

**LENOIR COUNTY BOARD OF COMMISSIONERS REGULAR MEETING: AGENDA
 MONDAY, MAY 5, 2014 – TIME: 9:00 A.M.
 COMMISSIONERS’ MEETING ROOM, LENOIR COUNTY COURTHOUSE
 130 S. QUEEN ST., KINSTON, N.C.**

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

PUBLIC INFORMATION: Mr. Jerry Henderson, SPCA: Update/Budget Request
 Mr. Ken Jones, EastPointe Director: Business Plan/Budget Request

CONSENT AGENDA: 5 Min.

- | | ACTION |
|---|---------------|
| 1. Approval of Minutes: Regular Board Meeting: April 22, 2014 | King/Jarman |
| 2. Resolution Approving the Releases and Refunds to the Individuals Listed Herein | Parrish |
| 3. Budget Ordinance Amendment: General Fund: DSS: \$500: Increase | Moore |
| 4. Budget Ordinance Amendment: General Fund: DSS: \$1,751: Increase | Moore |

END OF CONSENT AGENDA

PROCLAMATIONS/BUDGET ORDINANCE AMENDMENTS/RESOLUTIONS/: 45 Min.

- | | |
|--|------------------|
| 5. Resolution Honoring Retiring Employee Sheila Hardison | Moore |
| 6. Proclamation: Mental Health Month | Moore |
| 7. Proclamation: Foster Care Month | Moore |
| 8. Proclamation: Vulnerable Adults & Elder Abuse Awareness | Moore |
| 9. Proclamation Emergency Medical Services Week | Dail |
| 10. Budget Ordinance Amendment: Trust Agency Fund: Finance/Extension-Family Caregiver: \$7,000: Increase | Kelly |
| 11. Budget Ordinance Amendment: General Fund: Finance/Sheriff/Concealed Weapons: \$14,315: Increase | Martin |
| 12. Budget Ordinance Amendment: General Fund: DSS: \$19,408: Increase | Moore |
| 13. Budget Ordinance Amendment: General Fund: DSS \$23,849: Increase | Moore |
| 14. Budget Ordinance Amendment: General Fund: DSS: \$381,463 | Moore |
| 15. Resolution Authorizing Lease of New Digital Mailing System: Anza Mailing Systems: \$4,680 | Hollowell/Jarman |
| 16. Resolution Approving Purchase Order Execution for Actuarial Valuation of Health Care Plan of Lenoir County: Cavanaugh MacDonald Consulting, LLC: \$5,550 | Martin |
| 17. Resolution Approving Acceptance of Proposal and Execution of Contract for Independent Audit Services: Carr, Riggs & Ingram, LLC., LaGrange, NC | Martin |

- | | |
|--|-------------|
| 18. Resolution Authorizing Purchase Order Execution: Maximus, Inc.: Cost Allocation Plan and EMS Medicaid Reimbursement Report: \$5,750 | Dail |
| 19. Resolution Approving the Purchase of New Telephone Equipment: CenturyLink: \$537,848 | Dail |
| 20. Resolution Authorizing Purchase of Accessible Diagnostic Medical Equipment: \$8,844.67 | Huff |
| 21. Resolution to Amend Lenoir County Animal and Rabies Control Ordinance | Huff |
| 22. Resolution Approving Execution of Intergovernmental Agency Agreement and Contract, Promissory Note, and Related Documents: North Carolinas Eastern Region Development Commission | Pope/Jarman |

APPOINTMENTS: 5 Min.

- | | |
|---|--------|
| 23. Resolution Approving Citizens to Boards, Commissions, Etc. 5 Min. | Jarman |
|---|--------|

OTHER ITEMS: 10 Min.

