

STATE OF NORTH CAROLINA

COUNTY OF VANCE

The Vance County Board of Commissioners met in regular session on Monday, August 3, 2009 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 Dan Brummitt, Commissioners Eddie L. Wright, Deborah F. Brown, Terry E. Garrison, A. Scott Hughes, J. Timothy Pegram, and Danny W. Wright.

Absent: None.

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

Commissioner Danny W. Wright gave the invocation.

Margaret Peck was first on the agenda and requested the Board to consider incorporating a feral cat trap-neuter-return policy into the County's Animal Control program. She stated that in 2008, Animal Control Officers had picked up over 1,400 cats, dogs and horses within a three month period. According to Ms. Peck, if a trap-neuter-return policy was in place, these numbers would be significantly lower. She asked for a moratorium to be placed on the killing of healthy, already spayed/neutered cats. She also suggested that an additional tax be assessed to residents owning fertile cats and/or dogs.

The Board decided to refer this matter to the Animal Control Advisory Committee, in conjunction with Animal Control staff, and bring a recommendation to the Public Safety Committee. Ms. Peck will be informed of all recommendations.

Bud Cohoon, Triangle North Executive Director, was next on the agenda and provided an update on the Triangle North project. Triangle North Franklin is a 252 acre technology park adjacent to Triangle North Executive Airport with a 33,000 square foot shell building ready for occupancy. Triangle North Granville is a 527 acre life sciences and technology park with three miles of frontage along Interstate 85 west of Vance-Granville Community College. Triangle North Vance is a 422 acre mid-tech park on the southeastern side of Interstate 85, across the Interstate from Vance-Granville Community College. Triangle North Warren is a 1,000 acre mega-site off of Interstate 85 and US 1/158 ideal for manufacturing, logistics and distribution, and the companies that service and supply them.

Chairman Brummitt thanked Mr. Cohoon for his presentation and stated that he looked forward to the success of this major project.

Commissioner Danny W. Wright stated that we contract with the Research Triangle Regional Partnership for Mr. Cohoon's services through a State grant. He stated that our best days are just ahead.

Ms. Valerie Hennike, Five County Mental Health Authority Area Director, appeared before the Board regarding the new crisis center which opened on May 20, 2009 in Vance County. The center is located on Parkview Drive which is behind the Social Security Administration building on Beckford Drive.

Ms. Hennike stated that any citizen in the five county area can come at any time - 24/7. Those that are experiencing a mental health crisis will be assessed to determine the best treatment. The facility has eight beds and four chairs that are in an isolated area. The length of stay depends on the intensity of the mental health crisis, but most patients are released within three days. The facility has shown to be a tremendous help to law enforcement officers that would otherwise be waiting with the patient in the emergency room for several hours. Ms. Hennike presented a monthly report which reflected the number of patients served and the average length of stay in hours.

Ms. Hennike answered questions from the Board. Chairman Brummitt thanked her for her presentation and stated that he looks forward to greater success in dealing with mental health issues.

Mr. Joseph Brodie, AAU Youth League Football, was next on the agenda to discuss the AAU Youth League Program. He stated that the Amateur Athletic Union is a nationwide organization which has produced some scholar athletes. The program supports itself through fundraising and donations. He asked the Board for its support and help with resources for travel to and from various games. He noted that the athletic director of Southern Vance High School has offered the use of the football field to the Youth League for some of their home games.

Commissioner Eddie L. Wright suggested that Mr. Brodie submit a budget request to the Board during next year's budget deliberations.

Commissioner Danny W. Wright thanked Mr. Brodie for the good work that he is doing with the youth program. He directed the County Manager to research and see what resources are available for Mr. Brodie as far as transportation needs and field needs are concerned.

Commissioner Deborah F. Brown echoed Commissioner Eddie Wright's remarks and added that the County has guidelines for funding non-profit organizations. She encouraged Mr. Brodie to

get a copy of the guidelines and submit a budget proposal for next year's budget.

