

**MINUTES**  
**LENOIR COUNTY BOARD OF COMMISSIONERS**  
**February 21, 2011**

The Lenoir County Board of Commissioners met in open session at 4:00 pm on Monday, February 21, 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, Tommy Pharo, and Eric Rouse

Members Absent: Linda Rouse Sutton upon a motion to excuse Ms. Sutton by Ms. Brown and a second by Mr. Graham, Ms. Sutton was excused.

Also present were: Michael Jarman, County Manager, Martha Martin, Finance Officer, Robert Griffin, County Attorney, Latanya L. Green, Clerk to the Board(Interim), and members of the general public and news media.

Chairman Graham called the meeting to order at approximately 4:00 pm. Ms. Brown offered the invocation and Mr. Graham led the audience in the pledge of allegiance.

**PUBLIC INFORMATION**

Presentation of the N.C. 11 North Corridor Study, by Alex Rickard, Eastern Carolina RPO. Mr. Rickard stated in 2004 the North Carolina Department of Transportation (NCDOT), Department of Commerce (NCDOC), and Department of Environment and Natural Resources (NCDENR) came together and created the Strategic Highway Corridor initiative. The primary purpose of this initiative is to provide a network of high-speed, safe, reliable highways connecting economic generators and creating greater mobility across the State. The Strategic Highway Corridor plan identifies NC 11 North as a future freeway facility. The US 264 Southwest By-pass in Pitt County will provide a freeway facility from US 264 west of Greenville to NC 11 south of Ayden. The NC 11/ 55 Connector project in Lenoir County will provide a full controlled freeway facility from the NC 11/NC 55 intersection northeast of Kinston to US 70. Once the two projects are complete the last uncontrolled section of the corridor will be the 12-mile stretch between Ayden and northeastern Kinston. It is this 12-mile potential bottleneck that is the focus of this study. Presentations related to this project will be made to Governing Boards of Pitt and Lenoir County, Ayden, Grifton and Kinston. The presentations will outline the project's need and background, and will include the Conceptual Improvement Maps depicting the conceptual corridor improvements created by the Work Group, RPO and NCDOT Division 2 staff. The workshops will solicit the public's input regarding the conceptual corridor improvements and answer their questions. Mr. Rickard stated that the physical improvements to NC 11 will be accomplished by one or more projects being added to and funded by the State's Transportation Improvement Program (STIP). The project is expected to take about twenty years to complete.

Presentation of 2010-2011 Secondary Roads Program, by Preston Hunter, District Engineer. Mr. Hunter presented a listing of unpaved secondary roads showing the priorities and the roads for which right of way is unavailable. This program is a combination of the Highway Fund and the Trust Fund Allocation. Upon a motion by Mr. Davis and a second by Mr. Daughety the Board approved the resolution to support the Secondary Roads Program.

