LENOIR COUNTY BOARD OF COMMISSIONERS REGULAR MEETING: AGENDA
MONDAY, MARCH 17, 2008 – TIME: 4:00 P.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: February 18, 2008	Aytch/Jarman
4.	Resolution Approving the Releases and Refunds to the Individuals Listed Herein	Parrish/Hollowell
5.	Budget Ordinance Amendment: Transportation: Transportation Administration: $1,100: Increase	Bryan/Hollowell
6.	Budget Ordinance Amendment: General Fund: Health (Adult Health Program): $4,735: Increase	Huff/Hollowell
7.	Budget Ordinance Amendment: General Fund: Process Funds-Emergency Management: $4,922: Increase	Dail/Hollowell
8.	Budget Ordinance Amendment: General Fund: Maintenance: $10,600: Increase	Jarman/Hollowell
9.	Budget Ordinance Amendment: General Fund: DSS: $32,410: Increase	Jones/Hollowell

END OF CONSENT AGENDA

PROCLAMATION/BUDGET ORDINANCE AMENDMENT/RESOLUTIONS: 40 Min.

10.	National Library Week: Lenoir County	Board
11.	Budget Ordinance Amendment: General/E-911: Wireline Department: $260,864: Increase	Jarman/Hollowell
12.	Budget Ordinance Amendment: School Capital Fund: School Building: $1,733,557: Increase	Jarman/Hollowell
13.	Resolution Supporting the Relocation of the Railroad Crossing in the 70 West Industrial Park	Pope/Jarman
14.	**A.** Resolution Approving Purchase Order with Down East Protection Systems: $2,918.28 **B.** Resolution Approving Purchase Order with Dell: $4,106.88	Smith/Hollowell
15.	**A.** Resolution Authorizing the Approval of a Fireworks Show at the Kinston Indians Stadium on April 4, May 9, May 26, June 20, July 4, July 18, August 8 and August 22, 2008 **B.** Resolution Authorizing the Purchase of Two Computers and Four Monitors from CDS for Mapping Hardware NTE: $2,600	Dail/Hollowell

C. Resolution Authorizing the Approval of a Purchase Order for North Carolina Department of Corrections Enterprise Accounting Department: $2,687.45

D. Resolution Authorizing the Purchase of Microsoft SQL Server and License from CDS NTE: $3,315

E. Resolution Authorizing the Purchase of Cad EFD and EPD Interace Software from Visionair: $11,940

F. Resolution Authorizing the Purchase of Priority Dispatch Emergency Fire Dispatch (EFD) and Emergency Police Dispatch (EPD) Dispatching Software and Aqua Quality Mananement System at a NTE: $53,000

16. Resolution Approving the Lenoir County Adoption Confidential Intermediary Fees for Services — Jones/Hollowell

17. **A.** Resolution Authorizing Lenoir Health Department to Execute Purchase Orders to Glaxo Smith Kline Pharmaceuticals ($6,000) and Theracom Pharmaceuticals ($4,000). — Huff/Hollowell

    B. Resolution Authorizing Lenoir County Health Department to Execute a Purchase Order to Vic Bailey Ford, Inc.: $14,148

18. Resolution Approving Acceptance and Execution of Contract for Independent Audit Services per Proposal dated February 20, 2008: Fiscal Year 2007-2008: $38,700 — Jarman/Hollowell

APPOINTMENTS: 5 Min.

19. Resolution Approving Citizens to Boards, Commissions, Etc. — Aytch

OTHER ITEMS: 10 Min.

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

ADJOURN

Item No. 2

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

FROM: **Mike Jarman, County Manager**

DATE: **March 17, 2008**

SUBJECT: **Items of Interest**

1. Letter: February 22, 2008: The Rural Center: Re: FY 07-08 Building Reuse & Restoration Fund

2. Letter: February 25, 2008: Speaker Pro Tempore William L. Wainwright: Re: Premier Trailers Project Grant of $174,137.

3. Lenoir County Inspections: Permit/Inspections Reports: February 2008

4. Minutes: January 11, 2008: Lenoir County ABC Board

The Rural Center

Thomas W. Lambeth
Chairman

Billy Ray Hall
President

RECEIVED
FEB 26 2008

February 22, 2008

Mr. Paul Taylor
Lenoir County
PO Box 3289
Kinston, NC 28502

Re: FY07/08 Building Reuse & Restoration Fund, Development Program
Contract Ref #: 2008-156-60501-107

Dear Mr. Taylor:

On behalf of our Board of Directors, I am pleased to announce that the Rural Economic Development Center, Inc. has selected Lenoir County for funding under the Development Grants Program. Funds have been awarded to you in the amount of $174,137.00 for the project entitled, "Premier Trailers" in order to create 45 jobs.

Congratulations on this award. We extend our best wishes to you for continued success and look forward to working with you on this important project.

If you have any questions, please feel free to contact me at (919) 250-4314.

Sincerely,

Billy Ray Hall

Billy Ray Hall

cc: Melody Adams, Building Reuse Program Director

North Carolina

Rural Economic

Development Center, Inc.

4021 Carya Drive

Raleigh, NC 27610

Phone: (919) 250-4314

FAX: (919) 250-4325

North Carolina General Assembly
House of Representatives
State Legislative Office Building
300 N. Salisbury Street, Room 301
Raleigh, North Carolina 27603-5925

FEB 27 2008

SPEAKER PRO TEMPORE WILLIAM L. WAINWRIGHT
12TH DISTRICT

TELEPHONE: (919) 733-5995
(919) 828-3601 FAX

EMAIL: williamw@ncleg.net

HOME ADDRESS: PO Box 33
HAVELOCK, NC 28532-0033

COMMITTEES:

FINANCE, CHAIRMAN
WAYS & MEANS, VICE CHAIRMAN
APPROPRIATIONS SUBCOMMITTEE ON CAPITAL
HEALTH
INSURANCE

February 25, 2008

Mr. Paul H. Taylor Jr., Chairman
Lenoir County Board of Commissioners
Post Office Box 3289
Kinston, NC 28501

Dear Mr. Taylor

It has come to my attention that Lenoir County has been awarded a Premier Trailers Project Grant in the amount of $174,137 from the North Carolina Rural Economic Development Center.

I want to congratulate you, members of the Board of Commissioners, and others for your success in acquiring this grant. I appreciate the work and dedication that was required to attain this achievement. Thank you for your efforts to improve the quality of life for the citizens of Lenoir County and this great State.

With grateful appreciation for the opportunity to represent you in the North Carolina House of Representatives, I am

Sincerely,

Speaker Pro Tempore William L. Wainwright

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

FEBRUARY 2008

PERMITS ISSUED: 151

PERMITS VALUE: $ 2,674,045

PERMIT FEES: $ 16,886

SINGLE FAMILY DWELLINGS: 9

MOBILE HOMES: 13

COMMERCIAL: 3

ADDITIONS: 7

ELECTRICAL: 35

PLUMBING: 19

MECHANICAL: 34

OTHER: 31

TOTAL INSPECTIONS: 269

KINSTON/LENOIR COUNTY

PERIODIC REPORT OF PERMITS ISSUED (GROUPED BY REPORT CODE)

DATE RANGE: 02/01/08 TO 02/29/08 Printed on: MARCH 4, 2008

	CODE	PRMS	VALUATION	FEES PAID	UNITS
NEW RES. HOUSEKPING - LENOIR COUNTY					
* Single Family Houses Detached	101B	6	1,026,800.00	2,729.00	6
* Single Family Houses Attached	102B	0	0.00	0.00	0
* 2 Family Building	103B	2	270,000.00	610.00	2
* 3 and 4 Family Buildings	104B	0	0.00	0.00	0
* 5 or More Family Buildings	105B	0	0.00	0.00	0
*TOTAL INFORMATION 101-105	109B	0	0.00	0.00	0
NEW RESIDENTIAL NON-HOUSEKEEPING BL:					
* Hotels, Motels & Tourist Cabins ..	213B	0	0.00	0.00	0
* Other Non-Housekeeping Shelter ...	214B	0	0.00	0.00	0
NEW NON-RESIDENTIAL BUILDINGS:					
* Amusement, Social, & Recreational	318B	0	0.00	0.00	0
* Churches & Other Religious	319B	1	10,000.00	100.00	1
* Industrial	320B	0	0.00	0.00	0
* Prkng Garages (Blds & Open Decked)	321B	0	0.00	0.00	0
* Service Stations & Repair Garages	322B	0	0.00	0.00	0
* Hospitals & Institutional	323B	0	0.00	0.00	0
* Offices, Banks, & Professional ...	324B	0	0.00	0.00	0
* Public Works & Utilities	325B	0	0.00	0.00	0
* Schools & Other Educational	326B	0	0.00	0.00	0
* Stores & Customer Services	327B	0	0.00	0.00	0
* Other Non-Residential Bldgs	328B	2	214,000.00	900.00	2
* Stuctures Other than Buildings ...	329B	0	0.00	0.00	0
ADDITIONS, ALTERATIONS, & CONVERSION					
* Residential	434B	7	194,000.00	919.00	7
* Non-Residential & Non-Housekeeping	437B	0	0.00	0.00	0
* Adds of Res. CP/Garages(Atch/Detc)	438B	0	0.00	0.00	0
DEMOLITIONS AND RAZING OF BUILDINGS:					
* Single Family Houses (Atch/Detach)	645B	0	0.00	0.00	0
* 2 Family Buildings	646B	0	0.00	0.00	0
* 3 & 4 Family Buildings	647B	0	0.00	0.00	0
* 5 or More Family Buildings	648B	0	0.00	0.00	0
* All Other Buildings and Structures	649B	0	0.00	0.00	0
TOTALS FOR PERMITS THIS PAGE		18	1,714,800.00	5,258.00	18

KINSTON/LENOIR COUNTY

PERIODIC REPORT OF PERMITS ISSUED (GROUPED BY REPORT CODE)

