

**LENOIR COUNTY BOARD OF COMMISSIONERS REGULAR MEETING: AGENDA  
 MONDAY, MAY 4, 2009 – TIME: 9:00 A.M.  
 COMMISSIONERS' MEETING ROOM, LENOIR COUNTY COURTHOUSE  
 130 S. QUEEN ST., KINSTON, N.C.**

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

**PUBLIC COMMENTS: 10 Min.**

**PUBLIC INFORMATION: Mr. Joey Huff, Lenoir County Health Director: H1 N1 Update 10 Min.**

1. **Items from Chairman/Commissioners: 5 Min.** Board  
 Resolution Supporting Local Control of Local ABC Boards and Opposing Forced Mergers of Local ABC Boards
2. **Items from County Manager: 5 Min.** Jarman

**CONSENT AGENDA: 10 Min. ACTION**

3. Approval of Minutes: Regular Board Meeting: April 20, 2009 Aytch/Jarman
4. Resolution Approving the Releases and Refunds to the Individuals Listed Herein Parrish/Martin
5. Budget Ordinance Amendment: Federally Seized Property Fund: Sheriff-Federally Seized Property: \$3,000: Increase Smith/Martin

**END OF CONSENT AGENDA**

**BUDGET ORDINANCE AMENDMENTS/RESOLUTIONS: 50 Min.**

6. Budget Ordinance Amendment: Employee Insurance Fund: Employee Insurance: \$300,000: Increase Jarman/Martin
7. Resolution in Support of Dopaco to Expand its Manufacturing Facility in Kinston-Lenoir County, North Carolina Pope/Martin
8. Resolution Declaring Property as Surplus and Authorizing the Sale of the Surplus Property by Auction Wiggins/Martin
9. Resolution Authorizing the Health Department to Execute a Purchase Order Contract to Gately Communication Co. NTE: \$5,007 Huff/Martin
10. Resolution Authorizing Maintenance Contract for Priority Dispatch to Include Software/Cardsets for EMD, EPD & EFD and ProQA: NTE: \$9,195 Dail/Martin
11. Resolution Approving the Purchase of Four In-Car Computers and Four Portable Printers from CDS: NTE: \$12,200 Dail/Martin

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| 12. | Resolution Authorizing the Issuance of a Blanket Purchase Order for Squires Auto Generator & Starter Service, Inc. for \$15,000: FY 2008-2009: Vehicle Maintenance Repairs        | Powell/Martin |
| 13. | <b>A.</b> Resolution Appropriating \$43,797 in American Recovery and Reinvestment Act (ARRA) Funds<br><b>B.</b> Budget Ordinance Amendment: General Fund: DSS: \$43,797: Increase | Jones/Martin  |

**APPOINTMENTS: 5 Min.**

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| 14. | Resolution Approving Citizens to Boards, Commissions, Etc. <b>5 Min.</b> | Aytch |
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**OTHER ITEMS: 10 Min.**

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| 15. | <b>Items from County Manager / County Attorney / Commissioners / Closed Session (if necessary)</b> |  |
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**RECESS AND RECONVENE AT 1:00 P.M.**

**PUBLIC HEARING: 10 Min.**

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| 1. | Public Hearing on the Proposed American Recovery and Reinvestment Act (ARRA) Application   | Powell/Board |
| 2. | Resolution Approving the American Recovery and Reinvestment Act (ARRA) of 2009 Application for FY 2009-2011: Replacement Vehicles \$120,6000, Expansion Vehicles \$135,900, Associated Capital \$110,172, Advanced Technology \$15,000 and Preventive Maintenance \$182,800: Total \$564,472 | Powell/Board |

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A Resolution Supporting Local Control of Local ABC Boards and  
Opposing Forced Mergers of Local ABC Board

**WHEREAS**, the citizens of Lenoir County voted to permit the sale of spirituous liquor through the establishment of the Lenoir County ABC Board, which is a part of the North Carolina's state control system and;

**WHEREAS**, SB 839/HB 768 – "*Modernization of the ABC System*" would require all ABC Boards in a county to merge, allow the state ABC Commission to merge county-wide boards into regional boards, require the ABC Commission to develop performance standards, allow the ABC Commission to close or merge ABC Boards, close ABC stores with low profitability, contract directly with agency stores for the sale of spirits where ABC stores are authorized but not in operation, and require an ABC Board to contract with an agency store and;

**WHEREAS**, it is a local decision to establish and operate an ABC store, and any decision to merge an ABC Board should be made by the local government based on local circumstances, and not by the state and;

**WHEREAS**, a local government balances control, profits and availability of spirits in operating ABC stores and;

**WHEREAS**, the decision by a local government to operate with low profit margin does not reduce the amount of liquor excise tax received by the state, so the state does not have a financial interest in the profitability of ABC stores and;

**WHEREAS**, an "agency store" is a private retail seller, and the citizen of Lenoir County, when voting to permit the operating of ABC stores, did not vote to allow liquor to be sold in such private off-premise retail establishments and;

**WHEREAS**, sales of liquor may not be well-regulated in agency stores, thereby potentially creating law enforcement and other problems, Lenoir County desires to retain North Carolina's control system over the sales of spirits and to continue to make spirits available to its citizens only through its ABC stores.

**NOW THEREFORE, BE IT RESOLVED BY THE** Lenoir County Board of Commissioners, that the establishment and operation of the Lenoir County ABC stores through the control system should be a local decision and that the Board opposes any state mandate to merge ABC Boards, mandate the merger or closing of ABC stores and opposes the establishment of agency stores.

Adopted this May 4, 2009.

**LENOIR COUNTY BOARD OF COMMISSIONERS**

\_\_\_\_\_  
George W. Graham, Jr., Chairman

\_\_\_\_\_  
Lashanda Aytch, Clerk

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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SENATE BILL 839\*

Short Title: Modernization of the ABC System.

(Public)

Sponsors: Senators Albertson, Clodfelter and Hartsell.

Referred to: Commerce.

March 25, 2009

A BILL TO BE ENTITLED

AN ACT TO MODERNIZE THE NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL SYSTEM, AS RECOMMENDED BY THE JOINT LEGISLATIVE PROGRAM EVALUATION OVERSIGHT COMMITTEE.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 18B-203(a) is amended by adding a new subdivision to read:

"§ 18B-203. Powers and duties of the Commission.

(a) Powers. – The Commission shall have authority to:

...

(20) Establish performance standards for local ABC boards. Performance standards established pursuant to this subdivision shall include, but not be limited to, standards that address store appearance, operating efficiency, profitability, and customer service."

**SECTION 2.** G.S. 18B-208 is amended by adding a new subsection to read:

"(c) Technical Assistance and Financial Incentive Loans. – A special fund in the Department of the State Treasurer, the Technical Assistance and Financial Assistance Fund, is created. Funds may be transferred from the ABC Commission Fund to the Technical Assistance and Financial Assistance Fund to provide needed revenue to carry out the provisions of this subsection. If additional revenue is needed for the Technical Assistance and Financial Assistance Fund, the ABC Commission is authorized to levy an additional bailment surcharge amount not to exceed ten cents (10¢) per case, which shall be deposited in the Technical Assistance and Financial Assistance Fund for the purpose of carrying out the provisions of this subsection.

The ABC Commission Fund shall be subject to the provisions of the State Budget Act except that no unexpended surplus of this fund shall revert to the General Fund. The Commission shall fix the level of the bailment surcharges at an amount calculated to generate a maximum of two million dollars (\$2,000,000) for the Technical Assistance and Financial Assistance Fund. Once the Fund has reached the two million dollar (\$2,000,000) maximum, the Commission shall reduce the bailment surcharge to an amount no greater than necessary to maintain the balance in the Technical Assistance and Financial Assistance Fund as authorized by the General Assembly.

All moneys credited to the Technical Assistance and Financial Assistance Fund shall be used by the North Carolina ABC Commission to issue no-interest loans to local ABC boards, upon application and approval of the full Commission, for technical assistance and financial incentives that will result in increased efficiencies in store operation and improved customer service."

**SECTION 3.** G.S. 18B-301(b) reads as rewritten:



1       "(b) Possession on Other Property. – It shall be lawful, without an ABC permit, for a  
2 person to possess for his personal use and the use of his guests not more than ~~eight-40~~ liters of  
3 fortified wine or spirituous liquor, or ~~eight-40~~ liters of the two combined, at the following  
4 places:

- 5           (1) The residence of any other person with that person's consent;
- 6           (2) Any other property not primarily used for commercial purposes and not open  
7 to the public at the time the alcoholic beverage is possessed, if the owner or  
8 other person in charge of the property consents to that possession and  
9 consumption;
- 10          (3) An establishment with a brown-bagging permit as defined in  
11 G.S. 18B-1001(7)."

12       **SECTION 4.** G.S. 18B-303(a) reads as rewritten:

13       "(a) Purchases Allowed. – Without a permit, a person may purchase at one time:

- 14           (1) Not more than 80 liters of malt beverages, except draft malt beverages in  
15 kegs for off-premises consumption. For purchase of a keg or kegs of malt  
16 beverages for off-premises consumption, the permit required by  
17 G.S. 18B-403.1(a) must first be obtained;
- 18           (2) Any amount of draft malt beverages by a permittee in kegs for on-premise  
19 consumption;
- 20           (3) Not more than ~~50-100~~ liters of unfortified wine;
- 21           (4) Not more than ~~eight-40~~ liters of either fortified wine or spirituous liquor, or  
22 eight liters of the two combined."

23       **SECTION 5.** G.S. 18B-304 reads as rewritten:

24       "**§ 18B-304. Sale and possession for sale.**

25       (a) Offense. – It shall be unlawful for any person to sell any alcoholic beverage, or  
26 possess any alcoholic beverage for sale, without first obtaining the applicable ABC permit and  
27 revenue licenses.

28       (b) Prima Facie Evidence. – Possession of the following amounts of alcoholic  
29 beverages, without a permit authorizing that possession, shall be prima facie evidence that the  
30 possessor is possessing those alcoholic beverages for sale:

- 31           (1) More than 80 liters of malt beverages, other than draft malt beverages in  
32 kegs;
- 33           (2) More than ~~eight-40~~ liters of spirituous liquor; or
- 34           (3) Any amount of nontaxpaid alcoholic beverages."

35       **SECTION 6.** G.S. 18B-403 is repealed.

36       **SECTION 7.** G.S. 18B-600(d) reads as rewritten:

37       "(d) City ABC Store Elections. – A city may hold an ABC store election only if:

- 38           (1) The city has at least ~~500-5,000~~ registered voters; and
- 39           (2) The county in which the city is located does not operate ABC stores."

40       **SECTION 8.** G.S. 18B-600(e) reads as rewritten:

41       "(e) City Mixed Beverage Elections. – A city may hold a mixed beverage election ~~only~~  
42 ~~if:if~~ if the city has at least 500 registered voters.

