LENOIR COUNTY BOARD OF COMMISSIONERS REGULAR MEETING: AGENDA
TUESDAY, JANUARY 3, 2012 – TIME: 9:00 A.M.
COMMISSIONERS' MEETING ROOM, LENOIR COUNTY COURTHOUSE
130 S. QUEEN ST., KINSTON, N.C.

CALL TO ORDER, INVOCATION, PLEDGE OF ALLEGIANCE: 5 Min. Est.

PUBLIC INFORMATION: None Scheduled

1.	**Items from Chairman/Commissioners: 5 Min.**	Board
2.	**Items from County Manager: 5 Min.**	Jarman
	CONSENT AGENDA: 10 Min.	**ACTION**
3.	Approval of Minutes: Regular Board Meeting: December 5, 2011	Banks/Jarman
4.	Resolution Approving the Releases and Refunds to the Individuals Listed Herein	Parrish
5.	Budget Ordinance Amendment: Finance/Sheriff's Department: $100. Increase	Martin
	END OF CONSENT AGENDA	
	BUDGET ORDINANCE AMENDMENTS/ RESOLUTIONS: 30 Min.	
6.	Resolution in Support of Extending Rail Service from Existing CSX Line Along NC 11 in Lenoir County to the North Carolina Global Transpark Along the Proposed Extension of Felix Harvey Parkway	Daughety
7.	Resolution in Support of the Filing of Applications for Economic Development Assistance by the City of Kinston	Pope
8.	Resolution Approving the 2012 North Carolina Building Codes and All Appendices	Humphrey/O'Neal
9.	**A.** Resolution Approving Presentation of a Badge to Retiring Detention Officer Annie Brown **B.** Resolution Approving Presentation of Badge and Service Weapon to Retiring Lieutenant Kenneth Robert Dunham **C.** Budget Ordinance Amendment: General Fund: Sheriff Dept.: $10,089.: Increase **D.** Budget Ordinance Amendment: Federally Seized Property: Sheriff Federally Seized Property: $15,950.: Increase	Smith/Hill
10.	**A.** Resolution Requesting Endorsement of Revision to the County HCCBG Funding Plan and Budget Ordinance Amendment Increasing Expenditures and Revenues for the Home & Community Care Block Grant **B.** Resolution Approving Contract Amendments for Child Support Legal Services: Dal Wooten & Chris Rogerson – NTE $165,900 Annually	Moore
11.	**A.** Resolution Authorizing the Replacement of the Roof on the Lenoir County Health Department: Curtis Construction Company, Inc.: $147,334 **B.** Budget Ordinance Amendment: General Fund/Capital Improvements Fund: Buildings and Grounds: $200,000. Increase	Hollowell/Wiggins
12.	Resolution Declaring Property as Surplus and Authorizing the Sale of the Surplus Property by Auction	Martin
13.	Budget Ordinance Amendment: General Fund: Non-Departmental: $7,730.: Increase	Martin
14.	Budget Ordinance Amendment: General Fund: Process Funds: $10,706.76.: Increase	Martin

15. Budget Ordinance Amendment: General Fund: Hurricane Irene Insurance Reimbursement: $174,038 — Martin

APPOINTMENTS: 5 Min.

16. Resolution Approving Citizens to Boards, Commissions, Etc. **5 Min.** — Banks

OTHER ITEMS: 10 Min.

17. **Items from County Manager / County Attorney / Commissioners Public Comments/ Closed Session (if necessary)**

Item No. 2

TO: **Chairman and Members of the Board**

FROM: **Mike Jarman, County Manager**

DATE: **January 3, 2012**

SUBJECT: **Items of Interest**

1. Lenoir County Inspections Permit/Inspection Report – November 2011
2. Lenoir County Financial Performance Summary 2011-12 – November 30, 2011

LENOIR COUNTY
PLANNING & INSPECTIONS DEPARTMENT
PO BOX 3289
101 NORTH QUEEN STREET
KINSTON, NC 28502
PHONE: 252-559-2260
FAX: 252-559-2261

LENOIR COUNTY INSPECTIONS
PERMIT/INSPECTION REPORT

NOVEMBER 2011

PERMITS ISSUED: 181

PERMITS VALUE: $ 2,727,652

PERMIT FEES: $ 14,315

SINGLE FAMILY DWELLINGS: 3

MOBILE HOMES: 17

COMMERCIAL: 5

ADDITIONS: 5

ELECTRICAL: 70

PLUMBING: 22

MECHANICAL: 42

OTHER: 17

TOTAL INSPECTIONS: 252

Lenoir County

PERIODIC REPORT OF ISSUED PERMITS (GROUPED BY REPORT CODE)

Printed: 12-01-2011

	Code	[Designated period: 11/01/11 to 11/30/11] Prms	Valuation	Fees Paid	Units	[Prior period: 11/01/10 to 11/30/10] Prms	Valuation	Fees Paid	Units
NEW RES. HOUSEKPING - LENOIR COUNTY									
* Single Family Houses Detached	101B	2	330,000.00	616.00	2	1	278,000.00	827.00	1
* Single Family Houses Attached	102B		.00	.00	0	0	.00	.00	0
* 2 Family Building	103B		.00	.00	0	0	.00	.00	0
* 3 and 4 Family Buildings	104B		.00	.00	0	0	.00	.00	0
* 5 or More Family Buildings	105B		.00	.00	0	0	.00	.00	0
*TOTAL INFORMATION 101-105	109B		.00	.00	0	0	.00	.00	0
NEW RESIDENTIAL NON-HOUSEKEEPING BL:									
* Hotels, Motels & Tourist Cabins ..	213B		.00	.00	0	0	.00	.00	0
* Other Non-Housekeeping Shelter ...	214B		.00	.00	0	0	.00	.00	0
NEW NON-RESIDENTIAL BUILDINGS:									
* Amusement, Social, & Recreational	318B		.00	.00	0	0	.00	.00	0
* Churches & Other Religious	319B	1	253,000.00	735.00	1	1	126,000.00	1,500.00	1
* Industrial	320B	1	17,000.00	100.00	1	0	.00	.00	0
* Prkng Garages (Blds & Open Decked)	321B		.00	.00	0	0	.00	.00	0
* Service Stations & Repair Garages	322B		.00	.00	0	0	.00	.00	0
* Hospitals & Institutional	323B		.00	.00	0	2	3,829,300.00	9,574.00	2
* Offices, Banks, & Professional ...	324B		.00	.00	0	2	1,510,000.00	4,151.00	2
* Public Works & Utilities	325B		.00	.00	0	0	.00	.00	0
* Schools & Other Educational	326B		.00	.00	0	1	439,833.00	1,250.00	1
* Stores & Customer Services	327B	1	305,000.00	500.00	1	0	.00	.00	0
* Other Non-Residential Bldgs	328B		.00	.00	0	0	.00	.00	0
* Stuctures Other than Buildings ...	329B		.00	.00	0	0	.00	.00	0
ADDITIONS, ALTERATIONS, & CONVERSION									
* Residential	434B	5	66,840.00	368.00	5	6	158,900.00	587.00	6
* Non-Residential & Non-Housekeeping	437B	2	22,800.00	260.00	2	1	41,975.00	172.00	1
* Adds of Res. CP/Garages(Atch/Detc)	438B		.00	.00	0	0	.00	.00	0
DEMOLITIONS AND RAZING OF BUILDINGS:									
* Single Family Houses (Atch/Detach)	645B		.00	.00	0	0	.00	.00	0
* 2 Family Buildings	646B		.00	.00	0	0	.00	.00	0
* 3 & 4 Family Buildings	647B		.00	.00	0	0	.00	.00	0
* 5 or More Family Buildings	648B		.00	.00	0	0	.00	.00	0
* All Other Buildings and Structures	649B		.00	.00	0	0	.00	.00	0
TOTALS FOR PERMITS THIS PAGE		12	994,640.00	2,579.00	12	14	6,384,008.00	18,061.00	14

Printed: 12-01-2011

	Code	[Designated period: 11/01/11 to 11/30/11] Prms	Valuation	Fees Paid	Units	[Prior period: 11/01/10 to 11/30/10] Prms	Valuation	Fees Paid	Units
MOBILE/MODULAR OFFICE/CLASSROOM									
*MOBILE OFFICE	740B		.00	.00	0	0	.00	.00	0
*MODULAR CLASSROOM	750B		.00	.00	0	0	.00	.00	0
*MODULAR OFFICE	730B		.00	.00	0	0	.00	.00	0
ELECT./PLUMB/HEAT/A/C/INS/TEMP POLE:									
*ELECTRICAL	800B	70	177,241.00	4,799.00	70	45	1,222,224.00	9,611.00	45
*PLUMBING	810B	22	21,750.00	1,150.00	22	13	24,750.00	930.00	13
*HEATING/ AIR CONDITIONING	820B	42	196,675.00	2,342.00	42	32	156,666.00	2,990.00	32
*INSULATION	830B	4	5,588.00	200.00	4	2	3,500.00	142.00	2
*TEMPORARY POLE	840B	4	2,000.00	200.00	4	3	2,700.00	150.00	3
RESIDENTIAL ACCESSORY STRUCTURES									
*STORAGE/PORCHES/PATIOS/DECKS	900B		.00	.00	0	0	.00	.00	0
MISCELLANEOUS:									
*CHANGE OF OCCUPANCY	910B		.00	.00	0	2	.00	300.00	2
*INSPECT DWELLING	920B	2	7,500.00	50.00	1	2	1,000.00	100.00	2
*TENTS	930B		.00	.00	0	0	.00	.00	0
*SATELLITE DISH	940B		.00	.00	0	0	.00	.00	0
*AWNING	950B		.00	.00	0	0	.00	.00	0
*EXTRA INSPECTIONS	960B	5	81,500.00	190.00	5	9	35,600.00	580.00	8
*FIRE PROTECTION SPRINKLER SYSTEM	966B	1	238,000.00	595.00	1	0	.00	.00	0
*MOVING DWELLING ONLY	970B		.00	.00	0	0	.00	.00	0
*SIGN	980B		.00	.00	0	0	.00	.00	0
*FIREWORKS	985B		.00	.00	0	0	.00	.00	0
*SWIMMING POOL	990B		.00	.00	0	0	.00	.00	0
*TANKS	995B		.00	.00	0	0	.00	.00	0
MOBILE HOMES									
*SINGLE WIDE MOBILE HOME	700B	10	146,279.00	1,000.00	10	6	37,650.00	600.00	6
*DOUBLE WIDE MOBILE HOME	710B	7	771,479.00	875.00	7	2	106,900.00	250.00	2
*MODULR HOME	720B	1	80,000.00	275.00	1	0	.00	.00	0
TOTALS FOR PERMITS ABOVE (incl. pg 1)		180	2,722,652.00	14,255.00	179	130	7,974,998.00	33,714.00	129
Totals of other permits in the period		1	5,000.00	60.00	1	1	1,000.00	50.00	0
TOTAL FOR ALL PERMITS IN THE PERIOD		181	2,727,652.00	14,315.00	180	131	7,975,998.00	33,764.00	129

Item Totals for Inspector ID

GO	113
GO C	1
GO/VW	11
VW	127
	252 Entries for Inspector ID

- S T A T I S T I C A L R E P O R T -

<----- Inspections ----->			<--------- Re-Inspections --------->			Based On # Activities
#ACTIVITIES	INSPECTIONS	PASSED	CORRECTIONS	RE-INSPECTIONS	PASSED	CORRECTIONS	RE-INSPECTIONS REQUIRED
252	217	184	33	35	30	5	38
	%INSPECTIONS	%PASSED	%CORRECTIONS	%RE-INSPECTIONS	%PASSED	%CORRECTIONS	%RE-INSPECTIONS REQUIRED
	86	85	15	14	86	14	15