## **ITEMS FROM THE CHAIRMAN/COMMISSIONERS**

Mr. Graham asked that an item from the Health Department be considered – this was a Budget Amendment in the amount of \$16,000.00, to be used in planning activities related to the Pandemic Flu Plan or Epidemiologic Response Plan. Upon a motion by Ms. Brown and a second by Mr. Pharo, the Budget Amendment was approved by common consent. There were no items from Mr. Graham, but he stated that Mr. Rouse had asked to present a Resolution to review and approve House Bill 5, which Mr. Rouse asked Mr. Griffin to read. After the Resolution on House Bill 5 was read, Mr. Rouse stated this has been a long fight. We have been elected to support everyone, not just the citizens of our county. We send out troops to foreign countries to fight for liberty and then tyranny is practiced right here in North Carolina. This law is legal but it does not make it right. Hitler sanctioned killing a bunch of people and it was not right. At one time slavery was legal and that was not right. We as Commissioners were elected to represent the people and do what is in their best interest. These people moved to the county years ago living peacefully and paid their taxes. To allow these people to be annexed and for them to face an uncertain future where they can't afford the new taxes, with the service they are getting not any better than what they already have, and a sewer service substandard from what the city has granted to other annexed areas is not right. Mr. Rouse stated he would like for everyone to come together and do what is right for the people. The question that is asked is "Is this legal"? Some will say this is not legal and that House Bill five cannot repeal a local power. Mr. Rouse argues the fact it can be repealed. Power is derived from the state. The state gives the power and the state can take it away. Our representative is saying that citizens are pleading for help and do not want this forced annexation. Consider how it would feel if this were happening to you. Any personal convictions don't matter, we're talking about our citizens. What you are voting on is legal. This is the way the people of North Carolina set things up when this state was created. They decided that the state at any time can repeal anything. They grant the city a charter but they grant us more power and they can take it away. It is perfectly legal we have an opportunity to support our voters who have fought long and hard for this with lots of money. The public is in support of repealing this. Mr. Graham thanked Mr. Rouse for the time he took in studying this matter. Mr. Graham stated he does not agree with everything said, but he only has one vote also. Mr. Graham questioned whether we want the authority to mandate to another government agency and he too does not support forced annexation. There is a program that was reported in the February 21, 2011 newspaper where The Association of County Commissioners and League of Municipalities stated they will advance this argument further and machinery is in place in the capitol and legislature to make some changes in this bill or policy this year, based on what was stated in the news. We want to do what is right but we must be careful how we tread in someone else's affairs. We do not want the city or the state to come to the Commissioners trying to undo what has already been done that is legally correct. Mr. Rouse stated we do not have the power, we are asking for support in letting the state legislative body know that we do not think forced annexation is right and it is in the state's power to repeal this. One of the questions is, "Is this morally right"? The second question is "does House Bill 5 give the State the power to repeal forced annexation"? Mr. Rouse stated this is very close to slavery. We are taking someone who has no voice and enslaving them to pay their bills. An example of this would be not paying your taxes and them having your property sold. It is not fair, this is a moral issue. As Americans and as human beings we should feel obligated to support North Carolinians as our forefathers set and established the laws set forth in House Bill 5, and the appeal process. We need to support this to

let our representatives and senators know we support them so they will work with us in the future. Mr. Graham stated they will work with us because they are elected to represent Lenoir County and we are challenged with the responsibility of doing the right thing. We will treat another government with respect and dignity by not trying to get in their business. If five members on a Kinston City Council voted to take legal action and this was done legally, then to have another body dismantle what was done, can be viewed as being disrespectful to the City. Mr. Rouse stated this is like a sibling argument with the city. The father has all the power to take it away. Mr. Pharo stated we are elected by the people of the county and the people have spoken and said they are against forced annexation. We work for the people, and although many public hearings have been held, they had no voice in this annexation. There are 48 states that do not allow forced annexation and we need to be number 49. Mr. Davis asked how many cities in this country could survive if they did not have the authority to annex. Mr. Davis stated he is not in support of forced annexation in the Falling Creek Area and is not in favor of taking the City's legal right to grow their territory and survive as a municipality – what would this do in the future, would we be taking away the City's ability to annex?. Mr. Rouse stated that Hillcrest, one of the wealthier neighborhoods, asked to be annexed by the City. Voluntary annexation is fine, but involuntary annexation is where the issue lies. He also said that legally, this is the way the citizens of North Carolina had established the system whereby the State has the power to issue and take away. We were not elected to represent the citizens of the City, but we do represent them as Lenoir County citizens. Our loyalty is to the citizens of Lenoir County, and we owe it to them to listen to their cries for help they have given over the years.. Mr. Davis again asked if they voted in favor of House Bill 5, would it not take away the City's ability to annex in the future, since no one would volunteer to be annexed? Mr. Rouse stated that he knew a citizen that had asked the City to consider him for annexation, because of the benefits that would be afforded. Mr. Pharo again stated that 48 states do not allow involuntary annexation, and those states do not have a problem with growth. Mr. Davis said that the County is not in the annexation business, but he does not want to restrict the City of Kinston or any other municipality from future growth. Mr. Daughety stated that forced annexation does not restrict the city from future growth, this would restrict them from forcing future annexation. If the city can only grow through forced annexation then they have more problems they need to worry about besides forced annexation. There are six counties that allow forced annexation and there must be something the other 94 see that we don't. If you live in the section that is being annexed and then you are forced to pay county and city taxes, that is taxation without representation. These people are being forced to pay taxes they did not vote on and taxed anyway. This goes back to the British and Colonist and how we got here. If the city can annex when they want and impose this on people against their will, this violates the Constitution of the United States. If there is an issue with the City of Kinston with growth then they need to address it in a different way, and hopefully with the things that the county is doing with the roads, GTP, and Spirit there will be plenty of growth in the city and county with plenty of chances to resolve this issue. Even though in the end it will be meaningless because there will be a resolution state wide to outlaw this, Mr. Daughety states he would vote to support House Bill 5. Mr. Jarman asked the commissioners to support one of multiple bills that opposes or reforms annexation, without going over a local Board. Mr. Rouse said we are not over riding anyone, we are saying we support the state. Mr. Jarman asked could we say statewide. Mr. Rouse said it will probably come down the road, but his first concern is Lenoir County. Mr. Pharo stated to his understanding there is not a bill statewide, there are several bills like House Bill 5, this is one of the few. Mr. Daughety