Commissioner Brown requested that the Board consider funding other non-profit organizations and not always the same ones that have been funded for the past several years.

Commissioner A. Scott Hughes suggested that Mr. Brodie meet with the School Board to inquire about purchasing a surplus school bus for his travel needs.

Chairman Brummitt thanked Mr. Brodie for his involvement in recreational football and stated that the children he comes in contact with will appreciate him for a long time to come.

Deryl Von Williams appeared before the Board regarding the request for proposals for the Vance Manor building. She asked if any responses had been received to the request for proposals and was told that four RFPs had been received. A report will be made later in this meeting in that regard.

Public comments were held next. George Rush spoke and invited the Board and all those in attendance to a fundraising event for ACTS (Area Christians Together in Service). The event will take place on August 15 at 11:00 a.m. at the old Winn Dixie store on Dabney Drive (rain date is August 16). Many vendors will be in attendance as well as a band and DJ. He encouraged the Commissioners to attend if possible.

Motion was made by Commissioner A. Scott Hughes, seconded by Commissioner Danny W. Wright, vote unanimous, that the following consent agenda items be approved as presented: Budget Amendments #1 - #3, July 2009 Refunds, July 2009 Ambulance Charge-Offs in the amount of \$2,240.66, July 2009 Monthly Reports received and filed, and the minutes of the June 24, 2009 special meeting and the July 6, 2009 regular meeting.

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Budget Amendment #1			
General Fund			
Expenditures	Code	Decrease	Increase
Contracted Services	10-504-500045		8,966.00
Part Time Salaries	10-504-500002	8,010.00	
FICA	10-504-500005	613.00	
Workers Comp	10-504-500037	343.00	
Totals		\$ 8,966.00	\$ 8,966.00

Purpose: To transfer contract amount for cleaning of the building from salaries and benefits.

Authorization: Vance County Board of Commissioners
August 3, 2009

**Budget Amendment #2
General Fund**

Expenditures	Code	Increase	Increase
Capital Outlay	10-510-500074		43,114.00
 Revenues			
Insurance Reimbursement	10-367-436702	29,374.00	
Sheriff Interdiction Funds	10-359-435917	13,740.00	
Totals		\$ 43,114.00	\$ 43,114.00

Purpose: To record purchase of two replacement sheriff vehicles from insurance proceeds and sheriff interdiction funds.

Authorization: Vance County Board of Commissioners
August 3, 2009

**Budget Amendment #3
General Fund
ETS Wireless Fund**

**Fund 10 - General Fund
911 Emergency**

Expenditures	Code	Increase	Increase
Special Projects	10-621-500062		13,274.00

Revenues	Code	Increase
Transfer from ETS Wireless	10-397-439771	13,274.00

Fund 71 - ETS Wireless Fund

Expenditures	Code	Increase	Increase
Special Projects	71-751-500062		13,274.00
Transfer to General Fund	71-751-500300	13,274.00	

Totals		\$ 13,274.00	\$ 13,274.00
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Purpose: To transfer amount from ETS Wireless to General Fund for remainder of ETS balance.

Authorization: Vance County Board of Commissioners
August 3, 2009

**REFUNDS
July 2009**

Name	Year	Amount	Reason
Tina B. Wilkins	2008	2.30	Vehicle Tax
Larry R. Ayscue	2008	3.36	Vehicle Tax
Virginia N. Forbes	2008	11.30	Vehicle Tax