LENOIR COUNTY
FINANCIAL PERFORMANCE SUMMARY-2011-12
NOVEMBER 30, 2011

REVENUES

41.67%

DESCRIPTION	BUDGET FOR YEAR	REVENUES TO DATE	REMAINING BALANCE	% REC'D
GENERAL FUND:				
Health Department	1,801,131	701,828	1,099,303	38.97%
Public Assistance (DSS)	10,666,192	2,822,491	7,843,701	26.46%
Property Taxes	30,945,647	12,087,018	18,858,629	39.06%
Sales Taxes	5,600,000	1,973,685	3,626,315	35.24%
Other General	15,007,349	4,796,377	10,210,972	31.96%
TOTAL GENERAL	**64,020,319**	**22,381,399**	**41,638,920**	**34.96%**
OTHER FUNDS:				
Employee Insurance	3,920,000	377,949	3,542,051	9.64%
Vehicle Replacement	363,000	9,109	353,891	2.51%
Fed Seized Property	20,000	12,883	7,117	64.42%
State Controlled Substance	20,000	11,890	8,110	59.45%
School Capital Fund	1,711,335	589,075	1,122,260	34.42%
Transportation Fund	923,606	404,880	518,726	43.84%
Scrap Tire Disposal	130,000	52,824	77,176	40.63%
Emergency Telephone	382,440	127,505	254,935	33.34%
Revaluation Fund	54,460	0	54,460	0.00%
Automation-Preservation Fnd	24,000	8,668	15,332	36.12%
MSW Landfill-Debt Service	0	22	-22	
Capital Improve Fund	3,456,781	116,000	3,340,781	3.36%
Solid Waste Management	3,422,563	1,935,485	1,487,078	56.55%
Trust and Agency Fund:				
Smart Start Program	88,105	22,037	66,068	25.01%
Fire Districts	1,290,299	493,748	796,551	38.27%
TOTAL OTHER FUNDS	**15,806,589**	**4,162,075**	**11,644,514**	**26.33%**
GRAND TOTAL	**79,826,908**	**26,543,474**	**53,283,434**	**33.25%**

Project Based Revenues:	BUDGET	TO DATE	REMAINING	% REC
SCHOOL CONSTRUCTION FUND	**72,623,867**	**72,623,867**	**0**	**100.00%**
CAPITAL PROJECTS FUND	**28,279,806**	**12,078,978**	**16,200,828**	**42.71%**
CDBG RELATED PROJECTS	**3,058,688**	**2,614,666**	**444,022**	**85.48%**
Total Project Based	**103,962,361**	**87,317,511**	**16,644,850**	

* **Bold** area represents **"Project Based"** funds in which Revenues to date includes revenues from prior years since the beginning of the project

Project Based Expenditures:	BUDGET	EXPENDED TO DATE	ENCUMBERED	REMAINING
SCHOOL CONSTRUCTION FUND	**72,623,867**	**72,622,567**	**0**	**1,300**
CAPITAL PROJECTS FUND	**28,279,806**	**16,921,117**	**0**	**11,358,689**
CDBG RELATED PROJECTS	**3,058,688**	**2,658,139**	**0**	**400,549**
Total Project Based	**103,962,361**	**92,201,823**	**0**	**11,760,538**

* **Bold** area represents **"Project Based"** funds in which Expenditures to date includes expenditures from prior years since the beginning of the project

LENOIR COUNTY
FINANCIAL PERFORMANCE SUMMARY - 2011-12
NOVEMBER 30, 2011

EXPENDITURES

41.67%

DESCRIPTION	BUDGET FOR YEAR	EXPENDITURES TO DATE	ENCUMBRANCE	UNENCUMBERED BALANCE	% EXPEND/ENCUMBR
GENERAL FUND:					
Governing Body	230,255	94,512	0	135,743	41.0%
County Manager	273,381	106,772	0	166,609	39.1%
Finance	199,058	73,455	0	125,603	36.9%
Human Resources	242,784	83,299	1,406	158,079	34.9%
Tax Office	829,528	295,596	6,995	526,937	36.5%
Legal	62,500	15,960	0	46,540	25.5%
Court Facility	370,387	151,925	74,623	143,839	61.2%
Elections	390,399	116,527	46,612	227,260	41.8%
Register of Deeds	296,134	108,926	30,561	156,647	47.1%
Non-Departmental	1,080,890	552,994	0	527,896	51.2%
Process Funds	1,119,731	331,103	4,256	784,372	29.9%
Outside Agencies	132,000	25,034	0	106,966	19.0%
Management Info Systems	894,568	383,990	86,415	424,163	52.6%
Public Buildings	526,856	168,710	31,150	326,996	37.9%
Sheriff	4,583,776	1,600,219	104,621	2,878,936	37.2%
Central Communications	1,205,999	477,912	15,791	712,296	40.9%
Jail	2,267,483	957,306	120,514	1,189,663	47.5%
Emergency Management	395,120	161,909	12,295	220,916	44.1%
Emergency Medical Services	3,775,553	1,403,654	222,818	2,149,081	43.1%
Non-Emergency Services	492,522	167,337	32,585	292,600	40.6%
Hurricane Irene Expenditures	0	755,390	6,699	-762,089	#DIV/0!
Fire Protection	48,340	20,141	0	28,199	41.7%
Inspections	216,153	78,238	0	137,915	36.2%
Medical Examiner	40,000	15,950	0	24,050	39.9%
Economic Development	319,769	92,213	3,253	224,303	29.9%
Veterans Service Office	33,241	9,882	643	22,716	31.7%
Cooperative Extension	390,212	146,380	9,491	234,341	39.9%
JCPC - Parenting Matters	35,194	11,769	0	23,425	33.4%
Cooperative Ext-Grants	65,626	22,618	0	43,008	0.0%
Soil Conservation	121,488	41,673	0	79,815	34.3%
Health Department	3,881,032	1,261,859	260,973	2,358,200	39.2%
BioTerrorism - Health	48,808	17,589	0	31,219	36.0%
M. Health Department	245,715	102,381	0	143,334	41.7%
CJPP - Day Reporting Center	125,382	48,931	0	76,451	39.0%
Public Assistance (DSS)	14,700,336	4,420,095	182,282	10,097,959	31.3%
Education	9,900,000	4,125,000	0	5,775,000	41.7%
Community College	2,185,000	910,417	0	1,274,583	41.7%
Cultural	740,500	308,542	0	431,958	41.7%
Recreation	760,000	316,667	0	443,333	41.7%
Debt Service	8,406,900	3,434,825	0	4,972,075	40.9%
Transfer to Other Funds	2,337,699	0	0	2,337,699	0.0%
Contingency	50,000	0	0	50,000	0.0%
TOTAL GENERAL	**64,020,319**	**23,417,700**	**1,253,983**	**39,348,636**	**38.5%**
OTHER FUNDS:					
Employee Insurance Fund	3,920,000	1,388,119	0	2,531,881	35.4%
Vehicle Replacement Fund	363,000	175,440	120,833	66,727	81.6%
Fed Seized Property Fund	20,000	2,159	329	17,512	12.4%
State Controlled Substance Fund	20,000	0	0	20,000	0.0%
School Capital Fund	1,711,335	1,500,000	0	211,335	87.7%
Transportation Fund	923,606	552,661	51,714	319,231	65.4%
Scrap Tire Disposal Fund	130,000	38,815	0	91,185	29.9%
Emergency Telephone Fund	382,440	152,620	11,319	218,501	42.9%
Revaluation Fund	54,460	19,438	0	35,022	35.7%
Automation-Preservation Fund	24,000	0	0	24,000	0.0%
MSW Landfill-Debt Service	0	0	0	0	
Capital Improvements Fund	3,456,781	1,793,138	16,677	1,646,966	52.4%
Solid Waste Management	3,422,563	1,010,144	77,341	2,335,078	31.8%
Trust & Agency Fund					
Family & Caregiver-Smart Start	88,105	37,461	0	50,644	42.5%
Fire Districts	1,290,299	283,402	0	1,006,897	22.0%
TOTAL OTHER FUNDS	**15,806,589**	**6,953,397**	**278,213**	**8,574,979**	**45.8%**
GRAND TOTAL	**79,826,908**	**30,371,097**	**1,532,196**	**47,923,615**	**40.0%**

Item No. 3

MINUTES
LENOIR COUNTY BOARD OF COMMISSIONERS
December 5, 2011

The Lenoir County Board of Commissioners met in open session at 9:00 a.m. on Monday, December 5, 2011 in the Board of Commissioners Main Meeting Room in the Lenoir County Courthouse at 130 S. Queen St., Kinston, NC.

Members present: Chairman George Graham, Vice-Chairman Reuben Davis and Commissioners, Jackie Brown, Mac Daughety, Linda Rouse Sutton, Tommy Pharo, and Eric Rouse

Also present were: Michael Jarman, Lenoir County Manager, Tommy Hollowell, Assistant County Manager, Martha Martin, Finance Officer, Robert Griffin, County Attorney, April L. Banks, Clerk to the Board, and members of the general public and news media.

Election of Chairman **Attorney Robert W. Griffin**

Ms. Sutton nominated Mr. George Graham, Jr.; there was no opposition to the nomination and no further nominees; Mr. Graham was named Chairman by unanimous approval by the Board – One Year Term.

Election of Vice-Chairman **Attorney Robert W. Griffin**

Ms. Brown nominated Mr. Reuben J. Davis; there was no opposition to the nomination and no other nominees; Mr. Davis was named Vice-Chairman by unanimous approval by the Board – One Year Term.

Chairman Graham called the meeting to order at approximately 9:00 a.m. Ms. Brown offered the invocation and Mr. Graham led the audience in the pledge of allegiance. Mr. Graham thanked everyone for their confidence in him as Chairman.

PUBLIC INFORMATION

NONE SCHEDULED

ITEMS FROM CHAIRMAN/COMMISSIONERS

Mr. Daughety stated it is time to reflect on where Lenoir County is presently and the future of the County. This is his first year serving as a Commissioner. Many functioning bodies have a strategic plan for the future. The City and County have a suitable plan, but no long term strategic plan for the County. He asked the Board to be proactive in establishing a Strategic Planning Committee for Lenoir County. The Committee can be composed of key figures from the Global TransPark, Lenoir Community College, Chamber of Commerce, Committee of 100, Town of Pink Hill, Town of LaGrange, Lenoir County Public Schools, and other key agencies in the County. Mr. Daughety stated the Committee would develop a plan for the future of Lenoir County. A long term plan is needed for infrastructure and education, among other things. He would like to see the community as a whole think about future goals and how to meet the goals. Mr. Daughety stated he hopes the Board will proactively move forward to establish the Strategic Planning Committee. The group could meet on an annual basis with the Board to provide updates along with reviewing the goals and adjusting them if necessary. The first step of the Committee would be to set a Vision and Mission Statement. They would move forward with planning from there.

Mr. Rouse suggested the Planning Board be incorporated into the Committee. He agreed with Mr. Daughety and stated the Wayne County Planning Board is proactive in future development of their county. This will hopefully encourage people to want to be a citizen of Lenoir County. Mr. Daughety stated he would like leaders of individual groups to be on the Committee. The Planning Board can implement the mechanics of the plan once it is established. A plan cannot be implemented without a vision. Ms. Sutton

agreed stating we need to look to the future and develop a plan, but this does not happen overnight. The key is getting people together and working together to commit to a plan. Representatives from the City, County, and Municipalities were supposed to form a joint committee, but the idea was put on hold because of the City not having a manager at the time. Ms. Sutton states she would like to start the process to get the subcommittee together and working. A working relationship needs to be established in order to be effective. Mr. Graham stated developing a strategic plan is important for the County. The idea will be pursued in the upcoming year.

