chairman
Vance County Board of Commissioners

ATTEST:

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

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Water District Board

Chairman Gordon Wilder called the Water District Board to order.

Irrigation Rates. Commissioner Wilder reported that the committee (Wilder [C], Brummitt & Taylor) met Tuesday, May 24 to discuss a request from the May board meeting for a separate and reduced water irrigation rate. The committee reviewed data from the North Carolina League of Municipalities and the UNC Environmental Finance Center indicating that the vast majority of water systems in the state do not offer different or reduced fees for irrigation. The data indicates that systems offering different fee schedules typically provide sewer service and remove the sewer charge or charge a higher rate for irrigation meters to encourage water conservation. The committee noted that a reduced irrigation fee was not viable for the Vance County water system due to the current financial situation of the system.

Relocation of Waterline – Stewart Farm Road at Weaver Creek. Commissioner Wilder stated that the committee was informed that bids for the waterline relocation would be opened on May 26 subsequent to the committee meeting. The board approved an engineering agreement with LKC Engineering and a utility relocation agreement with NCDOT during its meeting for relocation of the waterline located at Stewart Farm Road and Weaver Creek. NCDOT intends to replace bridge #52 in late 2016 or early 2017 which is in conflict with the waterline location and NCDOT will reimburse the county for the project cost.

The project engineer opened bids on Thursday, May 26 which are within the cost parameters previously approved by the board in the utility relocation agreement. The engineer recommends proceeding with the low bid from H.G. Reynolds Company. The board was provided a letter of recommendation and a bid tabulation from the engineer. Recommendation: award the Stewart Farm Road at Weaver Creek waterline relocation contract to H.G. Reynolds Company, Inc. in the amount of \$80,481 contingent upon NCDOT's concurrence.

Motion was made by Commissioner Gordon Wilder, seconded by Commissioner Dan Brummitt, vote unanimous, to award the contract for the waterline relocation at Stewart Farm Road and Weaver Creek to H.G. Reynolds Company, Inc. in the amount of \$80,481 contingent upon NCDOT's concurrence.

Water Usage Rate Increase. Commissioner Wilder reported that the committee has discussed a revised water rate during the past year which culminated in the manager's recommended FY 2016-17 Budget. The budget includes a revised water rate to cover three separate increases from the City of Henderson and to begin addressing the water system debt. The rate maintains the base fee and increases the usage fee from \$7.19 to \$9.14 per 1,000 gallons. This translates into an increase of \$6.34 each month for the average user and will reduce the annual general fund contribution to the water fund by \$50,000. The rate increase will allow the county to show the local government commission that steps are beginning to take place to address the financial condition of the water system. The committee has also discussed the need for ending the reduced pre-construction connection and capacity fee of \$125. This rate was intended to expire at the end of construction and currently the county is not recovering the costs associated with connecting new customers. The previously approved after-construction rate is \$1,100 for the connection fee and \$500 for the ¾ inch meter capacity charge. The committee feels January 1, 2017 is appropriate and will give adequate time for notice and a push for additional signups at the reduced rate. Recommendation: approve a revised water usage fee of \$9.14 per 1,000 gallons effective July 1, 2016 and set an expiration of January 1, 2017 for the reduced connection and capacity fee.

Motion was made by Commissioner Gordon Wilder to revise the water usage fee to \$9.14 per 1,000 gallons effective July 1, 2016. This motion was seconded by Commissioner Thomas S. Hester, Jr.

Commissioner Dan Brummitt stated the water system is running a deficit of about \$500,000 per year. This is before we do any investments for future capital needs and repairs. He does not believe we are doing enough to get the attention of the local government commission. He stated that he cannot support doing something so small that it doesn't even move the needle. This does not even keep up with the increases we have gotten from the City of Henderson in water rates. He feels something greater needs to be done to move us in the right direction.

Vote on the motion to revise the water usage fee to \$9.14 per 1,000 gallons effective July 1, 2016 was ayes - six (6); noes - one (1), with the dissenting vote being cast by Commissioner Dan Brummitt.

Motion was made by Commissioner Gordon Wilder, seconded by Commissioner Thomas S. Hester, Jr., vote unanimous, to set an expiration of January 1, 2017 for the reduced connection and capacity fee.

Commissioner Thomas S. Hester, Jr. stated that we need to do everything we can to advertise this change in order to get signups before the increase becomes effective.

At this time, Chairman Gordon Wilder adjourned the Water District Board.

Committee Reports and Recommendations

Planning and Environmental Committee - Solid Waste Convenience Site Operations and Maintenance Agreement. Commissioner Taylor reported that the Committee (Taylor [C], Garrison & Wilder) met Monday, May 23 and reviewed a draft agreement with Waste Industries for operation and management of the county's convenience sites. The revised agreement would be for 11 years starting July 1, 2016 and will make significant improvements to the sites without requiring an increase in cost. The site improvements include the following:

- Construction of 23 new concrete pads and replacement of eight concrete pads across the county's eight sites.
- One self-contained compactor at each site for household trash to address odor issue.
- One two-piece compactor for true single-stream recycling (commingled and cardboard) at six of the eight sites (other two sites would have single stream closed top container).
- Scrap metal container added at each site – county will receive revenue.
- One new site attendant building with accessories (heat/air unit, refrigerators, etc.) at each site.