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

ADJOURN

LENOIR COUNTY SPCA FY 2014-2015 BUDGET APPLICATION

	2012-2013 consolidated	2013-2014 PRELIMINARY	FY 2014-2015 consolidated BUDGET	./ SPCA specific + participation in shelter exp. 2014-2015	requested funding for FY 2014-2015 POUND only
EXPENSES:					
Accounting	3,478.79	2,913.11	3,400.00	1,700.00	1,700.00
Bank Charges	141.18	381.41	400.00	400.00	-
Cleaning Supplies		4,584.21	6,000.00	500.00	5,500.00
Depreciation	14,588.00	8,500.00	8,500.00	8,500.00	-
Exterminating	275.00	317.14	420.00	-	420.00
Food Purchases	11,574.25	17,157.24	15,000.00	1,000.00	14,000.00
Fundraising Cost	1,666.41	1,291.73	2,500.00	2,500.00	-
Garbage Collection	2,932.41	3,093.53	3,100.00	-	3,100.00
Insurance	5,054.72				-
accident		445.27	450.00	-	450.00
board		942.86	1,000.00	1,000.00	-
workmans comp.		3,112.80	3,300.00		3,300.00
liability		700.00	700.00		700.00
Kennel Expenses	11,176.10	6,766.46	6,700.00	-	6,700.00
Lawn Maintenance	840.00	891.43	900.00	-	900.00
Miscellaneous	1,794.92	639.91	1,000.00	500.00	500.00
Office Expense	1,908.11	2,061.57	2,000.00	1,000.00	1,000.00
Operating Equipment	1,460.13	1,548.91	1,500.00	-	1,500.00
Payroll	105,373.17	117,238.35	120,000.00	21,544.00	98,456.00
Payroll Taxes	8,459.50	9,987.46	10,150.00	2,028.00	8,122.00
Postal Service plus stamps	781.82	1,247.83	1,200.00	1,200.00	-
Printing Cost (forms)	601.80	797.14	1,000.00	500.00	500.00
Repair & Maintenance paid by county	1,709.99	2,306.93	-		-
Rescue Expense	3,229.32	4,836.63	5,000.00	5,000.00	-
Tax Prep. and Licenses	28.00	1,745.28	1,200.00	800.00	400.00
Telephone	4,247.53	4,111.40	4,500.00	1,000.00	3,500.00

LENOIR COUNTY SPCA FY 2014-2015 BUDGET APPLICATION

	2012-2013 consolidated ACTUAL	2013-2014 PRELIMINARY	FY 2014-2015 consolidated BUDGET	/. SPCA specific + participation in shelter exp. 2014-2015	requested funding for FY 2014-2015 POUND only
EXPENSES:					
Utilities	11,826.67	12,057.81	13,000.00	-	13,000.00
Vehicle	7,853.66	13,010.38	14,000.00	14,000.00	-
Vet Bills **	73,081.15	85,023.41	85,000.00	45,000.00	40,000.00
TOTAL EXPENSES CONSOLIDATED	274,082.63	307,710.20	311,920.00	108,172.00	203,748.00
TOTAL EXPENSES (SHELTER + SPCA)	274,082.63	307,710.20	311,920.00		
./ SPCA specific and participation in sh	(67,709.00)	(102,589.00)	(108,172.00)		
TOTAL EXPENSES ANIMAL SHELTER	206,373.63	205,121.20	203,748.00		
REQUESTED FUNDING SOURCES:					
City	20,000.00	20,000.00	30,000.00		
County	105,000.00	115,000.00	173,750.00		
SPCA unrestricted + thriftstore	149,082.63	172,710.20	108,170.00		
TOTAL REVENUE BUDGET	274,082.63	307,710.20	311,920.00		



LME Name:

Counties Covered in LME-MCO Catchment:

Bladen, Columbus, Duplin, Edgecombe, Greene, Lenoir, Nash, Robeson, Sampson, Scotland, Wayne, Wilson

2012 LME Catchment Population:	804, 027
2012 Medicaid Eligibles:	178, 680
2012 State Funded Consumers:	130,911

Mission:

Eastpointe works together with individuals, families, providers and communities to achieve valued outcomes in our behavioral healthcare system.

LME Website Link:

www.eastpointe.net

Initiatives for Local Business Plan Period 2013-2016

Statewide Initiatives

- ACTT/Supported Employment
- Crisis Service Enhancement
- Closer to Home (PRTF)
- IDD Waitlist

Local Initiatives (please list and prioritize in Rank Order)

- Reduce psychiatric readmissions for members/enrollees who use three or more crisis services
- Use of Services
- Financial status is stable and viable
- Claims Reimbursement
- Provider Capacity
- Provider Enrollment and Practice Standards
- Identification & Remediation of Problems

