

STATE OF NORTH CAROLINA

COUNTY OF VANCE

The Vance County Board of Commissioners met in regular session on Tuesday, September 8, 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 R. Dan Brummitt, Commissioners Eddie L. Wright, Deborah F. Brown, Terry E. Garrison, J. Timothy Pegram, and Danny W. Wright.

Absent: Commissioner A. Scott Hughes.

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 R. Dan Brummitt gave the invocation.

As advertised, at 6:00 p.m. a public hearing was held to receive citizen input on the 2009 CDBG Revitalization Grant Application. Ms. Julie Reid, Council of Governments, stated that this is a sub-category of the Community Development Block Grant Program and its basic function is to revitalize an area that has a very specific boundary such as a neighborhood. Ms. Reid informed the Board that all local matching requirements have been waived for this grant.

As there was no one present who wished to speak on the matter, Chairman R. Dan Brummitt declared the public hearing closed.

Jerry L. Ayscue, County Manager, stated that the County is required to have two public hearings before the September 30 application deadline. The Board set the second public hearing for Tuesday, September 22 at 5:30 p.m. in the Commissioners' Conference Room.

Julie Reid then requested approval of an urgent repair project to underpin a mobile home. Bids were solicited and the low bidder was Lake Country Construction in the amount of \$5,000 for the masonry underpinning.

After a brief discussion, motion was made by Commissioner Eddie L. Wright to award the bid to Lake Country Construction in the amount of \$5,000. This motion was seconded by Commissioner Danny W. Wright and unanimously approved.

The next item addressed was a resolution of appreciation for Dr. Michael Smith. Mr. Ayscue explained that Dr. Smith has served as Vance County EMS Medical Director for twenty years. His faithful service has been totally voluntary and is greatly appreciated. During his tenure, the County's EMS program has grown and developed from a basic EMT service to the current level of Paramedic.

Motion was made by Commissioner Deborah F. Brown, seconded by Commissioner Eddie L. Wright, vote unanimous, to adopt the following Resolution of Appreciation in honor of the long-time service of Dr. Michael Smith as Vance County EMS Medical Director:

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R E S O L U T I O N
of
Appreciation
by the
Vance County Board of Commissioners
to
Dr. Michael Smith

WHEREAS, Dr. Michael Smith has faithfully served the citizens of Vance County on a voluntary basis as Emergency Medical Services (EMS) Medical Director since 1989; and

WHEREAS, he has announced his retirement from this critical role of local leadership, effective September 8, 2009; and

WHEREAS, throughout his tenure of twenty years, Dr. Michael Smith has been a strong proponent of the Advanced Life Support level of service, and in doing so, has encouraged and prompted management and staff to enhance the quality of EMS care to the general public; and

WHEREAS, he was highly instrumental in the County EMS staff progressing through the different service levels as throughout the years as evidenced by the County initiating the “Defibrillation” EMS level in 1990; “Intermediate” care in 1994; and “Paramedic” services in 1997, which made Vance County Fire and Ambulance the first non-voluntary fire department in North Carolina to achieve this level of professional services; and

WHEREAS, Dr. Michael Smith has voluntarily dedicated himself to the successful development of a first-class local emergency medical services system in Vance County.

NOW, THEREFORE BE IT RESOLVED THAT the Vance County Board of Commissioners does duly recognize and express its appreciation to Dr. Michael Smith for his solid leadership and long years of dedication and commitment to the provision of professional emergency medical services for the good of the people of Vance County; and **FURTHERMORE**, the Board does wish the very best to Dr. Smith during his retirement in the many years to come.

This, the eighth day of September, 2009.

R. Dan Brummitt _____ **(signed)**
R. Dan Brummitt, Chairman

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Mr. Ayscue presented a proclamation in recognition of the 2009 Fall Litter Sweep. He stated that in the fall of each year, the NC DOT conducts a roadside cleanup across the state. Counties are asked to approve proclamations encouraging citizens statewide to participate in beautifying roadside areas throughout their jurisdictions. The actual “Litter Sweep” effort will occur Saturday, September 19 through Saturday, October 3, 2009.