The committee focused their discussion on the term of the contract, the adjustments to site hours and the site improvements. They felt that the contract term was sufficient in order to allow Waste Industries to recoup the investment made to the sites and to allow the contract to be on the same cycle as the disposal agreements with Waste Industries and Upper Piedmont landfill. The committee was agreeable to revising the hours of operation whereas all sites would close on

Sundays and the two least utilized sites (Tungsten Mine Road and Old Zeb Vance) would close on Tuesdays and Thursdays. They felt the closing time at the sites could be adjusted from 6:30 p.m. to 6:00 p.m., saving approximately \$10,000 annually. The Drewry site hours will remain the same as it is shared with Warren County. The committee felt there may be potential for additional savings by reducing hours and asked staff to study this further. Recommendation: approve and authorize the chairman to execute the exclusive Vance County Solid Waste Convenience Site Operation Agreement with Waste Industries, subject to final review by the county attorney.

Motion was made by Commissioner Archie B. Taylor, Jr. to approve and authorize the chairman to execute the exclusive Vance County Solid Waste Convenience Site Operation Agreement with Waste Industries, subject to final review by the county attorney. This motion was seconded by Commissioner Thomas S. Hester, Jr.

Commissioner Leo Kelly, Jr. expressed his displeasure with the sites being closed on Sundays. Commissioner Deborah F. Brown echoed these remarks and stated that this may result in more litter on our roadsides. She also expressed her concerns with the length of the contract and questioned why the agreement is for 11 years, and would the hours of operation be set for 11 years? Commissioner Dan Brummitt responded that there are adjustment clauses in the contract that will allow operation hours to be changed if necessary. He stated that closing on Sundays is consistent with surrounding counties.

Vote on the motion to approve and authorize the chairman to execute the exclusive Vance County Solid Waste Convenience Site Operation Agreement with Waste Industries, subject to final review by the county attorney was ayes - six (6); noes - one (1), with the dissenting vote being cast by Commissioner Deborah F. Brown.

Planning and Environmental Committee - Solid Waste Transfer and Disposal Agreements. Commissioner Taylor reported that the Committee discussed the agreements with Waste Industries and Upper Piedmont landfill for the transfer and disposal of the county's waste. Both are 20 year contracts which expire in September 2017 and allow for a year to year extension for an additional 10 years. Staff informed the committee that the county has options which include continuing with the current contract or exploring a new contract with the Granville County landfill. Staff believes there may be potential for savings with a new contract and informed the committee it will be necessary to bring in outside expertise to assist in evaluating

options. The county has used the engineering firm Garrett Moore in the past which specializes in solid waste. Staff will explore this further and bring a recommendation back to the committee.

Finance Director's Report

ABC Board Request. Finance Director David C. Beck stated that the ABC Board expects to have a least \$200,000 in excess working capital at June 30, 2016. By state statute, the ABC Board is required to maintain working capital within a certain range, and all excess capital must be distributed. The ABC Board is requesting the county to allow them to apply their excess working capital to long-term debt which will reduce their overall interest costs and shorten the term of the loan. Recommendation: allow the ABC Board to apply their excess working capital to long-term debt in order to realize approximately \$24,000 in financing cost savings and shorten the scheduled loan payoff date to December 2017.

Motion was made by Commissioner Thomas S. Hester, Jr., seconded by Commissioner Dan Brummitt, vote unanimous, to allow the ABC Board to apply their excess working capital to long-term debt in order to realize approximately \$24,000 in financing cost savings and shorten the scheduled loan payoff date to December 2017.

Smart Start. Mr. Beck stated that Franklin-Granville-Vance Smart Start holds a \$60,000 grant funded by NC DHHS - Division of Public Health as part of a teen pregnancy and prevention initiative. The grant requires a \$14,000 match in cash and in-kind services. Vance County pledged \$3,500 in FY 2015-16 towards the match total. Private funding that also makes up a part of the match total has declined and put the program in danger of not meeting the grant requirements. This grant is used to provide direct services within Vance County, and Smart Start is asking the county to help make up the shortfall in matching funds. Recommendation: approve additional FY 2015-16 funding for Smart Start in the amount of \$1,500 with the funds to come from contingency as presented in Budget Transfer #16.

Motion was made by Commissioner Archie B. Taylor, Jr. to approve additional FY 2015-16 funding for Smart Start in the amount of \$1,500 with the funds to come from contingency as presented in Budget Transfer #16. This motion was seconded by Commissioner Leo Kelly, Jr.

Commissioner Dan Brummitt asked what created a shortfall this year. Mr. Gary Daeke, Smart Start board member, was present and stated that there was a \$5,000 grant from PNC that was not allocated this year as it has been in the past. This grant was to go directly to the teen

pregnancy and prevention initiative. The program is short on terms of the match for the rest of this year.

Vote on the motion was unanimous.