Eastpointe Human Services
Schedule D
Total Profitability
12/31/2013

Total Profitability		Medicaid Subtotal	Non-Medicaid Subtotal	Grand Total
Line #	REVENUE & EXPENSES			
	<u>REVENUES</u>			
1	Service Revenue	\$ 231,439,842	\$ 16,818,702	\$ 248,258,544
2	Administrative Revenue	\$ 26,943,640	\$ 2,432,569	\$ 29,376,209
3	Risk Reserve Revenue	\$ 5,257,653		\$ 5,257,653
4	Other Income/Revenue	\$ 13,993	\$ 43,750	\$ 57,743
5	TOTAL REVENUES	\$ 263,655,128	\$ 19,295,021	\$ 282,950,149
	<u>Service Expenses</u>			
6	Inpatient	\$ 6,941,794	\$ -	\$ 6,941,794
7	Community Support	\$ 2,460,767	\$ -	\$ 2,460,767
8	BH Long-Term Residential	\$ 9,259,112	\$ -	\$ 9,259,112
9	PRTF	\$ 8,207,917	\$ -	\$ 8,207,917
10	Case Management	\$ -	\$ -	\$ -
11	Outpatient	\$ 18,616,419	\$ -	\$ 18,616,419
12	ACTT	\$ 6,471,205	\$ -	\$ 6,471,205
13	MST	\$ 524,719	\$ -	\$ 524,719
14	IIHS	\$ 24,824,042	\$ -	\$ 24,824,042
15	Partial Hosp/Day Tx	\$ 9,402,374	\$ -	\$ 9,402,374
16	Psych Rehab	\$ 7,920,257	\$ -	\$ 7,920,257
17	Crisis Services	\$ 866,206	\$ -	\$ 866,206
18	Innovations	\$ 52,752,547	\$ -	\$ 52,752,547
19	ICF/MR	\$ 62,006,992	\$ -	\$ 62,006,992
20	1915 (b)(3) Services/(Other for Non-Medicaid)	\$ 21,847	\$ 16,596,876	\$ 16,618,723
21	Incurred But Not Reported Claims Expense	\$ 21,185,051	\$ -	\$ 21,185,051
22	Prior Period Incurred But Not Reported Claims Adjustments	\$ -	\$ -	\$ -
23	Total Service Expenses	\$ 231,461,249	\$ 16,596,876	\$ 248,058,125
	<u>Recoveries</u>			
24	TPL/COB Recoveries	\$ 279,895	\$ 101,713	\$ 381,608
25	Fraud and Abuse Recoveries	\$ -	\$ -	\$ -
26	Other Recoveries (describe)	\$ -	\$ -	\$ -
27	TOTAL NET SERVICE EXPENSES	\$ 231,181,353	\$ 16,495,163	\$ 247,676,516
	<u>Administrative Expenses</u>			
28	Salary & Wages	\$ 7,277,441	\$ 1,031,578	\$ 8,309,019
29	Payroll Benefits & Expenses	\$ 2,336,375	\$ 472,998	\$ 2,809,374
30	Professional Services	\$ 2,218,890	\$ 289,758	\$ 2,508,649
31	Supplies & Materials	\$ 991,102	\$ 127,683	\$ 1,118,785
32	Travel & Vehicles	\$ 128,805	\$ 18,458	\$ 147,263
33	Utilities & Postage	\$ 555,912	\$ 81,043	\$ 636,955
34	Capital Expenses	\$ 77,164	\$ 12,077	\$ 89,241
35	Other Expenses	\$ 429,460	\$ 61,779	\$ 491,239
36	DD Treatment Planning	\$ 5,532,859	\$ -	\$ 5,532,859
37	MH/SA Treatment Planning	\$ 2,783,145	\$ -	\$ 2,783,145
38	Property Expenses	\$ 1,023,914	\$ 137,430	\$ 1,161,345
39	Total Administrative Expenses	\$ 23,355,067	\$ 2,232,806	\$ 25,587,873
40	Risk Reserve Set Aside	\$ 5,257,961		\$ 5,257,961
41	TOTAL EXPENSES & RISK RESERVE SET-ASIDE	\$ 259,794,381	\$ 18,727,969	\$ 278,522,350
42	EARNINGS FROM OPERATIONS	\$ 3,860,747	\$ 567,052	\$ 4,427,799
43	Other income/(loss)	\$ -	\$ -	\$ -
44	PROFIT OR (LOSS)	\$ 3,860,747	\$ 567,052	\$ 4,427,799

Mission Statement

Eastpointe works together with individuals, families, providers, and communities to achieve valued outcomes in our behavioral healthcare system.



