

STATE OF NORTH CAROLINA

COUNTY OF VANCE

The Vance County Board of Commissioners met in regular session on Monday, October 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, 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.

Chairman Danny W. Wright called the meeting to order and began with a moment of silence in honor of the passing of WIZS personality Dan Simmons, followed by the invocation.

Mr. Steve Winstead, DOT District Engineer, along with DOT representatives, presented the following Proposed Secondary Road Program for Vance County for FY 2009-2011:

- - - - -

**North Carolina Department of Transportation
Secondary Roads Construction Program**

Vance County

FY 2009-2010 Allocations

Highway Fund GS 136-44.5b (Paved Roads) \$ 238,225.29
Trust Fund GS 136-182 173,691.75

FY 2010-2011 Allocations

Highway Fund GS 136-44.5b (Paved Roads) \$ 356,753.65
Trust Fund GS 136-182 (Unpaved Roads) \$ 515,848.24
Total \$ 1,284,518.93

I. Paving Unpaved Roads (GS 136-44.5c & GS 136-182)

Programmed Paving Goal: 0.70 Miles

A. Rural Paving Priority

| <u>Priority Number</u> | <u>SR No.</u> | <u>Length (Miles)</u> | <u>Road Name and Description</u> | <u>Est. Cost</u> |
|------------------------|---------------|-----------------------|---------------------------------------------------------------------------------|------------------|
| 2 | 1232 | 0.20 | Lattimore Wright Road from Deepwood Drive to End Maintenance (complete funding) | \$ 100,000 |
| 3 | 1522 | .050 | Puckett Road from SR 1533 to End Maintenance | \$ 175,000 |

Total Miles 0.70

Subtotal \$ 275,000

**In the event that any roads in priority have to be placed on the “Hold List” due to unavailable right of way or environmental review, or if additional funding becomes available, funds will be applied to the roads listed in priority order in the rural unpaved priority list.

B. Subdivision Paving Priority

| <u>Priority Number</u> | <u>SR No.</u> | <u>Length (Miles)</u> | <u>Road Name and Description</u> | <u>Est. Cost</u> |
|------------------------|---------------|-----------------------|----------------------------------|------------------|
|------------------------|---------------|-----------------------|----------------------------------|------------------|

Total Miles 0.00 Subtotal \$ -0-

II. General Secondary Road Improvements (GS 136-44.5b)

A. Paved Road Improvements

Previously approved Paved Road Improvement Fund Balance \$ 428,002.01

***Balance due change in funding and project under-runs**

| <u>SR No.</u> | <u>Length (Miles)</u> | <u>Project Description</u> | <u>Est. Cost</u> |
|---------------|-----------------------|------------------------------------------------------|------------------|
| 1101 | 0.9 | Widen, strengthen, resurface from SR 1115 to SR 1107 | \$ 428,002.01 |

Total \$ 428,002.01

| <u>SR No.</u> | <u>Length (Miles)</u> | <u>Project Description</u> | <u>Est. Cost</u> |
|---------------|-----------------------|----------------------------------------------------------------|------------------|
| 1105 | 1.1 | Widen and resurface from US 1 to SR 1101 | \$ 400,000.00 |
| 1550 | 0.4 | Widen and strengthen from Franklin Co. to SR 1549 | 150,000.00 |
| 1549 | 3.6 | Widen and strengthen from SR 1548 to SR 1550 (partial funding) | 375,000.00 |

Subtotal \$ 925,000.00

III. Trust Fund Safety Improvements (GS 136-182)

| <u>SR No.</u> | <u>Length (Miles)</u> | <u>Project Description</u> | <u>Est. Cost</u> |
|---------------|-----------------------|----------------------------|------------------|
|---------------|-----------------------|----------------------------|------------------|

Total Miles 0.00 Subtotal \$ -0-

IV. Funds reserved for surveying, right of way acquisition, road additions, contingencies, overdrafts, and paving entrances certified fire departments, rescue squads, etc.

Subtotal \$ 84,518.93

GRAND TOTAL \$ 1,284,518.93

- - - - -
 After a brief discussion, motion was made by Commissioner A. Scott Hughes to approve the 2009-2011 Secondary Road Program as presented. This motion was seconded by Commissioner Eddie L. Wright and unanimously approved.