**Budget Transfer #16
FY 2015-2016
Contributions to Other Agencies**

Transfer From:	Account Number	Amount
Contingency	10-999-500099	1,500
Total		\$ 1,500

Transfer To:	Account Number	Amount
Smart Start Contribution	10-600-500223	1,500
Total		\$ 1,500

Purpose: Additional funding for Smart Start to help meet their in-kind matching requirements for Teen Pregnancy and Prevention Initiative grant.

Authorization: Vance County Board of Commissioners
June 6, 2016



Surplus Property. Mr. Beck informed the board that the finance office has directed an effort to ensure the accuracy of the county’s fixed asset records. Department heads performed an inventory of their fixed assets and their records have been compared to ones in the finance office as well as auditor files. It has been determined that a number of assets listed as active were previously sold or disposed of by the county, but the asset records were not updated at that time. A list of assets that need to be removed from the active listing maintained by the finance office was presented for consideration. Recommendation: declare property as surplus as presented and allow the finance director to remove them from the active asset list.

After a brief discussion, motion was made by Commissioner Thomas S. Hester, Jr., seconded by Commissioner Deborah F. Brown, vote unanimous, to declare the following property as surplus and allow the finance director to remove them from the active asset list.

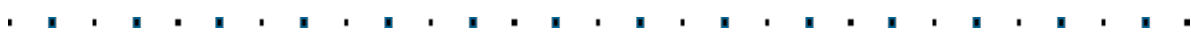
Asset Group & Reference #	Description	Asset Tag Number or Serial/Vin Number	Cost Basis	Acquisition Date	Location
EQUIPMENT					
152	Imaging System		23,741.00	10/11/1999	Social Services
153	Jukebox-Plecter		5,500.00	5/31/2000	Social Services
262	Server-Sn Dell PowerEdge		10,599.32	1/11/2007	Social Services
123	Generator		5,245.00	4/12/1999	911
129	High Speed Time Generators		23,443.00	3/1/1987	911

130	E-911 Equipment	2007	248,045.00	4/30/1999	911
131	E-911 Phase I Equipment		283,118.00	9/14/1999	911
210	Dictaphone		17,182.00	2/2/2005	911
450	68 Green Boxes		38,624.00	6/1/1994	Sanitation
138	Tractor-Diesel 230/Mower		6,249.00	9/1/1978	Youth Services
101	Heart Start 3000/Simulator		8,930.00	10/1/1990	Fire & EMS
102	(2) Heart Start 3000/Simulator		14,730.00	8/1/1991	Fire & EMS
103	Heart Start 3000 w/Tape		6,074.00	11/1/1992	Fire & EMS
104	Air Compressor		9,344.00	12/1/1989	Fire & EMS
258	Manual Defibrillator		20,254.17	10/5/2006	Fire & EMS
282	Defibrillator		18,596.25	11/5/2007	Fire & EMS
83	Defibrillator		8,597.00	4/26/1995	Fire & EMS
84	Defibrillator		9,745.00	1/17/1997	Fire & EMS
85	Defibrillator		9,765.00	5/12/1997	Fire & EMS
86	Defibrillator		9,765.00	5/12/1997	Fire & EMS
87	Defibrillator		9,765.00	5/12/1997	Fire & EMS
89	Defibrillator		9,763.00	9/26/1997	Fire & EMS
90	Defibrillator		9,763.00	9/26/1997	Fire & EMS
95	EKG-12 Lead		6,720.00	2/22/2000	Fire & EMS
96	EKG-12 Lead		6,720.00	2/22/2000	Fire & EMS
160	Gas Pressure Steamer		8,831.30	2/12/2003	Jail
3	Ballot		58,158.00	6/1/1978	H.A. Dennis Bldg.
4	17 Voting Tabulators		107,202.00	3/29/1991	H.A. Dennis Bldg.
OFFICE EQUIPMENT					
127	Server		9,395.00	9/11/2002	911
161	Cad Hardware		57,757.33	4/4/2003	911
163	E911 Database		15,755.05	6/24/2003	911
170	911 Phone System		5,145.00	2/25/2004	911
171	911 Phone System		5,145.00	2/25/2004	911
187	Cad Computer System		45,991.00	1/6/2004	911
188	Cad Computer System		43,631.00	1/6/2004	911
221	Cad Mapping PC		2,721.10	2/7/2006	911
222	Cad Mapping PC		2,721.10	2/7/2006	911
223	Cad Mapping PC		2,721.10	2/7/2006	911
224	Cad Mapping PC		2,721.10	2/7/2006	911
225	Cad Mapping PC		2,721.10	2/7/2006	911
226	Toggle Switch		5,107.79	3/3/2006	911
228	5 LCD Computer Monitors with		5,683.00	2/6/2006	911
294	Cad Server		12,636.58	11/20/2008	911
140	Princeton 17" Monitor		6,692.00	6/7/2000	Planning
8	WK STNS, Printers, Tape Dr		45,715.00	6/1/1987	Tax
SOFTWARE					
167	Sprint 911 Software		185,476.46	12/20/1999	911
265	Vision Air Software		28,350.00	5/16/2007	911
285	Vision Air Software		5,000.00	7/23/2007	911
9	Software		17,100.00	6/1/1987	Tax
VEHICLES					
451	1984 GMC 1/2 Ton PU	63832	7,757.00	6/1/1984	Sanitation
452	1980 White Garbage Truck		29,995.00	6/1/1998	Sanitation
186	2003 Ford E-350	B65075	56,966.00	5/1/2004	Fire & EMS
98	2001 Ford Ambulance	A77005	82,955.00	2/2/2001	Fire & EMS
99	2001 Ford Ambulance	A73884	82,955.00	3/5/2002	Fire & EMS
190	2001 Chevy Camaro	149536	18,945.00	4/13/2004	Sheriff
199	2005 Ford CV	162769	20,901.00	6/1/2005	Sheriff
200	2005 Ford CV	162770	20,901.00	6/1/2005	Sheriff
278	2008 Ford CV	164249	24,533.09	6/26/2008	Sheriff
351	2011 Ford Crown Vic	155561	21,533.00	5/18/2011	Sheriff
408	2012 Dodge Charger	2C3CDXAT4CH201522	22,593.90	3/12/2012	Sheriff
73	1999 Ford Mustang	206712	16,995.00	8/24/1999	Sheriff
307	2009 Crown Victoria	2FAHP71V09X136523	23,496.10	4/29/2009	Sheriff
93	1999 Ford Ambulance	A44603	58,974.00	3/8/1999	EMS