Functions of the LME/MCO

24/7/365 Access to Care

Review of Service Requests

Care Coordination

Provider Network Development / Monitoring

Grievance and Appeals

Quality Improvement (Data Driven)

Other Business Ops (IT, HR, Finance, etc)

Claims Processing / Provider Payment



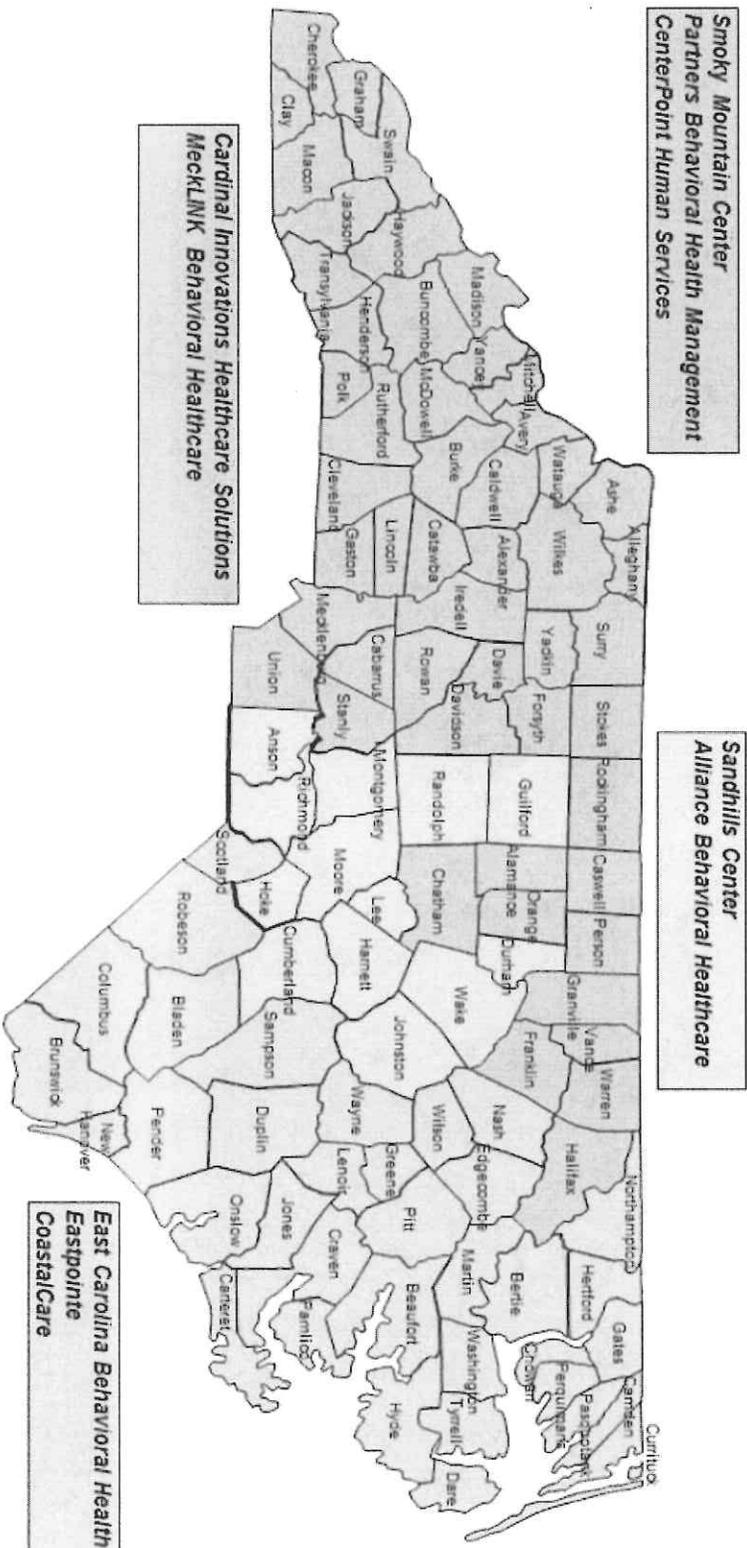
Business Plan Initiatives (Highlights)

- Transition to Community Living (DOJ Settlement)
- Reduce Crisis and ER wait time
- Identify high cost/high need clients of both behavioral health and physical health
- Decrease readmission rates into hospitals
- Maintain Provider Network that meets needs
- Link individuals with an Intellectual / Developmental Disability who are on the registry of unmet needs to services.
- Move children who are in Psychiatric Rehabilitation Treatment Facilities closer to home.