Motion was made by Commissioner Deborah F. Brown, seconded by Commissioner R. Dan Brummitt, vote unanimous, that the following consent agenda items be approved as presented: Budget Amendments #8 and #9, Budget Transfers #3 and #4, September 2010 Refunds, August 2010 Rebates, September 2010 Ambulance Charge-Offs in the amount of \$3,927.73, September 2010 Monthly Reports received and filed, and the minutes of the September 7, 2010 regular meeting and the September 20, 2010 special meeting.

- - - - -

**Budget Amendment #8
General Fund**

**Fund 10 -
Interdiction Funds**

| Revenues | Code | Increase | Increase |
|-------------------------|---------------|------------------|------------------|
| Master Gardener | 10-399-439900 | | 320.00 |
| Expenditures | | Increase | Increase |
| Master Gardener | 10-605-500159 | 320.00 | |
| Totals | | \$ 320.00 | \$ 320.00 |

Purpose: To set up Master Gardener program budget.

Authorization: Vance County Board of Commissioners
October 4, 2010

- - - - -

**Budget Amendment #9
General Fund**

**Fund 10 -
DSS**

| Expenditures | Code | Increase | Increase |
|---------------------------------------|---------------|-----------------|-----------------|
| School Administrative Building | 10-681-500097 | | 164,000.00 |
| Revenues | | | |
| Transfer from Capital Reserve Schools | 10-397-439760 | 164,000.00 | |

**Fund 60
Capital Reserve Schools**

| Expenditures | Code | Increase | Increase |
|--------------------------|---------------|-----------------|-----------------|
| Transfer to General Fund | 60-681-500301 | | 164,000.00 |

Revenues

| | | | |
|---------------------------|---------------|----------------------|----------------------|
| Appropriated Fund Balance | 60-399-439900 | 164,000.00 | |
| Totals | | \$ 328,000.00 | \$ 328,000.00 |

Purpose: To record expenditure for roof repair of School Administrative Building.

Authorization: Vance County Board of Commissioners
October 4, 2010

- - - - -

**Budget Transfer #3
General Fund**

Fund 10 -

| Expenditures | Code | Increase | Decrease |
|---------------------|---------------|---------------------|---------------------|
| Regular Salaries | 10-506-500001 | | 26,336.00 |
| Part Time Salaries | 10-506-500002 | | 10,497.00 |
| Longevity | 10-506-500004 | | 100.00 |
| FICA | 10-506-500005 | | 2,825.00 |
| Insurance | 10-506-500006 | | 7,378.00 |
| Retirement | 10-506-500007 | | 1,758.00 |
| Expenditures | | Increase | Decrease |
| Contracted Services | 10-506-500045 | 48,894.00 | |
| Totals | | \$ 48,894.00 | \$ 48,894.00 |

Purpose: To transfer salaries and benefits to contracted services at Social Services Building.

Authorization: Vance County Board of Commissioners
October 4, 2010

- - - - -

**Budget Transfer #4
General Fund**

Fund 10 -

| Expenditures | Code | Decrease | Increase |
|--------------------------|---------------|----------------------|----------------------|
| Lease Purchase Principal | 10-510-500153 | 279,230.00 | |
| Lease Purchase Interest | 10-510-500154 | 18,650.00 | |
| Lease Purchase Principal | 10-530-500153 | 29,625.00 | |
| Lease Purchase Interest | 10-530-500154 | 2,270.00 | |
| Lease Purchase Principal | 10-599-500153 | 5,405.00 | |
| Lease Purchase Interest | 10-599-500154 | 355.00 | |
| Expenditures | | Decrease | Increase |
| Equipment Rental | 10-510-500021 | | 297,880.00 |
| Equipment Rental | 10-530-500021 | | 31,895.00 |
| Equipment Rental | 10-599-500021 | | 5,760.00 |
| Totals | | \$ 335,535.00 | \$ 335,535.00 |

Purpose: To reclassify Lease Purchase payments to separate line item.

Authorization: Vance County Board of Commissioners
October 4, 2010

- - - - -

See on file monthly report, 911 Emergency Operations
See on file monthly report, Administrative Ambulance Charge-offs
See on file monthly report, Fire and Ambulance Service
See on file monthly report, Human Resources Department
See on file monthly report, Planning and Development Department
See on file monthly report, Public Health Department
See on file monthly report, Tax Office
See on file monthly report, Veterans Service Office

- - - - -

Committee Reports and Recommendations

Warrenton Road Sewer Project. Mr. Ayscue explained that the work for this project has been completed; however, there has been a request by one participating business to provide a sewer tap that will require a line to be bored under the highway to the north side of Warrenton Road. The project came in under budget and there are adequate remaining project funds to provide the tap. Staff would also like to determine if there is any other work that needs to be done within the scope of the project. The Planning and Environmental Committee supports allowing County staff to undertake the necessary steps to have the work completed within the remaining funds, subject to approval by the NC Rural Center.