- 43           ~~(1) The city has at least 500 registered voters; and~~
- 44           ~~(2) Either:~~
  - 45           a. ~~The city already operates a city ABC store; or~~
  - 46           b. ~~A city ABC store election is to be held at the same time as the mixed~~  
47 ~~beverage election; or~~
  - 48           c. ~~The city does not operate a city ABC store but:~~
    - 49           1. ~~The county operates an ABC store;~~
    - 50           2. ~~The county has already held a mixed beverage election; and~~

3. ~~The vote in the last county election was against the sale of mixed beverages."~~

**SECTION 9.** G.S. 18B-700 is amended by adding a new subsection to read:

"(a) Mission. – The mission of ABC boards and their employees shall be to responsibly serve their localities by controlling the sale of spirituous liquor in customer-friendly, modern, and efficient stores in order to optimize revenue distributions."

**SECTION 10.** G.S. 18B-700(g) reads as rewritten:

"(g) Salary. – A local board member may be compensated as determined by the appointing authority. No local board member may be compensated for service if the profit margin for the local board falls below five percent (5%) based on information in the annual audit."

**SECTION 11.** G.S. 18B-701 reads as rewritten:

**"§ 18B-701. Powers and duties of local ABC boards.**

(a) Powers. – A local board shall have authority to:

- (1) Buy, sell, transport, and possess alcoholic beverages as necessary for the operation of its ABC stores;
- (2) Adopt rules for its ABC system, subject to the approval of the Commission;
- (3) Hire and fire employees for the ABC system;
- (4) Designate one employee as manager of the ABC system and determine his responsibilities;
- (5) Require bonds of employees as provided in the rules of the Commission;
- (6) Operate ABC stores as provided in Article 8;
- ~~(7) Issue purchase transportation permits as provided in Article 4;~~
- (8) Employ local ABC officers or make other provision for enforcement of ABC laws as provided in Article 5;
- (9) Borrow money as provided in G.S. 18B-702;
- (10) Buy and lease real and personal property, and receive property bequeathed or given, as necessary for the operation of the ABC system;
- (11) Invest surplus funds as provided in G.S. 18B-702;
- (12) Dispose of property in the same manner as a city council may under Article 12 of Chapter 160A of the General Statutes; and
- (13) Perform any other activity authorized or required by the ABC law.

(b) Duties. – A local board shall have the duty to comply with all directives of the Commission and meet all standards for performance established by the Commission pursuant to G.S. 18B-203(a)(20)."

**SECTION 12.** Chapter 18B of the General Statutes is amended by adding a new section to read:

**"§ 18B-704. Number of local boards; mergers required.**

(a) Number of Local Boards. – There shall be no more than one local ABC board per county. In any county where more than one local ABC board exists, the governing bodies of any city or county having a local board shall meet and develop a plan to consolidate all assets and operations of each board into a merged system as provided for in G.S. 18B-703. Any new board authorized by statute or lawful election after July 1, 2011, shall join an existing local or regional board.

(b) Mergers Required. – If after July 1, 2011, any county still has more than one board in existence, the Commission shall develop a plan pursuant to G.S. 18B-703 merging all assets and operations of each local board into one local board. If the plan is not accepted by the affected governing bodies, the Commission shall merge the local boards.

(c) Regional Boards. – As used in the section, a regional board is an ABC board that crosses county lines. If the Commission determines that the merger of two or more local boards into a regional local ABC board would best serve the needs of the public, increase profitability,

1 enhance revenue distributions to the affected local governments, and streamline the operation  
2 and oversight of the State's ABC System, then the Commission shall merge the boards pursuant  
3 to G.S. 18B-703.

4 (d) Local Acts or Modifications. – Any local act or modification regarding the  
5 establishment and operation of a local ABC board is repealed effective July 1, 2011. On and  
6 after July 1, 2011, every local board shall be subject to the provisions of this Chapter. Any and  
7 all mergers that have been approved by the Commission shall be governed by the provisions of  
8 the merger agreement established pursuant to G.S. 18B-703.

9 (e) Prior Mergers. – This section shall not affect a merger that created a regional board  
10 and was approved by the Commission prior to July 1, 2009."

11 **SECTION 13.** Chapter 18B of the General Statutes is amended by adding a new  
12 section to read:

13 **"§ 18B-705. Compliance with performance standards; remedies.**

14 (a) Local Board Compliance. – The Commission shall ensure that all local boards  
15 comply with performance standards established pursuant to G.S. 18B-203(a)(20) by conducting  
16 regular or special audits, conducting performance evaluations, or taking other measures which  
17 may include inspections by Commission auditors and alcohol law enforcement agents.

18 (b) Performance Improvement Plans. – The Commission, upon determining that a local  
19 board is failing to meet performance standards established pursuant to G.S. 18B-203(a)(20),  
20 shall meet with the chair of the local board, issue a statement of findings, and deliver a  
21 performance improvement plan. The performance improvement plan shall include, but not be  
22 limited to, recommendations for improved performance based on the performance standards  
23 established by the Commission. The plan shall also state a period of time in which the  
24 performance improvements are to occur and what action will be taken by the Commission if  
25 performance standards are not met within the given time limits. The Commission shall allow up  
26 to, but no more than, six months' time to the local board to implement and show improvement  
27 under the performance improvement plan. The Commission, upon good cause shown, may  
28 allow up to an additional six-month period of time for the local board to meet all requirements  
29 in the performance improvement plan and to establish that the performance standards  
30 established by the Commission are met.

31 (c) Remedies. – If the Commission determines that the established performance  
32 standards cannot be met after a performance improvement plan has been implemented and  
33 adequate time has been given, but in no case more than 12 months, the Commission shall seize  
34 all assets of the local board and take appropriate action to ensure profitability. This action may  
35 include closing the board, a store, multiple stores, merging the local board with another local  
36 board, merging the local board with another local board to create a regional board, or requiring  
37 the board to contract with an agency store authorized by the Commission, pursuant to  
38 G.S. 18B-809, in order to maintain solvency and meet community needs."

39 **SECTION 14.** G.S. 18B-801(b) is amended by adding a new subdivision to read:

40 "(b) Location of Stores. – A local board may choose the location of the ABC stores  
41 within its jurisdiction, subject to the approval of the Commission. In making its decision on a  
42 location, the Commission may consider:

- 43 (1) Whether the health, safety, or general welfare of the community will be  
44 adversely affected; ~~and affected.~~
- 45 (2) Whether the citizens of the community or city in which the proposed store is  
46 to be located voted for or against ABC stores in the last election on the  
47 question.
- 48 (3) The proximity of the new location to existing ABC stores operated by the  
49 local board or any other boards."

50 **SECTION 15.** Chapter 18B of the General Statutes is amended by adding a new  
51 section to read:

1 **"§ 18B-809. Agency stores.**

2 (a) Agency Store Defined. – An Agency store is a retail outlet, operated pursuant to a  
3 contract between a person and a local board, or the Commission, to provide, under the same  
4 conditions and restrictions regarding location and operation that apply to an ABC store, the  
5 services to a community which would have been provided by an ABC store.

6 (b) Prohibition of Agency Stores. – No Agency store shall be established by any local  
7 board, or the Commission, within the geographic boundaries of a local board where an ABC  
8 store is open and operating.

9 (c) Contracting an Agency Store. – Subject to the provisions of subsection (b) of this  
10 section, a local board may contract with a person, with Commission approval, to operate an  
11 Agency store under the same conditions and restrictions regarding location and operation that  
12 apply to an ABC store. The contract shall include all provisions necessary or required to bind  
13 the parties, delineate compensation of the operator of the Agency store, and shall provide that  
14 the conviction of any violation of a criminal or ABC law shall result in summary termination of  
15 the contract. Compensation of an Agency store operator, pursuant to a contract authorized by  
16 this subsection, shall be established by the Commission and shall not exceed more than one-  
17 third of the markup for local boards as determined by the Commission pursuant to  
18 G.S. 18B-804(b)(3).

19 (d) Property Rights. – No property rights shall be conferred upon the owner or operator  
20 of an Agency store with regards to a right to possess, sell, transport, or deliver any alcoholic  
21 beverages regulated by the Chapter.

22 (e) Retail Permittees Prohibited. – No person holding a valid ABC permit issued under  
23 the provisions of this Chapter, nor any person that has had any ABC permit revoked,  
24 suspended, or that has expired or been revoked as a matter of law for failure to pay a renewal or  
25 registration fee, shall be eligible to contract with a local board or the ABC Commission to be an  
26 Agency store."

27 **SECTION 16.** This act becomes effective October 1, 2009.

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

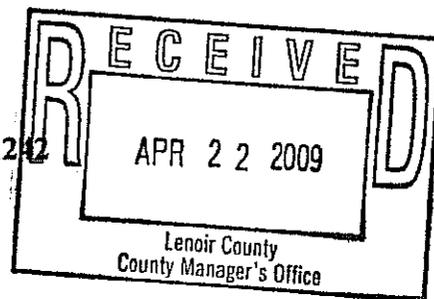
**FROM:** Mike Jarman, County Manager

**DATE:** May 4, 2009

**SUBJECT:** Items of Interest

1. Letter: April 21, 2009: Children's Village Academy: Bynum School Request
2. Letter: April 22, 2009: Children's Village Academy: Bynum School Request
3. January 9, 2009 ABC Board Minutes  
February 13, 2009 ABC Board Minutes  
March 13, 2009 ABC Board Minutes

**Children's Village Academy**  
PO Box 2206  
701 North Adkin Street  
Kinston, North Carolina 28501  
Phone: (252) 939-1958 Fax: (252) 939-1242



April 21, 2009

Mr. Mike Jarman  
Lenoir County Manager  
P.O. Box 3289  
Kinston, NC 28502-0729

Dear Mr. Jarman:

**I am writing on behalf of The Children's Village Academy to request that Children's Village be considered a recipient of the Bynum School building as a donation from Lenoir County's surplus properties.**

**Bynum School holds a special place in the hearts of our community, and we would like to continue to see it be utilized as a edifice that provides services that render to the educational and social needs of students and families in the neighborhood and the community that it has long served.**

**Children's Village has worked cooperatively with Bynum School in the past in grant opportunities demonstrating our allegiance to the school. We are a 501©(3) nonprofit corporation which qualifies us to receive contributions of surplus property that will no longer be in use. Therefore, I respectfully request that the Lenoir County School Board donate the building to Children's Village Academy as was done with another property during your most recent board meeting on April 20, 2009.**

**I would appreciate an opportunity to speak briefly at your next meeting, scheduled for Monday, May 4, 2009, when members of the Bynum School community will be present to express their support. I look forward to your response.**

Sincerely,

A handwritten signature in cursive script that reads "Bishop Anna Bell Carr".

**Bishop Anna Bell Carr, Owner  
Children's Village Academy  
Lenoir County Public Charter School**

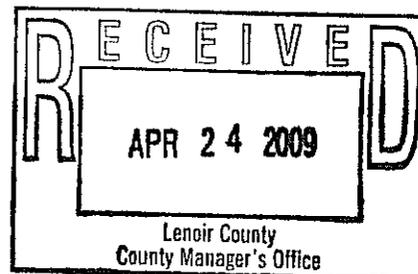
*Children's Village Academy  
701 North Adkin Street  
Kinston, NC 28501  
Telephone: 252.939.1958 Fax 252.939.1168*

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April 22, 2009

Mr. Mike Jarman  
Lenoir County Manager's Office  
P.O. Box 3289  
Kinston, NC 28502-0729



Dear Mr. Jarman:

Children's Village Academy (CVA) is requesting that it to be the recipient of the Bynum Elementary School facility after it has been vacated by the Lenoir County Public Schools system. As you know, Bynum is one of the county's most renowned historically Black elementary schools. For over 60 years, it has served as a symbol of pride and academic accomplishment for the Black middle- and working-class community. If awarded ownership of the facility, CVA will perverse its long-standing role as an institution for the provision of quality educational services in Lenoir County.