Vehicle Financing Agreement. Mr. Beck stated that the FY 2015-16 Budget contains funding for the lease purchase of replacement vehicles in the Sheriff's Department and Animal Control. The Sheriff's Department has ordered six new Dodge Chargers and one Dodge Durango. Animal Control has ordered a new Dodge 1500 truck. As the county typically does, it

is proposed to finance the costs of these automobiles along with equipment to outfit the patrol vehicles over a period of four years. An RFP was distributed to area banks soliciting proposals for the financing as described. Two responses were received to the RFP with BB&T offering the lowest total financing costs. Recommendation: select BB&T as the lending institution and approve the resolution as presented to lease purchase eight vehicles.

Motion was made by Commissioner Dan Brummitt, seconded by Commissioner Thomas S. Hester, Jr., vote unanimous, to approve the following resolution to select BB&T as the lending institution to lease purchase eight vehicles.



RESOLUTION
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 purchase of vehicles and equipment (the “Project”), and the Finance Officer has now presented a proposal for the financing of such Project.

BE IT THEREFORE RESOLVED AS FOLLOWS:

1. The County hereby determines to finance the Project through Branch Banking and Trust Company (BB&T), in accordance with the proposal dated May 25, 2016. The amount financed shall not exceed \$277,169.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 1.51%, and the financing term shall not exceed four (4) years from closing.
2. 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 Deed of Trust and a Project Fund Agreement as BB&T may request.
3. 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.
4. The County shall not take or omit to take any action the taking or omission of which shall 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.

Approved this 6th day of June, 2016.

Gordon Wilder (signed)
Gordon Wilder, Chairman
Vance County Board of Commissioners

Kelly H. Grissom (signed)
Kelly H. Grissom, Clerk to Board
Vance County Board of Commissioners

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County Attorney's Report

REO Property - 1214 Epsom Road. County Attorney Jonathan S. Care noted that during its April 2016 meeting, the board of commissioners approved the public sale process for the tax foreclosure property at 1214 Epsom Road - parcel number 0112 06004. The property was advertised for upset bids and was upset twice. The final bid amount is \$3,500 from Reyna Hernandez. The board is now free to sell the property or reject the offer. This should be done by resolution.

Motion was made by Commissioner Thomas S. Hester, Jr. to approve the following resolution accepting the bid for the property at 1214 Epsom Road, Henderson, NC - parcel number 0112 06004. This motion was seconded by Commissioner Dan Brummitt and unanimously approved.

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**RESOLUTION ACCEPTING BID FOR
COUNTY OWNED REAL PROPERTY**

WHEREAS, the Vance County Board of County Commissioners received an offer for the purchase and sale of County owned real property, which is more particularly described below:

1214 Epsom Road, Henderson, North Carolina 27536, Vance County Tax Department Parcel Number 0112 06004.

WHEREAS, pursuant to NCGS 160A-269 and the Resolution Authorizing Upset Bid Process for Sale of Real Property adopted by the Vance County Board of Commissioners on 4 April 2016, a notice was published in the *Daily Dispatch* on **April 14, 2016**, stating that said offer by

Reyna Hernandez in the amount of \$2,000.00 had been received and that any person wishing to submit an upset bid should do so within 10 days; and

WHEREAS, an upset bid was received by Connor Jameson McFalls; and

WHEREAS, pursuant to NCGS 160A-269, a notice was republished in the *Daily Dispatch* on **May 4, 2016**, stating that said offer by Connor Jameson McFalls in the amount of \$2,750.00 had been received and that any person wishing to submit an upset bid should do so within 10 days; and

WHEREAS, an upset bid was received by Reyna Hernandez; and

WHEREAS, pursuant to NCGS 160A-269, a notice was republished in the *Daily Dispatch* on **May 6, 2016**, stating that said offer by Reyna Hernandez in the amount of \$3,500.00 had been received and that any person wishing to submit an upset bid should do so within 10 days; and

WHEREAS, no upset bids were received within the statutorily prescribed time period;

THEREFORE, BE IT RESOLVED by the Vance County Board of Commissioners, pursuant to NCGS 160A-269 that:

The bid submitted by **Reyna Hernandez** in the amount of **\$3,500.00** subject to the terms and conditions contained in the submitted bid, attached hereto as Exhibit "A", is hereby accepted for the property described herein and the Board's Chairperson shall execute the documents necessary to complete the transfer of title to such property.