DATE RANGE: 02/01/08 TO 02/29/08 Printed on: MARCH 4, 2008

	CODE	PRMS	VALUATION	FEES PAID	UNITS
MOBILE/MODULAR OFFICE/CLASSROOM					
*MOBILE OFFICE	740B	0	0.00	0.00	0
*MODULAR CLASSROOM	750B	0	0.00	0.00	0
*MODULAR OFFICE	730B	0	0.00	0.00	0
ELECT./PLUMB/HEAT/A/C/INS/TEMP POLE:					
*ELECTRICAL	800B	35	81,040.00	2,696.00	35
*PLUMBING	810B	19	39,750.00	1,237.00	19
*HEATING/ AIR CONDITIONING	820B	34	139,750.00	2,416.00	34
*INSULATION	830B	9	57,950.00	428.00	9
*TEMPORARY POLE	840B	1	750.00	50.00	1
RESIDENTIAL ACCESSORY STRUCTURES					
*STORAGE/PORCHES/PATIOS/DECKS	900B	0	0.00	0.00	0
MISCELLANEOUS:					
*CHANGE OF OCCUPANCY	910B	0	0.00	0.00	0
*INSPECT DWELLING	920B	0	0.00	0.00	0
*TENTS	930B	0	0.00	0.00	0
*SATELLITE DISH	940B	0	0.00	0.00	0
*AWNING	950B	0	0.00	0.00	0
*EXTRA INSPECTIONS	960B	15	31,385.00	920.00	15
*FIRE PROTECTION SPRINKLER SYSTEM	966B	1	21,000.00	450.00	1
*MOVING DWELLING ONLY	970B	0	0.00	0.00	0
*SIGN	980B	0	0.00	0.00	0
*FIREWORKS	985B	0	0.00	0.00	0
*SWIMMING POOL	990B	0	0.00	0.00	0
*TANKS	995B	0	0.00	0.00	0
MOBILE HOMES					
*SINGLE WIDE MOBILE HOME	700B	7	65,800.00	1,350.00	7
*DOUBLE WIDE MOBILE HOME	710B	6	312,220.00	1,175.00	6
*MODULR HOME	720B	1	183,000.00	538.00	1
TOTALS FOR PERMITS ABOVE (incl. pg 1)		146	2,647,445.00	16,518.00	146
Totals of other permits in the period		5	26,600.00	368.00	4
TOTAL FOR ALL PERMITS IN THE PERIOD		151	2,674,045.00	16,886.00	150

SUMMARY OF INSPECTIONS COMPLETED BY INSPECTOR ID DURING THE PERIOD 02/01/08 THROUGH 02/29/08

THIS REPORT WAS PRINTED ON MARCH 4, 2008

KINSTON/LENOIR COUNTY

((S T A T I S T I C A L B R E A K O U T))

	(---------- Inspections ----------)			(---------- Re-Inspections ----------)			Based On # Activities
# ACTIVITIES	INSPECTIONS (I)	PASSED	CORRECTIONS	RE-INSPECTIONS (R)	PASSED	CORRECTIONS	RE-INSPECTIONS REQUIRED
269	238	192	40	31	27	3	43
	% INSPECTIONS	% PASSED	% CORRECTIONS	% RE-INSPECTIONS	% PASSED	% CORRECTIONS	% RE-INSPECT. REQUIRED
	88	81	17	12	87	10	16

On January 11, 2008 the Lenoir County ABC Board held its monthly meeting. With all members present Chairman Stroud called the meeting to order. The minutes of the previous month were approved as read.

As the initial order of business Mr. Hill distributed sales reports for the month of December 2007. Following a brief review of these statements the Board made note of the increase in sales comparing December 2006 to December 2007.

Next Mr. Rick Turner, President of Design Plus Store Fixtures Incorporated of Monroe, NC made a presentation to the Board for remodeling Store #One located at 110 South Herritage Street. Since there had not been any major renovations to the Store in the past 30 years Mr. Turner's presentation included a complete overhaul to the appearance of the Store. Mr. Turner's presentation included new shelving, a new check out counter, new flooring, new lighting, new ceiling, new electrical, new painting and etc. Following a lenghty discussion the Board asked Mr. Turner to prepare a floor plan incorporating all of the recommended renovations.

Next Chairman Stroud informed the Board that a meeting between the County Commissioners and the ABC Board to discuss the arrangements between Lenoir County and the ABC Board concerning the 3½ add on and 1¢ and 5¢ bottle taxes was planned for January, 18, 2008.

Next the Board instructed Mr. Hill to contact Mr. Lyn Turner, owner of the facility designated as Store #3 located in Pink Hill and ask Mr. Turner to consiser making improvements to the outside of the Store.

As the final order of business Mr. Hill reminded the Board that Monday, January 21, 2008 was Martin Luther King Day. Following a brief discussion the Board instructed Mr. Hill to notify all employees as well as the general public that the Lenoir County ABC Stores would be closed on January 21, 2008 in observance of Martin Luther King Day.

With no further business at hand Chairman Stroud adjourned the January meeting.

Claude Stroud, Chairman

FEB 25 2008

Bruce E. Hill, Supervisor

MINUTES
LENOIR COUNTY BOARD OF COMMISSIONERS
February 18, 2008

The Lenoir County Board of Commissioners met in regular session at 4:00 p.m. on Monday, February 18, 2008 in the Board of Commissioners Main Meeting Room in the Lenoir County Courthouse at 130 S. Queen St., Kinston, NC.

Members present: Chairman Paul Taylor; Vice-Chairman George Graham and Commissioners, Jackie Brown, Claude Davis, Earl Harper, Chris Humphrey, and Claude Stroud.

Members absent: None

Also present were: Michael W. Jarman, County Manager; Tommy Hollowell, Assistant County Manager; Robert Griffin, County Attorney; Lashanda Aytch, Clerk to the Board; and members of the general public and the news media.

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

ITEMS FROM THE COUNTY MANAGER

Item No. 2 was Items from the County Manager. Mr. Jarman reminded the Board and the viewing public of the cancellation of the March 3, 2008 Board Meeting due to the NACo Legislative Conference. Mr. Jarman introduced bid offers on county surplus property; Mr. Jarman recommended the Board reject the offer as proposed. Upon a motion by Mr. Harper and a second by Mr. Stroud, the proposal was rejected. Mr. Jarman reviewed a letter from Mr. Hollowell to the Public School Finance Director regarding their reimbursement request of $495,513.55. For technology expenditures from a state approved technology plan the State of North Carolina may transfer corporate ADM (average daily membership) funds from the public school building capital fund to the school technology fund. Mr. Jarman stated the school system must request this reimbursement from the State of North Carolina. The School Board would like to meet jointly with the Board to discuss budget matters; the Board must also meet with the Town of LaGrange, Town of Pink Hill, and Lenoir Community College. The Board tabled the matter to the Clerk for future dates and times for these budget meetings.

CONSENT AGENDA

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

3.	Approval of Minutes: Regular Board Meeting: February 4, 2008 Special Session Meeting: January 31, 2008	Aytch/Jarman
4.	Budget Ordinance Amendment: General Fund: Finance/Sheriff: $1,850: Increase	Jarman/Hollowell
5.	Budget Ordinance Amendment: General Fund: Finance: $19,507: Increase	Jarman/Hollowell

RESOLUTIONS

Item No. 6 was a Resolution Celebrating 100 Years of County Unity in Recognition of Our Association's Centennial. Upon a motion by Mr. Harper and a second by Mr. Humphrey, Item No. 6 was unanimously approved.

Item No. 7A was a Budget Ordinance Amendment: General Fund: DSS: $115,090: Decrease. Mr. Jack Jones, Director of Social Services, addressed the Board. Mr. Jones stated several different programs through state, federal, Smart Start, TANF, and Work First funds fund the daycare program. Daycare is State supervised and locally administered; and is operated by a voucher system. The program enables parents to maintain and seek employment, provide childcare to children receiving protective services and facilitates the reunification of families. The income limit is 75% of the State's Median Income of $40,863; the median income for Lenoir County was $32,123 in the 2000 Census. The income limit has been increased by 3%; 41% of the county is at 200% of poverty level, leaving many children in need of daycare services. There are 90 providers in the program; the star payment system was implemented three years ago, which dictates the rates that providers can charge for their service. There are 3,219 eligible to receive services the county is only serving 913 children; 2,306 children are not served. To fund those children it will cost the county $9 million. Services will be terminated for children due to lack of funding; approximately 42 counties face similar shortfalls. Lenoir County will be terminating 60 children from the daycare program. The department does not want to cut services further; therefore the request to utilize lapsed salary money has been made. DSS has accrued over $195,000 in lapsed salary and fringes, which could be used to help fund the daycare program. Mr. Graham stated he is concerned about using lapsed salary; it sets a precedent for other departments to follow. Mr. Jarman stated the county has utilized lapsed salary on several occasions when needed; management recommends approval of the resolution. Upon a motion by Mr. Stroud and a second by Mr. Davis Item No. 7A was unanimously approved.

Item No. 7B was a Budget Ordinance Amendment: General Fund: DSS: $238,557: Decrease. Upon a motion by Mr. Stroud and a second by Mr. Davis, Item No. 7B was unanimously approved.

Item No. 8 was a Resolution Authorizing Execution of an Addendum to the Sales Tax Audit Contract Dated October 18, 2004 with Tax Reduction Specialists: Sales Tax Re-allocation Audit. Mr. Hollowell stated Utilities Reduction Specialists, Inc., was established in 1991 in Clemmons, North Carolina, with an objective to audit telecommunication and energy bills for billing errors. Utilities Reduction Specialists, Inc., acquired Tax Reduction Specialists in 2001. Tax Reduction Specialists focuses specifically on minimizing client's tax liabilities, conducting sales tax re-allocation audits, and securing refunds. Utility Reduction Specialists, Inc., has worked with 107 city and county governments in 4 states and is currently conducting sales tax re-allocation audits for 19 counties in North Carolina. Lenoir County contracted with Tax Reduction Specialists in October 2002 to audit the sales and use tax refund claims for tax filings in 1999 through June 2002. This time frame was significant because a three (3) year statute of limitations applies to requests for tax refunds and Lenoir County would not have been able to apply for any sales tax refunds for filings through June 1999. The County extended the contract with Tax Reduction Specialists on October 18, 2004 to include sales tax filings through December 31, 2003, on February 7, 2005 to include sales tax filings through December 31, 2006, and on March 5, 2007 to include sales tax filings through December 31, 2007.

The requested addendum will extend the contract with Tax Reduction Specialists to include sales tax filings through December 31, 2008. Execution of this agreement will provide Lenoir County with the assurance that it has properly received credit for sales tax re-allocations from the North Carolina Department of Revenue for filings through December 31, 2008 and secure any refunds due to the County for improperly filed or credited sales tax revenues. To date, the audit performed by Tax Reduction Specialists has produced a direct benefit to Lenoir County of $331,869 in additional sales tax revenues that were allocated incorrectly by the State of North Carolina. Tax Reduction Specialists has estimated an additional benefit to the County of $63,123 through the tax filing period ending December 31, 2007 and additional revenues for filings through December 31, 2008. Upon a motion by Mr. Harper and a second by Ms. Brown, Item No. 8 was unanimously approved.