CVA currently provides educational services to elementary-aged children in the surrounding neighborhoods of Bynum on two separate campuses. Acquiring Bynum would allow us to combine the two campuses and provide for a more efficient institution for the students to learn and grow. For the first time, children of CVA would have a gym, a library, and a well-equipped playground, something that no child should be deprived of. Moreover, through grants made available by the American Economic Recovery Act, CVA will seek to continue the good work already started by your Board. It will renovate the facility with a focus on green interventions, such as solar energy panels and other energy saving systems.

Since CVA is a North Carolina public school, turning the facility over to it would also be an efficient use of state and local tax payers' dollars, a goal we are all seeking to achieve in such hard economic times. As you know, every dollar saved can be put to good use in buying books; hiring quality certified teachers and staff; or supporting transportation needs. In this regard, we are all on the same team.

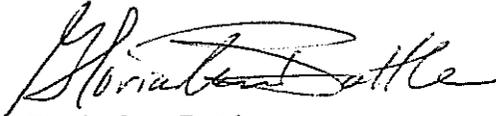
We understand that there is at least one other proposal before you from a group representing other well-deserving county agencies. But the families and citizens of our community would like their voices clearly heard. To a person, our consultation with over a hundred citizens-at-large has a preference to keep Bynum a fully functioning school.

CVA and the surrounding community are requesting that you give this preference your most serious consideration.

Finally, like most public schools in your state, CVA is not in a position to purchase Bynum, and thus, is respectfully requesting that the school be donated under the school's status as a 501(c) 3 non-profit organization. Just as you awarded the Pink Hill elementary school to a non-profit organization at your recent April meeting, we are requesting that Bynum be awarded to CVA at no cost.

At your next public meeting, CVA and a number of interested citizens would welcome the opportunity to discuss the proposal with you in person. Thank you in advance for your most serious consideration.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gloria Carr-Battle". The signature is written in black ink and is positioned above the printed name.

Gloria Carr-Battle,  
Children's Village Academy

On January 9, 2009 the Lenoir County ABC Board held its monthly meeting with all members present except Mr. Bill Taylor absent due to sickness. Chairman Stroud called the meeting to order. The minutes of the prior month were approved as read.

As the initial order of business Mr. Hill distributed sales reports for the month of December 2008. Following a review of these statements the Board made note of the increase in sales comparing December 2008 to December 2007.

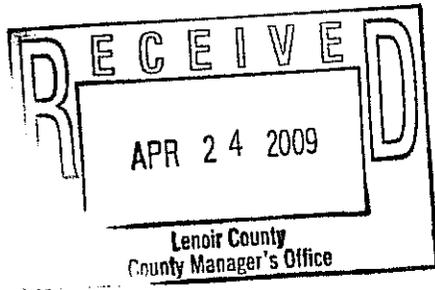
Next Mr. Hill informed the Board that the installation of the new cash registers at Store #3 located in Pink Hill and Store #5 located at 701 Phillips Road, Kinston had been completed.

Next Mr. Hill informed the Board that surveillance, burglary and robbery systems for Store #One located at 110 South Herritage Street, Kinston, Store #3 located in Pink Hill and Store #5 located at 701 Phillips Road, Kinston were on schedule to be installed in January.

Next Mr. Hill informed the Board that the new flooring for Store #3 located in Pink Hill was also on schedule to be installed in January.

As the final order of business Mr. Hill informed the Board that January 19, 2009 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 Monday, January 19, 2009 in observance of Martin Luther King Day.

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



*Claude Stroud*

Claude Stroud, Chairman

*Bruce E. Hill*

Bruce E. Hill, Supervisor

On February 13, 2009, the Lenoir County ABC Board held its monthly meeting. With all members present except Mr. Bill Taylor who passed away on Monday, January 19, 2009, Chairman Stroud called the meeting to order. The minutes of the prior month were approved as read.

As the initial order of business Mr. Hill distributed sales reports for the month January 2009 and audit reports for the quarter ending December 31, 2008. Following a review of these statements the Board made note of the significant increase in sales comparing January 2009 to January 2008. The Board also took note of the increase in sales, increase in operating expenses and decrease in net profit comparing the quarters ending December 31, 2008 to December 31, 2007. Mr. Hill commented that a majority of the increase in operating expenses stemmed from the remodeling of Store #One located at 110 South Heritage and the purchase of new cash registers and a computer system.

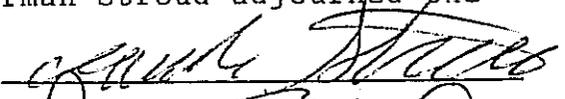
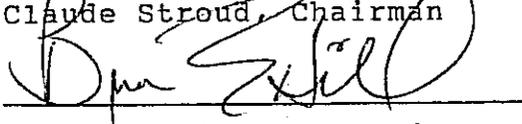
Next Mr. Hill informed the Board that the installation of the surveillance, burglary and robbery systems for Store #One located at 110 South Heritage Street, Kinston, Store #3 located in Pink Hill and Store #5 located at 701 Phillips Road, Kinston had been completed. Mr. Hill commented that the new systems will add additional safety for the employees and security to the facilities.

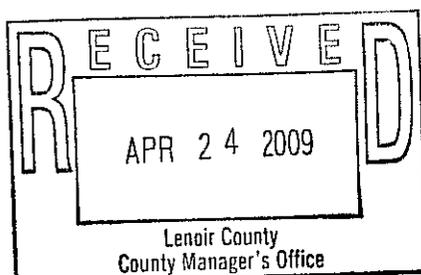
Next Mr. Hill informed the Board that the new flooring for Store #3 located in Pink Hill had been completed. Mr. Hill stated that additional improvements to the store would be forth coming.

Next Mr. Hill informed the Board that an attempt had been made to break into Store #3 located in Pink Hill on February 10, 2009. Mr. Hill stated that the facility had not been compromised but that damages had been substained to the out door. Mr. Hill reported that the damages had already been repaired.

As the final order of business Mr. Hill informed the Board that March 1 was the anniversary date for the Board's employee hospitalization plan. Mr. Hill presented the Board with several renewal quotes from Blue Cross and Blue Shield of North Carolina. Following a lengthy discussion the Board decided in an effort to reduce cost to modify the existing hospitalization plan. The Board instructed Mr. Hill to notify Blue Cross and Blue Shield as well as the Lenoir County ABC Board employees of this decision.

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

  
 Claude Stroud, Chairman  
  
 Bruce E. Hill, Supervisor



On March 13, 2009 the Lenoir County ABC Board held its monthly meeting. With all members present Chairman Stroud called the meeting to order. The minutes of the prior month were approved as read.

As the initial order of business the Board welcomed Mr. Wiley Dawson to the Lenoir County ABC Board. Mr. Dawson had been appointed by the County Commissioners to finish out Mr. James Taylor's term who passed away on January 19, 2009. The Board wished Mr. Dawson success while serving on the Board.

Next the Board asked Mr. Hill to draft a resolution of appreciation to Mr. Taylor for his service to the Lenoir County ABC Board to present to his family.

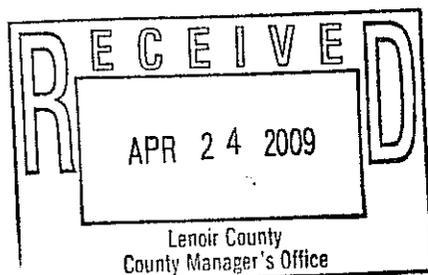
Next the Board asked Mr. Hill to draft a letter of recommendation to the County Commissioners to continue the practice of appointing one of its members from north of the Neuse River, one from south of the Neuse River and one from the City of Kinston. The Board felt this practice would continue to ensure equal representation of the County.

Next Mr. Hill distributed sales reports for February 2009. Following a review of these statements the Board made note of the significant decrease in sales comparing February 2009 to February 2008.

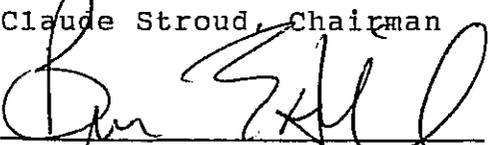
Next Mr. Hill informed the Board that Mr. Lyn Turner, owner of the facility designated as Lenoir County ABC Store #3 located in Pink Hill had made a request for an increase in the rent of \$50.00 per month effective March 1, 2009. Mr. Hill also stated that Mr. Turner has also requested a second increase of \$50.00 per month effective January 1, 2010. Following a lengthy discussion the Board agreed to Mr. Turner's request and instructed Mr. Hill to notify Mr. Turner of this decision.

As the final order of business Mr. Hill reminded the Board that Sunday, April 12, 2009 was Easter. 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 Monday, April 13, 2009 in observance of Easter.

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



  
Claude Stroud, Chairman

  
Bruce E. Hill, Supervisor

**MINUTES**  
**LENOIR COUNTY BOARD OF COMMISSIONERS**  
**April 20, 2009**

The Lenoir County Board of Commissioners met in open session at 4:00 p.m. on Monday, April 20, 2009 in the Board of Commissioners Main Meeting Room in the Lenoir County Courthouse at 130 S. Queen St., Kinston, NC.

Members present: Chairman George Graham, Vice-Chairman Claude Stroud and Commissioners, Jackie Brown, Reuben Davis, Chris Humphrey, and Tommy Pharo.

Members absent: Linda Rouse Sutton.

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

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

**PUBLIC COMMENTS**

The public made no comments.

**PUBLIC INFORMATION**

Ms. Laura L. Sylvester of the Kinston-Lenoir County Chamber of Commerce addressed the Board regarding "The Festival on the Neuse." Ms. Sylvester stated the BBQ Festival on the Neuse will be held April 29-May 2, 2009. There are over 50 pig cooking teams registered for the event, which will be the largest in the festival history. Events are scheduled everyday throughout the festival. Ms. Sylvester invited the Commissioners to attend the opening ceremony to make comments of welcome to the festival participants and attendees. Ms. Sylvester updated the Board on the activities of the Tourism Development Authority (TDA). The TDA will have 1,822 visitors coming to Lenoir County this year for family reunions and other functions. The TDA has partnered with several agencies to offer special discounts to those families scheduling events in Kinston-Lenoir County. The Board thanked Ms. Sylvester for her update.

Mr. Wayne Pittman of the Pink Hill Area Preservation and Development Commission addressed the Board. Mr. Pittman stated the citizens of the Pink Hill community are very interested in making the old Pink Hill Elementary School a viable place for all. Pink Hill is in need of a community center, library, efficient Town Hall facilities, and wellness facility. These additions will enhance the businesses in the area by drawing people into town from Duplin, Jones and Lenoir Counties. The Commission is seeking a non-profit tax status as the Pink Hill Area Preservation and Development Committee in order to receive grant funding; the committee wishes to work closely with the Town of Pink Hill and its citizens. It is the concern of many Pink Hill residents that the building will soon be vandalized and be insufficient for use, making it an eyesore for the community. The Pink Hill Area Preservation Committee will take full responsibility for the building and its potential uses. Mr. Pittman asked that the Board request the building back from the Board of Education and donate the building to the committee. Mr. Graham stated the Board would be happy to send a letter of support to the School Board for this request, but the cannot commit to budgeting any funds towards the purchase and maintenance of the facilities. Mr. Pittman thanked the Board for their time and their support of the request.