Commissioner Deborah F. Brown stated that the County needs to do more to encourage businesses and citizens to participate in the litter sweeps throughout the county. She suggested advertising in the newspaper and on the local radio station.

Motion was made by Commissioner Eddie L. Wright, seconded by Commissioner Terry E. Garrison, vote unanimous, to adopt the following proclamation in recognition of the 2009 Fall Litter Sweep:

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P R O C L A M A T I O N
by the
Vance County Board of Commissioners
in
Recognition of the 2009 Fall Litter Sweep

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

WHEREAS, the Fall 2009 Litter Sweep roadside cleanup will take place September 19 through October 3, 2009. The County encourages communities, civic and professional groups, businesses, churches, schools, families, and individual citizens to participate in the cleanup effort by sponsoring and organizing roadside cleanup teams; and

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

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

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

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

NOW, THEREFORE BE IT PROCLAIMED, that the Vance County Board of Commissioners does hereby recognize September 19 through October 3, 2009 as "Fall Litter Sweep" in Vance County and encourages citizens to take an active role in making this community a cleaner place.

This, the eighth day of September, 2009.

R. Dan Brummitt (signed)
R. Dan Brummitt, Chairman

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As advertised, at 6:15 p.m., a public hearing was held regarding an amendment to the Community Development Block Grant Scattered Site Project. Ms. Julie Reid, Council of Governments, stated that houses were selected in 2007 to be rehabilitated under the scattered site program. One house that was selected was determined to be beyond repair and should be replaced. Another house selected was damaged by a fire and was repaired by insurance proceeds; therefore, the house should be removed from the grant project. Due to these changes, a revised project ordinance must be approved by the Board.

As there was no one present who wished to speak on the matter, Chairman R. Dan Brummitt declared the public hearing closed.

Motion was made by Commissioner Deborah F. Brown, seconded by Commissioner Terry E. Garrison, vote unanimous, to approve the following project ordinance for the 2007 Scattered Site Rehabilitation Program:

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**COUNTY OF VANCE
REVISED PROJECT ORDINANCE**

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

Section 1. The project authorized is a Community Development – Scattered Site Project. The project consists of demolition, relocation, housing rehabilitation, urgent repairs and general administration. Said project shall be in accordance with the County’s Community Development Block Grant Scattered Site Application as approved by the North Carolina Department of Commerce, Division of Community Assistance.

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

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

State of North Carolina, Department of Commerce	
Community Development Block Grant	\$ <u>400,000</u>
TOTAL FUNDS AVAILABLE	\$ <u>400,000</u>

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

C-1 Project:	
Clearance Activities	\$ 12,500
Relocation Services:	\$266,000
Housing Rehabilitation	\$ 42,000
L-1 Project:	
Urgent Repairs:	\$ 40,000
Administration:	

Planning: \$ 3,500
Administration: \$ 36,500

TOTAL PROJECT COSTS \$ 400,000

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

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

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

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

Adopted this the 8th day of September, 2009.

R. Dan Brummitt (signed)
R. Dan Brummitt, Chairman

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

Brian Short, Emergency Operations Director, was next on the agenda to request matching funds to the 2008 Federal Assistance to Firefighters Grant award. Mr. Short stated that on August 21, 2009, he received confirmation that the County has been awarded a grant in the amount of \$316,600. Of this award, the federal share is \$284,940 which requires a local match of \$31,660. The City of Henderson will pay a portion of the local match equal to 1/12 (one-twelfth) of the total as they receive that portion of the total award in equipment. The remaining \$29,021.67 is to be funded by the County.

This grant award will supply public safety personnel with portable and mobile radio units that will allow them to access the 800 MHz VIPER network. Funds will also be used for six additional control stations for the E-911 Communications Center. Mr. Short stated that the grant did not include funding for installing the control stations. In order to integrate these units into the existing infrastructure, an eight-channel antenna combiner as well as a network adapter card will need to be purchased in the amount of \$16,916.20. An additional \$9,400 will be needed in order to migrate existing VHF fire pagers to the new frequency in order to eliminate interference. In total, the amount requested from the County is \$55,337.87.