Motion was made by Commissioner Eddie L. Wright, seconded by Commissioner A. Scott Hughes, vote unanimous, to authorize the County Manager, within the remaining project funds, to take the necessary steps to provide the additional work to complete the project, subject to approval by the NC Rural Center.

Tax Maps Conversion. Mr. Ayscue noted that in the September meeting, the Board of Commissioners referred a recommendation from the Technology Committee to the Planning and Environmental Committee regarding conversion of maps for the Tax Office. After further review, the Planning & Environmental Committee endorses the recommendation (up to \$19,500) and also requests a formal plan from GIS staff to maintain the records once they are converted.

Commissioner Deborah F. Brown asked who would be responsible for maintaining the records and was told that the Planning Director, the County Manager, and the Tax Administrator would be responsible.

Motion was made by Commissioner A. Scott Hughes, seconded by Commissioner Deborah F. Brown, vote unanimous, to approve the recommendation from the Technology Committee as endorsed by the Planning and Environmental Committee to undertake conversion of tax maps in an amount not to exceed \$19,500 from the funds budgeted for implementation of the technology plan, and to further ask for the development of a plan to maintain the records after conversion is completed.

As advertised, at 6:15 p.m., the second of two required public hearings was held to gain citizen input on the adoption of an ordinance, and any amendments thereto, regulating outdoor firing ranges in Vance County.

Rev. Jonathan Sherrod, Pastor of St. Andrews Presbyterian Church, spoke on behalf of the church and presented a resolution adopted by the church in support of the ordinance regulating outdoor firing ranges.

John Price thanked the Board for its prompt attention in adopting a moratorium and the development of an ordinance regulating outdoor shooting ranges in Vance County. He reported that he visited a farm in Harnett County which is located 3,750 feet from an outdoor shooting range. He stated that it sounded like a war zone. He also spoke with a resident of Lillington who lives 1/4 mile from a shooting range and was told that his barn has been hit numerous times by stray bullets. Another neighbor living 1/4 mile from the range reported that his vehicle was struck by a stray bullet. Mr. Price requested the Board to adopt the proposed ordinance regulating outdoor firing ranges in Vance County.

Kym Tyler spoke and presented a letter on behalf of the Roanoke River Basin which endorses the adoption of an outdoor shooting range ordinance in Vance County. Ms. Tyler then spoke on behalf of Mr. John Price, whose time expired during his comments, that he would like the distance from a shooting range and a residence to be at least 2,000 feet.

Mr. Joseph Sears clarified remarks that he had made during the September 20 public hearing regarding definitions. He explained that shot containment is the area inside the berms, and any bullet that strays outside of the berms are considered to be in a surface danger area. He suggested that the matter of unintended consequences be included in the ordinance and that the ordinance clarify if private/personal ranges are affected. He stated that Section 7f speaks of North Carolina land that is owned, but the federal land that is directly behind the proposed site is leased

by the Corps of Engineers. The ordinance does not address this. He stated that the ordinance needs to address tactical training. He asked who would ensure that NRA guidelines are followed.

Tim McAllister stated that if shooting ranges are going to be regulated, he suggested that all shooting ranges be regulated including backyard target shooters and hunters.

Bob Kemp stated that he is concerned whether or not hunting clubs would be affected by the proposed ordinance. Chairman Wright stated that this is a matter that is still under debate.

As there were no other persons wishing to speak on the matter, Chairman Danny W. Wright declared the public hearing closed.

Commissioner A. Scott Hughes spoke regarding Mr. Kemp's concern and asked if a grandfather clause could be incorporated into the ordinance.

Motion was made by Commissioner A. Scott Hughes to refer tonight's comments and the draft ordinance to the Planning and Environmental Committee for a recommendation back to the full Board by the November 1st regular meeting. This motion was seconded by Commissioner R. Dan Brummitt.