Item No. 9 was a Resolution Approving Acceptance of Fee Arrangements for Bond Counsel Services in Connection with Proposed Authorization and Issuance of Series 2008 General Obligation School Bonds: Sanford Holshouser, Attorneys at Law: Per Proposal Dated December 9, 2005: $20,000. Mr. Hollowell stated the proposal from Sanford Holshouser for services as Bond Counsel for Lenoir County in connection with the issuance of general obligation school bonds consisted of two components. First, a fee of $1,500 for all work through the referendum (payable promptly after the referendum, whether or not the referendum passed). For all subsequent work leading to the County's issuance of the general obligation school bonds, a fee equal to $1.00 per $1,000 of bonds offered, with a minimum charge of $10,000. These fees included all expenses including attendance at a County Board meeting, if desired, for the execution of closing documents. If for any reason the County decided not to proceed with the referendum, Sanford Holshouser would be compensated at their normal hourly rate (plus expenses), but not exceeding $1,500. Acceptance of this resolution will allow for the encumbrance of funds and the eventual payment to Sanford Holshouser for bond counsel services rendered to the County. Upon a motion by Mr. Davis and a second by Ms. Brown, Item No. 9 was unanimously approved.

Item No. 10 was a Resolution Requesting Approval for the Lenoir County ABC Board to Retain Tax Distributions from the 5 Cents Bottle Tax, 1 Cent Bottle Tax, 3.5 Cents Add-on Tax, and ABC Profit Distribution (if Any) for The Period July 1, 2007 through June 30, 2009 for Capital Improvements and Purchases for the ABC Facility Located at 110 South Herritage Street. Mr. Bruce Hill, Director of the Lenoir County ABC Stores, stated By NC General Statute 18B-805 (c) the Lenoir County ABC Board collects on sales a 5 cents Bottle Tax, 1 cent Bottle Tax, and a 3.5 cent Add-on Tax. Quarterly distributions of these taxes are to be made to the County, if this distribution does not result in a net loss to the ABC system for that quarter. In addition to these taxes, the ABC Board distributes to the County and Municipalities net profits from operations annually (if any). Approximately 25 years ago, the ABC Board was granted permission, by the existing Board of Commissioners at that time, to retain this profit distribution for a period of approximately 5 years in order to build an operating fund balance. After that 5 year period, profit distributions were made in a timely manner to the County and the municipalities. Approximately five years ago, due to reclining sales and a net loss at the end of each year, the ABC Board had no profits to distribute. With sales increasing over the past year and the Lenoir County ABC System reducing expenditures and overhead, the system has been able to generate a profit. The Lenoir County ABC System needs to renovate the store located at 110 S. Herritage Street and upgrade its obsolete computer and cash register systems.

The ABC Board wishes to utilize the tax distributions from the 5cents Bottle Tax, 1 cent Bottle Tax, 3.5 cents Add-on Tax, and net profits generated by the system (if any) for the period July 1, 2007 through June 30, 2009 for these improvements to the facility and the computer and cash register systems. If not allowed to utilize any of the tax distributions and net profits for the two-year period, the ABC Board would have to draw down its operating fund balance for these capital improvements and purchases. The Lenoir County ABC Board needs to make necessary improvements to the facility located at 110 S. Herritage Street and upgrade its obsolete computer system and cash register systems. To accomplish this task, the ABC Board wishes to retain the tax distributions and net profits for a two-year period (July 1, 2007 through June 30, 2009). If not allowed to retain these distributions and net profits, the Lenoir County ABC System would have to make the necessary capital improvements and purchases utilizing its operating fund balance and risk financial shortfalls throughout the period. In the past three years profits have went from $2.3 million to $2.7 million. Mr. Hill stated it would cost between $75,000 to $100,000 to renovate the store shelving, flooring, etc., and another $75,000 for a new computer system for the 110 S. Herritage Street location. Mr. Taylor asked about the possibility of relocating or opening new stores within the county. Mr. Hill stated the ABC Board did not want to expand due to lack of profits at this time; the matter is still being discussed. Mr. Taylor stated he would like to table the resolution until better options/opportunities have been discussed regarding the ABC Board and the potential renovation and relocation of stores. Upon common consent, the Board unanimously agreed to table the matter until the March 17, 2008 Board meeting.

AMENDMENTS

Resolution Approving Contract Award by E. I DuPont to Southeast Railroad Contractors: $595,536. Mr. Mark Pope, Economic Development Director addressed the Board. Mr. Pope stated on November 21, 2006 DuPont announced they would be expanding at their Kinston, NC facility. The new Sorona project would bring and additional 66 jobs and $55 million in Capital Investment over the next three (3) years. The project would require an additional rail spur for new silos to be constructed at the facility. Lenoir County made an application to NC Department of Transportation Rail Division for a grant to help with the costs associated with the spur. Lenoir County received a grant totaling $595,536 for the rail spur. North Carolina General Statue §143-129 states any contract for construction requiring the expenditure of public money more than $500,000 shall be let according to the requirements of this section. The Rail Industrial Access Agreement is between NCDOT and Lenoir County. Lenoir County is deemed the "contractor" and grantee of this agreement DuPont will be responsible for the advertising and opening of the bids. Once the bids are opened the contract shall be awarded to the "lowest responsible bidder, taking into consideration quality, performance, and time specified." Three (3) bids were received and Bundrick Grading issued the lowest price at $748,426 with the second lowest price issued by Southeast Railroad Contractors at $755,041. However, Southeast proposed to complete the project in 50 days, whereas, Bundrick proposed completion in 120 days. DuPont determined that timing of the construction of the rail spur was very important due to the overall construction schedule for the DuPont facility. Mr. Harper asked who would be responsible for ensuring complete satisfaction of the construction project. Mr. Pope stated DuPont would be responsible for signing off on the complete satisfaction of the rail spur project. Upon a motion by Mr. Graham and a second by Ms. Brown, the Dupont Amendment was unanimously approved.

Resolution Amending Payroll and Position Classification Plan. Mr. Joey, Bryan, MIS/GIS/Transit Director, addressed the Board. Mr. Bryan stated the Board is requested to authorize County Administration to amend the payroll and pay classification plan to include new positions for (1) Operations Manager, (1) Dispatcher/Scheduler, (3) Full-time drivers, and (10) Part-time drivers for Fiscal Year 2007-2008. The Transit System is currently in the first year extension of a possible two (2) year extension. The current contract expires on March 10, 2008. MV Transit has provided transit service to Lenoir County for one year. Since inception the county has had several operational issues with MV Transit. The county has had to send 2 formal letters of complaint regarding the disconnection of phone services, along with many other complaints from citizens and other county agencies. The proposed positions will allow the county to run transit operations; the operations will cost the county no additional funding due to grants that are received to provide the service. The department will be revenue neutral. Mr. Harper stated the Board would be in favor of the project as long as it stays a "stand-alone" department, requiring no funding from the county. If funding is every required for the department, then the service would have to be discontinued. Mr. Bryan agreed, but stated the transit project has been in existence since inception in 1994. Lenoir County has had much success with the loop system and other services that are being provided and expects the transit system to grow in the future. Upon a motion by Ms. Brown and a second by Mr. Harper, the Payroll and Position Classification Plan was amended.

APPOINTMENTS

Item No. 11 was a Resolution Appointing Citizens to Boards, Commissions, Etc. The following reflects existing vacancies and appointments.

BOARD/COMMITTEE/COMMISSION	APPLICANT/ CURRENT MEMBER	TERM EXPIRATION
Kinston-Lenoir Parks and Recreation Department **2nd Appearance**	Darrell Parrish (Re-Appointment)	January 2011 **M: Brown** **S: Davis**
East Pointe Human Services **1st Appearance**	Emily H. Moore (Appointment)	June 2010 Tabled
Lenoir Memorial Hospital Board of Directors **1st Appearance**	Ralph Lee Cox (Primary) Michel G. Haddad (Alternate)	January 2012 Tabled

CURRENT VACANCIES:

Lenoir County Health Board – One (1) Vacancy; (1) Veterinarian
Grifton Planning Board – One (1) Vacancy
JCPC – One (1) Vacancy; 1-Juvenile Attorney
Lenoir County Planning Board – K-6 Precinct & At-Large

CURRENT VACANCIES:
CJPP – Four (4) Vacancies
Kinston Board of Adjustment – Two (2) ETJ Members; (1) Primary – (1) Alternate
Lenoir County Transportation Committee – At Large Member – Business Community

OTHER ITEMS:

Ms. Brown reminded the Board of County Government Week, which takes place in April 2008. Ms. Brown stated she would like to see the county participate in some type of activity/event for support of the week.

Mr. Jarman informed the Board that the Kinston-Lenoir County Chamber of Commerce would like to host another "Wake Up Lenoir" series on March 12, 2008. The Board accepted the invitation.

ADJOURNMENT

Upon a motion by Mr. Graham, the meeting was adjourned at 5:35 p.m.

Respectfully submitted,

Lashanda Aytch
Clerk to the Board

Reviewed By

Michael W. Jarman
County Manager

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **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
2007	Roger Carter Corp	4333	$126.32	Adjusted Value
2007	Les Albertson	178	343.19	Adjusted Value
2006	Charles David Howard	13960	367.94	Corrected Listing
2007	Charles David Howard	13960	325.76	Corrected Listing
2007	Noreka Jonelle Taylor	51123	182.56	Keying Error
2007	Ronald James Stempien	48426	349.03	Listed in other County
2007	Roni Aaron Meyerhoff	9603	138.77	Legal Exemption
2007	Chasity Arkula Summers	65500	113.70	Listed in other County
2007	Murphy Brown	63090	340.79	Double Listed
2002	Allen R & Linda Grant	10250	905.73	Adjusted Value
2008	Arthur T Hardy Jr	11212	111.05	Adjusted Value
2007	Bill Baysden Trucking Inc	19776	1114.13	Adjusted Value
2007	Bill Baysden Trucking Inc	19776	3755.65	Adjusted Value
2006	Jonathan William Thompson	54598	173.40	Corrected Listing
2007	Jonathan William Thompson	54598	156.47	Corrected Listing
2006	Maria Jesus Flores Camacho	10	114.48	Double Listed
2007	Maria Jesus Flores Camacho	10	105.24	Double Listed
2006	Steven Green	60568	314.26	Listed in other County
2006	Danny Ray Koonce	17302	131.33	Adjusted Value
2006	William Walter Leavy III	15607	203.15	Adjusted Value
2007	Daniel Williams	64526	105.95	Listed in other County
2006	Carol Audrey Pender	44890	116.41	Keying Error
2007	Eagle Swamp Partners	50160	175.60	Adjusted Value
2007	Randall Robert Barrett	64929	133.92	Adjusted Value
2007	Bill Baysden Trucking	19776	165.69	Listed in other County
2007	Bill Baysden Trucking	19776	165.69	Listed in other County
2007	Bill Baysden Trucking	19776	165.69	Listed in other County
2006	Pablo Mendez Garnica	7863	168.70	Listed in other County