Where is the State going

- Managing Integrated Care
- Fewer MCO's (4) Regional (support a Public Option plan...Secretary of Health and Human Services reports to the General Assembly her recommendation in March 2014.)

Proposed Local Management Entity - Managed Care Organizations (LME-MCOs) As of 12/13/13



What do we maintain

- Culture of the Organization
 - Customer Service
 - Professional, fair, and systematic approach of ensuring our members get the right service, the right amount, and at the right time.
- Local Presence
- Care and Support of Staff
- Vision of being a business that provides managed care, stays connected to the member and is a good steward of the public funds.

Financial Report

January 1, 2013 – December 31, 2013

- **Total Revenues** **\$282,950,149**
- **Total Risk Reserve/Expense** **\$278,522,350**
- **Earnings from Operations** **\$ 4,427,799**



MINUTES

LENOIR COUNTY BOARD OF COMMISSIONERS

April 22, 2014

The Lenoir County Board of Commissioners met in open session at 4:00 p.m. on Tuesday, April 22 2014, in the Board of Commissioners' Main Meeting Room in the Lenoir County Courthouse at 130 S. Queen St., Kinston, NC.

Members present: Chairman Craig Hill, Vice-Chairman Jackie Brown and Commissioners, Roland Best, Reuben Davis, Eric Rouse, and Mac Daughety.

Members Absent: Linda Rouse-Sutton

A motion was made by Ms. Brown and second by Mr. Davis to excuse Linda Rouse-Sutton.

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

Chairman Hill called the meeting to order at approximately 4:08 p.m. Ms. Brown offered the Invocation and Mr. Daughety led the audience in the Pledge of Allegiance.

PUBLIC INFORMATION:

Ms. Marie Whaley stated her concerns pertaining to the EMS Non-Emergency Transport service closing its doors effective June 30, 2014. Ms. Whaley stated it was not a good idea for Lenoir County to place Non-Emergency Services into the hands of a private carrier. Ms. Whaley stated Lenoir County has done such a wonderful job, and the citizens of Lenoir County are familiar, and comfortable with the Non-Emergency Transport staff. Ms. Whaley stated to delete transport services is a big disappointment to the citizens of Lenoir County. Ms. Whaley stated she has a son who was involved in a car accident several years ago, and Transport Services have been very good to him. Ms. Whaley stated her son has a major brain injury, and the doctors are currently doing research to help her family with his medical issues. Ms. Whaley stated she does not feel a private agency could provide better services, and Lenoir County should not do away with the Non-Emergency Transports. Mr. Jarman stated if at any time Ms. Whaley feels she is not being treated fairly by the private agency, contact Mr. Roger Dail, Emergency Services Director. Mr. Hill stated the County has considered several options, and it was very hard to come to the conclusion to shut the services down. Mr. Hill thanked Ms. Whaley for sharing her concerns with the Board.

CONSENT AGENDA:

Upon a motion by Ms. Brown and a second by Mr. Daughety, the consent agenda was unanimously approved.

1. Approval of Minutes: Board Meeting: April 07, 2014

PUBLIC HEARING/RESOLUTIONS

Item 2A was a Public Hearing Regarding the Proposed Lenoir County Transit Job Access and Reverse Commute (JARC) Grant for FY 14-15. Upon a motion by Mr. Daughety and a second by Ms. Brown the Board opened the Public Hearing at 4:22 p.m. Mr. Chris Harper, Transit Director, stated the Transit Department is applying for a grant in the amount of \$110,446. The Grant requires a local match share of \$55,223 and those funds will be matched by the Rural Planning Organization (RPO) Program. Mr. Harper stated this grant will provide dedicated routes for employers throughout Lenoir County. Mr. Harper stated in speaking with officials of Sanderson Farms and Mark Pope, Economic Development Director, one of the things they are looking at is access to reliable transportation, which is a big problem for many Lenoir County employees. Mr. Harper stated that accessing JARC Funds would help the Transit Department to fine tune the service to employers. Mr. Harper stated Transit has never done anything like this, creating an employment related route. Mr. Harper stated this will be a great asset to Lenoir County. Upon a motion by Mr. Daughety and a second by Ms. Brown, the Public Hearing Closed at 4:35 p.m.