Mr. Rouse presented a Resolution in the form of a Legislative Request to Introduce a Local Bill Requiring Voter Identification Prior to Voting in Local Elections. Governor Perdue recently vetoed the bill at the state level. Mr. Rouse stated it is important to put all political climates aside and consider the bill which crosses ethnic and religious boundaries. The bill would require photo identification to be presented at the time of placing a vote. Mr. Davis stated Greene County had a few issues recently regarding voter fraud, but not Lenoir County. Mr. Pharo stated some of the attempts of fraud were caught. Mr. Rouse motioned to accept the bill and Mr. Pharo seconded the motion. Mr. Graham stated the current debates at the Federal and State level on this topic are not a reason to react. He motioned for the request to be tabled due to the national and state-wide discussions on the topic. Mr. Graham believed voting in favor of the request would disenfranchise some individuals and their opportunity to vote. Senior citizens, minorities, women, and people from all nationalities would be affected. Implementing a voter identification law should be dealt with at the State and Federal level. Ms. Sutton seconded Mr. Graham's motion to table the discussion due to it being a State issue. She encouraged citizens to contact their State representatives on the issue as the decision was not something she was elected to debate. Ms. Brown stated Mr. Griffin provided an article from the *News and Observer* via e-mail on the topic. Chief Deputy Attorney General Grayson Kelley wrote "it is likely the tactic would be held unconstitutional by the courts because of the equal protection issues it raises." The article continued, "Recently, several counties have passed resolutions in support of such local bills, which must affect fewer than 15 counties and cumulatively cover less than half of the state's 100 counties." Mr. Pharo stated the request has already been before the Supreme Court to be deemed constitutional. Mr. Jarman stated he saw and appreciated the article provided by Mr. Griffin. The letter from the Attorney General addressed local counties implementing a bill and not the state. The issue is statewide and should not become a local county issue.

Mr. Griffin stated the issue is not whether the voter identification is constitutional. Certain things have to be uniform statewide and others can be implemented through local bills. Governor Perdue vetoed the bill and the legislature did not override her decision. Mr. Griffin's opinion is that the voter identification bill should be statewide. Mr. Daughety stated this is the wrong time to consider the resolution. His position is the decision should be made at the State and/or Federal level. State law should not be mandated at the Local level. The Commissioners were elected to improve Lenoir County. They should focus on job creation and tax reduction for the citizens. Mr. Daughety stated "It's time for some of us to stop acting like teenagers and start acting like responsible leaders." Mr. Graham compared the law to poll taxes, literacy tests, and other regulations in the past that kept black citizens and the poor from voting. He stated the County does not need to revert back to such things. Mr. Rouse stated he is not asking for a literacy test, just identification that proves the person is who they claim to be. Mr. Pharo stated the issue deals with honesty. Upon voting to table the issue, the motion was approved to table the discussion by a 5 to 2 vote with Mr. Rouse and Mr. Pharo dissenting.

ITEMS FROM COUNTY MANAGER

Mr. Jarman stated at the previous meeting, Mr. Joe Testino, Chief Court Counselor, extended an invitation for an upcoming Community Forum on Improving Outcomes for Our Youth. The forum will be held on December 9, 2011 from 10:00 a.m. to 2:00 p.m. The goal is to provide an opportunity for in-depth discussion and to help plan better outcomes for our youth. The event will feature presentations about

strategies for dealing with undisciplined and lower-risk youth within the community rather than using secure juvenile detention as a first response. An estimated 400-500 people will attend. Greene Lamp has provided their program summary for the Board to review. This is an annual requirement and no action is required by the Board. Mr. Jarman shared a flyer regarding an upcoming Gang Conference. This will be held January 23, 2012 at Lenoir Community College from 8:30 a.m. to 4:00 p.m. The purpose is to bring awareness of gangs to our community.

An update on post Hurricane Irene activity was provided. Mr. Jarman stated approximately $762,090 has been spent to date. He is anticipating a total of $1.7 million will be spent. Some or all of the funds will be reimbursable by FEMA. Mr. Jarman reminded the Board of the Employee Appreciation Christmas Luncheon on Friday, December 16, 2011 at King's Restaurant on Hwy 70 from 11:30 a.m. to 1:30 p.m. The Commissioners Christmas Dinner will be held on Monday, December 19, 2011 at the Barn Steakhouse. The reservation is for 6:15 p.m.

CONSENT AGENDA

Upon a motion by Ms. Brown and a second by Ms. Sutton, Board approved the following Consent Agenda:

3.	Approval of Minutes: Regular Board Meeting: November 21, 2011	Banks/Jarman
4.	Resolution Approving the Releases and Refunds to the Individuals Listed Herein	Parrish/Martin
5.	Budget Ordinance Amendment: General Fund: Process Funds: $1,504.33. Increase	Martin

RESOLUTIONS /BUDGET ORDINANCE AMENDMENTS

Item No. 6 was a Resolution Approving 2012 Calendar of Board Meeting Dates and Times. It is good practice to officially adopt an annual calendar. The calendar can then be published as well as sent to all news media. The Clerk to the Board is responsible for maintaining the calendar so citizens and staff have proper advance notice of times, days and dates of meetings. Commissioners can modify the calendar if situations or emergencies warrant it to be changed. Historically, the Board meets only once during the months of July and December. Upon a motion by Ms. Brown and a second by Mr. Pharo, Item No. 6 was unanimously approved.

Item No. 7 was a Resolution Approving and Adopting the Revised Planning and Zoning Fee Schedule of Lenoir County, NC. Mr. Gary O'Neal, Chief Building Inspector, stated the current fee schedule has been in effect since July 1, 2003. After a recent review, the Planning and Inspections Department found their current zoning fees were not covering the cost of the process for the applicants for rezoning, special use permit, planned unit development, variance, and ordinance text amendment. The current fee for each is $150. The current cost for the application processes will range from approximately $400 to $425, with the range mainly depending on the number of mailings and copying/printing required. An estimated $375 of the total cost is associated with the required advertising in the local newspaper. Each application process requires a public hearing and proper notice of the hearing. Mr. Graham stated the cost seems high. Mr. O'Neal stated Duplin, Greene, and Jones County don't have zoning. The cost in Wayne County is $300 for less than three (3) acres. Pitt County charges $350 plus $20 per acre over two (2) acres. Onslow County charges $400 and Craven County charges $250 plus the cost of postage and advertising. Mr. Jarman stated when a fee does not cover the cost of actions; the remaining amount is paid by general fund property taxes. Upon a motion by Ms. Sutton and a second by Ms. Brown, Item No. 7 was unanimously approved and the new fee schedule will begin January 1, 2012.

Item No. 8 was a Resolution Approving the Revised Regional Agreement for Neuse Regional Library. At the October 17, 2011 Board Meeting, the Board approved a Revised Regional Agreement for Neuse Regional Library. Since that time, discussions with Greene County, the Town of Snow Hill, and the State

Library of North Carolina have led to further revisions to the current draft of the Regional Agreement. The revisions have no effect on the respective roles in the Neuse Regional Library System; rather they are relevant to Greene County's status as the governing body for the Greene County Public Library. The latest revisions only affect Greene County; otherwise the content is similar to the previous draft approved. Upon a motion by Mr. Daughety and a second by Ms. Brown, Item No. 8 was unanimously approved.

Item No. 9 was a Budget Ordinance Amendment: General Fund: Health: (Adult Health-BCCCP) Increase: $2,550. This budget amendment was to allocate additional State funding provided to support Contracted Services Cancer Detection. Upon a motion by Mr. Davis, and a second by Ms. Brown, Item No. 9 was unanimously approved.

Item No. 10 was a Budget Ordinance Amendment: Trust and Agency Fund: Finance/Extension-Family Caregiver: $9,785. Increase. This budget amendment was to increase the budgeted amounts of the Partnership for Children Program. The County received notification on November 23, 2011, that the Parents as Teachers Program would be receiving an additional $9,785 for its program. Upon a motion by Mr. Davis, and a second by Ms. Brown, Item No. 10 was unanimously approved.

Item No. 11 was a Budget Ordinance Amendment: General Fund/Capital Improvements Fund: Buildings and Grounds: $140,000: Increase. This budget amendment was to appropriate funds for the purchase of real property located at 105, 105A, and 107 McLewean Street. The Board approved this purchase on November 21, 2011, Item No. 17. Mr. Rouse stated he does not think the purchase should be made at this point in time. Mr. Jarman responded the funds were set aside in previous years in anticipation of having to purchase property for the expansion. Upon a motion by Mr. Davis, and a second by Ms. Brown, Item No. 11 was approved by a 4 to 3 vote with Mr. Rouse, Mr. Pharo, and Mr. Daughety dissenting.

Item No. 12 was a Resolution Approving Purchase of Equipment for the 2012 Dodge Chargers: $15,949.68. Sheriff Billy Smith stated the department recently purchased eight (8) Dodge Chargers because Ford stopped producing the Ford Crown Victoria. Most of the Sheriff's fleet is Crown Victoria's and all of the equipment is primarily designed to fit this type of vehicle. The Dodge Chargers require new equipment such as consoles, rhino bumpers, cages, mounting brackets, and computer stands. The Sheriff will use Federal asset forfeiture funds to make this purchase, which will not affect the Sheriff's budget or burden the county taxpayers. Mr. Graham inquired if the new Chargers would be six (6) or eight (8) cylinders. Sheriff Smith responded the Dodge Chargers are eight (8) cylinder vehicles. They are expected to last longer. Mr. Graham asked if there were going to be any savings on gas. Sheriff Smith stated they are doing research on a natural gas engine. Some big agencies are moving to this type of vehicle, but the Sheriff's Department needs to do more research. Upon a motion by Ms. Sutton and a second by Mr. Daughety, Item No. 12 was unanimously approved.

Item No. 13A was a Resolution Authorizing the Purchase of a New Repeater for the Northeast Sector of Lenoir County, Not to Exceed $450,000. The Lenoir County 800MHz radio system was purchased in 1994. The original system structure was for a primary site and two (2) non-trunked 800MHz conventional repeater sites to support county-wide coverage at that time. The original primary site was located at 604 Plaza Boulevard, Kinston; however, that site was moved to 272 Central Avenue in 2001. The original 800MHz conventional repeater sites remain in LaGrange and Deep Run. There has been degradation of signal strength in the Hugo/Grifton area over the last five (5) years. Through a series of tests, staff has eliminated the possibility of interference with other public safety 800MHz radio systems, as well as local cellular companies as a reason for the increasing loss of coverage in the area. The result of the degradation of signal strength in this area has become an increasing concern to the public safety responders in that area. Staff has determined placing a non-trunked 800MHz conventional repeater site identical to LaGrange and Deep Run would temporarily resolve the signal issues in the area, pending an overall upgrade of the 800MHz radio system to a digital system in Lenoir County. The NC911 Board that governs the funding for the Special Revenue funds has agreed to a "one-time" expenditure from the fund balance of Public Safety Answering

Points (PSAPs) in NC to allow for public safety related purchases. The purchase of the repeater and all necessary licenses and permits would be 100 percent allowable under the agreement. Mr. Dail stated this will be a short term solution to this issue. After the beginning of the new year, he will meet with others to discuss funding options for an entire new system. Upon a motion by Ms. Sutton and a second by Mr. Daughety, Item No. 13A was unanimously approved.