stated there is one in Lexington in process, but there is not a formal bill yet, to do this statewide. Mr. Graham stated that Kinston is a part of Lenoir County, and Kinston is the capitol of Lenoir County, so as Kinston goes the county goes. It is our responsibility to support, assist and help Kinston and we can't serve one district and forget about the other. Mr. Barker was asked to speak as a member of the City Council, to walk through the process and he was asked if it bothered him to have another body rescind the City's action. Mr. Barker stated there was some debate at the House Committee on annexation, but there has been no definitive answer yet. In terms of having another body come in and overturn a decision, he said it was like the analogy given earlier of the father child relationship with the father saying it is okay to do this and then the child being grounded for doing it. He said he was in a funny position, since as a council member he voted against forced annexation and he agreed substantial annexation reform is needed. He feels he is in an awkward position, because it is hard to defend the forced annexation process, even though it was done legally, and so far, has been upheld in the court system. For Mr. Barker there is no debate even though it passed with a 3-2 vote, and there is a law on the books giving that power to cities, and he is not aware of any limitations. Mr. Barker stated he is not in support of forced annexation and that is what he stated to the House Committee. Mr. Barker stated he felt it is best to have a resolution opposing forced annexation. Mr. Rouse asked if Mr. Barker agreed the State has the power to repeal this ordinance. Mr. Barker answered, the state granted the ability to have that ordinance. Mr. Daughety told the group that Rep. LaRoque was in the audience and would like to address the Board. Rep. LaRoque stated he would like to address some of the comments that had been made. First was that this annexation is not complete until the last court is heard and ruled. The majority of the annexations in North Carolina are voluntary not involuntary, and if they lose the current right to involuntary annex there will still be annexations. Rep. LaRoque stated he hopes to have a bill within two to four weeks, that will oppose all forced annexations.. Rep. LaRoque stated that the citizens were told to contact their legislators and they did, and asked the Board for help in supporting the people. The vast majority of Lenoir County is opposed to forced annexation. Rep. LaRoque asked the Board to support this House Bill 5, and stated the board's vote will not have an effect on whether House Bill 5 passes, but that it sends a clear, convincing message to the citizens as to where you stand on the issue. Kinston has 22,000 people and 34,000 live outside the city and he has not met anyone that is opposed to House Bill 5, yet there are people that are opposed to forced annexation. He states that all annexations are not handled legally, and that there have been three violations of statutes. One of those violations is the splitting of tracts - Tommy Lee admitted under oath that tracts had been split on Daly Waldrop Road, and one at Galaxy Mobile Home Park. Had the tracts not been split, the density level would have fallen under the legal statutory limit needed for annexation. The second violation was the sewer plant. You have to abide by the sewer plan that is in place at the time of the annexation approval. The last annexation of Hillcrest, gave the citizens there 10 years of free sewer and maintenance, and 5 years at half rate, before being charged full price. This was not done for the Falling Creek citizens, who will have to pay \$2,500 for their sewer bunker. The vote today will send a clear message where we stand, if this annexation were popular, it would have passed by more than a 3-2 vote. The reason why this is going through the House Finance Committee is so we can abide by House rules and so the City of Kinston will not have the legal right to sue. Rep. LaRoque also wanted to address the Resolution that opposed Senate Bill 13 – a bill that both he and Senator Brent Jackson voted for and support. He stated there has been a lot of misleading talk about Senate Bill 13, and he has been negotiating with the governor's folks to help them feel more comfortable about it. Senate

