

STATE OF NORTH CAROLINA

COUNTY OF VANCE

The Vance County Board of Commissioners met in special session on Monday, June 17, 2013 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 Thomas S. Hester, Jr., Commissioners Deborah F. Brown, Dan Brummitt, Terry E. Garrison, Archie B. Taylor, Jr., Gordon Wilder, and Eddie L. Wright.

Absent: None.

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

Commissioner Eddie L. Wright gave the invocation.

Chairman Thomas S. Hester stated that the purpose of this special meeting is to address the following:

1. Southern Vance High School Chiller Replacement
2. Justice Assistance Grant Program Resolution
3. Waiver of Permit Fees - Rebuilding Hope SOS
4. Other items as needed

Southern Vance High School Chiller Replacement. County Manager Jerry L. Ayscue stated that Vance County Schools is seeking approval from the Board of Commissioners for the appropriation of \$83,904.37 from the Vance County School's Capital Outlay fund balance to replace Chiller #4 at Southern Vance High School. The chiller is deemed inoperable and is in need of immediate replacement under an emergency schedule due to hot temperatures and unit production schedule constraints. Approval of this request will ensure the unit can be ordered and installed before school begins this fall.

Motion was made by Commissioner Gordon Wilder to approve the appropriation of \$83,904.37 from the Vance County School's Capital Outlay fund balance for the replacement of Chiller #4 at Southern Vance High School. This motion was seconded by Commissioner Dan Brummitt and unanimously approved.

Justice Assistance Grant Program Agreement. Mr. Ayscue stated that the City and County have participated in the JAG Program for several years and would like to do so again this year. The City will be the lead applicant. Funding will be used for the purchase of three Mobile Data Terminals for vehicles. Approval of an agreement is required to contract with the City as part of the application.

Motion was made by Commissioner Eddie L. Wright, seconded by Commissioner Deborah F. Brown, vote unanimous, to approve the following agreement for JAG funding:

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The State of North Carolina
County of Vance

KNOW BY ALL THESE PRESENT

INTER-LOCAL AGREEMENT BETWEEN THE CITY OF HENDERSON, NORTH CAROLINA AND THE COUNTY OF VANCE, NORTH CAROLINA REGARDING GMS APPLICATION NUMBER 2013-H4137-NC-DJ BJA FY 13 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM: LOCAL SOLICITATION FORMULA PROGRAM AWARD

THIS AGREEMENT is made and entered into this the 17th day of June, 2013 by and between the County of Vance, acting by and through its governing body, the Board of Commissioners, hereinafter referred to as COUNTY, and the City of Henderson, acting by and through its governing body, the City Council, hereinafter referred to as CITY, both of Vance County, State of North Carolina, witnesseth:

WHEREAS, this agreement is made under the authority of the City of Henderson and Vance County to enter into cooperative agreements; and

WHEREAS, each governing body, in performing the governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and

WHEREAS, each governing body finds that the performance of this Agreement is in the best interest of both parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this agreement; and

WHEREAS, the CITY agrees to provide the COUNTY \$6,234.40 from JAG award total of \$15,586 for the Vance County Sheriff's Office, and

WHEREAS, the CITY and COUNTY believe it to be in their best interests to reallocate the JAG funds.

NOW THEREFORE, the CITY AND COUNTY AGREE AS FOLLOWS:

SECTION 1: CITY agrees to pay COUNTY a total of \$6,234.40 of JAG funds.

SECTION 2: COUNTY agrees to use \$6,234.40 for the Vance County Sheriff's Office until September 30, 2015 or until such funds are expended.

SECTION 3: Nothing in the performance of this Agreement shall impose any Liability for claims against COUNTY other than claims for which the Tort Laws of the State of North Carolina may impose liability.

SECTION 4: Nothing in the performance of this Agreement shall impose any liability for claims against CITY other than claims for which the Tort Laws of the State of North Carolina may impose liability.

SECTION 5: Each party to the agreement will be responsibility for its own actions in providing services under this agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

SECTION 6: The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

SECTION 7: By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out herein, further, this Agreement shall not create any rights in any party not a signatory hereto.

CITY OF HENDERSON, North Carolina

COUNTY OF VANCE, North Carolina

James D. O’Geary, Mayor

Thomas S. Hester, Jr., Chairman

A. Ray Griffin, Jr., City Manager

Jerry L. Ayscue, County Manager

ATTEST:

ATTEST:

Esther J. McCrackin, City Clerk

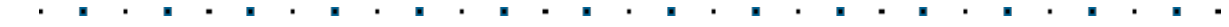
Kelly H. Grissom, County Clerk

Approved as to Legal Form:

Approved as to Legal Form:

John H. Zollicoffer, City Attorney

Jonathan S. Care, County Attorney



Waiver of Permit Fees - Rebuilding Hope SOS. Mr. Ayscue stated that Rebuilding Hope, Inc. is conducting a program similar to last year called SOS (Servants On Site). The program will be replacing or repairing seven roofs in Vance County for needy families and has asked that the permit fees be waived for these projects. Mr. Ayscue stated that the amount to be waived is \$455 (\$65 per permit).

Motion was made by Commissioner Gordon Wilder to waive the seven roofing permit fees for Rebuilding Hope, Inc. This motion was seconded by Commissioner Dan Brummitt.

Commissioner Terry E. Garrison asked for a summary of last year’s projects including the name, address, and type of project that was completed for Vance County residents. He also asked for a list of names and addresses for this year’s projects.

Vote on the motion was unanimous.

As there was no further business, at 6:10 p.m., motion was made by Commissioner Deborah F. Brown, seconded by Commissioner Eddie L. Wright, vote unanimous, that the meeting be adjourned.

Approved and signed July 1, 2013.

Thomas S. Hester, Jr. (signed)
Thomas S. Hester, Jr., Chairman