Adopted this the 6th day of June, 2016.

Gordon Wilder (signed)
Gordon Wilder, Chairman
Vance County Board of Commissioners

ATTEST:

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

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REO Property - Tract 3 Angel Lane. Attorney Care noted that during its May 2016 meeting, the board of commissioners approved the public sale process for the tax foreclosure property at Tract 3 Angel Lane - parcel number 0612 03001. The property was advertised for upset bids and none were received. The board is now free to sell the property or reject the offer. This should be done by resolution.

Motion was made by Commissioner Dan Brummitt to approve the following resolution accepting the bid for the property at Tract 3 Angel Lane, Henderson, NC - parcel number 0612 03001. This motion was seconded by Commissioner Thomas S. Hester, Jr. and unanimously approved.

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**RESOLUTION ACCEPTING BID FOR
COUNTY OWNED REAL PROPERTY**

WHEREAS, the Vance County Board of County Commissioners received an offer for the purchase and sale of County owned real property, which is more particularly described below:

Tract 3 Angel Lane, Henderson, North Carolina 27537, Vance County Tax Department Parcel Number 0612 03001.

WHEREAS, pursuant to NCGS 160A-269, a notice was published in the *Daily Dispatch* on **May 13, 2016**, stating that said offer had been received and that any person wishing to submit an upset bid should do so within 10 days; and

WHEREAS, no upset bids were received within the statutorily prescribed time period;

THEREFORE, BE IT RESOLVED by the Vance County Board of Commissioners, pursuant to NCGS 160A-269 that:

The bid submitted by **Paul A. Bernard** in the amount of **\$4,500.00** subject to the terms and conditions contained in the submitted bid, attached hereto as Exhibit "A", is hereby accepted for the property described herein and the Board's Chairperson shall execute the documents necessary to complete the transfer of title to such property.

Adopted this the 6th day of June, 2016.

Gordon Wilder (signed)
Gordon Wilder, Chairman
Vance County Board of Commissioners

ATTEST:

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

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Sale of Foreclosed Property to Former Owner. Attorney Care informed the board that the ownership of the property located at 816 Parkway Drive, formerly owned by Rebecca Hargrove, was transferred to the city and county in August 2015 due to the former owner's failure to pay the property taxes. In October 2015, the board approved an agreement with the City of Henderson authorizing the city attorney to handle post foreclosure evictions on four jointly owned properties located within the city limits. North Carolina General Statute 105-376(c) allows a former owner to repurchase a property at a private sale for an amount not less than the interests of the taxing units (the city and county). Due to past taxes owed and work associated with the foreclosure and resell, which includes the creation and filing of a new deed, the cost of the repurchase is \$4,913. Attorney Care noted that Mrs. Hargrove would like to repurchase the property and has agreed to pay for the property in four monthly installments of \$1,228.25 each. A copy of the agreement was provided to the board. Attorney Care requested the board to take formal action on this matter.

Motion was made by Commissioner Leo Kelly, Jr. to approve the sale of the property located at 816 Parkway Drive to its former owner, Rebecca Hargrove, in the amount of \$4,913. This motion was seconded by Commissioner Thomas S. Hester, Jr. and unanimously approved.

Revised Economic Incentive Agreement - Ardagh Glass, Inc. Attorney Care noted that the board approved an Economic Incentive Agreement with Ardagh Glass, Inc. during its April 2016 meeting. Since that time, we have received some feedback from the company concerning some minor errors such as this is a retention agreement and not a creation agreement, and minor typographical errors. These have all been corrected. Attorney Care explained that the previous version of the incentive agreement had a conflict between paragraph I. A.4(b) (page 3, (b) at the bottom of the page) and paragraph II. A, which created potentially stricter payback requirements for a reduction in force than closing the plant after five years. This has been changed to show that a reduction in force will reduce the amount of payments the company is entitled to receive, and the closure claw back/reimbursement remains as it was originally.

Motion was made by Commissioner Terry E. Garrison to approve the revised Economic Development Incentive Agreement with Ardagh Glass, Inc. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

County Manager's Report

Funding Request - Vance County Historical Museum. Interim County Manager Robert M. Murphy informed the board that a request has been received from the Vance County Historical Museum, a non-profit that is housed in the Perry Memorial Library, for \$5,000 to help fund the cost of producing and installing several boards that will graphically display the history of Vance County. It is anticipated that this will be the last permanent exhibit housed in the museum. The same request has been made of the city. The entire project is expected to cost \$25,000. The remainder of the funds will come from the Society's own funds and a grant from the John William Poe Foundation. Recommendation: approve the request from the Vance County Historical Museum for \$5,000 for display boards and the following budget transfer.