Commissioner Deborah F. Brown stated that the Board does not need to delay any action on this matter. The two required public hearings have been held and the proposed ordinance has been reviewed by Planning staff, the Planning Board, and the County Attorney.

Commissioner A. Scott Hughes stated that the purpose of his motion is to allow time to address unanswered questions such as private ranges, grandfather clause, etc.

Commissioner R. Dan Brummitt stated that the Planning and Environmental Committee met today and there were several issues raised that need more attention. Also, the comments made tonight by the public need to be taken into consideration. It is not ready to be acted upon at this time.

Commissioner Deborah F. Brown stated that if any changes need to be made once it is adopted, that may be done accordingly.

Commissioner R. Dan Brummitt asked the County Attorney - if this ordinance is adopted tonight, are there some legal consequences? Attorney Care stated that nothing that was discussed during today's Committee meeting was to address any potential legal issues with the document. The only thing that was discussed today was to further clarify or provide additional means of control and possibly days and hours of operation. Commissioner Brummitt stated that if the ordinance is adopted tonight and there were provisions that do not accomplish what is needed, the

moratorium expires in 55 days, the Board would have to go back through this entire process of public hearings to make any changes.

Commissioner Deborah F. Brown called for the question.

Vote on the motion to refer tonight's comments and the draft ordinance to the Planning and Environmental Committee for a recommendation back to the full Board by the November 1st regular meeting failed by a vote of ayes - three (3); noes - four (4), with the dissenting votes being cast by Commissioners Deborah F. Brown, Terry E. Garrison, J. Timothy Pegram, and Eddie L. Wright.

Motion was made by Commissioner Deborah F. Brown to adopt the proposed ordinance as presented, but with one change - that all references of 1/4 mile should be changed to 1/2 mile (2,640 feet).

Commissioner Brown stated that Vance County is small, and a 1/4 mile barrier is not enough. This also limits the potential residential development within the county.

The motion was seconded by Commissioner Terry E. Garrison. Chairman Danny W. Wright amended the motion to include that any range is not allowed to be open on Sundays. Commissioners Brown and Garrison accepted the amendment.

Commissioner A. Scott Hughes stated that he disagrees with the 1/2 mile distance. He would like to see some statistical reasoning for this. He cannot support the 1/2 mile change.

Commissioner R. Dan Brummitt pointed out reasons why the document is not ready to be adopted at this time. He stated that the 1/4 mile distance is satisfactory as deemed by other ordinances. The 1/2 mile distance steps outside the precedence and puts the County at risk with the ordinance being enforceable. The ordinance also includes a surface danger zone which needs to be subject to the actual firearms being discharged. The comments received tonight need to be taken into consideration before the ordinance is adopted. There are "and/or" issues throughout the ordinance that could limit ability to enforce the ordinance. There are also some typos that need to be corrected. He stated that the moratorium that is currently in effect will protect public safety while the ordinance is properly developed.

Commissioner Deborah F. Brown called for the question.

Attorney Care stated that he is not comfortable with the legal basis for 1/2 mile. Commissioner Brown stated that she is not comfortable with 1/4 mile.

Vote on the motion to adopt the ordinance as presented, while changing all references of 1/4 mile to 1/2 mile (2,640 feet), and not allowing ranges to operate on Sundays passed by a vote of ayes - five (5); noes - two (2), with the dissenting votes being cast by Commissioners A. Scott Hughes and R. Dan Brummitt.

Pending Business

County Water Project. Mr. Ayscue reported that discussions continue between the County and the City for purchase of water and for system operation and maintenance. Once details are agreed upon, each board will be asked to approve a formal agreement. *Phase 1A.* The County's engineer has redesigned the initial part of 1A according to sign-ups. Sign-ups continue to come in, with the possibility of one or two roads to be added. A tentative site for an overhead water tank has been located and is currently being reviewed. *Phase 1B.* The Kittrell Water Association and USDA continue to work together to seek funding for Phase 1B, consistent with action taken by the Commissioners in December 2009. The Water Association has begun its sign-up campaign. *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. Two additional sign-up meetings were held last month, and sign-ups continue to be received.

US #1 South Sewer Project. Mr. Ayscue stated 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 grant agreement has been signed and submitted to the Rural Center. The Board of Commissioners authorized the County Manager to negotiate a contract with W.K. Dickson, and if those negotiations were to be unsuccessful, to move on to the second or third companies. Those discussions are now in progress.