Chairman Brummitt stated that through grants and work that has been done by the fire departments, emergency operations, law enforcement agencies, etc., the County has acquired approximately \$7 million in assets for the VIPER system. He stated that he supports funding the local match as requested.

Commissioner A. Scott Hughes was now present for the meeting.

Commissioner Deborah F. Brown asked if the Public Safety Committee considered using any fire tax funds to accommodate this request and was told that the Committee did not discuss that matter.

Motion was made by Commissioner Deborah F. Brown to appropriate \$55,337.87 from the Contingency as the local match for the 2008 Assistance to Firefighters Grant and related equipment. This motion was seconded by Commissioner A. Scott Hughes and unanimously approved.

The consent agenda was discussed next. Motion was made by Commissioner Danny W. Wright to approve the consent agenda as presented. This motion was seconded by Commissioner A. Scott Hughes.

Commissioner Deborah F. Brown asked that the monthly report from the Planning and Development Department be excluded from the consent agenda because it was incomplete. She asked that an explanation be provided to the Board on this matter. The Board agreed to excluding this item.

Chairman Brummitt stated that six items reported on the Tax Rebates Report were listed as “taxes lost in foreclosure”. He asked for an explanation on that and Mr. Ayscue responded that these were foreclosed properties that were not sold at auction. The properties were then turned over to the City or County. In that case, the taxes are released through the rebate process.

Vote on the motion to approve the following consent agenda items, excluding the monthly report from the Planning and Development Department, was unanimous. Budget Amendments #4 and #5, Budget Transfer #1, August 2009 Refunds, August 2009 Rebates, August 2009 Ambulance Charge-Offs in the amount of \$5,166.77, August 2009 Monthly Reports received and filed, and the minutes of the August 3, 2009 regular meeting.

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**Budget Amendment #4
General Fund**

**Fund 10 - General Fund
Sheriff Interdiction**

Expenditures	Code	Increase	Increase
Travel/Training	10-517-500014		9,800.00
Supplies	10-517-500033		1,843.00
Uniforms	10-517-500036		9,000.00
Capital Outlay	10-517-500074		4,995.00
Non-Capitalized Assets	10-517-500085		600.00
Revenues		Increase	Increase
Interdiction Funds	10-359-435917	26,238.00	
Totals		\$ 26,238.00	\$ 26,238.00

Purpose: To record budget for use of Sheriff Interdiction funds for training, tent, recorders, uniforms, graffiti camera and battery, and other equipment.

Authorization: Vance County Board of Commissioners
September 8, 2009

**Budget Amendment #5
General Fund**

**Fund 10 - General Fund
ADM**

Revenues	Code	Increase	Increase
ADM	10-346-434631	10,462.00	
Expenditures		Increase	Increase
ADM	10-681-500095		10,462.00
Totals		\$ 10,462.00	\$ 10,462.00

Purpose: To record ADM funds requested by school system for Aycock Elementary School Mold Remediation.

Authorization: Vance County Board of Commissioners
September 8, 2009

**Budget Transfer #1
For Fiscal Year Ending June 30, 2010**

Fund 43 - Fire Tax Fund

Expenditures	Code	Decrease	Increase
Rotating Capital Payment	43-354-500320	10,000.00	

Bearpond VFD	43-354-500311	10,000.00
Totals	\$ 10,000.00	\$ 10,000.00

Purpose: To transfer amount of \$10,000 from rotating capital payment (Golden Belt) to Bearpond VFD for assistance in meeting its building mortgage payments.