Item No. 13B was a Budget Ordinance Amendment: Emergency Telephone Fund Finance/Telephone Expense: $450,000. Increase. This budget amendment is to appropriate additional funds from the E911 fund balance to cover the costs of installing a repeater in the Grifton/Hugo area. The money in the E911 fund has very strict guidelines as to what is an eligible expenditure. During FY 2009-2010, the funding formula to counties was changed, and a one-time "Public Safety Needs" expenditure of ½ of the fund balance at June 20, 2010 was approved for entities that were holding a fund balance. This one time expenditure has to be approved by the E911 Board, and must be expended before June 30, 2012. Upon a motion by Ms. Sutton and a second by Mr. Daughety, Item No. 13B was unanimously approved.

Item No. 14A was a Resolution Approving the Acceptance of Donated Property and the Expenditures for an Appraisal, Current Year Property Taxes, and Associated Closing Costs. Mr. Kenneth Talton wishes to donate a 200,000 square foot warehouse and approximately 26 acres of land to the County of Lenoir. This property is located in the Contentnea Neck Township of Lenoir County adjacent to the Kinston DuPont property. The building was leased to DuPont for many years as a warehouse and processing facility. The current tax value of this property is $949,195. The County will be responsible for the cost of an appraisal ($4,500), current year property taxes in the amount of $7,973.24, and associated closing costs. The property can be marketed by the County for a future industrial, warehousing, or distribution client. Mr. Mark Pope, Lenoir County Economic Development Director displayed pictures of the property taken on Friday, December 2, 2011. Mr. Rouse asked if there were any leaks in the building. Mr. Pope stated the building had no leaks and a new roof was put on about five (5) to seven (7) years ago. Some of the electrical wiring had been stripped, but all major boxes were still in place. Ceiling heights are approximately 25 – 30 feet with Hwy 11 and rail spur access. There are no known environmental issues at this particular site. Upon a motion by Mr. Davis and a second by Ms. Sutton, Item No. 14A was unanimously approved.

Item No. 14B was a Budget Ordinance Amendment: General Fund/Capital Improvements Fund: Buildings and Grounds: $12,500. Increase. This budget amendment is to appropriate funds to cover expenditures associated with the donation by Kenneth Talton of real property to the County. The Board approved the acceptance of this donation and payment of associated costs to complete the transaction on December 5, 2011. Upon a motion by Mr. Davis and a second by Ms. Sutton, Item No. 14B was unanimously approved.

APPOINTMENTS

Item No. 15 was a Resolution Appointing Citizens to Boards, Commissions, Etc. Mr. Graham appointed Ms. Linda Sutton as the Advisory Liaison between the Board and Lenoir Community College. Upon a motion by Ms. Brown and a second by Mr. Daughety, the following second appearances were appointed.

BOARD/COMMITTEE/COMMISSION	APPLICANT/ CURRENT MEMBER	TERM EXPIRATION
Lenoir County Economic Development Board 2nd Appearance	Harold Thomas	November 2014
Town of Grifton Planning Board 2nd Appearance	Darryl Rodgers	January 2015

CURRENT VACANCIES

Lenoir County Economic Development Board – At-Large Member
Lenoir County Health Board – (1) Veterinarian, (1) Optometrist, (2) Public Members
Lenoir County Planning Board – Districts One (1)
CJPP – Three (3) Vacancies
Kinston Board of Adjustment – Two (2) ETJ Members; (1) Primary – (1) Alternate

ADD-ON

Add-on No. 1 was a Budget Ordinance Amendment: General Fund: Health (Immunization Program State) Increase. $5,014. This budget amendment is to allocate State funding from Immunization Branch to help the clinic improve its capability to provide immunization services. Additional revenues would be used for recurring monthly expenditures. The monies must be spent by December 31, 2011. Upon a motion by Ms. Brown and a second by Ms. Sutton, Add-on No. 1 was unanimously approved.

Add-on No. 2 was a Resolution Authorizing Expenditure of Remaining RAFI-USA (Rural Advancement Foundation International) Grant Funds: $13,210. Ms. Tammy Kelly, Cooperative Extension Director, stated the Lenoir County Farmer's Market provides community access to local foods and produce through local farmers that produce fresh vegetables and other vendors that produce and provide items such as homemade baked goods, fresh eggs, local honey, etc. The Board approved acceptance of a RAFI-USA Grant in the amount of $22,596 on April 4, 2011. The grant is being used for renovations and upgrades to the Lenoir County Farmer's Market and surrounding parking lot areas. The remaining grant dollars in the amount of $13,210 must be expended prior to December 31, 2011. These funds have been earmarked for grounds and parking lot repairs, December supplemental salary for the Market Manager, general supplies, one outstanding electrician bill, and a few other small repairs and upgrades. Upon a motion by Mr. Daughety and a second by Ms. Brown, Add-on No. 2 was unanimously approved.

ADJOURN

Mr. Bill Ellis, Parks and Recreation Director, informed the Board of the 250th Anniversary of Kinston coming up. This year on December 31, there will be two (2) New Year's Celebrations; one for the English New Year at 7 p.m. and the traditional American New Year at midnight. The Dick Knight band will be performing at 6:30 pm. Tea and crumpets will be served for the English New Year. In honor of Spirit Aerosystems, a plane will be raised instead of a ball dropping. Mr. Pharo stated himself, Ms. Brown, and Ms. Sutton are on the planning committee for the celebration. Ms. Sutton stated they have worked hard and many entities across the County are involved.

Mr. Ellis stated the Woodmen Center is progressing. In approximately three (3) weeks, the steel will arrive. The water park is under construction and the permit for the pool has been approved. Memorial Day weekend 2012 is the opening date for the water park and the community center will be opening sometime in August 2012. Mr. Daughety stated he appreciates all that Mr. Ellis has accomplished. He has done a tremendous job with the Moss Hill Ruritan Club and saved the voting site. Mr. Jarman thanked Mr. Ellis for his service as Interim City Manager. Mr. Ellis stated he is in the process of closing on the Pink Hill Gym. The County will then own the facility. The Town of Pink Hill has committed funds for an after school program in Pink Hill next year. Ms. Sutton stated she is proud of the way Mr. Ellis conducted and carried out business as Interim City Manager. Mr. Ellis thanked everyone. Mr. Davis stated the Veteran's facility looks almost complete on the outside. The home is scheduled to open April 2012.

Mr. Graham congratulated the Kinston High School Vikings football team on making it to the State playoffs in Raleigh. Approximately 3,000 to 4,000 people were present to support the team. Mr. Davis stated Kinston High should be congratulated by the Board on their achievements. Mr. Jarman stated they should be congratulated on their athletics, academics, community involvement, and leadership abilities. Ms. Brown

commended Coach Anderson of Kinston High on their achievement. This has been the closest they have come to the playoffs since 1955. She suggested inviting the coaches and team during an evening meeting to formally congratulate them. Ms. Sutton offered condolences to Mr. Bill Allison, Lenoir County Transit Director, on his mother's passing and also to Mr. Mike Wiggins, Maintenance Director, on his brother's passing. She stated she will not be able to attend the County Luncheon due to work obligations and wanted to wish everyone a Merry Christmas and Happy New Year.

Mr. Graham stated the County has had a successful year in terms of job creation and education. In the upcoming year, the Board will continue to work with schools, students, Lenoir Community College and other entities to ensure success. Ms. Sutton commented on the Lenoir Stem Initiative and funds from the Gates to assist in preparing the citizens for employment. The County has accomplished a lot in 2011. Ms. Brown expressed accolades to the citizens in assisting LaGrange Elementary in obtaining a $50,000 grant from US Cellular. Ms. Sutton stated now is the time to reflect on all the positive activity in the County. The citizens and the economic status of the County have been blessed. She expressed appreciation to the County employees for their dedicated service. Mr. Davis thanked Mr. Daughety on his work with the Transportation Committee in other areas of the County.

Upon a motion by Mr. Graham and a second by Ms. Brown the Board adjourned at 10:33 a.m.

Respectfully submitted,

April L. Banks
Interim Clerk to the Board

Reviewed By

Michael W. Jarman
County Manager

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 1/03/12 **ITEM NO.:** 4

RESOLUTION: Approving the Releases and Refunds to the Individuals Listed Herein

SUBJECT AREA: Finance

ACTION REQUESTED: Approval of Releases and Refunds as Prepared

HISTORY/BACKGROUND:

Releases and refunds result from listing and assessing due to incorrect and incomplete information.

EVALUATION:

Taxpayers will or have overpaid taxes. Board action rectifies the mistake.

RELEASES OVER $100

Year	Name	Account	Amount	Reason
2011	Craig Edwards	7850	$139.22	Double Listed
2011	Wade Layton	66100	121.38	Adjusted Value
2011	Billy Thomas Transport	63605	239.40	Adjusted Value
2011	Gerald Sullivan	71169	416.32	Legal Exemption
2010	Lynwood Cahoon	3791	234.88	Adjusted Value
2011	Sheldon Sutton	5129	111.34	Adjusted Value
2011	Richard Trull	68602	146.00	Adjusted Value
2011	Oscar Romero	1211	145.93	Double Listed
2011	Smith New Hope Church	41294	514.15	Legal Exemption
2011	Christopher Robinson	46844	316.87	Adjusted Value
2011	James Murray	63577	138.16	Adjusted Value
2011	Jack Grady	10044	336.00	Corrected Listing
2011	Ann Wetherington	31737	129.09	Double Listed
2011	William Brooks	48129	270.02	Adjusted Value
2011	The Smithfield Packing	50538	50241.81	Late List Penalty
2011	Marie Kornegay	17472	570.66	Legal Exemption
2009	Nora Cogdell	68958	866.18	Adjusted Value
2010	Sharon Brown	68958	800.39	Adjusted Value
2011	Sharon Brown	68958	754.95	Adjusted Value

REFUNDS

Year	Name	Account	Amount	Reason
2010	First Citizens Bank	1103	$4060.27	Corrected Listing

MANAGER'S RECOMMENDATION:

Approval of releases as set out above.

_____
Initials

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Daughety _____ Davis _____ Graham _____

Pharo _____ Rouse _____ Sutton _____

_____ 1/03/12
George W. Graham Jr., Chairman Date

_____ 1/03/12
ATTEST Date

Item No.: 5

BUDGET ORDINANCE AMENDMENT: FINANCE/SHERIFF'S DEPARTMENT: $100. INCREASE

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2011 - 2012
Appropriations

Budget Amendment #_____
Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL FUND	FINANCE/SHERIFF DEPARTMENT	10-3842-8900 MISCELLANEOUS 10-4310-2900 OTHER SUPPLIES

REVENUES

Check One Box
New Appropriation: [X]
Line Item Transfer: [ ]

Account # and Title		Amount
INCREASE		
10-3842-8900	MISCELLANEOUS	100.00
Total		100.00

EXPENDITURES

Check One Box
New Appropriation: [x]
Line Item Transfer: [ ]

Account # and Title		Amount
INCREASE		
10-4310-2900	OTHER SUPPLIES	100.00
Total		100.00

Reason and Justification for Request:
BUDGET AMENDMENT TO BUDGET A DONATION THAT WAS RECEIVED ON NOVEMBER 30, 2011 IN THE AMOUNT OF $100.00. THIS MONEY WILL BE USED TO OFFSET THE COST OTHER SUPPLIES.

Department Head Approval	Date	Finance Officer Approval	Date
Martha H. Martin	11/30/11	Martha H. Martin	11/30/11

Budget Officer Approval	Date
Michael W. Jarman	11/30/11

Board Approval (When Applicable)	Date	Date of Minutes

Finance Office - Copy Department - Copy Administration - Copy

Item No.: 6

Lenoir County Board of Commissioners

RESOLUTION IN SUPPORT OF EXTENDING RAIL SERVICE FROM EXISTING CSX LINE ALONG NC 11 IN LENOIR COUNTY TO THE NORTH CAROLINA GLOBAL TRANSPARK ALONG THE PROPOSED EXTENSION OF FELIX HARVEY PARKWAY

WHEREAS, the 2010 Global TransPark Strategic Plan identifies a need for rail service from multiple Class One rail providers in order to increase transportation options for GTP tenants; and

WHEREAS, extending rail service from the NC Global TransPark to the existing CSX line to the east of the NC 11 Corridor would provide a second Class One rail provider to the GTP; and

WHEREAS, the proposed expansion of the Felix Harvey Parkway from NC 58 to NC 11 provides a suitable corridor for this proposed rail extension between the GTP and the CSX line.