2007	Andy Joe Archer	64784	120.90	Legal Exemption
1999	Carl Clarence Edwards	39532	440.85	Keying Error
2007	Henrie Christopher Young	6816	169.11	Legal Exemption
2007	Milton Dean Derstine	65061	102.40	Listed in other County
2007	Mayia Sanchez	17791	346.88	Double Listed
2006	NextMedia Operating Inc	23148	144.53	Listed in other County
2007	NextMedia Operating Inc	23148	115.53	Listed in other County
2007	John Ipock	14706	333.95	Double Listed
2007	Chantel Bernice Grant	25782	243.61	Legal Exemption
2007	Latwana Aundree Perez	16006	420.08	Legal Exemption

REFUNDS

Year	Name	Account	Amount	Reason
2007	A & H Industrial Mowing	7928	$145.06	Adjusted Value
2007	Javier Tehuintle Xochicale	43102	114.35	Corrected Listing
2007	Darue L & Darlene B Bryant	47324	384.40	Corrected Listing
2007	Timothy Smith	64753	427.68	Double Listed
2007	Linwood & Cynthia Johnson	82798	156.20	Corrected Listing
2007	Cecil Howard Tyson	30632	177.25	Double Listed
2006	Esther P Campbell	90025	164.03	Corrected Listing
2007	Joseph & Barbara Kinsey	17083	314.14	Double Listed
2007	Joseph & Barbara Kinsey	17083	442.62	Double Listed
2008	Horace C King Sr	16909	133.96	Adjusted Value,

MANAGER'S RECOMMENDATION:

Respectfully Request Approval.

_____
Initials

RESOLUTION: NOW THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners that the

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____
Humphrey _____ Stroud _____ Taylor _____

_____ 03/17/08
Paul H. Taylor, Jr., Chairman Date

_____ 03/17/08
ATTEST Date

Item No. 5

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2007-2008

Appropriations

Budget Amendment #_____

Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
TRANSPORTATION	TRANSPORTATION ADMINISTRATION	VARIOUS

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

REVENUES

Account # and Title	Amount
INCREASE	
22-3991-9910 FUND BALANCE APPROPRIATED	1,100.00
Total	1,100.00

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

EXPENDITURES

Account # and Title	Amount
INCREASE	
22-4510-2380 EMPLOYEE DRUG / ALCOHOL TESTS	1,000.00
22-4510-6900 DRUG / ALCOHOL TESTING CONTRACT	100.00
Total	1,100.00

Reason and Justification for Request:
TO BUDGET FUNDS FOR EMPLOYEE DRUG TESTING AND PROFESSIONAL NURSING SERVICES TO CONDUCT EMPLOYEE ALCOHOL AND DRUG TESTING.

Department Head Approval	Date	Finance Officer Approval	Date
Jay A Bryan	2-18-2008	Thomas L Holloway	2-19-08
Budget Officer Approval	Date		
Michael W Jarman	2-19-08		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy Department - Copy Administration - Copy

Item No. 6

BUDGET ORDINANCE AMENDMENT: GENERAL FUND: HEALTH (Adult Health Program) Increase - $4735.

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2007-2008

Appropriations

Budget Amendment #_____

Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL	HEALTH	VARIOUS

Check One Box		Check One Box	
New Appropriation: [X]		New Appropriation:	X
Line Item Transfer: [ ]		Line Item Transfer	
REVENUES		**EXPENDITURES**	
Account # and Title	Amount	Account # and Title	Amount
INCREASE		**INCREASE**	
Family Planning (State)		Adult Health	
10-3502-3300	$4,735	10-5150-2390 Medical Supplies	$4,735
Total	$4,735	Total	$4,735

Reason and Justification for Request:
Additional state funding allotted to support the Family Planning Program

Department Head Approval	Date	Finance Officer Approval	Date
[signature]	2/29/08	Thomas L. Holloway	3/6/08

Budget Officer Approval	Date
Michael W. [signature]	3/12/08

Board Approval (When Applicable)	Date	Date of Minutes

Finance Office - White Copy Department - Yellow Copy

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2007-2008
Appropriations

Budget Amendment #_____
Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL FUND	PROCESS FUNDS-EM MGT	10-3329-8917 EMPG SUPPLEMENTAL 2007 10-4201-6402 EMPG SUPPLEMENTAL 2007

Check One Box		Check One Box	
New Appropriation: [X]		New Appropriation: [X]	
Line Item Transfer: [ ]		Line Item Transfer: [ ]	
REVENUES		**EXPENDITURES**	
Account # and Title	Amount	Account # and Title	Amount
INCREASE		**INCRERASE**	
10-3329-8917 EMPG SUPPLEMENTAL 2007	4,922.00	10-4201-6402 EMPG SUPPLEMENTAL 2007	4,922.00
Total	4,922.00	Total	4,922.00

Reason and Justification for Request:

TO BUDGET FUNDS FROM THE EMPG SUPPLEMENTAL 20007 GRANT FROM NC DEPT. OF CRIME CONTROL AND PUBLIC SAFETY. THIS GRANT IN THE AMOUNT OF $4,921.14 WAS RECEIVED ON 3-11-08 AND PROCEEDS ARE RESTRICTED FOR USE BY EMERGENCY MANAGEMENT TO IMPROVE CAPABILITIES OF THE LOCAL EMERGENCY MANAGEMEENT PROGRAM. THESE FUNDS WILL BE USED TO PURCHASE EQUIPMENT TO IMPROVE CAPABILITIES OF THE EMERGENCY OPERATIONS CENTER.

Department Head Approval	Date	Finance Officer Approval	Date
Hugh Dail	3-11-08	Thomas I. Holloway	3-11-08
Budget Officer Approval	Date		
Michael W. Jarman	3/12/08		
Board Approval (~~When~~ Applicable)	Date	Date of Minutes	

Finance Office - Copy Department - Copy Administration - Copy

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2007-2008
Appropriations

Budget Amendment #_____
Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL	MAINTENANCE	VARIOUS

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

REVENUES

Account # and Title	Amount
INCREASE	
10-3834-8613 RENT-HANNIBAL-COASTAL HORIZO	2,625.00
10-3834-8614 RENT-HANNIBAL-STATE D.O.C.	7,975.00
Total	10,600.00

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

EXPENDITURES

Account # and Title	Amount
INCREASE	
10-4260-3310 UTILITIES	5,300.00
10-4260-3500 MAINTENANCE/REPAIRS-BIDGS	5,300.00
Total	10,600.00

Reason and Justification for Request:
TO BUDGET RENTAL FUNDS FOR FYO7-08 FROM LEASE OF THE HANNIBAL BUILDING TO COASTAL HORIZONS (5 MONTHS) AT A MONTHLY LEASE OF $525 AND TO THE N.C. DEPARTMENT OF CORRECTIONS (3 MONTHS) AT A MONTHLY LEASE OF $2,658.33.

Department Head Approval	Date	Finance Officer Approval	Date
Thomas L Hollowell	3/11/08	Thomas L Hollowell	3/11/08

Budget Officer Approval	Date
Michael W Jarman	3/12/08

Board Approval (~~When~~ Applicable)	Date	Date of Minutes

Finance Office - Copy Department - Copy Administration - Copy

Item No. 9

BUDGET ORDINANCE AMENDMENT:
General Fund:
DSS:
$32,410 Increase

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

F\ 07/08
Appropriations

Budget Amendment #_____
Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL	SOCIAL SERVICES	VARIOUS

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

REVENUES

Account # and Title		Amount
INCREASE		
103531.3001		
Admin. Reim.	$	420
103533.4010		
HCCBG	$	6,529
103585.3990		
Child Care Developmental Fund		25,461
Total	$	32,410

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

EXPENDITURES

Account # and Title		Amount
INCREASE		
105372.1151		
Crisis-CP&L	$	420
105332.4010		
HCCBG-DSS	$	3,627
105332.4011		
HCCBG-COG	$	3,627
105351.4974		
Child Care Developmental Fund	$	25,461
DECREASE	$	725
105352.4970		
Medical Assistance		
Total	$	32,410

Reason and Justification for Request:

Line item adjustments to reflect additional allocations received. A 10% County match is required for the Home and Community Care Block Grant.

Department Head Approval	Date	Finance Officer Approval	Date
[signature]	3-10-08	Thomas L. Hollowell	3-10-08
Budget Officer Approval	Date		
Michael W. Jarman	3/12/08		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy Department - Copy Administration - Copy

Item No. 10

National Library Week Proclamation

Lenoir County

WHEREAS, our nation's public libraries and librarians play a vital role in connecting millions of people with the resources they need to live, learn and work in the 21st century;

WHEREAS, public libraries are places of opportunity, education and self-help, offering free access to all citizens;

WHEREAS, the Lenoir County community is fortunate to have the excellent facilities and high quality service provided by the Neuse Regional Library;

WHEREAS, the Neuse Regional Library has shown exemplary leadership and has gained a statewide reputation for providing outstanding services and programs to its patrons;

WHEREAS, with its public use computers offering its patrons connectivity to the Internet and a world of data and resources, the Neuse Regional Library stands at the forefront of leading our community in the Information Age;

WHEREAS, by virtue of its collection of print and non-print resources, the Neuse Regional Library offers the accumulated wisdom of the ages and plays a vital role in the educational development of children in our community;

WHEREAS, the Neuse Regional Library is a place of discovery and lifelong learning for people of all ages, from toddlers to senior citizens;

NOW, THEREFORE, I, Paul H. Taylor, Jr., by virtue of the authority vested in me as Chairman of the Lenoir County Board of Commissioners, do hereby declare and proclaim the week of April 13-19, 2008, as NATIONAL LIBRARY WEEK in the County of Lenoir and urge all citizens of our community to reaffirm their commitment to our public library by recognizing the critical role it plays in the lives of all our residents, and further join me in extending our commendation to those who have worked so diligently to make the Neuse Regional Library such an asset to our community.

IN WITNESS THEREOF, I have hereunto set my hand and caused to be affixed the Official Seal of the County of Lenoir this the 17th day of March, in the year of our Lord, two thousand and eight.