Bill 13 does take funds from the One NC Fund and the JDIG Fund, \$8 million. This has been offered back to the Governor to assist in balancing the budget. Sixty-seven million dollars will be taken from the Golden Leaf Fund, one year's payment, which still leaves them with \$600,000,000, plus interest. This gives the Governor \$400 million to help balance the budget for next year. Some of the makeup (\$829 million) will come down to the County Level for buying school buses and paying workers comp if these funds are not made available. Rep. LaRoque stated he does not want to do this, because it will raise local property taxes and asked the Board to table it or vote it down. I think today when it comes to Senate Bill 13, and Senator Jackson and I talked this afternoon, I think it is best if you either table it, or vote it down, because the message you are going to send to both of us, who fully support it, is that you are not going to be supportive of us, and both of us believe and know a lot about that bill, and what's in it and negotiated on it, and I think it is the wrong move for you to vote in favor of that today. Mr. Pharo asked if this kills any current monies set aside for current projects? Rep. LaRoque stated that any promise that has been made to a company for money will still be there and the governor has also been told that any job opportunities will be addressed. The Board thanked Mr. LaRoque for his comments. Mr. Graham stated that annexation laws are in the process of being modernized and to let it flow through the North Carolina Association of County Commissioners and the League of Municipalities, since we have lobbyists there. Mr. Graham asked to table this until next meeting to see if any new bills are out and to allow Ms. Sutton have her input. There are some who will be for and some against. It is how some things are interpreted and processed, and all Board members old and new want to do what is right for Lenoir County. A motion to vote for the resolution to support House Bill 5 was made by Mr. Rouse and seconded by Mr. Pharo. Mr Graham asked to call the vote, which was Rouse-yes, Davis-no, Graham-no, Pharo-yes, Brown-no, and Daughety-yes. Since the vote was split, the item was tabled.

### **ITEMS FROM THE COUNTY MANAGER**

Item No. 2 was items from the County Manager. Mr. Jarman stated deposits were accepted in the past on Quinerly Street for a \$500 bid and Blount Street for a \$1,200 bid. The persons making these deposits have forfeited their rights to the property. Other interested parties have bid \$500 for Quinerly Street and \$1,200 for Blount Street. Mr. Jarman asked the Board to decline a bid for W. Washington St. in the amount of \$1,250. and approve the bids for Quinerly and Blount Streets. Upon a motion by Mr. Davis and a second by Mr. Graham the Board unanimously approved. Mr. Jarman stated the Governor's proposed budget will take lottery money allocated for debt service. It will cost the County 1 million dollars a year to cover the lost revenue. The corporate tax rate will be cut from 6.9 to 4.9. Also, the Corporate ADM Tax, used for the Public School Building Capital Fund will be eliminated. This will cost the County \$350,000 to \$500,000 a year. These monies are used to replace boilers, roof, etc. Mr. Jarman stated laws are vague on school funding. School bus replacement could become a County responsibility. This would cost \$650,000 a year. The county would also assume responsibility for workers comp for local college employees and Lenoir County Public School employees. The budget also calls for the County to be liable if an accident happens with school buses.