## **ITEMS FROM CHAIRMAN/COMMISSIONERS**

Item No. 1 was Items for the Chairman and Members of the Board. No items were discussed.

## **ITEMS FROM THE COUNTY MANAGER**

Item No. 2 was Items from the County Manager. Mr. Jarman stated the Board of Education has declared Bynum School as surplus property. Funding would become the main issue for all the surplus properties offered by the School Board. Mr. Jarman stated Administration has granted permission to the Kinston-Lenoir County Chamber of Commerce to park cars on the grass in front of the Board of Elections for the classic car show during the upcoming Festival on the Neuse. A request has been submitted by the Deep Run community to allow the use of golf carts for public highway use; a call has been made to Representative Van Braxton in regards to the request, but further research has to be completed before the request is granted. Mr. Jarman requested the Board hold its next budget work session on the afternoon of May 4<sup>th</sup> immediately following the regular scheduled Board meeting. County Assembly Day will be held on April 29<sup>th</sup> in Raleigh from 1-5:00 p.m.

## **CONSENT AGENDA**

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

- |   |               |
|---|---------------|
| 3. Approval of Minutes: Regular Board Meeting: April 6, 2009  | Aytch/Jarman  |
| 4. Budget Ordinance Amendment: General Fund: Finance/LGPFC-Parenting Skills Grant: \$2,000: Decrease        | Jarman/Martin |
| 5. Budget Ordinance Amendment: Trust and Agency Fund: Finance/Extension-Family Caregiver: \$2,262: Decrease | Jarman/Martin |
| 6. Budget Ordinance Amendment: General Fund: DSS: \$204: Increase   | Jones/Martin  |
| 7. Budget Ordinance Amendment: General Fund: DSS: \$6,000: Increase   | Jones/Martin  |
| 8. Budget Ordinance Amendment: General Fund: Health (Adult Health Program): \$2,800: Increase               | Huff/Martin   |

## **PROCLAMATION/BUDGET ORDINANCE AMENDMENTS/RESOLUTIONS**

Item No. 9 was a Budget Ordinance Amendment: General Fund: Non-Departmental: \$14,000: Increase. Mr. Tommy Hollowell, Assistant County Manager addressed the Board. Mr. Hollowell stated the Amendment appropriates unanticipated additional revenues from the issuance of concealed weapons permits. Upon a motion by Ms. Brown and a second by Mr. Humphrey, Item No. 9 was unanimously approved.

Item No. 10A was a Budget Ordinance Amendment: General Fund: Health (General Program): \$17,000: Increase. Mr. Joey Huff, Health Director addressed the Board. Mr. Huff stated the amendment appropriates state funding to provide assistance to local health departments in any determined need; this will make a transition into a new state health information system. Upon a motion by Ms. Brown and a second by Mr. Stroud, Item No. 10A was unanimously approved.

Item No. 10B was a Resolution Authorizing Lenoir County Health Department to Execute a Purchase Order Contract to Dell Marketing: \$13,250. Mr. Huff stated the State is in the process of transitioning into a new health information system, the North Carolina Information System (HIS). This system will replace the functionality of the current Health Service Information System and portions of the Purchase of Medical Care System as well as implement additional functions to provide a total solution that meets the Department of Public and Local Health Department needs for care and practice management. The anticipated rollover date for the new system is June 2009. State funding is available to provide needed computer equipment to accommodate staff members that will be involved with the new system. Upon a motion by Ms. Brown and a second by Mr. Stroud, Item No. 10B was unanimously approved.

Item No. 11 was a Budget Ordinance Amendment: General Fund: Non-Departmental: \$500,000: Increase. Mr. Hollowell stated the amendment covers unanticipated workers compensation expenses. Upon a motion by Ms. Brown and a second by Mr. Pharo, Item No. 11 was unanimously approved.

Item No. 12 was a Budget Ordinance Amendment: Capital Reserve Fund: \$2,751,658: Increase. Mr. Hollowell stated the amendment budgets funds from the North Carolina Education Lottery. In February of this year, the state withheld the March distribution of school lottery funds to help balance their budget. Because the lottery funds that had already been transferred to public school building capital had not been allocated for debt service at the state level, it was feared that the state might try to withhold these funds as well. Application was made to the state to allocate the funds for debt service and the application was approved on March 27, 2009 in the amount of \$2,751,657.12. This will insure that the funds are available to make school bond debt service payments. Upon a motion by Mr. Pharo and a second by Ms. Brown, Item No. 12 was unanimously approved.

Item No. 13 was a Resolution Approving the Proposed 2009-2010 Secondary Road Improvement Program for Lenoir County. Mr. Neil Lassiter of the North Carolina Department of Transportation (NCDOT) addressed the Board. Mr. Lassiter stated the 2009-2010 Program totals \$1,545,000. The Program goes as follows: SR 1141: John Green Smith Rd consisting of 5.10 miles from US 258 to SR 1208: Propose to widen pavement from 18' to 22'; estimated cost of \$270,000; SR 1557: Hull Road consisting of .25 miles from SR 1572: Propose to install a left turn lane at Rouse Rd; estimated cost of \$50,000; SR 1534: Haywood Hill Road consisting of .50 miles from SR 1001 to Greene County: Propose to Grade, Drain, Base and Pave; estimated cost of \$250,000; SR 1317: Kinsey Ginn Road consisting of 1.4 miles from NC 903 to SR 1318: Propose to Grade, Drain, Base and Pave (Partial Funding); estimated cost of \$448,000; SR 2003: Industrial Drive consisting of .26 miles from end pavement to SR 2021: Propose to Grade, Drain and Base; estimated cost of \$230,000. Upon a motion by Ms. Brown and a second by Mr. Pharo, Item No. 13 was unanimously approved.

Item No. 14 was a Resolution Approving Purchase of Firearm Related Equipment. Major Chris Hill of the Sheriff's Department addressed the Board. Mr. Hill stated for the past 11 years the Lenoir County Sheriff's Office has used the .45 caliber H&K handguns. The department will be transitioning to the Glock .45 caliber handgun. As a result holsters designed to fit the Glock .45 handgun must be purchased. Finally, the purchase of 34-thirteen round .45 caliber magazines and tactical LED lights will enhance the capabilities of these firearms. The Sheriff's Office has purchased firearms and ammunition from Arrington's for the past several years. This company will provide 66-Glock patrol holsters, 34-thirteen round magazines, 17 detective holsters, 15-tactical holsters, 15-tactical LED lights, and two .45 caliber Glock handguns for the total of \$13,795.53. Federal Asset Forfeiture Funds will be used to purchase these items. Upon a motion by Ms. Brown and a second by Mr. Pharo, Item No. 14 was unanimously approved.

Item No. 15 was a Resolution Authorizing a 5-Year Lease of a New Digital Mailing System: Anza Mailing Systems: First Year - \$3,468; Second through Fifth Year \$6,480 per year. Mr. Hollowell stated County departments, except the Department of Social Services, currently use the Pitney Bowes mailing system (postage meter-scales) located on the second floor of the old Wachovia Building. The current five (5) year Pitney Bowes lease, in the amount of \$11,040 per year expires September 30, 2009. Postage mailing systems are leased because the postage meter inside of the unit belongs to the US Postal Service. You can not own the postage meter. The current five (5) year Pitney Bowes' mailing system lease expires September 30, 2009. The County solicited lease prices from Pitney Bowes, Hasler, Inc., and Anza Mailing Systems. Anza provided the lowest cost lease that will meet the postal needs of the County. The lease includes all equipment, meter rental, maintenance, unlimited resets, software updates, rate change protection, delivery, installation, and operator training and initial supplies. Listed below is a breakdown of the bids received:

	<u>ANZA</u>	<u>HASSLER</u>	<u>PITNEY BOWES (Verbal)</u>
Year 1	289 x 12= \$3,468	650 x 12=\$7,800	920 x 12= \$11,040
Year 2	540 x 12=\$6,480	650 x 12=\$7,800	920 x 12= \$11,040
Year 3	540 x 12=\$6,480	650 x 12=\$7,800	920 x 12= \$11,040
Year 4	540 x 12=\$6,480	650 x 12=\$7,800	920 x 12= \$11,040
<u>Year 5</u>	540 x 12= <u>\$6,480</u>	650 x 12= <u>\$7,800</u>	920 x 12= <u>\$11,040</u>
Total	\$29,388	\$39,000	\$55,200

Comparing the current expiring lease with Pitney Bowes and Pitney Bowes' new proposal, the bid from Anza represents total savings of \$25,812 over the five (5) year term. The new lease with Anza will commence on July 1, 2009. . Upon a motion by Ms. Brown and a second by Mr. Stroud, Item No. 15 was unanimously approved.

**APPOINTMENTS**

Item No. 16 was a Resolution Appointing Citizens to Boards, Commissions, Etc. The following reflects existing vacancies and appointments.

<b><u>BOARD/COMMITTEE/COMMISSION</u></b>	<b><u>APPLICANT/ CURRENT MEMBER</u></b>	<b><u>TERM EXPIRATION</u></b>
<b>Criminal Justice Partnership Program (CJPP)</b> 2 <sup>nd</sup> Appearance	Earl Harper Evelin Linton Carla Bass (Re-Appointments)	March 2011 <b>M: Brown</b> <b>S: Humphrey</b>
<b>Juvenile Crime Prevention Council</b> 2 <sup>nd</sup> Appearance	Linda Rouse Sutton (Appointment)	March 2011 <b>M: Brown</b> <b>S: Humphrey</b>
<b>Kinston-Lenoir County Library Board</b> 1 <sup>st</sup> Appearance	Minnie S. Moultire (Re-Appointment)	April 2015
<b>Board of Equalization and Review</b> 1 <sup>st</sup> Appearance	Stanley Roberson, Jr. Bill Howard (Re-Appointments)	January 2012
<b>Lenoir Community College Board of Trustees</b> 1 <sup>st</sup> Appearance	Thomas H. Salter (Appointment)	June 2013

**CURRENT VACANCIES**

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

**CLOSED SESSION**

Upon a motion by Ms. Brown and a second by Mr. Stroud, and unanimous approval, closed session was entered at approximately 5:16 p.m. and the following cited: Number four (4) to discuss matters relating to the location or expansion of industries or other businesses in the area served by Lenoir County. The Board discussed an economic development project. The Board took no action. Upon a motion by Mr. Stroud and a second by Mr. Pharo, the Board moved out of closed session at 5:20 p.m.

**OPEN SESSION**

Upon a motion by Mr. Stroud and a second by Mr. Pharo Open Session re-convened at 5:20 p.m. Mr. Graham stated an economic development project was discussed, the Board took no action during closed session. Upon a motion by Mr. Graham and a second by Mr. Stroud the meeting adjourned at 5:21 p.m.