Subdivision Road Conditions. Mr. Ayscue reported that this matter was discussed during today's Planning and Environmental Committee. A recommendation will be developed, with a report to be made to the Board of Commissioners in the November meeting.

- - - - -

The Board of Commissioners for the County of Vance, North Carolina, met in a regular meeting in the Commissioners' Conference Room at the Vance County Administration Building located at 122 Young Street in Henderson, North Carolina at 7:00 p.m. on October 4, 2010.

Present: Chairman Danny W. Wright, presiding, and Commissioners R. Dan Brummitt, Deborah F. Brown, Terry E. Garrison, A. Scott Hughes, J. Timothy Pegram, and Eddie L. Wright.

Absent: None.

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

* * * * *

The Chairman announced that this was the hour and day of the public hearing on a proposed installment financing agreement to be entered into by the County of Vance, North Carolina (the "County") pursuant to Section 160A-20 of the General Statutes of North Carolina in an amount not to exceed \$4,000,000 for the purpose of paying the costs of constructing, renovating and equipping improvements to New Hope Elementary School, Carver Elementary School, L. B. Yancey Elementary School, E. M. Rollins Elementary School and Northern Vance High School (the "Project"). The Chairman also announced that this was the hour and day of the public hearing on the proposed acquisition by the County of the school site where the Project will be located to be used for school purposes pursuant to Section 153A-158.1 of the General Statutes of North Carolina.

The Chairman acknowledged due publication of a notice of public hearing in a newspaper with general circulation in said County as required by Section 160A-20 and Section 153A-158.1 of the General Statutes of North Carolina and directed the Clerk to the Board to attach the affidavit showing publication in said newspaper on a date at least ten (10) days prior to the date hereof as Exhibit A hereto.

The Chairman then announced that the Board of Commissioners would immediately hear anyone who might wish to be heard on the advisability of the proposed Project, financing or property acquisition as described above.

As there was no one present who wished to speak on the matter, Chairman Danny W. Wright declared the public hearing closed.

Thereupon, Chairman Danny W. Wright introduced the following resolution the title of which was read and copies of which had been distributed to each Commissioner:

RESOLUTION ACCEPTING THE PROPOSAL OF BRANCH BANKING AND TRUST COMPANY IN CONNECTION WITH AN INSTALLMENT FINANCING FOR THE ACQUISITION, CONSTRUCTION, RENOVATION AND EQUIPPING OF CERTAIN PUBLIC SCHOOL FACILITIES

WHEREAS, the County of Vance, North Carolina (the "County") intends to enter into an installment financing agreement pursuant to Section 160A-20 of the General Statutes of North Carolina for the purpose of paying the costs of constructing, renovating and equipping improvements to New Hope Elementary School, Carver Elementary School, L. B. Yancey Elementary School, E. M. Rollins Elementary School and Northern Vance High School (the "Project"); and

WHEREAS, the County has solicited proposals from various financial institutions to provide the financing for such improvements; and

WHEREAS, upon careful review and consideration of the proposals submitted by banks to provide such financing, the County desires to accept the proposal of Branch Banking and Trust Company (the "Lender").

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners (the "Board") for the County of Vance, North Carolina (the "County") as follows:

1. The proposal of the Lender to provide financing through an installment financing agreement in the principal amount not to exceed of \$4,000,000 for the purpose of providing funds to pay the costs of the Project and associated financing costs is hereby accepted, subject to further approval of the particular documentation related thereto by the Board.

2. The County Manager and the Finance Director of the County are each hereby authorized and directed to execute and deliver such documentation as may be necessary to accept the proposal of the Lender.

3. This resolution shall take effect immediately upon its passage.

Upon motion of Commissioner Deborah F. Brown, seconded by Commissioner Eddie L. Wright, the foregoing resolution was adopted by the following vote:

Ayes: Chairman Danny W. Wright, Commissioners R. Dan Brummitt, Deborah F. Brown, Terry E. Garrison, A. Scott Hughes, J. Timothy Pegram, and Eddie L. Wright.

Noes: None.