_____
Paul H. Taylor, Jr., Chairman
Lenoir County Board of Commissioners

ATTEST:

_____
Clerk to the Board

BUDGET ORDINANCE AMENDMENT: GENERAL / E-911: WIRELINE DEPARTMENT: $260,864. INCREASE Item No. 11

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2007-2008

Appropriations

Budget Amendment #_____

Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL / E-911	WIRELINE	VARIOUS

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

Account # and Title	Amount	Account # and Title	Amount
INCREASE		**INCREASE**	
24-3991-9910 FUND BALANCE APP-WIRELINE	260,864.00	24-4315-6990 REPAY LOAN TO GENERAL FUND	260,864.00
10-3930-9100 TRANSF FROM E-911 FUND	260,864.00		
DECREASE			
10-3991-9910 FUND BALANCE APPROPRIATED	-260,864.00		
Total	260,864.00	Total	260,864.00

Reason and Justification for Request: TO TRANSFER THE REMAINING FUND BALANCE OF THE E-911 WIRELINE DEPARTMENT, AS OF JANUARY 1, 2008, TO THE GENERAL FUND. THIS TRANSFER IS MANDATED BY LEGISLATION PASSED IN 2007 (SESSION LAW 2007-383 HOUSE BILL 1755). THESE FUNDS MAY BE USED BY THE COUNTY FOR ANY LAWFUL PURPOSE. IN FY04-05 THE GENERAL FUND OF LENOIR COUNTY LOANED $700,000 TO THE E-911 FUND TO ASSIST IN THE CONSTRUCTION OF A NEW COMMUNICATIONS CENTER. PAYBACK TO THE GENERAL FUND WAS SET-UP AT $140,000 PER YEAR FOR 5 YEARS. TWO PAYMENTS OF $140.00 EACH WERE MADE IN FY06-07 & FY07-08. APPLYING THIS $260,864. THE REMAINING BALANCE IS $159,136.

Department Head Approval	Date	Finance Officer Approval	Date
Thomas L Hollowell	3/7/08	Thomas L Hollowell	3/7/08
Budget Officer Approval	Date		
Michael W Jarm			
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy Department - Copy Administration - Copy

BUDGET ORDINANCE AMENDMENT: SCHOOL CAPITAL FUND: SCHOOL BUILDING: $1,733,557. INCREASE Item No. 12

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2007-2008

Appropriations

Budget Amendment #_____

Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
SCHOOL CAPITAL FUND	SCHOOL BUILDING	VARIOUS

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

REVENUES

Account # and Title	Amount
INCREASE	
21-3991-9910 FUND BALANCE APPROPRIATED	1,733,557.00
Total	1,733,557.00

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

EXPENDITURES

Account # and Title	Amount
INCREASE	
21-5900-5815 CAPITAL RESERVE-BOND DEBT SERVICE	1,733,557.00
Total	1,733,557.00

Reason and Justification for Request: TO SET ASIDE AND BUDGET FUNDS FOR FUTURE DEBT SERVICE ON SCHOOL BONDS. IN FY06-07 IT WAS DETERMINED THAT $1,500,000 OF SALES TAX REVENUES IN THE SCHOOL CAPITAL FUND EACH YEAR WOULD BE NECESSARY TO HELP MEET THE DEBT REQUIREMENTS OA A $69,700,000 BOND ISSUE. THESE FUNDS MUST BE "HOUSED" IN THE SCHOOL CAPITAL FUND UNTIL THEY ARE NEEDED FOR DEBT PAYMENTS. NO FUNDS WERE SET ASIDE IN FY06-07. IN THE FY07-08 BUDGET, $1,266,443 WAS TRANSFERRED TO THE GENERAL FUND FOR DEBT SERVICE ON INTEREST PAYMENTS ONLY. THIS AMENDMENT SETS ASIDE FOR FUTURE PAYMENTS THE $1,500,000 FOR FY06-07 AND THE REMAINING $233,557 FOR FY07-08

Department Head Approval	Date	Finance Officer Approval	Date
Thomas L Holloway	3/6/08	Thomas L Holloway	3/6/08

Budget Officer Approval	Date
Michael W Larson	

Board Approval (When Applicable)	Date	Date of Minutes

Finance Office - Copy Department - Copy Administration - Copy

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/18/08 **ITEM NO.:** 13

Resolution Supporting the Relocation of the Railroad Crossing in the 70 West Industrial Park

SUBJECT AREA: Economic Development

ACTION REQUESTED:

To support the relocation of the existing railroad crossing in the 70 West Industrial Park from NCSR 1547 (Parrott-Dickerson Road) to NCSR 2001 (Enterprise Boulevard).

HISTORY / BACKGROUND:

Since 1989 Lenoir County has marketed the 70 West Industrial Park to numerous clients and successfully attracted Electrolux, Dopaco, Best Diamond, Affordable Care, Cummings Plastic Surgery Center, Hoover Custom Tops, Commercial AC Services, Tobacco Contractors, West Pharmaceuticals and Smithfield Foods. Collectively these industries employ over 1900 people who are entering and exiting the Park on a daily basis. The "Park" is located on a four-lane highway, has all utilities, and is served by Norfolk-Southern Railroad. To continue to effectively market the "Park" we need to improve the ingress/egress thereby insuring the safety of the employees and companies entering and exiting the Park. The current crossover at Parrott-Dickerson Road is not adequate to accommodate two lanes of traffic and would require purchasing additional right-of-ways. With the expansion of Smithfield Foods, Smithfield Way has been extended from Hill Farm Road to Enterprise Boulevard. The proposed relocated "crossover" with the right-of-ways already purchased will be 100 feet wide and will extend Enterprise Boulevard from Hwy. 70 to Banks School Road creating a much-needed additional entrance/exit to the Park.

EVALUATION:

Norfolk/Southern Railroad has been contacted and is receptive to the relocation. Relocating the crossing to Enterprise Boulevard would better serve the "Park" by creating an additional entrance/exit to the Park for the more than 1,900 people who work there. With the extension of Smithfield Way from Hill Farm Road to Enterprise Boulevard; the relocation of the crossover will create an additional entrance/exit to the Park. The right of way for this crossover has already been purchased.

MANAGER'S RECOMMENDATION:

Respectfully Request Approval.

_____
Initials

RESOLUTION: NOW THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners to support the relocation of the existing railroad crossing in the 70 West Industrial Park from NCSR 1547 (Parrott-Dickerson Road) to NCSR 2001 (Enterprise Boulevard).

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____
Humphrey _____ Stroud _____ Taylor _____

_____ _____
Paul H. Taylor, Jr., Chairman Date

_____ _____
ATTEST Date

Lenoir COUNTY ECONOMIC DEVELOPMENT

your GLOBAL connection

March 6, 2008

Mr. Paul Taylor, Chairman
Lenoir County Board of Commissioners

RE: Resolution to re-locate the existing railroad crossing in the 70 West Industrial Park

Dear Paul,

On behalf of the Lenoir County Economic Development Board of Directors; we recommend that the Lenoir County Board of Commissioners support the Resolution from the Lenoir County Transportation Committee on the proposed relocation of the existing railroad crossing in the 70 West Industrial Park from NCSR 1547 (Parrott-Dickerson Road) to NCSR 2001 (Enterprise Boulevard).

Sincerely,

William C. Whaley, Jr.

William C. Whaley, Jr., Chairman
Lenoir County Economic Development Board of Directors

301 North Queen Street • Kinston, NC 28501 • 252.527.1963

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **ITEM NO.:** 14A.

Resolution Approving Purchase Order with Down East Protection Systems: $2,918.28

SUBJECT AREA: Financial

ACTION REQUESTED:

The Board is requested to authorize the Sheriff to execute a purchase order with Down East Protection Systems to purchase a DVR and camera system.

HISTORY / BACKGROUND:

Beginning March 1, 2008 North Carolina State law requires that all in-custody interviews pursuit to a homicide investigation must be audio and video recorded. The Sheriffs Office currently uses a VCR to record interviews at the Sheriffs Office. Using VCR's and VCR tapes is an older technology that has long term storage limitations. Today's recording technology utilizes digital video recorders (DVR) which can store data for several days and allow the user to burn the data to a DVD.

EVALUATION:

Several vendors produce various software packages and storage devices for these types of circumstances. Down East Protection Systems has supplied the Sheriff's Office with cameras and DVR's for the jail and courthouse for the past several years. Down East Protections Systems has recently supplied Jacksonville Police Department and the Onslow County Sheriffs Office with a DVR and camera system to record in-custody interviews. Down East Protection Systems has supplied the Sheriffs Office with a quote for an Everfocus DVR, dome camera, audio mounting kit, 14" monitor and installation for $2918.28. The Sheriff intends to use State Controlled Substances drug funds to purchase the equipment.

The Sheriff respectfully recommends that the Board of Commissioners approve the request to execute a purchase order with Down East Protection Systems to purchase the DVR and camera equipment.

MANAGER'S RECOMMENDATION:

Respectfully Request Approval.

_____
Initials

RESOLUTION: NOW THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners that the Sheriff execute a purchase order with Down East Protection Ssytems to purchase a DVR and camera system.

Down East Protection Systems----------$2918.28

Funding Account #: 16-4317-5999 $2918.88

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____
Humphrey _____ Stroud _____ Taylor _____

_____ _____
Paul H. Taylor, Chairman Date

_____ _____
ATTEST Date

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **ITEM NO.:** 14B.

Resolution Approving Purchase Order with Dell: $4,106.88

SUBJECT AREA: Financial

ACTION REQUESTED:

The Board is requested to authorize the Sheriff to execute a purchase order with Dell to purchase a NF500 Quad Core Processor.

HISTORY / BACKGROUND:

The Sheriff's Office utilizes in-car cameras that are computer based. These cameras record images with audio both inside and outside the front of the patrol vehicle. All of the data is downloaded to a database/raid array. This database can be accessed at anytime so that the data (images) can be viewed and transferred to other storage devices such as CD's or DVD's. Recently the dedicated raid array failed and could not be repaired by technicians. The current raid array is out of warranty. As a result of the array's failure all in-car video recordings have been abruptly halted until the array is replaced.

EVALUATION:

The current raid array has the capability to store 3 terra bytes of data. After speaking to Lenoir County's MIS director and technicians from IPT (International Police Technologies) it was determined that the replacement array should be a Dell NF500 Quad Core Xenon E5405 Processor. The State contract price for this device is $4106.88. The Sheriff intends to use Federal Asset Forfeiture funds to purchase the device.

The Sheriff respectfully recommends that the Board of Commissioners approve the request to execute a purchase order with Dell to purchase the processor.

MANAGER'S RECOMMENDATION:

Respectfully Request Approval.

_____
Initials

RESOLUTION: NOW THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners that the Sheriff execute a purchase order with Dell to purchase an NF500 Quad Core Xenon E5405 Processor.

Dell----------$4,106.88

Funding Account #: 15-4316-5999 $4,106.88

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____

Humphrey _____ Stroud _____ Taylor _____

_____ 03/17/08
Paul H. Taylor, Chairman Date

_____ 03/17/08
ATTEST Date

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **ITEM NO.:** 15A.