Respectfully submitted,

Reviewed By



Lashanda Aytch  
Clerk to the Board



Michael W. Jarman  
County Manager

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
2008	Marnita Dorsey	56653	\$193.90	Legal Exemption
2008	James Miller	4734	107.22	Legal Exemption
2008	Nelson Alcock	211	194.99	Adjusted Value
2008	Joseph Bailey	67306	228.69	Adjusted Value
2008	Nelson Smith	26732	144.06	Adjusted Value
2008	Robert Morris	44079	137.69	Adjusted Value
2008	Harry Krimm	56562	113.03	Legal Exemption
2008	Antonio Hardy	2465	400.00	Legal Exemption
2008	Ann Aytch	30219	186.65	Double Listed
2008	Heather Potts	67257	152.35	Legal Exemption
2008	Heather Potts	67257	165.25	Legal Exemption
2008	Ralph Moore	9560	187.18	Adjusted Value
2008	Edward Hamilton	54891	158.98	Corrected Listing
2008	Wayne Shafer	39301	121.39	Listed in other county
2008	Rafael Franquiz	11361	115.67	Corrected Listing
2008	Henley Aviation LLC	58182	634.78	Corrected Listing
2008	Leslie Dixon	7256	140.39	Legal Exemption
2008	Anthony Baker	58663	500.40	Corrected Listing
2007	Aaron Francis	57806	148.86	Corrected Listing
2008	Aaron Francis	57806	241.89	Corrected Listing
2006	USA Financial Services, LLC	59629	293.31	Corrected Listing
2006	USA Financial Services, LLC	59629	293.31	Corrected Listing
2006	USA Financial Services, LLC	59629	293.31	Corrected Listing
2006	USA Financial Services, LLC	59629	293.31	Corrected Listing
2006	USA Financial Services, LLC	59629	293.31	Corrected Listing
2008	Vaughtina Ham	51833	116.54	Corrected Listing
2008	Rachel Whalen	66999	160.15	Legal Exemption
2008	Joseph Jones	32079	106.91	Listed in other county

2008 Smith Electric of Goldsboro 58976 102.16 Listed in other county

**Refunds**

Year	Name	Account	Amount	Reason
2008	Ina Turner	36047	\$942.41	Adjusted Value
2008	Aaron Francis	57806	854.61	Corrected Listing
2005	Aaron Francis	57806	329.92	Corrected Listing
2006	Aaron Francis	57608	315.82	Corrected Listing
2007	Aaron Francis	57608	124.97	Corrected Listing
2008	LSM Property Holding LLC	65569	560.80	Adjusted Value
2004	CEF Lease Residual Holding	54897	627.03	Corrected Listing

**MANAGER'S RECOMMENDATION:**

Approval of releases as set out above.

**AMENDMENTS:**

MOVED \_\_\_\_\_ SECOND \_\_\_\_\_

APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_ UNANIMOUS \_\_\_\_\_

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Humphrey \_\_\_\_\_

Pharo \_\_\_\_\_ Stroud \_\_\_\_\_ Sutton \_\_\_\_\_

\_\_\_\_\_  
George W. Graham Jr., Chairman      05/04/09  
Date

\_\_\_\_\_  
ATTEST                      05/04/09  
Date

Item NO. 5

BUDGET ORDINANCE AMENDMENT: FEDERALLY SEIZED PROPERTY FUND:  
SHERIFF-FEDERALLY SEIZED PROPERTY: \$3,000. INCREASE



**LENOIR COUNTY, NORTH CAROLINA**  
**BUDGET AMENDMENT REQUEST**

FY 2008 - 2009  
Appropriations

Budget Amendment # \_\_\_\_\_  
Date Approved \_\_\_\_\_

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION	
FEDERALLY SEIZED PROPERTY	SHERIFF-FEDERALLY SEIZED PROPERTY	15-3991-9910 FUND BALANCE APPROPRIATED	
		15-4316-2900 OTHER SUPPLIES	
<b>Check One Box</b> New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> <b>REVENUES</b>		<b>Check One Box</b> New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> <b>EXPENDITURES</b>	
Account # and Title	Amount	Account # and Title	Amount
<u>INCREASE</u>		<u>INCREASE</u>	
15-3991-9910 FUND BALANCE APPROPRIATED	3,000.00	15-4316-2900 OTHER SUPPLIES	3,000.00
Total	3,000.00	Total	3,000.00

**Reason and Justification for Request:**

BUDGET AMENDMENT TO BUDGET FUNDS FROM THE FUND BALANCE OF THE FEDERALLY SEIZED PROPERTY FUND.  
THESE FUNDS WILL BE USED TO HELP COVER THE COSTS OF NEW HOLSTERS.

Department Head Approval <i>WE Smith</i>	Date <i>04/27/09</i>	Finance Officer Approval <i>Maria N. White</i>	Date <i>4/27/09</i>
Budget Officer Approval <i>[Signature]</i>	Date <i>4/27/09</i>		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy

Department - Copy

Administration - Copy

Item NO. 6

BUDGET ORDINANCE AMENDMENT: EMPLOYEE INSURANCE FUND: EMPLOYEE INSURANCE: \$300,000.: INCREASE



**LENOIR COUNTY, NORTH CAROLINA**  
**BUDGET AMENDMENT REQUEST**

FY 2008 - 2009  
 Appropriations

Budget Amendment # \_\_\_\_\_  
 Date Approved \_\_\_\_\_

Distribution - Finance Office:

FUND EMPLOYEE INSURANCE		DEPARTMENT EMPLOYEE INSURANCE		LINE ITEM DESCRIPTION VARIOUS	
Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> <b>REVENUES</b>			Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> <b>EXPENDITURES</b>		
Account # and Title		Amount	Account # and Title		Amount
<u>INCREASE</u>			<u>INCREASE</u>		
11-3991-9910	FUND BALANCE APPROPRIATED	300,000.00	11-4200-1830	CLAIMS PAID-HEALTH INSURANC	270,000.00
			11-4200-1832	ADMINISTRATIVE COSTS	30,000.00
Total		300,000.00	Total		300,000.00
<b>Reason and Justification for Request:</b> BUDGET AMENDMENT TO APPROPRIATE ADDITIONAL FUNDS TO COVER INCREASED COSTS IN CLAIMS AND ADMINISTRATION.					
Department Head Approval		Date	Finance Officer Approval		Date
<i>Martha H. Martin</i>		4/17/09	<i>Martha H. Martin</i>		4/17/09
Budget Officer Approval		Date			
<i>Michael G. ...</i>		4/21/09			
Board Approval (When Applicable)		Date	Date of Minutes		

Finance Office - Copy

Department - Copy

Administration - Copy

**RESOLUTION IN SUPPORT OF  
DOPACO TO EXPAND ITS MANUFACTURING FACILITY  
IN KINSTON/LENOIR COUNTY, NORTH CAROLINA**

**WHEREAS**, Dopaco is considering expanding its manufacturing facility at 1447 Enterprise Boulevard, US 70 West Industrial Park, Kinston, North Carolina; and

**WHEREAS**, Dopaco proposes to invest twenty-five million, three hundred seventy-six thousand dollars (\$25,376,000) and to employ at least one hundred twenty-three (123) persons when the company is fully operationa; land

**WHEREAS**, Dopacos' plans are consistent with local land use and state and local transportation plans; and

**WHEREAS**, Dopacos' plans conform with all applicable state and local ordinances and policies; and

**WHEREAS**, the County of Lenoir is committed to work with the NCDOT in a leadership role to make transportation improvements that address the safety needs of the public, and contractors and employees of Dopaco.

**NOW, THEREFORE, BE IT RESOLVED** by the Lenoir County Board of Commissioners

Section 1: Lenoir County supports the location of the Dopaco rail spur in the county, and confirms that its plans are consistent with and conform with state and local laws, plans and policies.

Section 2: Lenoir County endorses the application of Dopaco to request financial support from the North Carolina Department of Transportation to assist in the funding of a rail industrial access track to serve Dopaco.

Section 3: Lenoir County commits to work with the NCDOT to make needed transportation improvements necessary to protect the safety of the public, and contractors and employees of Dopaco.

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George W. Graham, Jr., Chairman  
Lenoir County Board of Commissioners

**ATTEST:**

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Clerk to the Board



STATE OF NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION

MICHAEL F. EASLEY  
GOVERNOR

LYNDO TIPPETT  
SECRETARY

October 21, 2008

Mr. Mark Pope  
Lenoir County Economic Development  
PO Box 897  
Kinston, NC 28501

Dear Mr. Pope:

At its September 4, 2008 meeting the North Carolina Board of Transportation approved a grant of \$135,000 to Lenoir County to fund the construction of a rail spur to serve an expansion of Project Jury's facilities in Kinston NC. Please complete and return the enclosed Federal Form W-9 Vendor Registration form. An agreement (2 originals) between the North Carolina Department of Transportation (NCDOT) and Lenoir County detailing the terms of this grant is enclosed. Please sign the agreements (DO NOT DATE THEM) and return them along with Form W-9/Vendor Registration Form to Diane Jones, Rail Division Business Officer, North Carolina Department of Transportation, 1553 Mail Service Center, Raleigh, North Carolina 27699-1553. Please return the signed agreements within four (4) months from the date of this letter. If the Agreement is not signed and returned within this time frame, NCDOT reserves the right to request that the North Carolina Board of Transportation withdraw its approval for this grant at its next scheduled meeting following the expiration of the four (4) month period.

NCDOT review and approval of construction plans and approval of the final contract award is required. State law requires competitive bidding and award to the lowest responsible bidder (Attachment 5). Please forward construction plans and track specifications to Ms. Pamela R. Davis, Freight Planner. Ms. Davis can be reached at (919) 733-7245, Ext. 274. Her mailing address is: North Carolina Department of Transportation, Rail Division, 1553 Mail Service Center, Raleigh, NC 27699-1553. Once we receive final plans we will arrange a meeting to discuss bidding and other grant requirements. A quarterly progress report is required. (Attachment 7)

Contractors employed on this project must comply with the rules and regulations of the North Carolina General Contracting Board and be licensed to perform railroad contract services in North Carolina. See the web site at [www.nclbnc.com](http://www.nclbnc.com) for a complete list of licensed contractors.

The use of State funding requires compliance with federal, state and local environmental laws. The Department of Transportation will review project plans and is available to provide information on agency contacts. If you have questions regarding environmental requirements or agency contacts please contact Mr. Marc Hamel at (919) 733-7245, Ext. 270.

MAILING ADDRESS:  
NC DEPARTMENT OF TRANSPORTATION  
RAIL DIVISION  
1553 MAIL SERVICE CENTER  
RALEIGH NC 27699-1553

TELEPHONE: 919-733-7245  
FAX: 919-715-6580

WEBSITE: [WWW.BYTRAIN.ORG](http://WWW.BYTRAIN.ORG)

LOCATION:  
TRANSPORTATION BUILDING  
1 SOUTH WILMINGTON STREET  
RALEIGH NC

NCDOT will reimburse Lenoir County for project costs incurred after the project is completed, accepted and in use. To receive reimbursement, complete and submit a Request for Reimbursement (Attachment 3) and a Subcontractor Payment Information Form (Attachment 4). As part of the reimbursement process, Lenoir County will be required to attest to the fact that environmental and other rules and regulations have been followed. A certification of compliance statement is included on the NCDOT Request for Reimbursement form.