Motion was made by Commissioner Deborah F. Brown, seconded by Commissioner Archie B. Taylor, Jr., vote unanimous, to approve the request from the Vance County Historical Museum for \$5,000 for display boards and the following budget transfer.

Budget Transfer #17
FY 2015-2016
Contributions to Other Agencies

Transfer From:	Account Number	Amount
Contingency	10-999-500099	5,000
Total		\$ 5,000

Transfer To:	Account Number	Amount
Historical Society	10-600-500237	5,000
Total		\$ 5,000

Purpose: Contribution towards historical exhibit that will be displayed at the Perry Memorial Library.

Authorization: Vance County Board of Commissioners
June 6, 2016

Resolution - Municipal Insurance Trust. Mr. Murphy presented, for the board's consideration, a resolution approving the county's membership in the Municipal Insurance Trust of North Carolina. The Trust is a self-funded governmental insurance pool, which allows smaller cities, counties and other governmental entities to self-insure collectively. He stated that in our case, the Trust provides a cost effective alternative to securing health insurance from commercial companies. The Trust has over 400 participating entities and has been in existence for a number of years and has always been financially stable. Joining the trust will enable the county to obtain our health insurance for the year beginning August 1, 2016 from the Municipal Insurance Trust of North Carolina (MIT Health Program). Mr. Murphy noted that our insurance consultant, Mark III, solicited quotes from several providers after we received a 21% proposed rate increase from our current provider. MIT offered the most competitive quote for next year's coverage and was the only firm to provide a cap on a 2017 rate increase. A recommendation letter from Mark III was provided to the board. Recommendation: approve the resolution allowing Vance County to join the Municipal Insurance Trust of North Carolina.

Motion was made by Commissioner Dan Brummitt, seconded by Commissioner Leo Kelly, Jr., vote unanimous, to approve the following resolution allowing Vance County to join the Municipal Insurance Trust of North Carolina.

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RESOLUTION
by the
Vance County Board of Commissioners

WHEREAS, certain municipalities and other units of local government of the State of North Carolina, as defined in G.S. 160A-460(2), have agreed to create the MUNICIPAL INSURANCE TRUST OF NORTH CAROLINA and have agreed to pool the risks associated with the provision of benefits for their designated benefit plan participants pursuant to, and to be governed by, the provisions of North Carolina General Statutes 160A-460 *et seq.* (Part 1 of Article 20 of Chapter 160A).

NOW THEREFORE BE IT RESOLVED, that the Vance County Board of Commissioners elects to become a member of the MUNICIPAL INSURANCE TRUST OF NORTH CAROLINA upon the terms and conditions stated in the “Interlocal Agreement for a Group Self-Insurance Pool for Benefit Risk Sharing,” with such future policy renewals constituting a continuing ratification of this decision to be a member of the Trust and abide by the terms and conditions of the Interlocal Agreement.

BE IT FURTHER RESOLVED, that the Vance County Board of Commissioners is directed to execute in the name of said unit the “Interlocal Agreement for a Group Self-Insurance Pool for Benefit Risk Sharing,” a copy of which is attached to and made a part of this resolution.

I certify that this is a true and correct copy of this Resolution duly adopted by the governing body on the 6th day of June, 2016 as it appears of record in its officials minutes.

VANCE COUNTY BOARD OF COMMISSIONERS

Gordon Wilder (signed)
Gordon Wilder, Chairman

ATTEST:

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

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Fireworks Permit. Mr. Murphy stated that the Cokesbury Volunteer Fire Department is requesting approval of a fireworks permit for its annual Independence Day celebration on S. Cokesbury Road. According to Cokesbury VFD Chief Donald Roberson, the work will be performed by four licensed and insured shooters. Recommendation: approve the request from Cokesbury Volunteer Fire Department for a permit to discharge fireworks at its annual Independence Day celebration on S. Cokesbury Road on Saturday, July 2, 2016 with a rain date of Sunday, July 3, 2016.

Commissioner Deborah F. Brown asked if Cokesbury VFD has the proper insurance for this event. County Attorney Jonathan S. Care responded, yes. She also asked if this would open the door for other volunteer departments to hold firework displays that may conflict with the firework display held by the Tourism Department at Kerr Lake. Commissioner Dan Brummitt

stated that the firework display at Cokesbury has been going on for years. He stated that this builds strength and unity within the community.

Motion was made by Commissioner Dan Brummitt, seconded by Commissioner Archie B. Taylor, Jr., vote unanimous, to approve the request from Cokesbury Volunteer Fire Department for a permit to discharge fireworks at its annual Independence Day celebration on S. Cokesbury Road on Saturday, July 2, 2016 with a rain date of Sunday, July 3, 2016.

Update on Financial Policies. Mr. Murphy informed the board that staff is continuing to review proposed financial policies and expect to have a recommendation for the board at its July meeting.

Justice Assistance Grant. Mr. Murphy explained that each year the Vance County Sheriff's Office and the Henderson Police Department jointly receive federal funds from the Edward Byrne Memorial Justice Assistance Grant Program (JAG) to purchase equipment. The City submits the application and conducts the required due diligence. The distribution of funds is 60% City (\$11,997.60) and 40% County (\$7,998.40). The two governing bodies must enter into a Memorandum of Understanding (Inter-local Agreement) in order to receive and utilize the federal funds. Recommendation: approve the inter-local agreement between the City and County for the purpose of receiving and using federal JAG funds in the amount of \$7,998.40.