Resolution Authorizing the Approval of a Fireworks Show at the Kinston Indians Stadium on April 4, May 9, May 26, June 20, July 4, July 18, August 8 and August 22, 2008

SUBJECT AREA: LEGAL

ACTION REQUESTED:

Grant approval for the above dates for a fireworks show to be held for the Kinston Indians.

HISTORY/BACKGROUND:

Commissioners must approve all fireworks shows held within the county. All permits and contracts have been received for show.

EVALUATION:

Paperwork has been reviewed by the Lenoir County Fire Marshal's office and approved by same.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

_____
Initials

RESOLUTION: NOW THEREFORE, BE IT RESOLVED by the Lenoir County Board of Commissioners that: approval be given to the Kinston Indians to hold fireworks shows on the above dates.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____

Humphrey _____ Stroud _____ Taylor _____

_____ 03/17/08
Paul H. Taylor, Jr., Chairman Date

_____ 03/17/08
ATTEST Date

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **ITEM NO.:** 15B.

Resolution Authorizing the Purchase of Two Computers and Four Monitors from CDS for Mapping Hardware NTE: $2,600

SUBJECT AREA: Financial

ACTION REQUESTED:

Authorize the purchase of two- (2) computers with dual cards and four- (4) 19" flat-screen monitors for the Communications Center for mapping purposes, at a cost not to exceed $2,600.00 from budget line 24-4316-5999.

HISTORY/BACKGROUND:

The Lenoir County Emergency Services Department – Communications Division is in the process of upgrading mapping projects hardware in the Communications Center which will allow staff to provide optimum, effective dispatches to all emergency services personnel based on 911 calls for service. The purpose of two- (2) computers with a dual-card will allow two- (2) workstations to operate off the same computer, while utilizing individual (4) 19" monitors at each individual workstations.

EVALUATION:

Upgrading the mapping project hardware in the Communications is necessary to perform the functions of dependable, reliable and efficient location of any and all 911 callers, either wire-line or wire-less caller, as well as providing the most efficient dispatch of the closest unit to the call for service.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

_____
Initials

RESOLUTION: NOW THEREFORE, BE IT RESOLVED by the Lenoir County Board of Commissioners that: the purchase of a new mapping system hardware at a cost not to exceed $2,600.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____

Humphrey _____ Stroud _____ Taylor _____

_____ 03/17/08
Paul H. Taylor, Jr., Chairman Date

_____ _____
ATTEST Date

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **ITEM NO.:** 15C.

Resolution Authorizing the Approval of a Purchase Order for North Carolina Department of Corrections Enterprise Accounting Department: $2,687.45

SUBJECT AREA: Financial

ACTION REQUESTED:

Authorize the approval of a purchase order for NCDOC, Enterprise Accounting Department to fill an existing order for hardware needed for sign placement in the amount of $2,687.45 from budget line 24-4315-3590.

HISTORY/BACKGROUND:

The Lenoir County Emergency Services Department – Communications Division is the responsible department for ordering road signs and all items associated with the maintenance and upkeep of road signs for the County of Lenoir. This includes placing orders for all associated hardware needed for the placement of road signs for new roads, as well as replacing existing hardware that is no longer in place or is damaged beyond repair. The existence of up-to-date road signs is imperative in the assistance of emergency services personnel in locating citizens in need of emergency response.

EVALUATION:

The purchase order for $2,687.45 is necessary to cover hardware that is currently needed in the replacement of new signs or the replacing of existing signs.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

_____
Initials

RESOLUTION: NOW THEREFORE, BE IT RESOLVED by the Lenoir County Board of Commissioners that: approve a purchase order for NCDOC Enterprise Accounting Department to fill an existing order for hardware needed to install/replace road signs at a cost of $2,687.45.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____

Humphrey _____ Stroud _____ Taylor _____

_____ 03/17/08
Paul H. Taylor, Jr., Chairman Date

_____ 03/17/08
ATTEST Date

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **ITEM NO.:** 15D.

Resolution Authorizing the Purchase of a Microsoft SQL Server and License from CDS NTE: $3,315.00

SUBJECT AREA: Financial

ACTION REQUESTED:

Authorize the purchase of a Microsoft SQL Server 2005 Standard Ed – One server and Microsoft SQL Server 2005 – license, at a cost not to exceed $3,315.00 from budget line 24-4315-5999.

HISTORY/BACKGROUND:

The Lenoir County Emergency Services Department – Communications Division is in the process of receiving a scheduled CAD software upgrade from VisionAir. However, VisionAir customer services has advised that the current Microsoft SQL Server, 7.0, is unable to support the Version 3.5 VisionAir software upgrade. In order to be able to support the latest upgrade, which will provide Lenoir County with up-to-date software to allow our CAD to run at an optimum level, we need to purchase Microsoft SQL 2005.

EVALUATION:

The upgrade of the present Microsoft SQL Server 7.0 to Microsoft SQL 2005, is necessary to provide the most current software upgrades to the VisionAir CAD system; thereby, allowing the Communications Division personnel to perform their jobs at the optimum performance level of the system. This product cannot be bid out, due to it being vendor specific.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

_____
Initials

RESOLUTION: NOW THEREFORE, BE IT RESOLVED by the Lenoir County Board of Commissioners that: the purchase of an upgrade to Microsoft SQL 2005 at a cost not to exceed $3,315.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____

Humphrey _____ Stroud _____ Taylor _____

_____ 03/17/08
Paul H. Taylor, Jr., Chairman Date

_____ 03/17/08
ATTEST Date

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **ITEM NO.:** 15E.

Resolution Authorizing the Purchase of Cad EFD and EPD Interace Software from Visionair at a Cost of: $11,940

SUBJECT AREA: Financial

ACTION REQUESTED:

Authorize the purchase of CAD EFD and EPD interface software from VisionAir for five- (5) positions at a cost of $11,940.00 from the "Special Emergency Telephone Fund" budget line.

HISTORY/BACKGROUND:

The Lenoir County Emergency Services Department – Communications Division is currently utilizing a manual system for Emergency Fire Dispatch (EFD) and Emergency Police Dispatch (EPD) calls. We must purchase the CAD EFD and CAD EPD in order to interface with the Priority Dispatch EFD and EPD software. This will enable us to provide better service to the citizens of Lenoir County and provide a better quality assurance program for EFD and EPD compliance.

EVALUATION:

Staff has evaluated both manual and computerized versions of the Priority Dispatch EFD and EPD programs. It has been determined that utilizing the computerized versions will benefit the citizens of Lenoir County for various reasons. The computerized versions allow the Telecommunicator to view a computer screen, asking all pertinent questions while inputting the correct responses. The computer will then assist the Telecommunication in dispatching the call correctly. The greatest benefit of purchasing these software programs is the increased efficiency, as well as the increased compliance with EFD and EPD calls. The monies for this purchase will come from the E911 "Special Emergency Telephone Fund"; therefore, will not impact the general fund.

MANAGER'S RECOMMENDATION:
Respectfully recommend approval.

_____
Initials

RESOLUTION: NOW THEREFORE, BE IT RESOLVED by the Lenoir County Board of Commissioners that: the purchase of CAD EFD and EPD interface module for five- (5) work stations at a cost of $11,940 from the "Special Emergency Telephone Fund" budget line.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____

Humphrey _____ Stroud _____ Taylor _____

_____ 03/17/08
Paul H. Taylor, Jr., Chairman Date

_____ 03/17/08
ATTEST Date

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **ITEM NO.:** 15F.

Resolution Authorizing the Purchase of Priority Dispatch Emergency Fire Dispatch (EFD) and Emergency Police Dispatch (EPD) Dispatching Software and Aqua Quality Management System at a NTE: $53,000

SUBJECT AREA: Financial

ACTION REQUESTED:

Authorize the purchase of Priority Dispatch Emergency Fire Dispatch (EFD) and Emergency Police Dispatch (EPD) Dispatching Software and AQUA Quality Management Software, to include on-site training, at a cost not to exceed $53,000.00 from the "Special Emergency Telephone Fund" budget line.

HISTORY/BACKGROUND:

The Lenoir County Emergency Services Department – Communications Division will begin implementation of the manual Priority Dispatch Emergency Fire Dispatch and Emergency Police Dispatch system. This system will also allow the Communications Division to maintain the highest level of care on all dispatch disciplines that is currently available. The purchase of the EFD and EPD dispatching software and the AQUA quality management software, will allow the Communications Division to be able to service the citizens of Lenoir County in a more timely and accurate manner. The purchase of these two software packages includes the purchase of the software, installation of the software, as well as on-site training for the Communications Division personnel.

EVALUATION:

The upgrade of the present EFD and EPD system is necessary to assist the Communications Division personnel in the performance of their duties as Emergency Fire Dispatchers and Emergency Police Dispatchers. This product cannot be bid out, due to it being vendor specific. Priority Dispatch is the only authorized dealer for this software package.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

_____
Initials

RESOLUTION: NOW THEREFORE, BE IT RESOLVED by the Lenoir County Board of Commissioners that: the purchase of an upgrade to Priority Dispatch Emergency Fire Dispatch (EFD) and Emergency Police Dispatch (EPD) Dispatching Software and AQUA Quality Management Software to approved at a cost not to exceed $53,000.00 from the "Special Emergency Telephone Fund" budget line.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____

Humphrey _____ Stroud _____ Taylor _____

_____ _____
Paul H. Taylor, Jr., Chairman Date

_____ _____
ATTEST Date

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **ITEM NO.:** 16

Resolution Approving the Lenoir County Adoption Confidential Intermediary Fees for Services

SUBJECT AREA: Administrative

ACTION REQUESTED:

The Board is requested to approve the Lenoir County Adoption Confidential Intermediary Fees set for Services administered by the Lenoir County Department of Social Services.

HISTORY/BACKGROUND:

A change in the law, effective January 1, 2008, allows for licensed child-placing agencies to act as confidential intermediaries between adult adoptees, adult lineal descendants of a deceased adoptee, parents of adoptees under the age of 21, and biological parents. The Lenoir County Board of Social Services adopted an Adoption Confidential Intermediary Policy specifically for Lenoir County DSS at its December board meeting and that policy was amended at the January meeting to include policy for the 200% of poverty indigent population. This policy outlines the expected services, including:

- Provide initial consultation regarding Lenoir County's policy in addressing the law regarding this service;
- Conduct an in-house record review and a search for the person including, but not limited to, an Internet based search;
- Initiate contact with any person found in an attempt to obtain current non-identifying health and background information; and/or
- Ascertain that person's willingness to share identifying information or have contact with the applicant.
- Provide the intermediary services needed to ensure all parties are addressing the psycho-social issues in a healthy and productive manner.