In accordance with OMB Circular A-133 "Audits of States, Local Governments and Non-Profit Organization" Lenoir County shall arrange an independent financial and compliance audit of its fiscal operations. The County shall furnish the Department with a copy of the independent audit report within thirty (30) days of completion of this report, but no later than nine (9) months after the County's fiscal year ends.

Please call Pam Davis at 919-733-7245, Ext. 274 if you have additional questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'P. Simmons', with a long horizontal stroke extending to the right.

Patrick Simmons  
Director

Enclosures

- Attachment 1: Agreements (2 originals)
- Attachment 2: Form W-9 – Vendor Registration
- Attachment 3: Sample NCDOT Request for Reimbursement
- Attachment 4: Subcontractor Payment Information Form
- Attachment 5: Bid Requirements
- Attachment 6: RIAP Project Checklist
- Attachment 7: Quarterly Progress Report

PS:prd

**INTRODUCED BY:** Michael W. Jarman, County Manager **DATE:** 5/04/09 **ITEM NO.** 8

Resolution Declaring Property as Surplus and Authorizing the Sale of the Surplus  
Property by Auction

**SUBJECT AREA:** Administrative

**ACTION REQUESTED:**

The Board is requested to declare property as surplus and authorize the sale of the surplus property by auction.

**HISTORY/BACKGROUND:**

The County has a small inventory of various vehicles that have outlived their useful life. These vehicles are no longer of use to any County Department and there are no plans to put them back into service.

**EVALUATION:**

In accordance with procedures set forth in G.S. 153A-176, The County Manager's Office is requesting the approval of the Board to sell the following vehicles by auction on GovDeals.com within the next 90 days. Proceeds resulting from the sale, less expenses, will be appropriated to the Vehicle Replacement Fund.

	<u>Vehicle</u>	<u>Serial Numbers</u>
1	2003 Ford Crown Victoria	2FAFP71WX3X178818
1	2003 Ford Crown Victoria	2FAFP71W13X178822
1	2003 Ford Crown Victoria	2FAFP71W63X178816
1	2003 Dodge B3500 Van	2D7LB31Z3K526978 **

\*\* This vehicle is a Lenoir County Transit Van. Net proceeds, after all expenses from the sale of this van, will go into the Transportation Fund.

**MANAGER'S RECOMMENDATION:**

Respectfully recommend approval. \_\_\_\_\_

**RESOLUTION: NOW THEREFORE BE IT RESOLVED** by the Lenoir County Board of Commissioners that property listed in this resolution be declared as surplus and authorize the County Manager to sell the property at auction on GovDeals.com.

**AMENDMENTS:**

MOVED \_\_\_\_\_ SECOND \_\_\_\_\_

APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_ UNANIMOUS \_\_\_\_\_

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Humphrey \_\_\_\_\_

Pharo \_\_\_\_\_ Stroud \_\_\_\_\_ Sutton \_\_\_\_\_

\_\_\_\_\_  
George W. Graham Jr., Chairman      05/04/09  
Date

\_\_\_\_\_  
ATTEST                      05/04/09  
Date

INTRODUCED BY: Mike Jarman, Manager DATE: 05/04/09 ITEM NO. 9

Resolution Authorizing Health Department to Execute a Purchase Order  
Contract to Gately Communication Co. NTE: \$5,007

**SUBJECT:** Financial

**ACTION REQUESTED:**

The Board is asked to grant permission to Lenoir County Health Department to execute a purchase order to Gately Communication Co. for 2 (two) laptop computers, computer mounts, printer and supplies for Animal Control vehicles.

Expenditure Account:

General -

10-5110-5999

Capital Outlay - \$ 5007.

(Under \$5000)

**HISTORY/BACKGROUND:**

State funding is available to provide needed computer equipment to accommodate staff members while working outside the main health department facility. This equipment will allow Animal Control Officers the capability of entering/retrieving information in a more timely manner and provide a more efficient method of record keeping while in the field.

**EVALUATION:**

This action is necessary to provide sufficient accounting of expenditures and 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 a purchase order to Gately Communication Co. for (2) laptop computers, computer mounts, printers and supplies NTE: \$5,007

**AMENDMENTS:**

MOVED \_\_\_\_\_ SECOND \_\_\_\_\_

APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_ UNANIMOUS \_\_\_\_\_

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Humphrey \_\_\_\_\_

Pharo \_\_\_\_\_ Stroud \_\_\_\_\_ Sutton \_\_\_\_\_

\_\_\_\_\_  
George W. Graham Jr., Chairman      05/04/09  
Date

\_\_\_\_\_  
ATTEST                      05/04/09  
Date

**INTRODUCED BY:** Mike Jarman, Manager **DATE:** 05/04/09 **ITEM NO.** 10

Resolution Authorizing Maintenance Contract for Priority Dispatch to Include Software/Cardsets for EMD, EPD & EFD and ProQA NTE: \$9,195

**SUBJECT AREA:** Financial

**ACTION REQUESTED:**

Authorize the purchase of Maintenance Contracts for Priority Dispatch for EMD, EFD, EPD and ProQA, at a cost of \$9,195.00 from budget line 24-4320-6900.

**HISTORY/BACKGROUND:**

The Lenoir County Emergency Services Department – Communications Division is currently utilizing Priority Dispatch Emergency Medical Dispatch (EMD) software, while maintaining a card-set system to use as a back-up. This Division is also utilizing Priority Dispatch Emergency Fire Dispatch (EFD) and Emergency Police Dispatch (EPD) card-set systems. By utilizing EMD, EFD, and EPD dispatch protocols, the Communications Division is providing the citizens of Lenoir County with a standard of care that is recognized on a national level. These dispatch protocols allow the citizens of Lenoir County to receive the highest standard of care possible when dialing 9-1-1 with any and all types of emergencies.

**EVALUATION:**

The purchase of the maintenance contracts from Priority Dispatch on the EMD software and card-sets and the EPD and EFD card-sets is necessary to ensure that the Communications Division is maintaining the level of care as recognized nationally by the medical, fire and law enforcement professions. The maintenance contracts allows for the Communications Division to receive all upgrades to these dispatch protocols as they become available, at no additional cost to the County.

**MANAGER'S RECOMMENDATION:**

Respectfully recommend approval.

\_\_\_\_\_  
Initials

**RESOLUTION: NOW THEREFORE, BE IT RESOLVED** by the Lenoir County Board of Commissioners that: The purchase of maintenance contracts with Priority Dispatch for EMD, EFD, EPD, and ProQA dispatch protocols for Fiscal Year 08-09 NTE \$9,195.

**AMENDMENTS:**

MOVED \_\_\_\_\_ SECOND \_\_\_\_\_

APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_ UNANIMOUS \_\_\_\_\_

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Humphrey \_\_\_\_\_

Pharo \_\_\_\_\_ Stroud \_\_\_\_\_ Sutton \_\_\_\_\_

\_\_\_\_\_  
George W. Graham Jr., Chairman      05/04/09  
Date

\_\_\_\_\_  
ATTEST                      05/04/09  
Date

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 05/04/09 **ITEM:** 11

Resolution Approving the Purchase of Four In-Car Computers and Four Portable Printers from  
CDS NTE: \$12,200

**SUBJECT AREA:** Financial

**ACTION REQUESTED:**

Request the Board to authorize the purchase of four in-car computers and four printers from CDS in the amount of \$12,200. EMPG (Emergency Management Performance Grant) funds will be used to purchase this equipment.

**HISTORY/BACKGROUND:**

This department responds to a variety of calls and has found that in a lot of cases that computers are required to obtain different information, dependent on the type of call. Some information can be stored on the computer, while other information can be obtained online. Portable printers will be used to print other information to share with other emergency responders on scene.

**EVALUATION:**

Staff has determined that in-car computers are the best resource for keeping and obtaining information, while out in the field. It has been determined that emergency calls are very "fluid" and that quick access to information in a lot of cases can help expedite information that will aid the responders at any call.

**MANAGER'S RECOMMENDATION:**

Respectfully recommend approval.

\_\_\_\_\_  
Initials

**RESOLUTION: NOW THEREFORE, BE IT RESOLVED** by the Lenoir County Board of Commissioners that the approval of four in-car computers and four in-car printers from CDS in the amount of \$12,200.

**AMENDMENTS:**

MOVED \_\_\_\_\_ SECOND \_\_\_\_\_

APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_ UNANIMOUS \_\_\_\_\_

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Humphrey \_\_\_\_\_

Pharo \_\_\_\_\_ Stroud \_\_\_\_\_ Sutton \_\_\_\_\_

\_\_\_\_\_  
George W. Graham Jr., Chairman      05/04/09  
Date

\_\_\_\_\_  
ATTEST      05/04/09  
Date

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 05/04/09 **ITEM NO.:** 12

Resolution Authorizing the Issuance of a Blanket Purchase Order for Squires Auto Generator & Starter Service, Inc. for \$15,000 for Fiscal Year 2008-2009 for  
Vehicle Maintenance and Repairs

**SUBJECT AREAS:** Purchases / Bids

**ACTION REQUESTED:**

Approval of a Resolution authorizing the issuance of blanket purchase order for Fiscal Year 2008-2009 for Tires & Repairs 22-4511-3530 for Squires Auto Generator & Starter Service, Inc. for \$15,000.

**HISTORY/BACKGROUND:**

Beginning March 10, 2008, Lenoir County Transit began Operations in-house and will be utilizing Squires Auto Generator & Started Service, Inc. for repairs for the Fiscal Year 2008-2009.

**EVALUATION:**

This Blanket Purchase Order for Fiscal Year 2008-2009 will allow Lenoir County Transit to operate more efficient by having the Purchase Order in place when the need for the service arises.

**MANAGER'S RECOMMENDATION:**

Respectfully Recommend Approval.

INITIALS

**RESOLUTION: NOW, THEREFORE BE IT RESOLVED** By the Lenoir County Board of Commissioners that the County execute a purchase order for \$15,000 for Squires Auto Generator & Started Service, Inc. for Fiscal Year 2008-2009 for recurring Vehicle Maintenance and Repair costs.

**AMENDMENTS**

MOVED \_\_\_\_\_ SECOND \_\_\_\_\_

APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_ UNANIMOUS \_\_\_\_\_

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Humphrey \_\_\_\_\_

Pharo \_\_\_\_\_ Stroud \_\_\_\_\_ Sutton \_\_\_\_\_

\_\_\_\_\_  
George W. Graham Jr., Chairman      05/04/09  
Date

\_\_\_\_\_  
ATTEST                      05/04/09  
Date

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 05/04/09 **ITEM NO.:** 13A.

Budget Ordinance Amendment and Resolution Appropriating \$43,797 in  
American Recovery and Reinvestment Act (ARRA) Funds

**SUBJECT AREA:** Financial/Personnel

**ACTION REQUESTED:**

The Board is requested to appropriate \$43,797 in ARRA funds to be used by the County Director of Social Services for establishing a new Income Maintenance Caseworker II in the Food and Nutrition Services Program (FNS), to cover the costs of overtime for FNS staff, to hire temporary or contracted staff as needed in response to the rapid increase in the demand for Food and Nutrition service in Lenoir County.