Name	Year	Amount	Reason
Janie M. Jones	2008	17.01	Vehicle Tax
Cory D. Bullock	2008	8.70	Vehicle Tax
David Smith Estate	2008	20.31	Vehicle Tax
Tammie W. Matthews	2008	13.68	Vehicle Tax
Froilan F. Fallas	2008	11.19	Vehicle Tax
Edward F. Spain	2008	63.90	Vehicle Tax
Sharon G. Sweeney	2008	1.44	Vehicle Tax
Marty W. Garrett	2008	25.50	Vehicle Tax
Severiano Escamilla	2008	2.40	Vehicle Tax
Emma Wortham	2008	43.14	Vehicle Tax
George T. Dickie	2008	24.12	Vehicle Tax
Leonard A. Derr	2008	20.00	Overage Tax
Alton Harp, Jr.	2008	23.85	Vehicle Tax
Variety Wholesalers	2008	203.95	Vehicle Tax - 9 vehicles
Tina B. Wilkins	2008	.08	Fire Tax
Larry R. Ayscue	2008	.12	Fire Tax
Virginia N. Forbes	2008	.36	Fire Tax
Cory D. Bullock	2008	.30	Fire Tax
David Smith Estate	2008	.66	Fire Tax
Tammie W. Matthews	2008	.48	Fire Tax
Froilan F. Fallas	2008	.36	Fire Tax
Edward F. Spain	2008	2.07	Fire Tax
Severiano Escamilla	2008	.08	Fire Tax
Alton Harp, Jr.	2008	.78	Fire Tax
Total		\$ 501.44	Fiscal y-t-d - \$ 501.44

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, 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

Human Resources Committee - Position Vacancies. Human Resources Director Argretta

Johen requested the Board to allow filling the following position vacancies as recommended by the

Human Resources Committee:

Department of Social Services

- Social Worker IAT
- Income Maintenance Supervisor II
- Income Maintenance Caseworker

Sheriff's Department

- Deputy Sheriff

Jail

- Detention Officer

Fire and Ambulance
EMT-B/Firefighter
Paramedic/Firefighter

Motion was made by Commissioner A. Scott Hughes to approve the recommendation of the Human Resources Committee as presented. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Planning & Environmental Committee. Mr. Ayscue reported that this Committee met on Friday, July 31 to consider recommendations to the Board of Commissioners for members of the newly formed Henderson-Vance Economic Development Commission (EDC). The City appointed its three members during its July 27 Council Meeting. The County needs to appoint its six members. The Committee recommended that Mr. Terry Garrison be appointed to the Commissioner position on the EDC for a three-year term. Five others need to be appointed to fill the additional three-year term, two two-year terms, and two one-year terms.

The Planning & Environmental Committee recommended that each Commissioner vote for five individuals to be appointed to the EDC. The top five chosen would be appointed and their names will be drawn from a box to determine the term lengths.

Motion was made by Commissioner Eddie L. Wright, seconded by Commissioner Danny W. Wright, vote unanimous, to appoint Terry Garrison to fill the Commissioner position on the Economic Development Commission.

Each Commissioner was given a ballot in order for them to vote for their top five choices. The results were Thomas Church, John Foster, Paul Harris, Charles Teeter, and Sam Watkins. Their names were then drawn from a box to determine the term lengths. The results were: John Foster - three-year term; Thomas Church and Charles Teeter - two-year terms; and Paul Harris and Sam Watkins - one-year terms.

Motion was made by Commissioner A. Scott Hughes, seconded by Commissioner Eddie L. Wright, vote unanimous, that the following individuals be appointed to the Henderson-Vance Economic Development Commission:

John Foster - three-year term
Thomas Church - two-year term
Charles Teeter - two-year term
Paul Harris - one-year term
Sam Watkins - one year term

Chairman Brummitt thanked all of the individuals that submitted applications to the EDC for their interest in serving the citizens of Henderson and Vance County.

Commissioner A. Scott Hughes asked for the Board's consensus to place the Commissioner's meeting agenda on the County's website prior to the meeting. The Board agreed to this as long as it is disclosed as being subject to change.