NOW, THEREFORE, BE IT RESOLVED, that the Lenoir County Board of Commissioners hereby endorses the inclusion of a new rail spur to connect the GTP to the existing CSX line within the proposed Felix Harvey Parkway corridor from NC 58 to NC 11 and requests the North Carolina Department of Transportation to address this rail expansion in their feasibility study for the Harvey Parkway expansion with regards to permitting, right-of-way, and design.

ADOPTED this the 3rd day of January 2012

_____

George W. Graham, Jr., Chairman

_____

April L. Banks, Clerk to the Board

Item No.: 7

RESOLUTION IN SUPPORT OF THE FILING OF APPLICATIONS FOR ECONOMIC DEVELOPMENT ASSISTANCE BY THE CITY OF KINSTON

WHEREAS, Smithfield Foods, Inc. has a need for additional sanitary sewer improvements as part of the proposed expansion of its facility in the US Highway 70 Industrial Park; and

WHEREAS, the City of Kinston has resolved to submit applications for economic development assistance to the Department of Commerce for Industrial Development Funds (IDF) in the amount of $500,000, to the NC Rural Center for Economic Infrastructure Program (EIP) funds in the amount of $1,000,000 and to the Golden Leaf Foundation for Economic Catalyst Funds (ECF) in the amount of $1,250,000 to provide the needed sanitary sewer improvements; and

WHEREAS, if IDF, EIP and ECF Funds are received, the City of Kinston and Lenoir County have agreed to share equally in the local cost of the sewer improvements.

NOW, THEREFORE, BE IT RESOLVED BY THE LENOIR COUNTY BOARD OF COMMISSIONERS

THAT, the County of Lenoir supports and endorses the City of Kinston's applications for economic development assistance; and

THAT, the County of Lenoir agrees to provide up to half of the cost of the sewer improvements that will not be covered by the grant funds requested by the City of Kinston; and

THAT, based on an estimated project cost of $4,300,000, estimated grant revenues of $2,750,000 and the City of Kinston's commitment to provided up to $775,000 towards the local project costs, the County of Lenoir hereby agrees to provide up to $775,000 as its portion of the local cost of the sewer improvements; and

THAT, the Chairman of the Board of Commissioners, the County Manager and the Finance Officer be authorized and directed to provide the City of Kinston such additional information as may be required by the grantor agencies and to execute any and all documents in support of said City of Kinston grant applications.

DULY ADOPTED THIS 3RD DAY OF JANUARY 2012 BY THE LENOIR COUNTY BOARD OF COMMISSIONERS.

_____

George W. Graham, Jr., Chairman

_____

April L. Banks, Clerk to the Board

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 1/03/12 **ITEM NO.:** 8

RESOLUTION: Approving the 2012 North Carolina Building Codes and All Appendices

SUBJECT AREA: Administrative

ACTION REQUESTED:

The Board is requested to approve the North Carolina State Building Codes: Building Code, Fire Code, Residential Code, Administrative Code, Plumbing Code, Mechanical Code, Fuel Gas Code, Accessibility Codes (ICC/ANSI A117.1-2003), National Electrical Code and All Appendices.

HISTORY/BACKGROUND:

The North Carolina Building Code Council approved the 2012 North Carolina Codes on September 1, 2011, to be effective January 1, 2012. Presently, Lenoir County is using the 2009 editions of the North Carolina Building Codes. The State of North Carolina updates the State Building Codes every three (3) years.

EVALUATION:

Code Officials recognize the need for a modern, up-to-date Code addressing conditions hazardous to life and property. The North Carolina State Building Codes establishes minimum regulations using prescriptive and performance-related provisions. It makes possible the use of new material and new system designs and sets standards for Commercial and Residential applications.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

RESOLUTION: NOW THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners that the 2012 North Carolina State Building Codes and All Appendices be adopted.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Daughety _____ Davis _____ Graham _____

Pharo _____ Rouse _____ Sutton _____

_____ 1/3/12
George W. Graham Jr., Chairman Date

_____ 1/3/12
ATTEST Date

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 1/03/12 **ITEM NO.** 9A

RESOLUTION: Approving Presentation of a Badge to Retiring Detention Officer Annie Brown

SUBJECT AREA: Personnel

ACTION REQUESTED:

The Board is requested to authorize the Sheriff to present to retiring detention officer Annie Brown her Lenoir County Sheriff's Office badge pursuant to state law and past county practices.

HISTORY / BACKGROUND:

Detention officer Annie Brown began her detention officer career with the Lenoir County Sheriff's Office on November 14, 1991. North Carolina retirement rules state that an officer must have 30 years of credible service or be age 55 with at least 15 years of credible service to retire. Officer Brown is more than 55 years of age and had the appropriate amount of time to retire, which became effective December 31, 2011.

North Carolina General Statute 20-187.2 provides for the presentation of a member's badge upon their retirement and also provides for the governing body, in its discretion, to present the retiring member with their service weapon after they receive a gun permit. Sheriff's Office detention officers are not issued firearms.

A number of law enforcement officers and detention officer retire each year in various state and local jurisdictions within North Carolina. In these instances, the officers have been presented with their badge and gun.

EVALUATION:

In keeping with the North Carolina General Statutes and local government practices, it is recommended that Detention officer Annie Brown be presented with her badge.

MANAGER'S RECOMMENDATION:

Respectfully Request Approval.

Initials

RESOLUTION: NOW THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners authorize the Sheriff to present to Detention officer Annie Brown her Lenoir County Sheriff's Office badge.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Daughety _____ Davis _____ Graham _____

Pharo _____ Rouse _____ Sutton _____

_____ 1/3/12
George W. Graham Jr., Chairman Date

_____ 1/3/12
ATTEST Date

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 1/03/12 **ITEM NO.** 9B

RESOLUTION: Approving Presentation of Badge and Service Weapon to Retiring Lieutenant Kenneth Robert Dunham

SUBJECT AREA: PERSONNEL

ACTION REQUESTED:

The Board is requested to authorize the Sheriff to present to retiring Lieutenant Kenneth Dunham his Lenoir County Sheriff's Office badge and Glock .45 caliber service weapon pursuant to state law and past county practices.

HISTORY / BACKGROUND:

Lieutenant Kenny Dunham began his law enforcement career with the Lenoir County Sheriff's Office on April 1, 1982. North Carolina retirement rules state that an officer must have 30 years of credible service or be age 55 with at least 15 years of credible service to retire. Lieutenant Dunham had the appropriate amount of time to retire, which became effective December 31, 2011.

North Carolina General Statute 20-187.2 provides for the presentation of an officer's badge upon his retirement and also provides for the governing body, in its discretion, to present the retiring officer with his service weapon after he receives a permit. Lieutenant Dunham received a handgun permit in December of 2011, which was made part of his personnel file.

A number of law enforcement officers retire each year in various state and local jurisdictions within North Carolina. In these instances, the officers have been presented with their badge and service weapon.

EVALUATION:

In keeping with the North Carolina General Statutes and local government practices, it is recommended that Lieutenant Dunham be presented with his badge and service weapon (Glock .45 caliber, serial number NMA062).

MANAGER'S RECOMMENDATION:

Respectfully Request Approval.

Initials

RESOLUTION: NOW THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners authorize the Sheriff to present to Lieutenant Kenneth Robert Dunham his Lenoir County Sheriff's Office badge and Glock .45 caliber service weapon.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Daughety _____ Davis _____ Graham _____

Pharo _____ Rouse _____ Sutton _____

_____ 1/3/12
George W. Graham Jr., Chairman Date

_____ 1/3/12
ATTEST Date

BUDGET ORDINANCE AMENDMENT: GENERAL FUND: SHERIFF DEPT.: $10,089. INCREASE

Item No.: 9C

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2011 - 2012
Appropriations

Budget Amendment #_____
Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL	SHERIFF	10-3432-2100 SCAAP - SHERIFF 10-4310-3980 SCAAP EXPENSES

Check One Box New Appropriation: ☐ Line Item Transfer: ☐ **REVENUES**			Check One Box New Appropriation: ☐ Line Item Transfer: ☐ **EXPENDITURES**		
Account # and Title		Amount	Account # and Title		Amount
INCREASE			**INCREASE**		
10-3432-210 SCAAP - SHERIFF		10,089.00	10-4310-3980	SCAAP EXPENSES	10,089.00
Total		10,089.00	Total		10,089.00

Reason and Justification for Request:
TO BUDGET ADDITIONAL FUNDS RECEIVED FROM THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, FOR THE STATE CRIMINAL ALIEN ASISTANCE PROGRAM (SCAAP). THESE FUNDS ARE AWARDED TO LENOIR COUNTY TO HELP OFFSET EXPENSES INCURRED BY THE COUNTY IN HOUSING UNDOCUMENTED CRIMINAL ALIENS OR ALIENS OF UNKNOWN LEGAL STATUS, WHO HAVE BEEN CONVICTED OF AT LEAST ONE FELONY OR TWO MISDEMEANORS AND HAVE BEEN INCARCERATED DURING THE REPORTING PERIOD OF THE AWARD. BY LAW, THESE FUNDS ARE RESTRICTED FOR USE BY THE SHERIFF.

Department Head Approval	Date	Finance Officer Approval	Date
WE Smith	12/27/11	Martha N. Martin	12/27/2011
Budget Officer Approval	Date		
MW Jarman	12/28/11		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy Department - Copy Administration - Copy

Item No.: 9D

BUDGET ORDINANCE AMENDMENT:FEDERALLY SEIZED PROPERTY: SHERIFF FEDERALLY SEIZED PROPERTY: $15,950. INCREASI

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2011-2012
Appropriations

Budget Amendment #_____
Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
FEDERALLY SEIZED PROPERTY	SHERIFF FEDERALLY SEIZED PROPERTY	VARIOUS

Check One Box
New Appropriation: [X]
Line Item Transfer: [ ]

REVENUES

Account # and Title		Amount
INCREASE		
15-3991-9910	FUND BALANCE APPROPRIATED	15,950.00
Total		15,950.00

Check One Box
New Appropriation: [X]
Line Item Transfer: [ ]

EXPENDITURES

Account # and Title		Amount
INCREASE		
15-4316-5999	CAPITAL ITEMS < $5,000	15,950.00
Total		15,950.00

Reason and Justification for Request:
BUDGET AMENDMENT TO APPROPRIATE FUNDS FOR THE FEDERALLY SEIZED PROPERTY FUND. ON DECEMBER 5, 2011, THE THE COMMISSIONERS APPROVED THE PURCHASE OF ACCESSORIES FOR THE NEW DODGE CHARGERS THAT HAVE BEEN ORDERED FOR THE SHERIFF'S DEPARTMENT. MOST OF THE EXISTING EQUIPMENT THAT WAS ON THE FORD CROWN VICTORIA'S WILL NOT FIT ONTO THE NEW DODGE VEHICLES. THE PURCHASE OF THIS EQUIPMENT IS AN ALLOWABLE USE OF FEDERAL FORFEITURE FUNDS.