Authorization: Vance County Board of Commissioners
September 8, 2009

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REFUNDS
August 2009

Name	Year	Amount	Reason
Janice E. Harp	2009	5.12	Vehicle Tax
Donald D. Pergerson	2008	1.96	Vehicle Tax
Gwendolyn Thomas	2008	9.68	Vehicle Tax
Marvin E. Keeton	2008	21.66	Vehicle Tax
Steven D. Buchanan	2008	4.53	Vehicle Tax
Tommy D. Roddle	2008	5.88	Vehicle Tax
Mark Cole	2009	13.25	Vehicle Tax
Lindsay S. Rice	2008	2.80	Vehicle Tax
Melissa E. Waddel	2008	2.65	Vehicle Tax
Robert E. Woody, Sr.	2008	4.80	Vehicle Tax
Charles T. West	2008	9.98	Vehicle Tax
Betty L. Fields	2009	8.54	Vehicle Tax
Dennis Neblett, Jr.	2008	6.88	Vehicle Tax
Dennis Neblett, Jr.	2008	5.76	Vehicle Tax
Teresa Wilson	2008	11.97	Vehicle Tax
Eugene Johnson	2008	27.16	Vehicle Tax
Glenwood Mayo	2008	12.42	Vehicle Tax
Brandy Lowry	2008	60.84	Vehicle Tax
Janice E. Harp	2009	.16	Fire Tax
Thomas F. Anderson	2008	.40	Fire Tax
Marvin E. Keeton	2008	.72	Fire Tax
Steven D. Buchanan	2008	.15	Fire Tax
Lindsay S. Rice	2008	.08	Fire Tax
Melissa E. Waddel	2008	.09	Fire Tax
Robert E. Woody, Sr.	2008	.16	Fire Tax
Charles T. West	2008	.32	Fire Tax
Betty L. Fields	2009	.28	Fire Tax
Dennis Neblett, Jr.	2008	.24	Fire Tax
Dennis Neblett, Jr.	2008	.19	Fire Tax
Eugene Johnson	2008	.91	Fire Tax
Glenwood Mayo	2008	.42	Fire Tax
Brandy Lowry	2008	1.98	Fire Tax
Total		\$ 221.98	Fiscal y-t-d - \$ 723.42

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REBATES
August 2009

NAME	YEAR	AMOUNT	REASON
Marilyn D. Allen	2009	351.90	Disabled Veteran Exemption
Tony & Rebecca Allen	2009	351.90	Disabled Veteran Exemption