Planning & Environmental Committee - RFPs for Vance Manor. Mr. Ayscue stated that the Committee also discussed the proposals for the Vance Manor pre-development study and is prepared to make a recommendation. Mr. Jordan McMillen, Planning Services Manager, stated that four proposals were received for the Vance Manor Re-use Feasibility Study as follows: The Freelon Group - \$39,250; Kilian Engineering - \$38,800; Entasis Design - \$27,800; and Major S. Sanders, Jr., AIA. The proposal from Major Sanders did not include a "not to exceed" amount. Costs were proposed by hourly rates.

The Planning & Environmental Committee recommended the bid be awarded to Entasis Design in the amount of \$27,800.

Motion was made by Commissioner Terry E. Garrison to accept the recommendation of the Planning & Environmental Committee and award the bid to Entasis Design in the amount of \$27,800 to perform a pre-development feasibility study on the former Vance Manor building. This motion was seconded by Commissioner A. Scott Hughes and unanimously approved.

Pending Business

County Water Project. The engineering design and specifications work has been completed for Phase 1A by Hobbs, Upchurch, & Associates, Inc. The County continues to seek additional grant funds for Phase 1A and the remaining phases of the project. USDA Rural Development has indicated the possible availability of funds for at least part of the remaining phases in the current federal fiscal year. Discussions continue between County staff and engineers with City of Henderson counterparts regarding arrangements to purchase water in bulk rates and contracting with the City for operation and maintenance of the system. The City has an interest in both selling water to the County and providing system operation and maintenance.

Warrenton Road Sewer Project. John Hamme, Project Engineer, has completed the project design work and the project has been put out to bid. Bids will be received and opened on Thursday, August 20 at 2:00 p.m. Commissioners will then be asked to award bids in the September meeting. The Sedimentation and Erosion Control Plan and NC Division of Water Quality permit have been approved by the State. Easement surveys have been completed and the agreements are being executed by the County Attorney with property owners. Construction should be completed within

120 days after contracts are signed.

Building Reuse Project. The County was awarded a \$25,000 pre-development grant from the NC Rural Economic Development Center for the purpose of studying the former Vance Manor building and developing a building use plan. A local match of \$4,000 is required, for a total budget of \$29,000. Requests for Proposal were advertised and distributed for response by July 30 at 5:00 p.m. The award of bid was handled earlier during this meeting.

County Manager's Report

Joint EDC Agreement. Mr. Ayscue noted that on July 6, the County approved an agreement with the City of Henderson for economic development. The City followed with approval with minor changes in Section 4(B) and 4(C) of the agreement which both provide reference to specific General Statutes. The County needs to approve the amendments so that the agreement can be properly executed.

Motion was made by Commissioner Eddie L. Wright, seconded by Commissioner A. Scott Hughes, vote unanimous, to approve the amendments to Section 4(B) and 4(C) of the Joint Economic Development Commission agreement between the City and County.

Supplemental Retirement Income Plan. Argretta Johen, Human Resources Director, stated that the County participates in a 401(k) plan through the NC Retirement System, which in turn has selected The Prudential Insurance Company of America as the Third Party Administrator. In order for the County to continue to participate in this plan, a formal agreement must be approved and executed contingent upon approval by the County Attorney.

Motion was made by Commissioner Danny W. Wright, seconded by Commissioner Deborah F. Brown, vote unanimous, to approve the Third Party Administrator Agreement for the Supplemental Retirement Income Plan of NC with The Prudential Insurance Company of America, contingent upon approval by the County Attorney.

Semi-Annual Jail Inspection. Mr. Ayscue stated that the June 18th inspection report of the Vance County Jail has been received and a response letter from the Sheriff was presented to the Board. The report must be received on record by the Board of Commissioners.

Motion was made by Commissioner A. Scott Hughes to receive the June 18, 2009 inspection report of the Vance County Jail and the response letter from the Sheriff. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Jail Renovation Change Order. Mr. Ayscue stated that the architect contacted him this

morning requesting approval of a change order for renovations at the jail. The change order is in the amount of \$1,394 to clean and paint duct work in the kitchen area.