Department Head Approval: W E Smith	Date: 12/28/11	Finance Officer Approval: Martha N. Martin	Date: 12/28/11
Budget Officer Approval: [signature]	Date: 12/28/11		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy Department - Copy Administration - Copy

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 1/03/12 **ITEM NO.:** 10A

RESOLUTION: Requesting Endorsement of Revision to the County HCCBG Funding Plan and Budget Ordinance Amendment Increasing Expenditures and Revenues for the Home & Community Care Block Grant

SUBJECT AREA: Financial

ACTION REQUESTED:

The Board is requested to endorse the revised County HCCBG funding plan and approve a budget ordinance amendment increasing revenues and related expenditures for the FY 11-12 Home & Community Care Block Grant.

Increase Expenditures:

H & CCBG-DSS----------$11,346	Account #105332.4010
H & CCBG-COG----------$11,346	Account #105332.4011

Decrease Expenditures:

Foster Care-All County----$2,269	Account #105346.4971

Increase Revenues:

H & CCBG----------$20,423	Account #103533.4010

HISTORY/BACKGROUND:

The Home and Community Care Block Grant, effective July 1, 1992, is comprised of funding for in-home and community based services currently available through the Division of Aging as well as a portion of funding targeted for in-home and community based services previously administered by the North Carolina Division of Social Services. Older Americans Act funds constitute approximately 45% of Home and Community Care Block Grant funding and are intended to develop and enhance comprehensive and coordinated community based systems of services, opportunities and protections for older adults. Future funds appropriated by the General Assembly for this purpose will also be included in the Home and Community Care Block Grant. Area Agencies on Aging will fund county programs on aging through grant agreements with Boards of County Commissioners and community service providers.

The block grant gives County Commissioners maximum discretion in deciding how aging funds will be administered and budgeted in the county. By endorsing a local Funding Plan, Boards of County Commissioners will define the services to be provided, determine funding levels for services, and identify the community service providers to be involved with providing Home and Community Care Block Grant services.

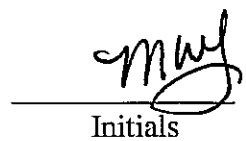
Home & Community Care Block Grant funds provide services to the elderly population of Lenoir County by providing meals, Level I, II and III in-home care services, operating local senior centers, and providing transportation. The revised Budget would total $564,530. These funds are used by DSS and the local Council on Aging to provide senior services. The majority of the funds, $421,076, are used by the Lenoir County Council on Aging.

EVALUATION:

These are 90% Federal and State funds requiring 10% county match. We are requesting to use appropriated funds from our Foster Care line item number 10-5346-4971 to fund the 10% county match with **no new or additional county funding** needed over and above the original County Budget Ordinance. The new HCCBG funds will help to provide additional services to the elderly citizens of Lenoir County.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval



Initials

ORDINANCE: NOW, THEREFORE BE IT ORDAINED by the Lenoir County Board of Commissioners that the revised Home & Community Care Block Grant County Funding Plan be endorsed and FY 11-12 Annual Budget Ordinance is hereby amended as follows:

Increase Expenditures:

H & CCBG-DSS----------$11,346	Account #105332.4010
H & CCBG-COG----------$11,346	Account #105332.4011

Decrease Expenditures:

Foster Care-All County----$2,269	Account #105346.4971

Increase Revenues:

H & CCBG----------$20,423	Account #103533.4010

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Daughety _____ Davis _____ Graham _____

Pharo _____ Rouse _____ Sutton _____

_____ 1/3/12

George W. Graham Jr., Chairman Date

_____ 1/3/12

ATTEST Date

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 1/03/12 **ITEM NO.** 10B

RESOLUTION: Approving Contract Amendments for Child Support Legal Services: Dal Wooten & Chris Rogerson- Not to exceed $165,900 Annually

SUBJECT AREA: Financial

ACTION REQUESTED:

The Board is requested to authorize the Social Services Director to continue the current contracts in place for legal services with Dal Wooten and Chris Rogerson for the remainder of Fiscal Year 2011-12.

HISTORY/BACKGROUND:

The Lenoir County Department of Social Services has contracted with Dal Wooten over the last 18 years to provide legal services for the agency in trying cases and establishing Court Orders for Paternity, Monetary Support, Medical Support and Arrears in the Child Support program. The contract rate is $90 per hour.

A secondary contract is necessary for the continuity of legal services when the primary attorney is unavailable, in cases where a conflict-of-interest may arise, and during times when the Department and the primary attorney are faced with a high volume of Child Support cases. The secondary provider of these services is Chris Rogerson at a rate of $90 per hour. Charges for both attorneys are not to exceed $165,900 in FY 2011-12. In addition, the Department has negotiated a cap, maximum, or not-to-exceed amount of $13,500 per month for the primary Child Support Attorney.

EVALUATION:

These contracts have historically been established on an annual basis. However, the Department is currently surveying other counties and researching the various options for legal services to ensure quality services at the most competitive rate and costs. The continuation of the current contracts in place is necessary for the continuation of legal services for the Department in FY 2011/2012. Sufficient funds were budgeted and appropriated in the current budget to cover all the legal costs noted herein. No new or additional appropriations are needed. The state/federal reimbursable rate is 66% for Child Support.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval

Initials

RESOLUTION: NOW, THEREFORE BE IT RESOLVED that The Lenoir County Board of Commissioners authorizes the Social Services Director to continue with the current legal contracts for Child Support legal services with Dal Wooten and Chris Rogerson for Fiscal Year 2011-12 not to exceed $165,900 for Child Support.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Daughety _____ Davis _____ Graham _____

Pharo _____ Rouse _____ Sutton _____

_____ 1/3/12

George W. Graham Jr., Chairman Date

_____ 1/3/12

ATTEST Date

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 1/03/12 **ITEM NO.** 11A

RESOLUTION: Authorizing the Replacement of the Roof on the Lenoir County Health Department: Curtis Construction Company, Inc.: $147,334

SUBJECT AREA: Purchases / Bids

ACTION REQUESTED:

The Board is requested to approve proceeding with the replacement of the roof on the Lenoir County Health Department and authorize the County Manager to execute a contract in the amount of $147,334 with Curtis Construction Company, Inc., of Kinston N.C.

HISTORY/BACKGROUND:

Due to an aging and deteriorating roof of approximately 12,600 S.F. on the Lenoir County Health Department, located at 201 N. McLewean Street, roof replacement is strongly recommended to avoid further and future water damage to the interior of the building. The County has a significant investment in the Health Department Building and we are entrusted to maintain the aesthetic and structural integrity of the building. Roof replacement encompasses not only the proper removal of the old roofing materials and the installation of a new roofing system, but also engineering, administration, and project management, including on-site inspections. On October 3, 2011, Item #9, the Board approved a proposal from RTD Associates, PA., for engineering, design, contract development and administration, project management, and on-site inspection services for the re-roofing of the Lenoir County Health Department. RTD Associates, PA., performed an analysis of the existing roof and prepared a bid package for the roof replacement. Sealed bids were received by the County on December 15, 2011.

EVALUATION:

RTD Associates, PA., (RTD) is an engineering firm headquartered in Monroe, N.C., that specializes in roofing technology and moisture intrusion. The project is composed of 22 phases including planning and staffing, scheduling, roof system evaluation, engineering and design, bid document development, contractor pre-qualification, administration of the bidding process, contract administration, pre-construction conferences, on-site inspections, pay request reviews and approvals, punch-list development, final inspection, and preparation of project close-out documents including warranties and certificates of compliance. Sealed bids were received by the County on December 15, 2011 from four (4) roofing contractors. After evaluating all bids with RTD, Curtis Construction Company, Inc., of Kinston, N.C., was determined to be the lowest qualified bidder for the roof replacement. The following is a breakdown of the sealed bids received on December 15, 2011.

Contractor	Total Bid
Curtis Construction Company, Inc.	$147, 334
Baker Roofing of Wilmington	$155,779
Greenville Contractors	$170,900
Team Roofing	$214,806

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

Initials

RESOLUTION: NOW THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners to proceed with the replacement of the roof on the Lenoir County Health Department and be if further resolved the County Manager is authorized to execute a contract in the amount of $147,334 with Curtis Construction Company, Inc., of Kinston, N.C., for the roof replacement.

Funding Source: Capital Improvements Fund
Buildings & Grounds
Re-roofing HVAC 40-4935-5800

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Daughety _____ Davis _____ Graham _____

Pharo _____ Rouse _____ Sutton _____

_____ 1/3/12
George W. Graham Jr., Chairman Date

_____ 1/3/12
ATTEST Date

BUDGET ORDINANCE AMENDMENT: GENERAL FUND / CAPITAL IMPROVEMENTS FUND: BUILDINGS AND GROUNDS: $200,000. INCREASE

Item No.: 11B

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2011-2012
Appropriations

Budget Amendment #_____
Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL FUND CAPITAL IMPROVEMENTS FUND	BUILDINGS AND GROUNDS	VARIOUS

Check One Box New Appropriation: ☐ Line Item Transfer: ☐ **REVENUES**		**Check One Box** New Appropriation: ☒ Line Item Transfer: ☐ **EXPENDITURES**	
Account # and Title	Amount	Account # and Title	Amount
INCREASE		**INCREASE**	
10-3991-9910 FUND BALANCE APPROPRIATED	100,000.00	10-9800-8502 TRANSFER TO CAPITAL IMPROVEMENTS	100,000.00
INCREASE		**INCREASE**	
40-3980-9800 TRANSFER FROM GENERAL FUND	100,000.00	40-4935-5800 RE-ROOFING HVAC	123,667.00
		DECREASE	
		40-4935-5801 BUILDING UPGRADES	-23,667.00
Total	200,000.00	Total	200,000.00

Reason and Justification for Request:
TO APPROPRIATE $100,000 FROM THE FUNDS BALANCE OF THE GENERAL FUND FOR THE ROOF REPLACEMENT OF THE HEALTH DEPARTMENT.

Department Head Approval	Date	Finance Officer Approval	Date
Martha H. Martin	12/21/2011	Martha H. Martin	12/21/2011
Budget Officer Approval	Date		
[signature]	12/28/11		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy Department - Copy Administration - Copy

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 1/03/12 **ITEM NO.:** 12

RESOLUTION: Declaring Property as Surplus and Authorizing the Sale of the Surplus Property by Auction

SUBJECT AREA: Administrative

ACTION REQUESTED:

The Board is requested to declare property as surplus and authorize the sale of the surplus property through the negotiated offer and upset bid process in accordance with procedures set forth in NC General Statute 160A-269.

HISTORY/BACKGROUND:

The County has acquired various properties over a period of time mainly through tax foreclosures. Some of these properties have structures on them and some are vacant lots. These properties add no value to the operations of the County.

EVALUATION:

The County owns various properties that are of no useful value to the County. In accordance with procedures set forth in N.C. General Statute 160A-269, County Administration is requesting the approval of the Board to sell the following listed properties through the negotiated offer and upset bid process. The sale of these properties will return them to private owners and add them once again to the tax scrolls.