**HISTORY/BACKGROUND:**

The American Recovery and Reinvestment Act of 2009 (ARRA) was signed into law by the President on February 17, 2009. The Act contained provisions that increased the Food and Nutrition Services benefits by 13.6%. The ARRA also allocated new administrative funds to states available from April 9, 2009 through September 30, 2009. North Carolina has allocated 90% of the ARRA funds to County Departments of Social Services. The amount of administrative funds allocated to Lenoir County is \$43,797. These funds are 100% Federal funds with no County matching requirement.

ARRA Funds may be used to pay overtime, hire new staff or contract staff to assist states and local governments with the increased demand for food assistance. The funds must be used to provide Food and Nutrition Services benefits to the residents of Lenoir County. The ARRA funds must be used by September 30, 2009.

Additional ARRA administrative funds for the Food and Nutrition program will become available on October 1, 2009 which must be used between October 1, 2009 through September 30, 2010. Lenoir County's allocation for the second round is expected to be equal to or greater than the first allocation.

**EVALUATION:**

The Food and Nutrition Services Program is designed to promote the general welfare of the population, to safeguard the health and well-being of our fellow citizens, and to raise the nutritional levels of the low income households in our County. In Lenoir County the applications for Food and Nutrition Benefits have increased by 10% this year. The total FNS cases for Lenoir County have already increased by 500 hundred cases this year and is expected to grow by another 200 cases before the end of the Fiscal Year. The increase in FNS benefits made available by the ARRA is very timely especially in light of the present economic downturn. The additional ARRA Administrative Funds are also very timely as additional manpower and overtime is needed to keep up with the rapidly increasing demand for services in the nation, the state, and in Lenoir County.

**MANAGER'S RECOMMENDATION:**

Respectfully recommend approval

\_\_\_\_\_  
**INITIALS**

**RESOLUTION: NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners appropriates \$43,797 in ARRA Administrative funds to be used by the Lenoir County Director of Social Services to assist in providing Food and Nutrition Services to the citizens of Lenoir County.

**AMENDMENTS:**

MOVED \_\_\_\_\_ SECOND \_\_\_\_\_

APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_ UNANIMOUS \_\_\_\_\_

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Humphrey \_\_\_\_\_

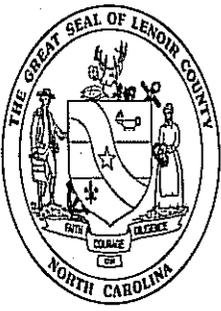
Pharo \_\_\_\_\_ Stroud \_\_\_\_\_ Sutton \_\_\_\_\_

\_\_\_\_\_  
George W. Graham Jr., Chairman      05/04/09  
Date

\_\_\_\_\_  
ATTEST                      05/04/09  
Date

BUDGET ORDINANCE AMENDMENT:  
 General Fund:  
 DSS:  
 \$43,797 Increase

Item NO. 13B



LENOIR COUNTY, NORTH CAROLINA  
 BUDGET AMENDMENT REQUEST

FY 08/09  
 Appropriations

Budget Amendment # \_\_\_\_\_  
 Date Approved \_\_\_\_\_

Distribution - Finance Office:

FUND		DEPARTMENT		LINE ITEM DESCRIPTION	
GENERAL		SOCIAL SERVICES		VARIOUS	
Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> <b>REVENUES</b>			Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> <b>EXPENDITURES</b>		
Account # and Title	Amount	Account # and Title	Amount		
<b>INCREASE</b>		<b>INCREASE</b>			
103531.3001		105310.1210			
Administrative Reimbursement	\$ 43,797	Salaries & Wages	\$ 8,916		
		105310.1810			
		Employer-FICA	\$ 553		
		105310.1811			
		Employer-Medicare	\$ 130		
		105310.1820			
		Employer-Retirement	\$ 446		
		105310.1830			
		Employer-Group Insurance	\$ 2,151		
		105310.1831			
		Employees-Overtime Compensation	\$ 10,000		
		105310.1870			
		Employer-401-K	\$ 446		
		105310.3930			
		Tempoary Employees	\$ 21,155		
Total	\$ 43,797	Total	\$ 43,797		

Reason and Justification for Request:

Line item adjustments to reflect additional allocations received. No County match required.

Department Head Approval	Date	Finance Officer Approval	Date
Budget Officer Approval	Date		
Board Approval ( When Applicable)	Date	Date of Minutes	

Finance Office - Copy

Department - Copy

Administration - Copy

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 05/04/09 **ITEM NO.** 14

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. No applications at this time.

<u>BOARD/COMMITTEE/COMMISSION</u>	<u>APPLICANT/ CURRENT MEMBER</u>	<u>TERM EXPIRATION</u>
<b>Kinston-Lenoir County Library Board</b> 2 <sup>nd</sup> Appearance	Minnie S. Moultire (Re-Appointment)	April 2015
<b>Board of Equalization and Review</b> 2 <sup>nd</sup> Appearance	Stanley Roberson, Jr. Bill Howard (Re-Appointments)	January 2012
<b>Lenoir Community College Board of Trustees</b> 2 <sup>nd</sup> Appearance	Thomas H. Salter (Appointment)	June 2013
<b>Criminal Justice Partnership Program (CJPP)</b> 1 <sup>st</sup> Appearance	Meredith Golembieski Annette Strickland Turik Dawn G. Stroud (Re-Appointments)	May 2012

**CURRENT VACANCIES:**

**Lenoir County Health Board – (1) Veterinarian, (1) Optometrist, (2) Public Members**

**Lenoir County Planning Board – Districts One (1) and Four (4)**

**Grifton Planning Board – One (1) Vacancy**

**CJPP – Three (3) Vacancies**

**Kinston Board of Adjustment – Two (2) ETJ Members; (1) Primary – (1) Alternate**

**Park and Recreation Commission – Southwood/Contentnea Districts**

**MANAGER'S RECOMMENDATION:**

\_\_\_\_\_  
Initials

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

<u>BOARD/COMMITTEE/COMMISSION</u>	<u>APPLICANT/ CURRENT MEMBER</u>	<u>TERM EXPIRATION</u>
<b>Kinston-Lenoir County Library Board</b> 2 <sup>nd</sup> Appearance	Minnie S. Moultire (Re-Appointment)	April 2015
<b>Board of Equalization and Review</b> 2 <sup>nd</sup> Appearance	Stanley Roberson, Jr. Bill Howard (Re-Appointments)	January 2012
<b>Lenoir Community College Board of Trustees</b> 2 <sup>nd</sup> Appearance	Thomas H. Salter (Appointment)	June 2013
<b>Criminal Justice Partnership Program (CJPP)</b> 1 <sup>st</sup> Appearance	Meredith Golembieski Annette Strickland Turik Dawn G. Stroud (Re-Appointments)	May 2012

**AMENDMENTS:**

MOVED \_\_\_\_\_ SECOND \_\_\_\_\_

APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_ UNANIMOUS \_\_\_\_\_

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Humphrey \_\_\_\_\_

Pharo \_\_\_\_\_ Stroud \_\_\_\_\_ Sutton \_\_\_\_\_

\_\_\_\_\_  
George W. Graham, Jr., Chairman      05/04/09  
Date

\_\_\_\_\_  
ATTEST      05/04/09  
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:

Kinston-Lenoir County Library Board

(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: Minnie S. Moultrie  
Address: P.O. Box 199  
City/State/Zip: Pink Hill, N.C. 28572  
Telephone: (Home) 568-3656 (Work) \_\_\_\_\_  
Occupation: \_\_\_\_\_  
Business Address: \_\_\_\_\_  
Age: (Optional): \_\_\_\_\_  
Number hours available per month for this position: any  
Training: \_\_\_\_\_  
Business and Civic Experience/Skills: \_\_\_\_\_

Other County Boards/Committees/Commissions presently serving on: \_\_\_\_\_

Expiration date of Term: April 2015

**Circle your voting precinct**

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

Minnie S. Moultrie  
Signature of Applicant

April 14, 2009  
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:**

Board of Equalization & Review

(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: Stanley Roberson, Jr.  
Address: 1189 Cobb Rd  
City/State/Zip: Kinston, NC 28504  
Telephone: (Home) 527-5243 (Work) 523-2657  
Occupation: Farmer  
Business Address: 1229 Cobb Rd, Kinston NC 28504  
Age: (Optional): 69  
Number hours available per month for this position: As needed.  
Training: E&R Board member for several years.  
Business and Civic Experience/Skills: \_\_\_\_\_

Other County Boards/Committees/Commissions presently serving on: \_\_\_\_\_

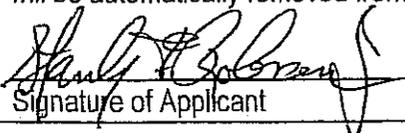
Expiration date of Term: \_\_\_\_\_

**Circle your voting precinct**

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

  
Signature of Applicant

4-14-09  
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:**

Board of Equalization & Review

(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: Bill Howard  
Address: 2858 Hugo Rd  
City/State/Zip: Gritton, NC 28530  
Telephone: (Home) 524-4875 (Work) 522-6624  
Occupation: Safety Specialist  
Business Address: P.O. Box 800 Kinston 28502  
Age: (Optional): 60  
Number hours available per month for this position: As needed.  
Training: E & R Board member for @ 8 years  
Business and Civic Experience/Skills: \_\_\_\_\_

Other County Boards/Committees/Commissions presently serving on: \_\_\_\_\_

Expiration date of Term: \_\_\_\_\_

**Circle your voting precinct**

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

Bill Howard  
Signature of Applicant

4-14-09  
Date

APPLICATION FOR APPOINTMENT  
to  
LENOIR COUNTY ADVISORY BOARDS AND COMMISSIONS

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Advisory Board/Committee/Commission interested in:

L.C.C. Board of Trustees

(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: Thomas Harold Salter  
Address: 103 Jones Ave., P.O. Box 344,  
City/State/Zip: Pink Hill, NC 28572  
Telephone: (Home) 569-3735 (Work) \_\_\_\_\_  
Occupation: Retired Principal (President of N.C. Prins./Ass't Prin. Ass.) (Hall of Fame  
Business Address: \_\_\_\_\_ State of N.C.  
Age: (Optional): 72  
Number hours available per month for this position: As many as needed  
Training: 43 years in Education  
Business and Civic Experience/Skills: Previous Board of Trustees - LCC  
Other County Boards/Committees/Commissions presently serving on: None  
Expiration date of Term: \_\_\_\_\_

Circle your voting precinct

- |   |   |
|---|---|
| K-1 (Carver Courts Recreation Center)       | Institute (Institute Methodist Church)        |
| K-2 (Old Plummer Daniel's Building)         | Moseley Hall (Frink Middle School Gym)        |
| K-3 (Fairfield Recreation Center)           | Neuse (Agricultural Center)                   |
| K-4 (Northwest Elementary School)           | Pink Hill 1 (Bethel Baptist Church)           |
| K-5 (Spillman Baptist Church)               | <u>Pink Hill 2 (Pink Hill Rescue Station)</u> |
| K-6 (Teachers Memorial School)              | Sand Hill (Sand Hill VF Department)           |
| K-7 (Emma Webb Recreation Center)           | Southwest (Southwest VF Department)           |
| K-8 (Holloway Recreation Center)            | Trent 1 (Deep Run VF Department)              |
| K-9 (Kinston Number 4 Fire Station)         | Trent 2 (Moss Hill Ruitan Building)           |
| Contentnea (Contentnea Ruitan Building)     | Vance (Army Reserve Center, Airport)          |
| Falling Creek (Banks Elementary School Gym) | 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 will be automatically removed from said Board appointment.