NAME	YEAR	AMOUNT	REASON
Associates Home Equity Serv.	2001-07	1,820.48	Taxes Lost in Foreclosure
Larry & Sandra Averette	2009	21.82	Listing Correction
Brenda N. Ayscue	2009	601.83	Value Correction
Perry & Barbara Ayscue	2009	336.49	Billing Correction
Plummer Bailey	2009	351.90	Disabled Veteran Exemption
Katina M. Barnes	2009	351.90	Disabled Veteran Exemption
Lewis J. Basil, Sr.	2009	44.43	Listing Correction
Larry Blankenship	2009	88.72	Listing Correction
Edward & Betty Blue	2009	351.90	Disabled Veteran Exemption
Lelia C. Brigham	2009	351.90	Disabled Veteran Exemption
Gregory Bright	2009	39.69	Billing Correction
William Brodie	2009	351.90	Disabled Veteran Exemption
Victor Brown	2009	351.90	Disabled Veteran Exemption
Larry D. Burwell	2009	351.90	Disabled Veteran Exemption
Melissa Cape	2009	10.62	Listing Correction
William & Rosa Carroll	2009	351.90	Disabled Veteran Exemption
Catherine Carruthers	2009	95.87	Listing Correction
Ophelia C. Carter	2009	351.90	Disabled Veteran Exemption
Phillip C. Church	2009	46.59	Listing Correction
Vonita Clements Heirs	2009	2,291.80	Taxes Lost in Foreclosure
Stacy Coghill	2009	73.25	Listing Correction
Daniel S. Creech	2009	48.44	Listing Correction
Robert & Beulah Crosby	2009	351.90	Disabled Veteran Exemption
Ryan C. Duke	2009	391.00	Value Correction
ETC of Henderson, Inc.	2009	183.38	Listing Correction
Eckerd Youth	2009	47.63	Listing Correction
F&F Development Corp.	2009	191.67	Listing Correction
Gene Ferruzza	2009	129.42	Listing Correction
Arnold & Louise Fields	2009	351.90	Disabled Veteran Exemption
Michael Flynn	2009	86.18	Value Correction
Ashley Foster	2009	117.30	Listing Correction
John Foster Homes	2009	30.73	Value Correction
Paul J. Frigoletti	2009	351.90	Disabled Veteran Exemption
Howard Fuller, Jr.	2009	351.90	Disabled Veteran Exemption
Evelyn J. Gregory	2009	351.90	Billing Correction
H&H Yarns	2004-05	152.97	Taxes Lost in Foreclosure
Erskine L. Hawkins	2009	351.90	Disabled Veteran Exemption
Henderson Glass Co.	2009	24.68	Listing Correction
James & Dorothy Henderson	2009	644.60	Disabled Veteran Exemption
Sue Hodges	2009	43.66	Listing Correction
Aldred B. Hunt	2009	351.90	Disabled Veteran Exemption
Ned Jefferson Heirs	2009	116.60	Taxes Lost in Foreclosure
Charles E. Johnson	2009	28.15	Value Correction
Jerry & Helen Johnson	2009	14.08	Value Correction
Michael & Jane Johnson	2009	351.90	Disabled Veteran Exemption
Robert & Robin Junk	2009	351.90	Disabled Veteran Exemption
Scott Kerslake	2009	351.90	Disabled Veteran Exemption
Earnest E. Kittrell	2009	351.90	Disabled Veteran Exemption
Nellie Knott	2009	159.80	Value Correction
Long Creek Court Ltd. Part.	2009	2,733.64	Value Correction - Low Income Housing Property
Lafayette Massenbug	2009	259.62	Billing Correction
Chadwick S. Massey	2009	57.48	Listing Correction
Dennis & Sandra Massey	2009	351.90	Disabled Veteran Exemption
Raymond L. Matthews	2009	43.36	Value Correction
Erika H. Munn	2009	351.90	Disabled Veteran Exemption
James O. Newsome	2009	14.08	Value Correction
Rosemarie P. Norwood	2009	351.90	Disabled Veteran Exemption
Elbert Ouzts	2009	195.50	Value Correction

NAME	YEAR	AMOUNT	REASON
James & Barbara Parkins	2009	70.46	Billing Correction
Michael Pelt	2009	98.66	Listing Correction
Cedric D. Perry	2009	351.90	Disabled Veteran Exemption
King Perry	2009	351.90	Disabled Veteran Exemption
Joseph & Jessie Peterson	2009	351.90	Disabled Veteran Exemption
George C. Phelps	2009	4.69	Value Correction
Steve Preddy	2009	27.82	Listing Correction
Curtis Ragland	1999-09	2,101.76	Taxes Lost in Foreclosure
Darry O. Ragland	2009	351.90	Disabled Veteran Exemption
Theodore J. Reece	2009	39.35	Listing Correction
Relational, LLC	2009	269.52	Listing Correction
Alridge A. Renn	2009	27.37	Value Correction
Stephen M. Rexrode	2009	351.90	Disabled Veteran Exemption
Andrew & Anne Roberson	2009	351.90	Disabled Veteran Exemption
Thomas M. Roberson	2009	821.10	Value Correction
Rosemyr Corporation	2009	3,224.97	Value Correction
Sean R. Sharpe	2009	120.79	Listing Correction
Saint & Carolyn Silver	2009	351.90	Disabled Veteran Exemption
Christopher Smiley	2009	23.15	Value Correction
Phillip & Sarah Solomon	2009	351.90	Billing Correction
Ronald W. Spjut	2009	25.89	Listing Correction
Spring Street Baptist Church	2009	604.47	Value Correction
Paul Starks	2009	78.28	Listing Correction
Harold B. Stegall	2009	38.24	Listing Correction
Ronald W. Stolz	2009	351.90	Billing Correction
Maurice Taylor	2009	191.51	Value Correction
Jessie L. Thomas	2009	351.90	Billing Correction
William R. Thomas	2009	61.39	Value Correction
Jerry Thompson	2009	173.94	Listing Correction
William C. Tillotson	2009	351.90	Disabled Veteran Exemption
Louis Tuck	2009	204.57	Disabled Veteran Exemption
John E. Van Zandt	2009	351.90	Disabled Veteran Exemption
Donna & Michael Vann	2009	18.61	Listing Correction
Ralph Vaughan	2009	351.90	Disabled Veteran Exemption
Frederick Vick	2009	351.90	Disabled Veteran Exemption
Tami J. Walker	2009	351.90	Disabled Veteran Exemption
Claude West	2009	351.90	Disabled Veteran Exemption
James F. Wilkins	2009	351.90	Disabled Veteran Exemption
Eugene C. Williams	2009	351.90	Disabled Veteran Exemption
Jeffrey Williams	2009	351.90	Disabled Veteran Exemption
Melvin Williamson	2009	351.90	Disabled Veteran Exemption
Elvin Wright	2009	64.97	Listing Correction
Henry Yancey, Jr. Heirs	2009	1,908.71	Taxes Lost in Foreclosure
Cynthia Yates	2009	351.90	Disabled Veteran Exemption
Norman Yount	2009	351.90	Disabled Veteran Exemption
Total		\$ 37,573.18	Fiscal y-t-d - \$ 37,573.18