Tax Department Record Number	Property Description
11390	109 N. Adkin St., Kinston
16440	401 E. King St., LaGrange
17334	Vacant Lot, Church Rd, LaGrange
8553	207 E. Highland Ave., Kinston

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

Initials

RESOLUTION: NOW THEREFORE BE IT RESOLVED By the Lenoir County Board of Commissioners that County owned property listed in this resolution be declared as surplus and authorize the County Manager to sell the property through the negotiated offer and upset bid process in accordance with N.C. General Statute 160A-269.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Daughety _____ Davis _____ Graham _____

Pharo _____ Rouse _____ Sutton _____

_____ 1/3/12

George W. Graham Jr., Chairman Date

_____ 1/3/12

ATTEST Date

Item No.: 13

BUDGET ORDINANCE AMENDMENT: GENERAL FUND: NON-DEPARTMENTAL: $7,730.: INCREASE

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2011 - 2012
Appropriations

Budget Amendment #_____
Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL	NON-DEPARTMENTAL	VARIOUS

Check One Box	REVENUES	Check One Box	EXPENDITURES
New Appropriation: [x]		New Appropriation: [x]	
Line Item Transfer: [ ]		Line Item Transfer: [ ]	

Account # and Title		Amount	Account # and Title		Amount
INCREASE			INCREASE		
10-3211-1100	2011 TAX LEVY	7,730.00	10-4200-1913	PROF SVCS-BUS PER PROP AUDIT	7,730.00
Total		7,730.00	Total		7,730.00

Reason and Justification for Request:
To appropriate additional property tax revenue received by the County as a result of a business personal property tax audit being conducted by County Tax Services, Inc. The County contracted with County Tax Services, Inc. in May of 2010 to conduct the audit. County Tax Services, Inc. receives a 30% commission on all business personal property discoveries found as a result of the audit. The County pays this commission only after the taxpayer pays the discovery tax bill. The Board aproved the contract with County Tax Services, Inc. on May 17, 2010, Item #8.

Department Head Approval	Date	Finance Officer Approval	Date
Martha H. Martin	11/30/11	Martha H. Martin	11/30/11
Budget Officer Approval	Date		
Michael H. Jarman	12/28/11		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy Department - Copy Administration - Copy

Item No.: 14

BUDGET ORDINANCE AMENDMENT: GENERAL FUND: PROCESS FUNDS: $10,706.76 INCREASE

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2011 2012
Appropriations

Budget Amendment #_____
Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL	PROCESS FUNDS	VARIOUS

REVENUES

Check One Box
New Appropriation: [X]
Line Item Transfer: [ ]

Account # and Title		Amount
INCREASE		
10-3402-3636	GRANT-GANG-POSITIVE BEHAVIOR	12,524.00
DECREASE		
10-3991-9910	FUND BALANCE APPROPRIATED	-1,817.24
Total		10,706.76

EXPENDITURES

Check One Box
New Appropriation: [X]
Line Item Transfer: [ ]

Account # and Title		Amount
INCREASE		
10-4201-6362	GANG GRANT-POSITIVE BEHAVIOR	10,706.76
Total		10,706.76

Reason and Justification for Request:
BUDGET AMENDMENT TO APPROPRIATE FUNDS FROM THE NC DEPT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION (DJJDP). THIS GRANT PROVIDED FUNDING FOR THE LENOIR COUNTY YOUTH BASED POSITIVE BEHAVIOR SUPPORT PROGRAM WHICH WAS ADMINISTERED BY THE LENOIR COUNTY SCHOOLS. THIS FUNDING WAS RECEIVED THROUGH THE GOVERNOR'S CRIME COMMISSION AND WAS PART OF THE ARRA FUNDING OF 2009. THIS IS A PASS THROUGH GRANT, WITH THE FUNDS BEING PAID TO THE LENOIR COUNTY SCHOOLS. THIS PORTION WAS UNSPENT IN FISCAL YEAR 2010-11 AND THE BALANCE WAS CARRIED FORWARD INTO THIS FISCAL YEAR (FY 2011-12).

Department Head Approval	Date	Finance Officer Approval	Date
Martha H. Martin	12/27/2011	Martha H. Martin	12/27/2011
Budget Officer Approval: Michael W. Jarman	Date: 12/28/11		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy Department - Copy Administration - Copy

Item No.: 15

BUDGET ORDINANCE AMENDMENT: GENERAL FUND: HURRICANE IRENE INSURANCE REIMB: $174,038.: INCREASE

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2011 - 2012
Appropriations

Budget Amendment #_____
Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL	HURRICANE IRENE	Various

Check One Box
New Appropriation: [X]
Line Item Transfer: [ ]

REVENUES

Account # and Title		Amount
INCREASE		
10-3330-1014	INSURANCE PROCEEDS-HURRICANE IRENI	124,038.00
INCREASE		
40-3980-9800	TRNSF FROM GENERAL FUND	50,000.00
Total		174,038.00

Check One Box
New Appropriation: [X]
Line Item Transfer: [ ]

EXPENDITURES

Account # and Title		Amount
INCREASE		
10-4336-2900	OTHER SUPPLIES	940.00
10-4336-3500	MAINT/REPAIR-BLDGS/GRNDS	33,098.00
10-4336-5800	CLEARANCE/DEMOLITION	40,000.00
10-9800-8502	TRNSF TO CAPITAL IMP FUND	50,000.00
INCREASE		
40-4935-5801	BUILDING UPGRADES	50,000.00
Total		174,038.00

Reason and Justification for Request:
BUDGET AMENDMENT TO APPROPRIATE INSURANCE PROCEEDS OF $124,037.095 RECEIVED FROM TRIDENT INSURANCE COMPANY ON DECEMBER 16, 2011. THIS IS TO REIMBURSE THE COUNTY FOR DAMAGES RECEIVED TO VARIOUS BUILDINGS DURING HURRICANE IRENE ON AUGUST 27, 2011.

Department Head Approval	Date	Finance Officer Approval	Date
Martha H. Martin	12/21/11	Martha H. Martin	12/21/11
Budget Officer Approval	Date		
Michael Mann	12/28/11		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy Department - Copy Administration - Copy

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 1/03/12 **ITEM NO.** 16

RESOLUTION: Approving Citizens to Boards, Commissions, Etc.

SUBJECT AREA: Boards and Commissions

ACTION REQUESTED:

Officially and publicly appoint various applicants to various vacancies on boards, commissions, task forces, etc.

HISTORY / BACKGROUND:

The County Manager/County Clerk advertises vacancies on boards, commissions, committees, task forces, etc. The County Manager/County Clerk serves only clearinghouse functions with respect to the appointment process; no influence is exerted in this role. Commissioners are welcome to recruit applicants, or citizens may apply on their own free will.

EVALUATION:

The following Boards currently have existing vacancies/expiring terms.

BOARD/COMMITTEE/COMMISSION	APPLICANT/ CURRENT MEMBER	TERM EXPIRATION
Lenoir County Board of Health 1st Appearance	Anthony Dwight Hall	November 2014
Lenoir Memorial Hospital Board of Directors 1st Appearance	Ralph Lee Cox, MD – primary David Bruce Baird, MD – alternate Laddie M. Crisp, Jr., MD – primary John K. John, MD – alternate Dexter E. Floyd – primary Armistead B. Mauck - alternate	January 2015

CURRENT VACANCIES:
Lenoir County Health Board – (1) Veterinarian, (1) Optometrist, (1) Pharmacist
Lenoir County Planning Board – Districts One (1), Four (4)
CJPP – Three (3) Vacancies
Kinston Board of Adjustment – Two (2) ETJ Members; (1) Primary – (1) Alternate

MANAGER'S RECOMMENDATION:

MW
Initials

RESOLUTION: NOW THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners that the following appointments are made:

BOARD/COMMITTEE/COMMISSION	**APPLICANT/ CURRENT MEMBER**	**TERM EXPIRATION**
Lenoir County Board of Health 1st Appearance	Anthony Dwight Hall	November 2014
Lenoir Memorial Hospital Board of Directors 1st Appearance	Ralph Lee Cox, MD – primary David Bruce Baird, MD – alternate Laddie M. Crisp, Jr., MD – primary John K. John, MD – alternate Dexter E. Floyd – primary Armistead B. Mauck - alternate	January 2015

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Daughety _____ Davis _____ Graham _____

Pharo _____ Rouse _____ Sutton _____

_____ 1/03/12
George W. Graham, Jr., Chairman Date

_____ 1/03/12
ATTEST Date

APPLICATION FOR APPOINTMENT
to
LENOIR COUNTY ADVISORY BOARDS AND COMMISSIONS

The Lenoir County Board of Commissioners believes that all citizens should have the opportunity to participate in governmental decisions. One way of participating is by serving as a citizen member of one of the County's advisory boards. If you want to be considered for appointment to an advisory board, please complete the Application below and mail it to the Lenoir County Clerk to the Board, P.O. Box 3289, Kinston, NC 28502, or fax to (252) 559-6454.

Advisory Board/Committee/Commission interested in:

Health Board (Lenoir County Board of Health)

(I understand that this application will be kept on the active file for two years only, and I, hereby, authorize Lenoir County to verify all information included in this application.)

Name: Anthony * Dwight * Hall * * *

Address: 3503 Foss Farm Rd

City/State/Zip: La Grange, NC 28551

Telephone: (Home) 252-3612489 (Work)

Occupation: Lead Engineering Technician - Electrolux Major Appliances

Business Address: 4850 W Vernon Ave, Kinston, NC 28504

Age: (Optional): 31

Number hours available per month for this position: As many as required

Training: Currently enrolled at ECU and school

Business and Civic Experience/Skills: BS Business Admin from Mount Olive College, AAS Business Admin from Lenoir Community College

Other County Boards/Committees/Commissions presently serving on:

Expiration date of Term: Nov. 2014

Circle your voting precinct

K-1 (Carver Courts Recreation Center)
K-2 (Old Plummer Daniel's Building)
K-3 (Fairfield Recreation Center)
K-4 (Northwest Elementary School)
K-5 (Spillman Baptist Church)
K-6 (Teachers Memorial School)
K-7 (Emma Webb Recreation Center)
K-8 (Holloway Recreation Center)
K-9 (Kinston Number 4 Fire Station)
~~Contentnea (Contentnea Ruitan Building)~~
Falling Creek (Banks Elementary School Gym)
Institute (Institute Methodist Church)
Moseley Hall (Frink Middle School Gym)
Neuse (Agricultural Center)
Pink Hill 1 (Bethel Baptist Church)
Pink Hill 2 (Pink Hill Rescue Station)
Sand Hill (Sand Hill VF Department)
Southwest (Southwest VF Department)
Trent 1 (Deep Run VF Department)
Trent 2 (Moss Hill Ruitan Building)
Vance (GTP Ed & Training Center)
Woodington (Woodington Middle School)

RECEIVED
DEC 2 2011
Lenoir County
County Manager's Office

CERTIFICATION

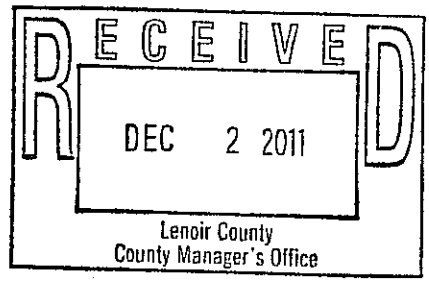
I certify that I have read and understand the 75% attendance requirement established in the Lenoir County Board Appointment Policy. I further certify, that I am aware, if my attendance drops below the 75% attendance requirements that I will be automatically removed from said Board appointment.

Signature of Applicant

11-28-2011
Date

Lenoir Memorial
Hospital

November 29, 2011



Mr. George Graham, Chairman
Lenoir County Board of Commissioners
PO Box 3289
Kinston, NC 28502

Dear Mr. Graham:

The Lenoir Memorial Hospital Board of Directors met last evening and approved the following nominees for consideration by the Lenoir County Commissioners for appointment or reappointment to our Board of Directors:

- Ralph Lee Cox, MD – primary
- David Bruce Baird, MD – alternate

Dr. Cox was appointed to the LMH Board in 2005 to complete the unexpired term of Dr. Rob Gallaher. In addition to completing Dr. Gallaher's term, Dr. Cox has served one full four-year term. He is eligible for another four-year term.

- Laddie M. Crisp, Jr. MD – primary
- John K. John, MD – alternate

Dr. Crisp is being nominated to complete the unexpired term of Dr. Leslie Reynolds, which expires in January of 2015. He will then be eligible to complete two additional four-year terms.