Item No. 2B was a Resolution Supporting Lenoir County's Application for a Grant for the Public Transportation Program. Upon a motion made by Mr. Davis and second by Mr. Daughety, Item No. 2B was unanimously approved.

Item No. 2C was a Resolution Authorizing Persons to Execute Required Documents for the Job Access and Reverse Commute Grant: FY 14-15. Upon a motion made by Mr. Davis and second by Mr. Daughety, Item No. 2C was unanimously approved.

BUDGET ORDINANCE AMENDMENT/RESOLUTIONS:

Item No. 3 was a Proclamation Declaring May 13, 2014, as St. Baldrick's Day in Lenoir County. Mr. Rouse read the proclamation for members of the Board and viewing public. Ms. Jean Culbreth, member of the St. Baldrick's Day Committee, stated the proclamation was very special to the committee, the Kinston Fire Department and the Lenoir County Volunteer Fire Departments. Ms. Culbreth stated St. Baldrick's is recognized as the leader in private funding for research in the fight of childhood cancers. Ms. Culbreth stated the proclamation is being dedicated in honor of two-year old Molly Jean Wade, who recently had a brain tumor removed. Ms. Culbreth echoed great appreciation to the Board, for the opportunity to share and making the proclamation possible. Ms. Culbreth stated, as of today's date, the number of volunteers shaving their heads on St. Baldrick's Day was at 100. Upon a motion by Mr. Davis and second by Ms. Brown, Item No. 3 was unanimously approved.

Item No. 4 was a Resolution Authorizing the Extension of a Copier/Printer/Scanner Lease for 24 Months: Copy/Pro/J&M Leasing: \$5,700. Mr. Dail stated the Emergency Service Department requires the use of a copier, on a daily basis for the four divisions that operate within the department. Mr. Dail stated the current copier lease expired in February 2014, and he would like to extend the lease for an additional 24 months to coincide with the County's RFP for all copying equipment. Upon a motion by Mr. Daughety and second by Ms. Brown, Item No. 4 was unanimously approved.

Item No. 5 was a Resolution Authorizing Execution of a Copier/Printer Lease: Daughety Office Equipment: \$8,167.42. Ms. Amanda Conner, Administrative Assistance with Economic Development, stated the Economic Development Department's current copier is showing signs of wear when printing materials. Ms. Conner stated color printing is needed for the department and will save the department money from having to outsource the printing of marketing materials. Ms. Conner stated she would like to extend the lease for an additional 22 months, which will coincide with the County's current copier lease program. Mr. Jarman stated this is the only color copier left in the county. Upon a motion by Mr. Daughety and second by Mr. Best, Item No. 5 was unanimously approved.

Item No. 6 was a Resolution Approving Citizens to Boards. Upon a motion by Ms. Brown and second by Mr. Daughety, the Board unanimously approved the 2nd Appearance appointments.

<u>BOARD/COMMITTEE/COMMISSION</u>	<u>APPLICANT/ CURRENT MEMBER</u>	<u>TERM EXPIRATION</u>
Board of Equalization and Review	Walter D. LaRoque, IV 2nd Appearance	
Kinston-Lenoir County Public Library	Lloyd Moody (Re-Appointment) Mary T. Williams 2nd Appearance	
Eastern Carolina Workforce Development	Dr. Brantley Briley (Re-Appointment) 1st Appearance	
Eastern Carolina Council	Elaine Patterson (Re-Appointment) 1st Appearance	

Item No. 7 was Items of Interest from the County Manager and Board of Commissioners. Mr. Jarman shared the March 2014 Lenoir County Inspection & Permit/Inspections Report and the March 2014 Financial Performance Summary of Revenues & Expenditures. Mr. Jarman stated the next meeting will include a Budget Work Session immediately following the regular scheduled Board meeting. Mr. Jarman stated Denise Bell, Administrative Assistant with the Lenoir County Health Department, was named Professional Administrative Assistant of the Year by the Chamber of Commerce.