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

3. Approval of Minutes: Regular Board Meeting: February 07, 2011

4. Budget Ordinance Amendment: General Fund: Finance/Sheriff's Department \$1,751: Increase

**PROCLAMATION/BUDGET ORDINACE/RESOULTIONS**

Item No. 5 was a Resolution approving acceptance of a Community Sparkplug Grant in the amount of \$3,000 to support healthy food and cooking demonstrations at the Lenoir County Farmer's Market. The Lenoir County Farmer's Market provides community access to local foods and produce. The mission of Community Sparkplug projects is to promote and encourage healthy eating and increased physical activity. The goal of the project is to encourage local citizens to feel comfortable using more fruits and vegetables in their diet. Upon a motion by Ms. Brown and a second by Mr. Daughety Item No 5 was unanimously approved.

Item No. 6 was a Resolution approving Ernie Everett Site Prep, Inc. for Bulldozer, Tractors and Leveling of 11,000 Cubic Yards of Dirt from Sanderson Farms Processing Plant for the Future Lenoir County Soccer Complex. The purchase order is in the amount of \$9,000 for the leveling and erosion control fencing for 11,000 cubic yards of dirt. Sanderson Farms donated 11,000 cubic yards of top soil to the Kinston/Lenoir County Parks and Recreation Department for the soccer complex. Upon a motion by Mr. Pharo and a second by Mr. Daughety Item No. 6 was unanimously approved.

Item No. 7 was as Resolution to approve a purchase order for 135 copies of Microsoft Office Access Database Software at a Price of \$16,697. Microsoft Office Access database software will allow the Department of Social Services to create databases internally to organize the large amount of information within our agency saving time and money. Other Departments of Social Services in our State use this software to gather and organize tremendous amounts of data while saving administrative time and creating valuable agency forms and reports. For example, the software is used to create automated monthly day sheets that are the basis for DSS reimbursement. The database this software offers will eliminate the need to maintain paper forms, reduce administrative time spent keying days sheets into the state system and allow the agency accounting unit to oversee reimbursement coding. Wilson and other counties share their program designs for free and this would allow us to implement various time saving systems immediately. Upon a motion by Mr. Pharo and a second by Ms. Brown Item No. 5 unanimously approved.

Item No. 8A was a Resolution authorizing acceptance of a Grant from the North Carolina Department of Juvenile Justice and Delinquency Prevention (DJJDP) to provide funding for the Lenoir County Youth Based Positive Behavior Support Program. The State of North Carolina has received funding from the American Recovery and Reinvestment Act of 2009. The North Carolina Department of Juvenile Justice and Delinquency Prevention (DJJDP) accessed approximately \$5 million of this funding through a grant applied for by the Governor's Crime Commission (GCC). DJJDP gave access to these monies to each of the local Juvenile Crime Prevention Councils (JCPC) in the State. These funds were slated for 3 project areas, Gang Assessment, Evidence Based Practices/Programs, and Gang Assessment/Evidence Based

Practices/Programs. The Lenoir County Schools will administer the grant. The schools have agreed to support the grant with in-kind funds and provide an office area for the position created by the grant funds. Upon a motion by Ms. Brown and a second by Mr. Daughety Item No 8A was unanimously approved.

Item No. 8B was a Budget Ordinance Amendment: General Fund: Process Funds: \$50,000: Increase. This amendment is used to appropriate fund from the NC Department of Juvenile Justice Prevention Program (DJJPP). This grant will provide funding for Lenoir county youth based on positive behavior support. The funded is being received through the Governor's Crime Commission and is part of the area funding of 2009. This is a pass through grant with the funds being paid to the Lenoir County Public Schools. Ms. Croom stated this program will help reduce disciplinary actions at Rochelle Middle school. There has been a decrease of 85%, increase in parent contacts. Upon a motion by Ms. Brown and a second by Mr. Daughety Item No. 8B was unanimously approved.

Item No. 9 was a Budget Ordinance Amendment: General Fund: Emergency Telephone Fund: Emergency Medical Services: \$70,000: Mr. Dail stated that this amendment is to reverse the Budget Amendment G-34. The money should not have been moved out of the fund balance of fund 24, per the instructions received at the video conference on February 11, 2011. Upon a motion by Ms. Brown and a second by Mr. Daughety Item No. 9 was unanimously approved.