Motion was made by Commissioner Danny W. Wright, seconded by Commissioner A. Scott Hughes, vote unanimous, to approve the change order in the amount of \$1,394 to clean and paint duct work in the kitchen area of the Jail.

Schools' Capital Outlay. Mr. Ayscue explained that the Schools submitted an itemized capital outlay listing for the current budget year. Since the list was not ready in time for adoption of the budget ordinance, the total amount of \$425,000 was approved but is being withheld, subject to approval of the itemized listing.

Motion was made by Commissioner Deborah F. Brown to approve the itemized list of capital outlay for the Vance County Schools for FY 2009-10 as presented. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

ARRA Bond Applications. Mr. Ayscue reported that the American Recovery and Reinvestment Act of 2009 included special funds for Public Schools. An additional amount of QZAB's (Qualified Zone Academy Bonds) and funding for QSCB's (Qualified School Construction Bonds) were made available. Like many other ARRA funding opportunities, the application window was very narrow, and the submission deadline for these two funds was July 31. The Vance County Schools applied for \$2 million of QZAB's and \$1,536,396 of QSCB's, both of which are interest free loans. The Board of County Commissioners must also approve these two applications. The State agreed to allow the Schools to submit the applications and follow up with the County's approval after the August meeting. Approval of the applications does not obligate the County to use these funds, but it allows the door to stay open if need be.

Motion was made by Commissioner Danny W. Wright to approve the submission of applications for \$2 million of Qualified Zone Academy Bonds and \$1,536,396 of Qualified School Construction Bonds, contingent upon further action by the Board of Commissioners prior to obligation of these funds. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

NC REDC Economic Development Grant. Mr. Ayscue stated that a grant of \$75,000 from the North Carolina Rural Economic Development Commission has been received for job creation by a local company (ACS). Interior renovations need to be complete in order to add 130+ jobs at the current site. The majority of the jobs will be telephone operators for the call center. The formal

agreements must be approved and executed by the County. Commissioner Deborah F. Brown asked for a list of the job titles and the number of jobs that will be created.

Commissioner Danny W. Wright moved to approve the grant agreement and authorize the County Manager to execute the agreement. Commissioner Eddie L. Wright seconded the motion and it was unanimously approved.

Abandonment of Portions of SR 1260 and SR 1292. Mr. Ayscue reported that Vance-Granville Community College is requesting that the NC DOT abandon a portion of State Road 1260 and a portion of State Road 1292. This is necessary in order for the current speed bumps to be in existence and due to building encroachments on the rights-of-way.

This item was referred to the Planning & Environmental Committee for further review.

Golden LEAF Foundation Proposals. Mr. Ayscue explained that the planning process for Golden LEAF Foundation funding of up to \$2 million for Vance County has reached a point where project proposals must be developed and then submitted in draft form to the Golden LEAF Foundation no later than Monday, August 10. Project proposals may be submitted only by units of local government and/or non-profit organizations [501(c)3]. Golden LEAF staff will review the proposals and provide feedback. In the next Golden LEAF forum on August 17, the planning process participants will prioritize the proposals and submit up to \$2 million of grant proposals to the Golden LEAF Board of Directors, which will make the final decision. The three priorities that have been identified by the County are Education, Economic Development, and Emergency Services. The water project would allow water to be served to those schools that are currently on well water, and would allow additional fire hydrants in rural areas for fire protection (\$750,000). Regarding infrastructure, the grant could provide seed monies for the proposed Kittrell sewer line (\$250,000).

Mr. Ayscue asked for the Board's guidance as far as encompassing all three priorities in the proposals to the Golden LEAF Foundation and, further, asked if those priorities were satisfactory to the Board. Chairman Brummitt stated that he supported the three priorities mentioned.

Commissioner Terry E. Garrison suggested that the Planning & Environmental Committee meet to formulate a strategy for the proposals.