Thereupon, Chairman Danny W. Wright introduced the following resolution the title of which was read and copies of which had been distributed to each Commissioner:

RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS REGARDING THE FINANCING OF THE ACQUISITION, CONSTRUCTION, RENOVATION AND EQUIPPING OF CERTAIN PUBLIC SCHOOL FACILITIES PURSUANT TO AN INSTALLMENT FINANCING AGREEMENT AND REQUESTING THE LOCAL GOVERNMENT COMMISSION TO APPROVE THE FINANCING ARRANGEMENT

WHEREAS, the County of Vance, North Carolina (the "County") desires enter into an installment financing contract with Branch Banking & Trust Company (the "Bank:") pursuant to G.S. 160A-20 for the purpose of paying the costs of constructing, renovating and equipping improvements to New Hope Elementary School, Carver Elementary School, L. B. Yancey Elementary School, E. M. Rollins Elementary School and Northern Vance High School (the "Project") to better serve the citizens of the County; and

WHEREAS, in order to secure the payment obligations of the County to the Bank in connection with such installment financing contract, the Vance County Board of Education will convey the site of the New Hope Elementary School to the County pursuant to G.S. 153A-158.1 and thereafter the County will convey to the Bank a Deed of Trust on New Hope Elementary School; and

WHEREAS, findings of fact by this governing body must be presented to enable the North Carolina Local Government Commission to make its findings prior to approval of the proposed installment financing arrangement;

BE IT RESOLVED by the Board of Commissioners (the "Board") for the County of Vance, North Carolina (the "County") as follows:

Section 1. The Board does hereby find and determine as follows:

(a) The proposed contract is necessary or expedient because it will result in much needed improvements to several school facilities in the County.

(b) The proposed contract is preferable to a bond issue for the same purpose because the size of this debt issue would not allow for proper savings on the more favorable rates of a general obligation bond versus the costs of issuing a general obligation bond.

(c) The sums to fall due under the contract are adequate and not excessive for the proposed purpose because this financing takes advantage of Qualified School Construction Bond financing and the effective interest rate of the financing is expected to be at or near zero percent.

(d) The County's debt management procedures and policies are good because all debt management practices have been made in accordance with State law.

- (e) The County is not in default in any of its debt service obligations.
- (f) The attorney for the County has rendered an opinion that the proposed Project is authorized by law and is a purpose for which public funds may be expended pursuant to the Constitution and laws of North Carolina.

Section 2. The Board hereby authorizes, ratifies and approves the filing of an application with the Local Government Commission for approval of the Installment Financing Agreement (the "Agreement") and requests the Local Government Commission to approve of the Agreement and the proposed financing in connection therewith.

Section 3. The Board hereby authorizes the County accepting a conveyance of the site of New Hope Elementary School from the Vance County Board of Education with the intent that such site be made the subject of a Deed of Trust securing the obligations to the Bank pursuant to the installment financing contract.

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

Upon motion of Commissioner Eddie L. Wright, seconded by Commissioner Terry E. Garrison, the foregoing resolution was adopted by the following vote:

Ayes: Chairman Danny W. Wright, Commissioners R. Dan Brummitt, Deborah F. Brown, Terry E. Garrison, A. Scott Hughes, J. Timothy Pegram, and Eddie L. Wright.

Noes: None

* * * * *

I, Kelly H. Grissom, Clerk to the Board of Commissioners for the County of Vance, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of such much of the proceedings of said Board, at a regular meeting held on October 4, 2010 as it relates in any way to the holding of a public hearing relating to an installment financing for the County and the passage of the foregoing resolutions relating to such installment financing and that said proceedings are recorded in the minutes of said Board.

I DO HEREBY FURTHER CERTIFY that proper notice of such regular meeting was given as required by North Carolina law.

WITNESS my hand and official seal of said County this 4th day of October, 2010.

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

- - - - -

Brian Short, Emergency Operations Director, was next on the agenda and stated that Vance County is a member of the State Domestic Preparedness Region 4 (DPR-4). As a part of the 2009 Homeland Security Grant Program (HSGP), DPR-4 applied for the federal funding necessary to equip as many emergency shelters as possible with transfer switches and the necessary wiring to receive and utilize a generator. Vance County utilizes schools as emergency shelters, and none of our schools are equipped with backup generators. Mr. Short reported that Vance County's grant request was awarded in part by receiving funding necessary to install transfer switches but no funding for actual generators. Additional funding has also been awarded for the completion of the project estimated to take place early next year.