Item No. 10 was a Budget Ordinance Amendment: Community Development Block Grant: Hwy 70 Industrial Park Water Project: \$179,579.44: Decrease. Ms. Martin stated the amendment is to de-obligate grant funds from the Rural Center – NC Economic Infrastructure Program in the amount of \$179,579.44. The County administered this grant on behalf of the City of Kinston to increase and improve the water lines and improve water presses. This is to provide a more reliable source of water service. The improvements are necessary to be able to serve the Smithfield Plant, West Pharmaceuticals, Sanderson Farms and the new Shell Building. This grant was used with a CDBG-ED Grant and a local match from the City of Kinston. The project did not cost as much as had been anticipated, so the remaining unexpended funds had to be de-obligated. Upon a motion by Ms. Brown and a second by Mr. Daughety, Item No. 10 was unanimously approved.

Item No. 11 was a Budget Ordinance Amendment: Solid Waste: Landfill: \$522,785: Increase. Ms. Martin stated this is a mid-year budget amendment to more accurately reflect actual revenues, expenditures, and projections for the remainder of the fiscal year for the solid waste fund. Upon a motion by Mr. Davis and a second by Mr. Pharo, Item No. 11 was unanimously approved.

Item No. 12A was a Resolution appointing J. Mac Daughety and B.J. Murphy as the US 70 Corridor Commission Subcommittee members. Mr. Daughety stated that the Mayor's relations with the city council are stressful at this time. The city questioned the replacement of Brian Lucas. All the other counties have one member. The bigger problem is that Mr. Murphy is not a voting member. It was suggested that both be appointed in the event one member has to resign. Mr. Daughey stated it is fine with both he and Mr. Murphy being on the committee. Mr. Daughery stated he will get input from the City at the joint meeting on 2/22/11. Upon a motion

by Mr. Davis and a second by Mr. Pharo the Board unanimously approved Mr. Daughety to be the appointment to the subcommittee and to table the appointment of Mr. Murphy.

Item No. 12B was Resolution endorsing improvements at Mt. Vernon Park Drive and US 70. Approximately 3 years ago the Lenoir County Board of Commissioners recommended the removal of the traffic signal located at Mount Vernon Park Drive and U.S.70. This recommendation did not follow the normal procedures and thus was not addressed by the Lenoir County Transportation Committee. As a result, the issue put the City of Kinston in the position of hearing citizens concerns about the removal. Over the past few months, the City of Kinston has turned to the Transportation Committee for a recommendation. Last month, the Transportation Committee heard data from DOT Safety Engineer, Haywood Daugherty, who provided the committee with four possible options to improve the intersection. At the February 16, 2011 meeting of the Transportation Committee, City of Kinston Manager, Scott Stevens, offered a recommendation to consider a Smart Street Design for the intersection. The Smart Street Design was Option 3 of the 4 options presented by DOT.

The design would call for:

- The removal of the eastbound traffic control heads,
- Allow a traffic light controlled eastbound leftover into Mount Vernon Park that also allows for a U-turn onto the westbound lanes,
- Keep the westbound traffic control heads,
- Eliminating the left turn at the intersection for westbound traffic and only allowing right turns out of Mount Vernon Park.

A resident of the Mount Vernon Park community also spoke to the committee and recommended that the light be left as is, but if altered, he accepted Option 3 as described above as the best alternative. Upon a motion by Mr. Davis and a second by Mr. Pharo the Board unanimously approved

Item No. 13 was a Resolution to add Forrest Hill Road to the state road system. Upon a motion by Mr. Pharo and a second by Mr. Graham, the Board unanimously approved.

Item No 14 was a resolution to support Economic Incentives being targeted by Senate Bill 13. Mr. Pope stated the funds help to promote local business projects. This money was set aside for tier one stressed tobacco dependent counties. Mr. Pope stated we do not need to take away important incentives. Thirteen counties have passed resolutions to support Economic Incentives. Mr. Daughety stated; Senator Jackson will help Lenoir County with any issues or concerns. He is in favor of economic development, but we must work on the budget shortfall. They are attempting to utilize interest from the Golden Leaf Fund and the fund will still have over 600 million dollars in it. Projects west of I-95 should not get precedence. Mr. Rouse stated no projects are going to be neglected because money is available. Mr. Jarman stated the Golden Leaf was payments from tobacco companies and is not tax dollars. It is money set aside for economic development. Mr. Daughey stated some money is tax money. Mr. Graham stated lots of things are happening on a state and federal level. Let the state and feds handle their issues

and, we can handle what is in Lenoir County. Mr. Daughety stated he wished we did not have these types of resolutions. Upon a motion by Mr. Rouse and a second by Mr. Daughety it was asked that Item No. 14 be tabled.