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, 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. County Manager Jerry L. Ayscue requested the Board to allow filling the following position vacancies as recommended by the Human Resources Committee:

Department of Social Services

Income Maintenance Caseworker II

Social Worker Supervisor II

Jail

Detention Officer - two positions

Fire Department

EMT-B/Firefighter

Motion was made by Commissioner Eddie L. Wright to approve the recommendation of the Human Resources Committee and allow filling the position vacancies as presented. This motion was seconded by Commissioner Terry E. Garrison and unanimously approved.

Public Safety Committee - EMS Medical Director. Mr. Ayscue stated that the Committee discussed the replacement of Dr. Michael Smith upon his retirement. The Committee endorses the appointment of Dr. Glenn Charlton who is the ER Director at Maria Parham Medical Center. As far as monetary compensation, his service will be voluntary in nature.

Motion was made by Commissioner Danny W. Wright, seconded by Commissioner Deborah F. Brown, vote unanimous, to appoint Dr. Glenn Charlton, MD as the Vance County Medical Director, effective September 9, 2009.

Pending Business

County Water Project. Mr. Ayscue stated that 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 have progressed between the County and the City regarding arrangements to purchase water 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. Further, the County has met with representatives from the Kittrell Water Association to coordinate proceedings for Phase 1B.

Warrenton Road Sewer Project. Mr. Ayscue reported that bids for this project were received and opened on Thursday, August 20 at 2:00 p.m. Once the contracts are executed, the work is

anticipated to be completed within 120 days. Easement surveys have been completed by the County Attorney.

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. Entasis Design was awarded the bid in August, contracts have been executed, and work is currently in progress. It is anticipated that the work will be completed within 90 to 120 days.

As advertised, at 6:45 p.m. a public hearing was held to receive input from citizens and local agencies on allocation of funds to prospective programs for the Rural Operating Assistance Program. Finance Director Steven C. Stanton stated that the grant was funded by the North Carolina Department of Transportation and noted that only counties are eligible for these funds.

Three programs are consolidated into a single application and are as follows: (1) Elderly Disabled Transportation Assistance Program that provides transportation assistance to elderly and disabled citizens in the amount of \$49,002 with a supplemental amount of \$28,052; (2) Employment Transportation Assistance program that provides funds to support transportation needs for individuals who do not qualify for Temporary Assistance to Needy Families from DSS in the amount of \$5,473 with a supplemental amount of \$6,791; and (3) Rural General Transportation Program that provides assistance to individuals who are not clients of human services agencies in the amount of \$44,703 with a supplemental amount of \$39,312. The total grant amount is \$173,333.

As there was no one present who wished to speak on the matter, Chairman R. Dan Brummitt declared the public hearing closed.