In total, \$200,000 was received for the region, which consists of ten counties. Each county is slated to receive up to three transfer switches not to exceed \$20,000 per county. As the lead applicant for this project, Vance County is the fiduciary of the grant award. Mr. Short explained that the grant does not require a local match, but does require funds to be expended up front. Once the purchases are complete, Vance County will be reimbursed for all expenditures. The time frame for reimbursement is approximately 60 days. If any of the ten counties opt out of the grant, the share for each remaining county will be increased accordingly.

Mr. Short explained that the Schools have agreed to perform the installation of the wiring and transfer switches, which will allow more funds to be spent elsewhere. The goal is to equip three schools - one in the northern, central, and southern part of the county. If there are not enough funds for three schools, then one or two will be equipped in the central part of the county.

Mr. Short stated that there is a Memorandum of Agreement between Vance County and the State of North Carolina ensuring protection of liability.

After discussion, motion was made by Commissioner R. Dan Brummitt to allow Vance County to act as the fiduciary agent for the 2009 Homeland Security Grant Program and allocate \$200,000 from the General Fund to be immediately reimbursed by the State. This motion was seconded by Commissioner Terry E. Garrison and unanimously approved.

Margaret Peck appeared before the Board and invited everyone to attend the All-Paths Blessing of Animals on Saturday, October 16 from 10:00 a.m. to 2:00 p.m. at Tractor Supply. She suggested that a tax assessment be established for all fertile animals, and also suggested that the County contract out the management of the animal control department.

County Manager's Report

Bid Award and Approval of Contract for Roof Replacement. Mr. Ayscue reported that the Schools have taken formal bids for roof replacement and related work at the Administrative Office Building on Graham Avenue. Gupton Services, Inc. (Gupton Roofing of Henderson) was the low bidder at \$164,000 for the project. The County owns the building and should award the bid and approve the contract.

Motion was made by Commissioner R. Dan Brummitt, seconded by Commissioner Terry E. Garrison, vote unanimous, to award the bid for roof replacement and related work at the Schools Administrative Office Building to Gupton Services, Inc. in the amount of \$164,000 with funds to be derived from the Capital Reserve Fund - Schools.

NC Veterans Park. Mr. Ayscue stated that the North Carolina Association of County Commissioners is requesting participation by each of the 100 counties in the NC Veterans Park in Fayetteville. Scheduled to open in July 2011, the park will have a wall that will bear handcasts of veterans. Each county is being asked to select a resident veteran of any era to go to Fayetteville and have the bronze hand cast done. Further, there is a request for a soil sample from each county that will go into the construction of columns in the park. If approved, Mrs. Sandra Grissom, Veterans Services Officer, will be the project coordinator and devise a method of selecting a veteran to do the handcasting. She will also provide transportation for the selected veteran if necessary.

Motion was made by Commissioner R. Dan Brummitt to approve participation in the project and authorize the reimbursement of travel expenses to Fayetteville for the handcasting to be done by the veteran selected. This motion was seconded by Commissioner A. Scott Hughes and unanimously approved.

Miscellaneous

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

Vance County Appearance Commission - 3 year term

Re-appoint Marion Perry and Elizabeth Wyatt.

Appoint Dorothy Bell to fill vacant position.

No other applications received.

Kerr Tar COG Regional Aging Advisory Council - 3 year term

Appoint Marian Blackwell and Melvin Sloan to fill vacant positions.

No other applications received.

Motion was made by Commissioner Deborah F. Brown, seconded by Commissioner Terry E. Garrison, vote unanimous, to re-appoint Marion Perry and Elizabeth Wyatt and appoint Dorothy Bell to the Vance County Appearance Commission as presented.

Motion was made by Commissioner Terry E. Garrison to appoint Marian Blackwell and Melvin Sloan to the Kerr Tar COG Regional Aging Advisory Council for three year terms. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Mary Helen Jones appeared before the Board and introduced Ms. Molly Buckham as our new Ag Agent. Ms. Buckham will be working in Vance and Granville counties in the field crop and livestock areas. Ms. Buckham spoke and stated that she is excited to step into this position, and is eager to help the community to build up crops and livestock in the county.

At this time, motion was made by Commissioner Deborah F. Brown, seconded by Commissioner Eddie L. Wright, vote unanimous, to enter into closed session for the purpose of discussing a legal matter.

Upon return to open session, and as there was no further business, at 8:30 p.m., motion was made by Commissioner R. Dan Brummitt, seconded by Commissioner A. Scott Hughes, vote unanimous, that the meeting be adjourned.

Approved and signed November 1, 2010.

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