Motion was made by Commissioner Leo Kelly, Jr. to approve the inter-local agreement between the City and County for the purpose of receiving and using federal JAG funds in the amount of \$7,998.40. This motion was seconded by Commissioner Dan Brummitt and unanimously approved.

Free Mulch Giveaway. Mr. Murphy informed the board that the Solid Waste Department has saved a portion of the mulch and composted leaves from the recent grinding at the yard waste facility and would like to offer a first come, first serve giveaway over the next few weeks. The giveaway will initially take place June 15th, 16th, and 17th from 8:00 a.m. to 4:00 p.m. and June 18th from 8:00 a.m. to 12:00 noon at the yard waste facility at 3181 NC 39 Hwy North. Those interested would be able to load by hand for free or pay \$5 per bucket load to assist in covering the cost of renting a loader. It is estimated the county was able to realize a savings of over \$15,000 in the grinding contract by saving the mulch. Recommendation: approve a \$5 loading fee associated with the mulch and composted leaves giveaway event.

Commissioner Deborah F. Brown asked who would be responsible for keeping track of the \$5.00 per bucket, and how many buckets are sold. Finance Director David C. Beck stated that the Solid Waste Department will be responsible. She suggested that the mulch be free and not charge per bucket. She also asked for a report on what is collected and turned in.

Motion was made by Commissioner Dan Brummitt to approve a \$5 per bucket loading fee associated with the mulch and composted leaves giveaway event. This motion was seconded by Commissioner Thomas S. Hester, Jr. and unanimously approved.

Waiver of Permit Fees - Rebuilding Hope SOS. Mr. Murphy stated that Rebuilding Hope, Inc. is conducting a program similar to last year called SOS (Servants On Site). The program will be replacing or repairing several roofs in Vance County for needy families and has asked that the permit fees be waived for these projects. Recommendation: waive the roofing permit fees for Rebuilding Hope, Inc.

Motion was made by Commissioner Dan Brummitt, seconded by Commissioner Thomas S. Hester, Jr., vote unanimous, to waive the roofing permit fees for Rebuilding Hope, Inc.

Cardinal Innovations. Mr. Murphy informed the board that the Cardinal Innovations Oversight Board has been attempting to open a five-county stepping up initiative. This is a program that is developed locally to reduce the incarceration numbers of people with mental illness. We have received a request, along with the other four participating counties, that Cardinal be allowed to redirect \$20,000 of our annual allocation to a program such as this. Vance County currently appropriates a block amount of funding and does not distinguish between the different services of where the funds should go. That is decided by the Oversight Board. Commissioner Dan Brummitt is a member of the Oversight Board and stated that generally our local funds support the recovery innovations. Cardinal has some replacement funds for that area, so there will not be any shortfalls if they redirect \$20,000 to the stepping up initiative.

Commissioner Deborah F. Brown stated that she would like something in writing before taking action on this matter. Interim County Manager responded that formal action is not necessary; Cardinal Innovations is just informing Vance County that they will be redirecting a portion of their funding to the stepping up initiative.

Schedule Next Board of Equalization and Review Session and Board of Commissioners special meeting. Mr. Murphy explained that several taxpayers have signed up to appeal their tax

values before the Board of Equalization and Review, and a date needs to be set for that meeting. The board also needs to schedule a special meeting to adopt the budget and to enter into closed session for a personnel matter. The board scheduled the special meeting for Thursday, June 9 at 5:00 p.m. and the Board of Equalization and Review for Thursday, June 9 at 6:00 p.m.

Consent Agenda

Motion was made by Commissioner Thomas S. Hester, Jr., seconded by Commissioner Deborah F. Brown, vote unanimous, to approve the following consent agenda items as presented: Budget Amendments #14 and #15, Budget Transfer #18, April 2016 Tax Refunds and Releases, Departmental Monthly Reports, and the minutes of the May 2, 2016 regular meeting, the May 12, 2016 special meeting and the May 17, 2016 special meeting.



**Budget Amendment #14
FY 2015-2016
Emergency Operations/911**

Revenue Amendment Request	Account Number	Revenue Increase (Decrease)
Fund Balance Appropriated	10-399-439900	17,595
Total Revenue Increase (Decrease)		\$ 17,595

Expenditure Amendment Request	Account Number	Expense Increase (Decrease)
911 EMP Grant Supp	10-621-500525	17,595
Total		\$ 17,595

Purpose: Emergency Operations received an EMP Supplemental Grant in FY 2014-15 for \$17,595 but did not spend the funds. The previous year's grant amount is being rolled over to the current year and combined with the FY 2015-16 grant for the purchase of a new vehicle.