Motion was made by Commissioner Deborah F. Brown to approve the submission of the application for the Rural Operating Assistance Program and authorize the Chairman, the County Manager, and the Clerk to the Board to sign the certified statement. This motion was seconded by Commissioner Eddie L. Wright and unanimously approved.

Mr. Tony Finch was next on the agenda to discuss a matter regarding the Sheriff's Department. He stated that his civil rights were violated when he was arrested in January 2009. According to Mr. Finch, two deputies entered his home in order to remove his granddaughter. He stated that he was upset over the matter, but did not give the officers any reason to arrest him. He stated that the excessive force by which he was arrested was uncalled for. He requested to be reimbursed for the replacement of his recliner chair that was damaged during the arrest. He stated

that he repeatedly tried to contact Sheriff White on this matter, but his calls were never returned.

Chairman Brummitt thanked Mr. Finch for bringing this matter before the Board. He stated that the Board takes comments of this nature very seriously and suggested that the matter be referred to the Public Safety Committee for further review. The Board agreed to this and stated that Mr. Finch would be made aware of the Committee's recommendation within 60 days.

On behalf of Vance County Farm Bureau, Mr. Sam Franklin and Mr. Pete Burgess were next on the agenda and presented a proposal to upgrade the Vance County Farmer's Market. They asked the Board to endorse its efforts to secure grant funding for a new farmer's market. Mr. Franklin stated that the proposed Regional Farmer's Market would benefit the community by sustaining agriculture, adding to the economy, promoting healthy living, and attracting buyers from all over the region.

Mr. Burgess stated that the market built in Nash County was built with grant funds. Those same funds are available for Vance County to apply for. The Tobacco Trust Fund Commission is starting a new series of grants up to \$350,000. Applications are due by December 2009. He stated that Vance County Farm Bureau has offered to be the project coordinator. Mr. Burgess asked the Board for its support on this project and any help that may be needed in the future.

The Board thanked Mr. Burgess and Mr. Franklin for their presentation. Commissioner Danny W. Wright stated that he will support the project and any matching funds that may be needed, staff assistance, operating funds, etc.

The Board referred this matter to the Planning/Environmental Committee for further review.

At this time, Commissioner A. Scott Hughes excused himself from the meeting.

County Manager's Report

Schools - QSCB I Re-Application. Mr. Ayscue stated that in August, Commissioners approved an application for \$1,536,396 of Qualified School Construction Bond funds, subject to final approval by the County. Additional funding of \$828,974 has been made available to the Vance County Schools. The Board of Education approved a "re-application" for the two grants in the total amount of \$2,365,370 per directions from the NC Department of Public Instruction. The additional funds will allow a fourth multi-purpose facility to be constructed. QSCB funds are no-interest bonds and have to be issued by December 31st.

Motion was made by Commissioner Deborah F. Brown to approve the re-application in the combined amount of \$2,365,370 which replaces the initial grant application approved last month.

Bonds may not be issued until further approval from the Board of County Commissioners. This motion was seconded by Commissioner Danny W. Wright and unanimously approved.

Bid Award - Warrenton Road Sewer Project. Mr. Ayscue reported that bids were received and opened for the Warrenton Road Sewer Project on August 20, 2009. The low bidder is Hendrix Barnhill, Inc. in the amount of \$168,971 which is below the original estimate and construction budget. Mr. Ayscue recommended that the bid be awarded to the low bidder.

Motion was made by Commissioner Terry E. Garrison to award the bid for the Warrenton Road Sewer Project to Hendrix Barnhill, Inc. in the amount of \$168,971. This motion was seconded by Commissioner Eddie L. Wright and unanimously approved.

Planning Grant. Mr. Ayscue stated that recent discussions with funding sources for infrastructure projects have reinforced the need for technical plans to be conducted in advance of grant applications. The proposed project for a sewer line in the vicinity of US #1 Highway South needs such a plan/feasibility study. Commissioner approval is sought to allow staff to apply for the maximum amount of \$40,000 from the NC Rural Center for this purpose. The grant requires a 10% match of \$4,400 from the County.