The Confidential Intermediary (Lenoir County DSS) will provide counseling services or referral to appropriate counseling services for the original client if needed or requested by any party. The North Carolina General Statue states that the fees to be charged are based upon a plan recommended by the county director of social services and subject to the approval of the local board of social services and the board of county commissioners. In no event is the fee charged to exceed the cost to the board of social services. If counseling services are provided by the Confidential Intermediary, they will be provided by written agreement on a fee scale agreed upon by the agency and the individual receiving the services. An initial deposit of $250 is requested to be applied to the actual costs of services. The hourly rate of services can fluctuate monthly depending upon the agency's cost of the Confidential Intermediary in a particular month. However, the cost should not exceed $75 per hour.

EVALUATION:

This law became effective January 1, 2008 and was ratified by the General Assembly on July 12, 2007.

MANAGER'S RECOMMENDATION:

Manager respectfully requests approval.

_____
INITIALS

RESOLUTION: NOW, THEREFORE BE IT RESOLVED that the Lenoir County Board of Commissioners approves the Lenoir County Adoption Intermediary Fees for Services ($250 initial deposit to be applied to the actual costs of services not to exceed $75 per hour) provided by the Lenoir County Department of Social Services.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____

Humphrey _____ Stroud _____ Taylor _____

_____ 03/17/08
Paul H. Taylor, Jr., Chairman Date

_____ 03/17/08
ATTEST Date

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **ITEM NO.:** 17A.

Resolution Authorizing Lenoir Health Department to Execute Purchase Orders to Glaxo Smith Kline Pharmaceuticals ($6000) and Theracom Pharmaceuticals ($4000)

SUBJECT: Financial

ACTION REQUESTED:

The Board is asked to grant permission to Lenoir Co. Health Department to execute purchase orders to Glaxo Smith Kline Pharmaceuticals and Theracom Pharmaceuticals for the purpose of purchasing hepatitis vaccine and family planning contraceptives/medications.

Expenditure:

Adult Health Program – Medical Supplies
10-5150-2390 $ 10,000.

HISTORY/BACKGROUND:

The requested utilization of funds is based on projected expenditures for hepatitis vaccine and contraceptives/medications required in the Family Planning Program.

EVALUATION:

This action is necessary to provide sufficient accounting of expenditures to comply with applicable laws.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

_____
INITIALS

RESOLUTION; NOW, THEREFORE, BE IT RESOLVED by the Lenoir County Board of Commissioners to authorize purchase orders to Glaxo Smith Kline Pharmaceuticals ($6,000) and to Theracom Pharmaceuticals ($4000).

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____

Humphrey _____ Stroud _____ Taylor _____

_____ 03/17/08
Paul H. Taylor, Jr., Chairman Date

_____ 03/17/08
ATTEST Date

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **ITEM NO.:** 17B.

Resolution Authorizing Lenoir County Health Department to Execute a Purchase Order Contract to Vic Bailey Ford, Inc.: $14,148

SUBJECT: Financial

ACTION REQUESTED:

The Board is asked to grant permission to Lenoir County Health Department to utilize state funding to purchase a 2008 Ford F150 Regular Cab Pickup Truck to replace the vehicle presently being used in the Animal Control Program.

Expenditure:

Animal Control Program –Capital Outlay Vehicle
10-5182-5100 *$14,148 (State Funding)
(*State Contract Pricing)

HISTORY/BACKGROUND:

Vehicle to be replaced is 2000 model. Has in excess of 183,000 miles. Vehicle has had frequent and costly repairs. Averaging 25,000 miles per year. New vehicle will have 36,000 mile warranty.

EVALUATION:

This action is necessary to provide sufficient accounting of expenditures and to comply with applicable laws. This action is requested to provide the Animal Control Staff with a reliable vehicle.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

_____
INITIALS

RESOLUTION: NOW, THEREFORE, BE IT RESOLVED by the Lenoir County Board of Commissioners to authorize a purchase order to Vic Bailey Ford, Inc. to purchase a 2008 Ford F150 Regular Cab Pickup Truck to be utilized by the Animal Control Program.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____

Humphrey _____ Stroud _____ Taylor _____

_____ 03/17/08
Paul H. Taylor, Jr., Chairman Date

_____ 03/17/08
ATTEST Date

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 3/17/08 **ITEM NO.** 18

Resolution Approving Acceptance and Execution of Contract for Independent Audit Services per Proposal dated February 20, 2008: Fiscal Year 2007-2008: $38,700

SUBJECT AREA: Financial

ACTION REQUESTED:

The Board is requested to authorize the acceptance of a proposal from Pittard Perry & Crone, Inc. of LaGrange, N. C. and also authorize the Finance Officer and the Chairman of the Board of Commissioners to execute the contract for Fiscal Year 2007-2008 in the amount of $38,700.

HISTORY/BACKGROUND:

On March 17, 2003, the Board accepted a proposal from the certified public accounting firm of Pittard, Perry, & Crone, Inc. of LaGrange, N.C., to conduct the annual financial audit of Lenoir County for Fiscal Year 02-03 at a cost of $33,500; Fiscal Year 03-04 at a cost of $34,500; and Fiscal Year 04-05 at a cost of $35,500. Pittard, Perry, and Crone's proposal represented the lowest cost to the County of all proposals submitted. The County contracted with Pittard, Perry, & Crone, Inc., again to conduct the Fiscal Year 05-06 audit at a cost of $36,600 and again to conduct the Fiscal Year 06-07 audit at a cost of $37,600. A new contract must be executed each year and submitted to the Local Government Commission for their approval. Pittard, Perry, & Crone, Inc., has agreed to prepare the annual audit for Fiscal Year 07-08 with a cost of living increase of 2.9%.

Pittard, Perry, & Crone, Inc. has been the County's auditor for over 14 years and is well qualified to conduct the County's audit in compliance with all governmental accounting standards.

EVALUATION:

The Board is reminded that it is mandatory that this independent audit be undertaken. The auditor works at the behest of the Board, not the County Administration. This proposal involves a one-year contract with a cost of living increase of 2.9% over the prior year's contract.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

_____
Initials

RESOLUTION: NOW THEREFORE BE IT RESOLVED that the Board authorizes acceptance of the proposal for audit services dated February 20, 2008, from Pittard Perry & Crone, Inc. of LaGrange, N.C., and authorizes the Finance Officer and the Chairman of the Board to execute a contract for preparation of the annual audit for Fiscal Year 2007-2008 for a lump sum amount of $38,700.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____

Humphrey _____ Stroud _____ Taylor _____

_____ 03/17/08
Paul H. Taylor, Jr., Chairman Date

_____ 03/17/08
ATTEST Date

LGC-205 (Rev. 1/1/2007)
File in Triplicate.

CONTRACT TO AUDIT ACCOUNTS

of Lenoir County, North Carolina
Governmental Unit

On this 20th day of February, 2007, Pittard Perry & Crone, Inc.
Auditor

P.O. Box 605, La Grange, North Carolina 28551
Mailing Address

, hereinafter referred to as

the Auditor, and Board of Commissioners of Lenoir County, North Carolina, hereinafter referred
Governing Board Governmental Unit
to as the Governmental Unit, agree as follows:

1. The Auditor shall audit all statements and disclosures required by generally accepted accounting principles and additional required legal statements and disclosures of all funds and/or divisions of the Governmental Unit for the period beginning July 1, 2007, and ending June 30, 2008. The non-major combining, and individual fund statements and schedules shall be subjected to the auditing procedures applied in the audit of the basic financial statements and an opinion will be rendered in relation to (as applicable) the governmental activities, the business-type activities, the aggregate discretely presented component units, each major governmental and enterprise fund, and the aggregate remaining fund information (nonmajor government and enterprise funds, the internal service fund type, and the fiduciary fund types).

2. At a minimum, the Auditor shall conduct his/her audit and render his/her report in accordance with generally accepted auditing standards. The Auditor shall perform the audit in accordance with Government Auditing Standards if required by the State Single Audit Implementation Act, as codified in G.S. 159-34. If required by OMB Circular A-133 and the State Single Audit Implementation Act, the auditor shall perform a Single Audit.

3. *This contract contemplates an unqualified opinion being rendered.* If financial statements are not prepared in accordance with generally accepted accounting principles (GAAP), or the statements fail to include all disclosures required by GAAP, explain that departure from GAAP in the space below:

4. *This contract contemplates an unqualified opinion being rendered.* The audit shall include such tests of the accounting records and such other auditing procedures as are considered by the Auditor to be necessary in the circumstances. *Any limitations or restrictions in scope which would lead to a qualification should be fully explained in an attachment to this contract.* The audit will have no scope limitations except:

5. If this audit engagement is subject to the standards for audit as defined in Government Auditing Standards, issued by the Comptroller General of the United States, then the Auditor warrants by accepting this engagement that he has met the requirements for a peer review and continuing education as specified in Government Auditing Standards. The Auditor agrees to provide a copy of their most recent peer review report to the Governmental Unit and the Secretary of the Local Government Commission prior to the execution of the audit contract. (See Item 20.)

6. It is agreed that time is of the essence in this contract. All audits are to be performed and the report of audit submitted by

   October 31, 2008.

7. It is agreed that generally accepted auditing standards include a review of the Governmental Unit's system of internal control and accounting as same relates to accountability of funds and adherence to budget and law requirements applicable thereto; that the Auditor will make a written report, which may or may not be a part of the written report of audit, to the Governing Board setting forth his findings, together with his recommendations for improvement. That written report must include all matters defined as "significant deficiencies and material weaknesses" in AU 325 of the AICPA Professional Standards. The Auditor shall file a copy of that report with the Secretary of the Local Government Commission.

8. All local government and public authority contracts for annual or special audits, bookkeeping or other assistance necessary to prepare the Unit's records for audit, financial statement preparation, any finance-related investigations, or any other audit-related work in the State of North Carolina require the approval of the Secretary of the Local Government Commission. Invoices for services rendered under these contracts shall not be paid by the Governmental Unit until the invoice has been approved by the Secretary of the Local Government Commission. (This also includes any progress billings.) [G.S. 159-34 and 115C-447] All invoices should be submitted in triplicate to the Secretary of the Local Government Commission. The original and one copy will be returned to the Auditor. Approval is not required on contracts and invoices for system improvements and similar services of a non-auditing nature.