- Dexter E. Floyd – primary
- Armistead B. Mauck – alternate

Mr. Floyd was appointed to the LMH Board in 2010 to complete the unexpired term of J. Clark Johnson, DDS. He is eligible to serve two additional four-year terms.

I am enclosing copies of justifications for the above nominees in compliance with the "Guidelines for Selection of Nominees" (copy attached).

If we can provide additional information, please let us know.

Sincerely,

Gary E. Black
President and CEO

GEB:dl

RALPH LEE COX, MD

Ralph Lee Cox, MD was born in 1962 in Benham, Kentucky. He and his wife, Annie, have one son, and they reside at 1108 Parrott Avenue, Kinston.

Dr. Cox attended Cumberland High School in Cumberland, Kentucky, where he was Valedictorian of the Senior Class. He graduated summa cum laude from Georgetown College, in Georgetown, Kentucky, with a bachelor's degree in Biology. He received his medical degree from the University of Louisville School of Medicine in Louisville, Kentucky, also graduating summa cum laude. Dr. Cox completed his internship and residency at the University of Louisville Affiliated Hospitals.

Prior to coming to Kinston, Dr. Cox practiced for two years in Louisiana and completed a fellowship program in urological oncology at the University of Colorado in Denver.

Dr. Cox became a member of the Lenoir Memorial Hospital Medical Staff in June of 1995, and has been practicing with Kinston Urological Associates, PA since that time. He is a member of the American Medical Association, the American College of Surgeons, and the American Urological Association, and is actively involved in those organizations through their county, state, and regional affiliates. Dr. Cox also serves Lenoir Memorial Hospital as chairman of the Cancer Committee.

Dr. Cox and his family are members of the First Presbyterian Church in Kinston.

Dr. Cox was appointed to the Lenoir Memorial Hospital Board in May of 2005 to complete the term of Dr. Rob Gallaher. Dr. Cox was reappointed in 2008 for his first four-year term and is eligible to serve another four-year term. Dr. Cox has been a very active member of the board, serving as a member of the Planning Committee, member and chairman of the Quality Assurance Committee, and a member of the Executive Committee.

D. BRUCE BAIRD, MD

Dr. Bruce Baird was born in Siler City, NC. He and his wife, Sharon, reside on Hwy 55 East in Dover, NC

Dr. Baird received his bachelor degree from UNC-Chapel Hill, and his medical degree from the UNC School of Medicine. He completed his residency and a fellowship in Pathology at the UNC School of Medicine.

Dr. Baird joined the Lenoir Memorial Medical Staff in 1998 and has been practicing with Pathology Associates of Kinston since that time.

Dr. Baird is a member of the North Carolina Medical Society, the American Society of Clinical Pathologists, and the College of American Pathologists.

He and his family attend Westside Original Free Will Baptist Church in Kinston.

LADDIE M. CRISP, JR., MD

Laddie M. Crisp Jr., MD was born in Tarboro, North Carolina. He and his wife presently reside at 2208 Stallings Drive in Kinston. They have two grown children: Mary Elizabeth (Heely) of Virginia Beach, VA, and Laddie, III of Winston Salem, NC.

A life-long resident of eastern North Carolina, Dr. Crisp received a bachelor's degree in Biology, and a master's degree in Cellular Biology from East Carolina University. He earned his medical degree and completed his residency at the East Carolina University School of Medicine.

Dr. Crisp has been a practicing physician with Lenoir Family Medicine and has been active member of the Lenoir Memorial Medical Staff since 1990. He served as president of the medical staff of Lenoir Memorial Hospital from 2006 to 2008. He is board certified as a Diplomate by the American Board of Family Practice, and has membership in The American Academy of Family Physicians, the North Carolina Academy of Family Physicians, the North Carolina Medical Society, as well as the Lenoir-Greene Medical Society.

Dr. Crisp continues to work closely with the East Carolina University's Brody School of Medicine by serving as a mentor and teacher. His practice received the Master Education Award for 2002-2003, and the North Carolina Academy of Family Practice Community Student Teaching Award in 1995. Dr. Crisp also received the Best Community Teacher Award from the ECU Brody School of Medicine Class of 2001. Dr. Crisp also serves on the East Carolina University Department of Biology Advisory Board and served as it chairman in 2009 to 2010.

Dr. Crisp has served our local community in the past in leadership roles on the district level for Boy Scouts and as a former member of the Lenoir County Board of Mental Health.

JOHN K. JOHN, MD

John K. John, MD was born in New Delhi, India. He and his wife, Dr. Rekha John, live at 3310 Quail Ridge Road in Kinston and have two sons, Joseph and Jacob.

Dr. John received his BS degree from SUNY at StonyBrook, New York, his MD from Kasturba Medical College in India, and completed his internships and residency at University Hospital at StonyBrook, NY.

Dr. John joined the Lenoir Memorial Hospital Medical Staff in February of 2001. He practices internal medicine with Eastern Carolina Physicians. Dr. John is certified by the American Board of Internal Medicine, and serves as president of the International Medical Graduate Section of the North Carolina Medical Society. He serves Lenoir Memorial Hospital as chairman of the Department of Medicine.

Dr. John and his family attend St. Mary's Episcopal Church in Kinston. He is also involved in civic and community activities. He is Assistant Scoutmaster of Troop 41 Boy Scouts of America and has served as a soccer coach for the Lenoir County Parks and Recreation and for numerous travelling youth soccer teams.

DEXTER E. FLOYD

Dexter Floyd was born in Lake City, South Carolina, and attended school in Kingstree, South Carolina.

Mr. Floyd served his country in the United States National Guard for six years, reaching the rank of Staff Sargeant.

Mr. Floyd's early career was in grocery sales. He worked with A&P Store in South Carolina for ten years, and was store manager for five years. Mr. Floyd came to Kinston in 1971 to take a position as retail supervisor for Piggly Wiggly Corporation. In 1976, he purchased his first Piggly Wiggly store in LaGrange, and now owns and operates eleven Piggly Wiggly stores in the eastern North Carolina area.

He and his wife, Dorothy, reside at 3315 Quail Ridge Road in Kinston. They have one son and two grandchildren.

Mr. Floyd is active in community and civic affairs. He currently serves as a member of the Lenoir Community College Foundation Board of Trustees, the Campbell University Board of Trustees, and the Wachovia Board of Trustees.

Mr. and Mrs. Floyd are active members of First Baptist Church in Kinston.

Mr. Floyd was appointed to the Lenoir Memorial Board of Directors in June of 2010 to complete the unexpired term of J. Clark Johnson, DDS. Since his appointment, Mr. Floyd has been a very active member of the Lenoir Memorial Hospital Board of Directors, serving on the Finance & Investment Committee, the Audit Committee, the Retirement Committee, and the Executive Compensation Committee. He is eligible to serve two additional four-year terms.

ARMISTEAD B. MAUCK

Armistead Mauck was born in Richmond, Virginia. He attended St. Christopher's School K-12 and earned his undergraduate degree (B.A.) in Economics and Mathematics from Hampden-Sydney College in Virginia.

After graduating in 1986, he went to work for Wachovia Bank in Raleigh. In 1992, he took a position with First Citizens Bank in Kinston. Armistead left the banking industry in 1995 when he joined his family's business in his current position as Vice-President/Co-Owner of Cherry Energy.

Mr. Mauck has served on the boards of the Art Council, Boy's and Girl's Club, Kinston Country Club (Treasurer), Salvation Army, the little bank (Advisory Board Chairman), Arendell Parrott Academy (Treasurer), Committee of 100 (Treasurer and President), Chamber of Commerce (Treasurer & President), and the North Carolina Propane Gas Association.

Mr. Mauck is married to the former Louise Cherry, from Kinston. They have two daughters, Tilden (18), attending University of Georgia, and Madison (16) at Arendell Parrott Academy.

The Mauck family attends St. Mary's Church

The Board of Directors of Lenoir Memorial Hospital, Incorporated and the Lenoir County Board of Commissioners hereby agree and adopt the following GUIDELINES FOR SELECTION OF NOMINEES FOR APPOINTMENT TO THE BOARD OF DIRECTORS OF LENOIR MEMORIAL HOSPITAL, INCORPORATED:

GUIDELINES FOR SELECTION OF NOMINEES FOR APPOINTMENT TO THE BOARD OF DIRECTORS OF LENOIR MEMORIAL HOSPITAL, INCORPORATED

Lenoir Memorial Hospital, Incorporated, is a very important part of the economy of Lenoir County and the future and success of the Hospital is vital to the continued economic development of the County.

The County of Lenoir has no legal responsibility for the financial operation of the Hospital except for retirement of the Hospital's General Obligation Bonds. However, the County does have a great moral responsibility for the Hospital's outstanding revenue bonds because default on these bonds would be a negative reflection on the total County and its credit rating.

The Hospital Board of Directors is responsible for the operation of the Hospital and should be allowed to fulfill its responsibilities without undue efforts of control by the Lenoir County Commissioners or any other group.

The Board of Directors of the Hospital is one of the most complex and difficult Boards to serve on in the County. A rapidly changing health care environment, declining reimbursement, the increasing frustration of health care professionals, competition from within and without, and new ethical issues are but some of the myriad complex issues with which a Hospital Board Member must deal.

The community entrusts the Board of Directors with safeguarding the assets of the Hospital, furthering the goals of providing good health care to its citizens, and perpetuating Lenoir Memorial Hospital as a not-for-profit community Hospital. Because of these responsibilities, it is incumbent upon the Hospital Board of Directors to select and the Lenoir County Board of Commissioners to appoint the best and most qualified citizens of Lenoir County as members of the Board of Directors of the Hospital to carry out the Hospital's mission:

A Director should possess the qualities of honesty and integrity, and be of good moral and ethical character.

A Director should exhibit strong leadership skills.

A Director should possess the ability to conceptualize and objectively view the entire Hospital operation from a broad perspective. He should have the ability to grasp complex health care issues, and work in a spirit of cooperation with other Board members.

A Director should demonstrate a willingness to devote the time necessary to become educated into the complexities of Hospital operations and participate actively in Board functions as assigned.

A Director should exhibit a strong commitment to the community and to the provision of good health care.

The Board's composition should represent a mix of competencies, including competency in health care, medicine, management, education, law, and finance.

All other factors considered, appointments should result in a balanced representation of the community served.

MAJOR POINTS OF SELECTION

1. The hospital Board of Directors will continue to nominate candidates for each position to be filled and Commissioners will appoint from the nominations to fill each position.

2. The Board of Commissioners of Lenoir County should be required to appoint within a specified time frame (30 days) after nominations are received from the Hospital Board.

3. The Hospital Directors intend to have two physicians on the Board to benefit from their expertise.

4. Individual Directors will remain on the Board until their successors are appointed and seated.

5. Appointments to the Hospital Board must not be for the purpose of satisfying the wishes of individual Board members, administrators, or any special interest groups. All appointments shall be made with the overall best interest of the Hospital in mind.

6. All appointments to the Hospital Board will be individuals who are well-qualified to serve as a contributing member of a large corporation. As much as possible, the Hospital Board should represent all segments of Lenoir County.

7. All rejections from or appointments to the Hospital Board shall specifically state in writing the reasons for the rejection or appointment in accordance with these guidelines.

LENOIR COUNTY BOARD OF COMMISSIONERS

By: Lynwood K Bowman
Chairman, Lenoir County Board of Commissioners

(SEAL)
ATTEST:
Carole H. McLaurin Date: November 6, 1989

LENOIR MEMORIAL HOSPITAL, INCORPORATED
BOARD OF DIRECTORS

By: Roger D Brown
Chairman, Board of Directors

(CORPORATE SEAL)
ATTEST:
Edward L. Bass Date: October 23, 1989