Chairman Brummitt stated that there has been interest in this project from some individuals and businesses in the Bearpond community and also some citizens in the Kittrell area. He stated that he would like to see the Board support this project.

Motion was made by Commissioner Danny W. Wright to allow the staff to develop the necessary application for a planning grant of up to \$40,000 from the NC Rural Center with a local match up to \$4,400. This motion was seconded by Commissioner Terry E. Garrison and unanimously approved.

Once the application is complete, it is to be sent to the Planning and Environmental Committee for review.

Resolution of Support for Top Regional Transportation Project. Mr. Ayscue advised that at the request of Senator Doug Berger, Vance County is being asked to support an application for federal funds to widen and improve US Highway 401 in Wake and Franklin Counties. Support of this project is consistent with the transportation priority plan as established by the Kerr-Tar Rural Transportation Planning Organization (RPO). Further, it provides enhancements to transportation systems that will serve member counties of the Kerr-Tar Regional Economic Development Corporation (HUB project).

Motion was made by Commissioner Danny W. Wright, seconded by Commissioner Deborah F. Brown, vote unanimous, to adopt the following resolution of support for the widening of US 401 and the application for federal TIGER funding through the American Recovery and Reinvestment Act:

R E S O L U T I O N
by the
Vance County Board of Commissioners
in Support of
Improvements to U.S. Highway 401

WHEREAS, the widening and improvement of U.S. Highway 401 for an approximate 11.2 mile stretch from N.C. Highway 96 in Wake County to its intersection with SR 1700 (Fox Park Road) in Louisburg has been identified as a critical infrastructure project that will improve traffic safety and enhance economic conditions; and

WHEREAS, the widening and improvement of U.S. Highway 401 is currently the highest priority project of the Kerr-Tar Regional Transportation Planning Organization; and

WHEREAS, the U.S. Highway 401 corridor has been identified by the State of North Carolina as a Strategic Corridor, thus demonstrating its transportation importance; and

WHEREAS, preliminary planning and design for this project has been underway for several years within the N.C. Department of Transportation and included in the State Transportation Improvement Plan, but funding has not been made available; and

WHEREAS, on February 17, 2009, the United States Congress made economic stimulus funding available through the American Recovery and Reinvestment Act, which includes funds for Transportation Investment Generating Economic Recovery (TIGER funding) to foster economic growth and employment opportunities; and

WHEREAS, the U.S. Highway 401 project meets the funding guidelines for TIGER; and

WHEREAS, a broad-based coalition of public and private groups and citizens, the U.S. 401 Citizens' Action Committee, is working to prepare a comprehensive grant application for the project.

NOW THEREFORE BE IT RESOLVED, that the Vance County Board of Commissioners endorses the proposed U.S. 401 Highway widening and improvement project and encourages the submission of an application for TIGER funding, **AND FURTHER RESOLVES** to encourage the U.S. Department of Transportation to fund this important transportation and economic development project.

This, the eighth day of September, 2009.

R. Dan Brummitt (signed)
R. Dan Brummitt, Chairman

The following appointments were presented to the Board for consideration:

Human Relations Commission - three-year term
Appoint Timikia Southerland to fill a vacant position.

Nursing Home Advisory Committee - three-year term
Appoint Alice Harris to fill a vacant position.

Vance County Housing Authority - five year term
Re-appoint Lonnie Davis, Jr.

Research Triangle Regional Partnership - two year term
Re-appoint Terry Garrison

Motion was made by Commissioner Eddie L. Wright to approve the appointments as presented. This motion was seconded by Commissioner J. Timothy Pegram and unanimously approved.

Motion was made by Commissioner Terry E. Garrison, seconded by Commissioner Deborah F. Brown, vote unanimous, to enter into closed session for the purpose of discussing legal matters.

Upon return to open session, and as there was no further business, at 8:50 p.m., motion was made by Commissioner Danny W. Wright, seconded by Commissioner Terry E. Garrison, vote unanimous, that the meeting be adjourned.

Approved and signed October 5, 2009.

Chairman