9. In consideration of the satisfactory performance of the provisions of this agreement, the Governmental Unit shall pay to the Auditor, upon approval by the Secretary of the Local Government Commission, the following fee which includes any cost the Auditor may incur from work paper or peer reviews or any other quality assurance program required by third parties (Federal and State grantor and oversight agencies or other organizations) as required under the Federal and State Single Audit Acts:

   Year-end bookkeeping assistance – [*For audits subject to Government Auditing Standards, this is limited to bookkeeping services permitted by revised Independence Standards*] N/A

   Audit - $34,700

   Preparation of the financial statements - $4,000

10. After completing his audit, the Auditor shall submit to the Governing Board a written report of audit. This report shall include, at least, Management's Discussion and Analysis, the financial statements of the governmental unit and all of its component units and notes thereto prepared in accordance with generally accepted accounting principles, combining and supplementary information requested by the client or required for full disclosure under the law, and the Auditor's opinion on the material presented. The Auditor shall furnish the required number of copies of the report of audit to the Governing Board as soon as practical after the close of the accounting period.

11. The Auditor shall file with the Local Government Commission two copies of the report of audit, including one copy of the federal Data Collection Form, if a federal single audit is conducted. In addition, if the North Carolina Office of the State Auditor designates certain programs to be audited as major programs, a one page turnaround document and a representation letter addressed to the State Auditor shall be submitted to the Local Government Commission. Two copies of the report of audit should be submitted if the audit is performed only under the provisions of the State Single Audit Implementation Act or a financial audit is required to be performed in accordance with Government Auditing Standards. Three copies of the audit should be submitted for Councils of Governments. Two copies of the audit should be submitted for tax levying Municipalities. Otherwise, one copy shall be submitted. Copies of the report shall be filed with the Local Government Commission when (or prior to) submitting the invoice for the services rendered. All copies of the report submitted must be bound. The report of audit, as filed with the Secretary of the Local Government Commission, becomes a matter of public record for inspection and review in the offices of the Secretary by any interested parties. Any subsequent revisions to these reports must be sent to the Secretary of the Local Government Commission. These audited financial statements are used in the preparation of Official Statements for debt offerings (the auditors' opinion is not included), by municipal bond rating services, to fulfill secondary market disclosure requirements of the Securities and Exchange Commission, and other lawful purposes of the government, without subsequent consent of the auditor.

12. Should circumstances disclosed by the audit call for a more detailed investigation by the Auditor than necessary under ordinary circumstances, the Auditor shall inform the Governing Board in writing of the need for such additional investigation and the additional compensation required therefore. Upon approval by the Secretary of the Local Government Commission, this agreement may be varied or changed to include the increased time and/or compensation as may be agreed upon by the Governing Board and the Auditor.

13. If an approved contract needs to be varied or changed for any reason, the change must be reduced to writing, signed by both parties, preaudited if necessary, and submitted to the Secretary of the Local Government Commission for approval. No change shall be effective unless approved by the Secretary of the Local Government Commission, the Governing Board, and the Auditor.

14. Whenever the Auditor uses an engagement letter with the client, Item 15 may be completed by referencing the engagement letter and attaching a copy of the engagement letter to the contract to incorporate the engagement letter into the contract. In case of conflict between the terms of the engagement letter and the terms of this contract, the terms of this contract will control. Engagement letter terms are deemed to be void unless the conflicting terms of this contract are specifically deleted in Item 21 of this contract. Engagement letters containing indemnification clauses will not be approved by the Local Government Commission.

15. There are no special provisions except:

16. A separate contract should not be made for each division to be audited or report to be submitted. A separate contract must be executed for each component unit which is a local government and for which a separate audit report is issued.

17. The contract should be executed and submitted in triplicate to the Secretary of the Local Government Commission. The mailing address is 325 North Salisbury Street, Raleigh, North Carolina 27603-1385. The physical address is 4505 Fair Meadow Lane, Suite 102, Raleigh, North Carolina 27607-6449.

18. Upon approval, the original contract will be returned to the Governmental Unit, a copy will be forwarded to the Auditor, and a copy retained by the Secretary of the Local Government Commission. The audit should not be started before the contract is approved.

19. There are no other agreements between the parties hereto and no other agreements relative hereto that shall be enforceable unless entered into in accordance with the procedure set out herein and approved by the Secretary of the Local Government Commission.

20. If this audit engagement is not subject to Government Auditing Standards, then Item 5 shall be listed as a deleted provision in Item 21. An explanation must be given for deleting this provision.

21. All of the above paragraphs are understood and shall apply to this agreement, except the following numbered paragraphs shall be deleted: (See Item 14.)

Firm Pittard Perry & Crone, Inc.

By C. Dean Horne, CPA, CVA
(Please type or print name)

C. Dean Horne, CPA
(Signature of authorized audit firm representative)

Date 2/21/08

By Paul H. Taylor, Jr.
(Please type or print name and title)

(Signature of Mayor or Chairperson of governing board)

Date 3-17-08

By
(Chairperson of Audit Committee (Please type or print name)

(Signature of Audit Committee Chairperson)

Date
(If unit does not have an audit committee, this section should be marked "N/A.")

Approved by the Secretary of the Local Government Commission as provided in Article 3, Chapter 159 of the General Statutes or Article 31, Part 3, Chapter 115C of the General Statutes.

For the Secretary, Local Government Commission

(Signature)

Date

This instrument has been preaudited in the manner required by The Local Government Budget and Fiscal Control Act or by the School Budget and Fiscal Control Act.

Tommy Hollowell
Governmental Unit Finance Officer (Please type or print name)

Tommy Hollowell
(Signature)

Date 3-17-08
(Preaudit Certificate must be dated.)

INTRODUCED BY: Michael Jarman, County Manager **DATE:** 03/17/08 **ITEM NO.** 19

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
East Pointe Human Services **2nd Appearance**	Emily H. Moore (Appointment)	June 2010
Lenoir Memorial Hospital Board of Directors **2nd Appearance**	Ralph Lee Cox (Primary) Michel G. Haddad (Alternate)	January 2012
Lenoir Memorial Hospital Board of Directors **1st Appearance**	J. Clark Johnson, Jr. (Primary) W. Loren Edwards (Alternate)	January 2012

CURRENT VACANCIES:

Lenoir County Economic Development Board – At-Large Member
Lenoir County Health Board – Four (4) Vacancies; (1) Veterinarian, (1) Optometrist, (2) Public Members
Grifton Planning Board – One (1) Vacancy
JCPC – One (1) Vacancy; 1-Juvenile Attorney
Lenoir County Planning Board – District 1 & 3
CJPP – Four (4) Vacancies
Kinston Board of Adjustment – Two (2) ETJ Members; (1) Primary – (1) Alternate

MANAGER'S RECOMMENDATION:

_____
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**
East Pointe Human Services **2nd Appearance**	Emily H. Moore (Appointment)	June 2010
Lenoir Memorial Hospital Board of Directors **2nd Appearance**	Ralph Lee Cox (Primary) Michel G. Haddad (Alternate)	January 2012
Lenoir Memorial Hospital Board of Directors **1st Appearance**	J. Clark Johnson, Jr. (Primary) W. Loren Edwards (Alternate)	January 2012

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Davis _____ Graham _____ Harper _____

Humphrey _____ Stroud _____ Taylor _____

_____ 03/17/08
Chairman Date

_____ 03/17/08
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:
East Pointe Human Services

(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: Emily H. Moore
Address: 3505 Lakeview Trail
City/State/Zip: Kinston N.C. 28504
Telephone: (Home) 252-522-2391 (~~Work~~)
Occupation: Disability Advocate and Volunteer
Business Address: —
Age: (Optional): —
Number hours available per month for this position: What ever is needed!
Training: 31 year work as advocate for MHDDSAS
Business and Civic Experience/Skills: United Way, Arts Council, Chamber of Commerce
Other County Boards/Committees/Commissions presently serving on: N.C. Commission MHDDSAS Human Rights Committee - Cherry Hospital, Kinston Housing Authority
Expiration date of Term: _____

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 (Army Reserve Center, Airport)
Woodington (Woodington Middle School)

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.

Emily H. Moore
Signature of Applicant

2-5-08
Date

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, which expired January, 2008. Dr. Cox is now eligible to serve two full four-year terms. 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.

MICHEL G. HADDAD, MD

Michel G. Haddad, MD was born in Lebanon in 1962. He and his wife, Audra, reside at 2298 Autumn Drive in Kinston. They have four children.

Dr. Haddad received a bachelor's degree in Zoology from N.C. State University, a master's degree in Pathology from The University of North Carolina at Chapel Hill, and a medical degree from The Bowman Gray School of Medicine. He completed his residency at East Carolina University School of Medicine and served as chief resident from May of 1992 until June of 1993.

Dr. Haddad has been a practicing physician with Pathology Associates of Kinston, PA (formerly Kinston Pathologists, PA) since February of 1994. He is board certified in Anatomic and Clinical Pathology with the American Board of Pathology, and is a member of the American Society of Clinical Pathologists and the North Carolina Medical Society. Dr. Haddad is an active member of the Lenoir-Greene County Medical Society where he has served as President, Vice President and Secretary.

Dr. Haddad currently serves Lenoir Memorial Hospital as Medical Laboratory Director and Chairman of the Department of Pathology.

J. CLARK JOHNSON, JR., D.D.S.

Dr. J. Clark Johnson, Jr. was born and raised in Raleigh, North Carolina. He attended Wake County schools and graduated from Broughton High School.

As a young man, Dr. Johnson was active in the Boy Scouts. He was an Eagle Scout and was also awarded the Order of the Arrow.

Dr. Johnson graduated from North Carolina State University with a degree in chemical engineering. Following graduation, he had a six year career in chemical sales in South Carolina.

Dr. Johnson obtained his D.D.S. degree from UNC Dental School, and currently practices dentistry with Dr. Caroline Hill Perry at Johnson Perry Family Dentistry in Kinston. He is a member of the Lenoir County Dental Association.

Dr. Johnson has made several humanitarian trips to Honduras and Nicaragua. He is an active member of Grace Fellowship Church, where he teaches second and third grade Sunday school and participates in their high school mentoring program. He is also a member of the Kinston Rotary Club.

He and his wife, Shannon, have three children and reside at 1214 Sweetbriar Circle in Kinston.

W. LOREN EDWARDS

W. Loren Edwards was born at Lenoir Memorial Hospital in 1958 and was raised and educated in Lenoir County. He and his wife, Beth Kennedy Edwards, reside at 1803 Cambridge Drive in Kinston.

Mr. Edwards is a graduate of Arendell Parrott Academy and the University of North Carolina at Chapel Hill.

Mr. Edwards is Chief Operating Officer of Affordable Dentures Dental Laboratories, Inc. here in Kinston.

Mr. Edwards is active in community activities, which includes Kinston Youth Baseball and the Lenoir Committee of 100.

Mr. Edwards is a member of Westminster United Methodist Church, where he serves on the Finance and Pastor-Staff Relations Committees and is chairman of the Stewardship Committee.