Thomas H. Salter

Signature of Applicant

4-06-09  
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 252-5559-6454.

Advisory Board/Committee/Commission interested in:

CTPP/DRC Advisory Board

(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: Meredith Golembieski  
Address: 301 E. King St.  
City/State/Zip: Kinston, NC 28501  
Telephone: (Home): \_\_\_\_\_ (Work): 526-4520  
Occupation: Probation/Parole Officer  
Business Address: 301 E King St, Kinston, NC 28501  
Age (Optional): \_\_\_\_\_  
Number hours available per month for this position: \_\_\_\_\_  
Training: \_\_\_\_\_  
Business and Civic Experience/Skills: \_\_\_\_\_

Other County Boards/Committees/Commissions presently serving on: CTPP/DRC

Expiration date of Term: 5/09

Circle your voting precinct

- |  |  |
|--|--|
| K-1 (Carver Courts Recreation Center)              | Institute (Institute Methodist Church) |
| K-2 (Old Plummer Daniel's Building)                | Moseley Hall (Frink Middle School Gym) |
| K-3 (Fairfield Recreation Center)                  | Neuse (Agricultural Center)            |
| K-4 (Northwest Elementary School)                  | Pink Hill 1 (Bethel Baptist Church)    |
| K-5 (Spillman Baptist Church)                      | Pink Hill 2 (Pink Hill Rescue Station) |
| K-6 (Teachers Memorial School)                     | Sand Hill (Sand Hill VF Department)    |
| K-7 (Emma Webb Recreation Center)                  | Southwest (Southwood VF Department)    |
| K-8 (Holloway Recreation Center)                   | Trent 1 (Deep run VF Department)       |
| K-9 (Kinston Number 4 Fire Station)                | Trent 2 (Moss Hill Ruitan Building)    |
| Contentnea (Contentnea Ruitan Building)            | Vance (Army Reserve Center, Airport)   |
| <u>Falling Creek (Banks Elementary School Gym)</u> | 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.

Meredith Golembieski  
Signature of Applicant

4/16/09  
Date

APPLICATION FOR APPOINTMENT  
to  
LENOIR COUNTY ADVISORY BOARDS AND COMMISSIONS

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Advisory Board/Committee/Commission interested in:

Lenoir County CJPP/DRC Advisory Board

(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: Annette W. Strickland (will be Turik after 4/25/09)  
Address: 112 E. Gordon Street 2407 Spence Drive  
City/State/Zip: Kinston, NC 28504  
Telephone: (Home) (252) 526-5178 (Work) (252) 527-5714  
Occupation: Attorney  
Business Address: 112 E. Gordon Street Kinston NC 28501  
Age: (Optional): 43  
Number hours available per month for this position: as needed for meetings  
Training: works as an attorney  
Business and Civic Experience/Skills: \_\_\_\_\_

Other County Boards/Committees/Commissions presently serving on: \_\_\_\_\_

Expiration date of Term: May 2009

Circle your voting precinct

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

Annette W. Strickland  
Signature of Applicant

April 24, 2009  
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:

Lenoir County DRC / CJPP Advisory Board

(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: Dawn G. Stroud \* \* \*

Address: 130 S. Queen St.

City/State/Zip: Kinston, NC 28501

Telephone: (Home) 252 569-0200 (Work) 252 520 5300

Occupation: Clerk of Court

Business Address: 130 S. Queen St. Kinston, NC 28501

Age: (Optional): \_\_\_\_\_

Number hours available per month for this position: when needed

Training: \_\_\_\_\_

Business and Civic Experience/Skills: Probation/Parole Officer

Other County Boards/Committees/Commissions presently serving on: None

Expiration date of Term: May 2009

Circle your voting precinct

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

Dawn G. Stroud  
Signature of Applicant

4-29-09  
Date

## PUBLIC HEARING NOTICE

This is to inform the public that a public hearing will be held on the proposed **American Recovery and Reinvestment Act of 2009 Application** to be submitted to the North Carolina Department of Transportation no later than **May 15, 2009**. The public hearing will be held on **May 4, 2009 at 1:00pm in the Lenoir County Board of Commissioner Room located at the Lenoir County Courthouse 130 S. Queen St., Kinston, North Carolina 28501** before the (governing board) **Lenoir County Board of Commissioners**. Those interested in attending the public hearing and needing either auxiliary aids and services under the American with Disabilities Act (ADA) or a language translator should contact **Sue Powell** on or before **May 1, 2009**.

The "American Recovery and Reinvestment Act, 2009" (Pub. L. 111-5; "ARRA"), signed into law by President Barack Obama on February 17, 2009, includes Federal funding for transit capital improvements, for which the intent of the legislation is to: a) preserve and create jobs and promote economic recovery; b) assist those affected negatively by the recession; c) provide investments needed to increase economic efficiency by spurring technological advances; d) invest in transportation infrastructure that will provide long-term economic benefits; and e) stabilize State and local government budgets, in order to minimize reductions in essential services and counterproductive State and local tax increases.

The Community Transportation Program provides assistance to coordinate existing transportation programs operating in **Lenoir County** as well as provides transportation options and services for the communities within this service area. These services are currently provided using **demand response, subscription, and deviated fixed routes**. Services are rendered by **Lenoir County Transit**.

The total estimated amount requested for the period **FY 2009-2011**

<u>Project Capital</u>	<u>Total Amount</u>	<u>Federal Share</u>
Replacement Vehicles	\$ <u>120,600</u>	\$ <u>120,600</u> (100%)
Expansion Vehicles	\$ <u>135,900</u>	\$ <u>135,900</u> (100%)
Associated Capital	\$ <u>110,172</u>	\$ <u>110,172</u> (100%)
Facility Improvements	\$ <u>0</u>	\$ <u>0</u> (100%)
Facility Construction	\$ <u>0</u>	\$ <u>0</u> (100%)
Advanced Technology	\$ <u>15,000</u>	\$ <u>15,000</u> (100%)
Preventive Maintenance	\$ <u>182,800</u>	\$ <u>182,800</u> (100%)
Mobility Management	\$ <u>0</u>	\$ <u>0</u> (100%)
<b>TOTAL</b>	\$ <b><u>564,472</u></b>	\$ <b><u>564,472</u></b> (100%)
	<b>Total Funding Requests</b>	<b>Total Federal Share</b>

This application may be inspected at **Lenoir County Transit, 201 E. King St., Kinston, North Carolina 28501** from **9:00am to 4:00 pm**. Written comments should be directed to **Sue Powell, Assistant Director** before **May 1, 2009**.

*End of Notice*

**Note: AN ORIGINAL COPY** of the published Public Hearing Notice must be attached to a signed Affidavit of Publication. Both the Public Hearing Notice and the Affidavit of Publication must be submitted with the ARRA grant application.

Resolution Approving the American Recovery and Reinvestment Act (ARRA) of 2009 Application for FY 2009-2011: Replacement Vehicles \$120,600, Expansion Vehicles \$135,900, Associated Capital \$110,172, Advanced Technology \$15,000 and Preventive Maintenance \$182,800: \$564,472

**SUBJECT AREA:** Financial

**ACTION REQUESTED:**

1.) Hold a Public Hearing to receive input regarding the proposed American Recovery and Reinvestment Act (ARRA) of 2009 Application; 2.) Approve the application to the North Carolina Department of Transportation/Public Transportation Division (DOT/PTD) for funding for the Lenoir County Transportation Department in the amount of \$564,472 for Replacement Vehicles \$120,600, Expansion Vehicles \$135,900, Associated Capital \$110,172, Advanced Technology \$15,000, and Preventive Maintenance \$182,800. This is funded 100% with no local match required.

**HISTORY/BACKGROUND:**

The “American Recovery and Reinvestment Act, 2009” signed into law by President Barack Obama on February 17, 2009, includes \$8.4 billion for transit capital improvements, for which the intent of the legislation is to: a) preserve and create jobs and promote economic recovery; b) assist those affected negatively by the recession; c) provide investments needed to increase economic efficiency by spurring technological advances; d) invest in transportation infrastructure that will provide long-term economic benefits; and e) stabilize State and local government budgets, in order to minimize reductions in essential services and counterproductive State and local tax increases. The ARRA provides \$680 million of the \$6.9 billion available under the Transit Capital Assistance Program, to non-urbanized areas based on 49 U.S.C. section 5311. The non urbanized area funds are apportioned based upon the non-urbanized population of each state relative to the national urbanized area and land area in non-urbanized areas, of which the State of North Carolina has been apportioned \$33 million, and, after required set-asides for intercity projects and state administration costs, North Carolina has announced the availability of approximately \$24.7 million to fund eligible transit capital projects.

**EVALUATION:**

The N.C. Department of Transportation (NCDOT) has required all transit systems interested in applying for The “American Recovery and Reinvestment Act, 2009” complete the application process followed by a Public Hearing and Public Outreach. NCDOT has encouraged each system to apply for any Capital items needed for their system. Lenoir County Transit (LCT) is requesting; three (3) Replacement Vehicles for vehicles that have met their useful life, three (3) Expansion Vehicles to allow LCT to increase ridership by have more seats available and increase our spare ratio, Fifteen (15) Bus Stop Shelters along w/ the Concrete Slabs and Labor associated with installing the shelters, Six (6) 800 mgh radios; three (3) replacements and three (3) replacements, Six (6) Lettering and Logos for each vehicle, Eighteen (18) Cell Phones (one per vehicle) with GPS Tracking Device to allow Operations to know the exact location of each driver, Preventive Maintenance on eighteen (18) vehicles, Operations Full-time Dispatcher 40% of Salary for making sure all vehicles are serviced accordingly and any repairs that need to be done. Dispatcher will also make sure a copy of each invoice is recorded in the LCT office. Lenoir County Finance will handle all accounts receivable and payable to the vendor that handles our preventive maintenance and will keep records that show accordingly and will receive funding. LCT is very excited in having this opportunity to apply for the funding.

**MANAGER'S RECOMMENDATION:**

Respectfully Recommend Approval

INITIALS

**RESOLUTION: NOW, THEREFORE BE IT RESOLVED** by the Lenoir County Board of Commissioners that the County Manager is hereby authorized to apply for the American Recovery and Reinvestment Act (ARRA) of 2009 Application for FY 2009-2011: Replacement Vehicles \$120,600, Expansion Vehicles \$135,900, Associated Capital \$110,172, Advanced Technology \$15,000, and Preventive Maintenance \$182,800 totaling \$564,472. Funded 100% with no local match required, and be it further resolved that if the funding is awarded, the Lenoir County Transportation Advisory Board, the Chairman of the Board of Commissioners, County Manager or staff so designated are authorized to execute the required

**AMENDMENTS:**

MOVED \_\_\_\_\_ SECOND \_\_\_\_\_

APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_ UNANIMOUS \_\_\_\_\_

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Humphrey \_\_\_\_\_

Pharo \_\_\_\_\_ Stroud \_\_\_\_\_ Sutton \_\_\_\_\_

\_\_\_\_\_  
George W. Graham Jr., Chairman      05/04/09  
Date

\_\_\_\_\_  
ATTEST                      05/04/09  
Date