Authorization: Vance County Board of Commissioners
June 6, 2016



**Budget Amendment #15
FY 2015-2016
DSS - Senior Center**

Revenue Amendment Request	Account Number	Revenue Increase (Decrease)
Title III-Older American Acts	10-349-434919	15,197
Title III-Older American Acts	10-349-434919	6,071
Total Revenue Increase (Decrease)		\$ 21,268

Expenditure Amendment Request	Account Number	Expense Increase (Decrease)
Departmental Supplies	10-611-500033	7,500
Departmental Supplies	10-615-500033	4,000
Contracted Services	10-504-500045	3,700
Maintenance Building & Grounds	10-504-500015	6,068
Total		\$ 21,268

Purpose: The Senior Center received an additional allocation of General Purpose funds from NC DHHS - Division of Aging, as well as additional Home and Community Care Block Grant funds. No additional County funds are required.

Authorization: Vance County Board of Commissioners
June 6, 2016

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**Budget Transfer #18
FY 2015-2016
Soil & Water Conservation**

Transfer From:	Account Number	Amount
Travel/Training	10-576-500014	309
Office Supplies	10-576-500032	30
Total		\$ 339

Transfer To:	Account Number	Amount
Dues & Subscriptions	10-576-500053	309
Other Supplies & Materials	10-576-500034	30
Total		\$ 339

Purpose: Funds needed in other line items to cover expenses greater than anticipated.

Authorization: Vance County Board of Commissioners
June 6, 2016

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MONTHLY REPORTS: 911 Emergency Operations, Administrative Ambulance Charge-Offs, Cooperative Extension, Fire and EMS, Public Health Department, Human Resources, Information Technology, Planning & Development, Tax Office, and Veterans Service.

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Miscellaneous

Appointments. The following appointments were presented to the board for consideration:

911 Advisory Board - three year term
Reappoint Archie Taylor

Vance-Granville Community College Board of Trustees - four year term

Reappoint Sara Wester

One application received from Jerry Ayscue.

Henderson-Vance Recreation Commission - four year term

Reappoint Randy Oxendine and Shane Jenkins

One application received from Lance Tabor.

Research Triangle Regional Partnership - two year term

Reappoint Andrea Harris

Henderson-Vance Economic Development Commission

It was noted that there is one county-appointed vacancy on this commission, formerly held by Charles Teeter. Tom Church, Chairman of the Economic Development Commission, has put forth Mr. Tommy Hester's name to fill this vacancy. It was noted that the board will need to select a commissioner to succeed Terry Garrison on the EDC Board when he completes his term on the board of commissioners in December.

Motion was made by Commissioner Deborah F. Brown to reappoint Archie Taylor to the 911 Advisory Board for a three year term, reappoint Sara Wester to the Vance-Granville Community College Board of Trustees for a four year term, reappoint Randy Oxendine and Shane Jenkins to the Henderson-Vance Recreation Commission for four year terms, and reappoint Andrea Harris to the Research Triangle Regional Partnership for a two year term. This motion was seconded by Commissioner Terry E. Garrison and unanimously approved.

Motion was made by Commissioner Dan Brummitt to appoint Thomas Hester to the Economic Development Board to fill the position formerly held by Charles Teeter. This motion was seconded by Commissioner Archie B. Taylor, Jr. and unanimously approved.

Appointment of Voting Delegate and Alternate. It was noted that a voting delegate and alternate needed to be appointed for the NACo Annual Conference in July. Motion was made by Commissioner Terry E. Garrison, seconded by Commissioner Archie B. Taylor, Jr., vote unanimous, to appoint Gordon Wilder as voting delegate and Dan Brummitt as his alternate for the NACo Annual Conference in July.

July Meeting Date Change. Motion was made by Commissioner Thomas S. Hester, Jr., seconded by Commissioner Dan Brummitt, vote unanimous, to approve the following resolution changing the July 2016 meeting date from Monday, July 4 to Monday, July 11 due to the Independence Day Holiday.



RESOLUTION
by the
Vance County Board of Commissioners
Changing the Date of the July 2016 Commissioners' Meeting

WHEREAS, the Vance County Board of Commissioners normally holds its regular meetings on the first Monday of each month at 6:00 p.m.; and

WHEREAS, North Carolina General Statute 153A-40 provides that in the event the Board of Commissioners desires to change the date and time of a regular meeting, that the Board may do so by adopting a resolution at least ten (10) days before such meeting; and

WHEREAS, the Vance County Board of Commissioners desires to change its regular meeting scheduled for Monday, July 4, 2016 at 6:00 p.m. to Monday, July 11, 2016 at 6:00 p.m.

NOW, THEREFORE, BE IT RESOLVED by the Vance County Board of Commissioners that it does hereby change its regular meeting date from July 4, 2016 at 6:00 p.m. to July 11, 2016 at 6:00 p.m. at the usual place, the Commissioners' Conference Room, Vance County Administration Building, Henderson, NC.

BE IT FURTHER RESOLVED that a copy of this resolution is to be posted on the Courthouse bulletin board, and the news media within Vance County is to be made aware of this change.

This, the 6th day of June, 2016.

Gordon Wilder (signed)
Gordon Wilder, Chairman

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As there was no further business, at 8:05 p.m., motion was made by Commissioner Dan Brummitt, seconded by Commissioner Archie B. Taylor, Jr., vote unanimous, that the meeting be adjourned.

Approved and signed July 11, 2016.

Gordon Wilder (signed)
Gordon Wilder, Chairman