**APPOINTMENTS**

Item No. 15 was a Resolution Approving Citizens to Boards, Commissions, Etc. Upon a motion by Ms. Brown and a second by Mr. Daughety, William S. Harvey, III D.D.S. was appointed to the Lenoir County Board of Health.

<b><u>BOARD/COMMITTEE/COMMISSION</u></b>	<b><u>APPLICANT/ CURRENT MEMBER</u></b>	<b><u>TERM EXPIRATION</u></b>
<b>Lenoir County Board of Health</b> 2 <sup>nd</sup> Appearance	William S. Harvey, III DDS (Appointment)	<b>February 2014</b>

**CURRENT VACANCIES:**

- Lenoir County Health Board – (1) Veterinarian, (1) Optometrist, (1) Pharmacist, (1) Dentist**
- Lenoir County Planning Board – Districts One (1), Four (4) and Alternate**
- Grifton Planning Board – One (1) Vacancy**
- CJPP – Three (3) Vacancies**
- Kinston Board of Adjustment – Two (2) ETJ Members; (1) Primary – (1) Alternate**

**PUBLIC HEARING**

Item No. 16A was a public hearing on the proposed Lenoir County Community Transportation Program Application. Upon a motion by Mr. Daughety and a second by Ms. Brown, the public hearing opened at 6:00 p.m. Mr. Joey Bryan, Transit Director, addressed the Board. Mr. Bryan stated The N.C. Department of Transportation initiated the Community Transportation Program (CTP) to enhance the provision of rural human service and general public transportation in counties and to meet the community transportation needs. The CTP grant application includes approximately \$262,423 for administrative funding and \$87,000 for capital funding. The Transportation Department is currently approved for grant funding of one full-time Assistant Director’s position @ 100%, one full-time Administrative Assistant’s position @ 100%, one Part-Time Secretary @ 25%, and one Grant Writer/Safety Officer position funded @ 100%. The administrative portion of the grant application for FY 2011-2012 includes salaries, fringes and other operating expenditures for all administrative positions at the approved NCDOT/PTD participation percentages. NCDOT/PTD will participate in the administrative funding at an 85 percent level for each position resulting in a 15 percent local match requirement; capital is 90 percent NCDOT/PTD and a 10 percent local match. The capital portion of the grant application for FY 2011-2012 includes replacing two (2) Center Aisle Vehicles with Lift. The Transportation Department will endeavor to secure the necessary local funding requirements

through transit revenues before requesting county funding. The floor was open for public comments. There were no comments made by the public. Upon a motion by Mr. Rouse and a second by Mr. Daughety, the public hearing closed at 6:10 p.m.

Item No. 16B was a Resolution Approving the Community Transportation Program Grant Application for FY 2011-2012: \$262,423 Administration: \$87,000 Capital. Upon a motion by Mr. Rouse and a second by Mr. Daughety, Item No. 16B was unanimously approved.

**CLOSED SESSION**

Upon a motion by Mr. Graham and a second by Mr. Davis, and unanimous approval, closed session was entered at approximately 6:10 pm. and the following cited: Number five (4) To discuss matters relating to the location or expansion of industries or other business in the area served by Lenoir County.

Upon motion to close by Ms. Brown and a second Mr. Daughety and unanimous approval, the Board moved out of closed session at approximately 6:33 p.m. The meeting recessed at 6:40 p.m.

Respectfully submitted,

Latanya Green (Interim)  
Clerk to the Board

Reviewed By

Michael W. Jarman  
County Manager