Commissioner Deborah F. Brown asked if anyone had considered collaborating with non-profit groups in submitting the proposals. She stated that there may be some other projects that may benefit from the County's priorities (Education, Economic Development, and Emergency Services).

Chairman Brummitt stated that all proposals submitted to the Golden LEAF Foundation will

be considered equally. He agreed that the Planning & Environmental Committee should meet to review this matter further.

Commissioner Danny W. Wright stated that the final decision rests with the Golden LEAF Foundation Board of Directors. The County is submitting a grant request, just as several other organizations will be submitting a request. There is a chance that the County will only be funded a part of its request, or it may not be funded at all.

Mr. Ayscue asked the Board if it would be willing to empower the Planning & Environmental Committee in finalizing the grant proposals. The Board agreed to this, and asked that the other members of the Board be notified of the Committee's decision before the proposals are submitted.

Chairman Brummitt brought up the topic of the Kittrell Sewer Project. According to him, the Board has only endorsed the planning process for the sewer project, and not the project itself. He stated that this project was originally introduced as a project that could be supported by state and federal funds.

Commissioner Terry E. Garrison suggested that this issue be addressed now so that the Planning & Environmental Committee will be clear on which direction to proceed regarding the sewer project. He stated that his recollection was that the Board supported pursuing the sewer project.

Motion was made by Commissioner Terry E. Garrison that the Board of Commissioners support the project of a sewer line being installed from Henderson to Kittrell. This motion was seconded by Commissioner A. Scott Hughes.

Chairman Brummitt stated that there are too many unanswered questions regarding the sewer project to submit it to the Golden LEAF Foundation.

Commissioner Deborah F. Brown suggested that the issue of the Board supporting the sewer project should be reviewed by the Planning & Environmental Committee.

Bill Edwards, Chamber of Commerce, was present and stated that the resolution adopted by the Board of Commissioners states that the Board does support the project itself. The Henderson City Council also adopted a resolution stating that it supports the project as well. He asked the Board to submit the grant request to the Golden LEAF Foundation for \$250,000 as seed money for the project.

Commissioner Danny W. Wright stated that any time water or sewer can be installed in Vance County, it is a plus for the County. He supports the idea of submitting the grant proposal to

the Golden LEAF Foundation for the sewer project.

At this time, Commissioner Terry E. Garrison withdrew his motion.

A meeting of the Planning & Environmental Committee was scheduled for Thursday, August 6 at 12:00 noon to discuss this matter further.

Motion was made by Commissioner Deborah F. Brown to empower the Planning & Environment Committee to act on behalf of the full Board in finalizing the grant proposals to the Golden Leaf Foundation. The County Manager will notify the remaining Board members of the Committee's recommendation before submitting the grant proposal. This motion was seconded by Commissioner Eddie L. Wright and unanimously approved.

Miscellaneous

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

Henderson-Vance Human Relations Commission - three-year term

Appoint James Fogg to fill a vacant position.
No other applications received.

Motion was made by Commissioner Deborah F. Brown, seconded by Commissioner A. Scott Hughes, vote unanimous, to appoint James Fogg to the Henderson-Vance Human Relations Commission for a three year term.

Appointment of Voting Delegate. Motion was made by Commissioner Danny W. Wright to appoint Dan Brummitt as the voting delegate for the NCACC Annual Conference. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

September Meeting Date. Motion was made by Commissioner A. Scott Hughes to change the September meeting from September 7, 2009 to September 8, 2009 due to the Labor Day holiday. This motion was seconded by Commissioner Danny W. Wright and unanimously approved.

At this time, motion was made by Commissioner Deborah F. Brown, seconded by Commissioner A. Scott Hughes, vote unanimous, to enter into closed session for the purpose of discussing economic development projects.

Upon return from closed session, and as there was no further business, at 9:00 p.m., motion was made by Commissioner A. Scott Hughes, seconded by Commissioner Deborah F. Brown, vote unanimous, that the meeting be adjourned.

Approved and signed September 8, 2009.

Chairman