Mr. Hill reminded the Board of the dinner, at the Cooperative Extension Office. Mr. Hill gave his condolences to the family of Mr. Coley Little. Mr. Little was a local citizen and former basketball coach of 35 years. Mr. Hill stated Mr. Little served with the Lenoir County Parks and Recreation Department for many years and will be greatly missed by the community. Mr. Little's funeral will be on Thursday, April 24, 2014. Ms. Brown asked to be excused from the TACC 9 Program on Thursday; Mr. Daughety agreed to fill in for Ms. Brown.

Upon a motion by Mr. Hill and a second by Ms. Brown, the meeting was adjourned at 4:36 p.m.

Respectfully submitted,


Vickie F. King
Clerk to the Board

Reviewed By


Michael W. Jarman
County Manager

INTRODUCED BY: Michael W. Jarman, County Manager **DATE** 5/5/2014 **ITEM NO.** 2

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

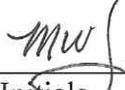
<u>YEAR</u>	<u>NAME</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>	<u>REASON</u>
2011	Robert Wiggins & Gloria	53991	\$448.66	Legal Exemption
2012	Robert Wiggins & Gloria	53991	262.56	Legal Exemption
2011	Havana Clark	4820	576.89	Corrected Listing
2012	Havana Clark	4820	534.41	Corrected Listing
2013	Havana Clark	4820	511.66	Corrected Listing
2012	Tommie Batchelor	1523	273.14	Adjusted Value
2013	Tommie Batchelor	1523	258.03	Adjusted Value
2009	Mobile Storage Group Inc.	65571	3,885.48	Out of Business
2010	Dorothy Brown	3089	338.93	Corrected Listing
2011	Dorothy Brown	3089	324.63	Corrected Listing
2012	Ella Miller	42775	300.62	Corrected Listing
2012	House of Wang Inc.	13867	406.13	Adjusted Value
2013	House of Wang Inc.	13867	382.59	Adjusted Value
2012	Reggie Dawson	6902	176.22	Corrected Listing
2013	Reggie Dawson	6902	149.59	Corrected Listing
2013	Alma Avilez	67222	162.79	Corrected Listing

REFUNDS

<u>YEAR</u>	<u>NAME</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>	<u>REASON</u>
2013	Sovereign Real Estate Corp.	23226	\$11,680.00	Double Billed
2008	Lasheika Lofton	65873	277.97	Corrected Listing
2013	Alejandro Del Valle	51334	1,184.78	Corrected Listing
2013	Alejandro Del Valle	51334	1,155.23	Corrected Listing
2013	Alejandro Gonzales	49730	2,443.10	Corrected Listing
2013	Alejandro Del Valle	51334	1,052.82	Corrected Listing
2013	Alejandro Del Valle	51334	1,137.05	Corrected Listing
2013	Alejandro Del Valle	51334	993.71	Corrected Listing
2010	Alejandro Del Valle	51334	1,221.28	Corrected Listing

MANAGER'S RECOMMENDATION:

Respectfully Request Approval.



Initials

RESOLUTION: NOW THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners that approving the releases and refunds as set above.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Davis _____ Brown _____ Best _____ Daughety _____
Hill _____ Rouse _____ Sutton _____

Craig Hill, Chairman

Date

ATTEST

05/05/2014
Date

BUDGET ORDINANCE AMENDMENT:
General Fund:
DSS:
\$500 Increase

Item NO 3



LENOIR COUNTY, NORTH CAROLINA
BUDGET AMENDMENT REQUEST

FY 13/14'
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"/> REVENUES		Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> EXPENDITURES	
Account # and Title	Amount	Account # and Title Amount	
INCREASE 103531-3001 ADMIN REIMBURSEMENT	\$ 500	INCREASE 105370-1150 ADV PAYMENT-DISABILITY DETERMINATION	\$ 500.00
Total	\$ 500	Total	\$ 500
Reason and Justification for Request: INCREASE OF \$ 500 DUE TO UNANTICIPATED CLIENT NEEDS. FUNDS ARE 100% REIMBURSED BY DISABILITY DETERMINATION.			
Department Head Approval	Date	Finance Officer Approval	Date
<i>Susan E Moore</i>	4/15/2014	<i>Martha H. Martin</i>	4/16/2014
Budget Officer Approval	Date		
<i>AWJ</i>	4/16/14		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy

Department - Copy

Administration - Copy

BUDGET ORDINANCE AMENDMENT:

General Fund:

DSS:

\$1,751 Increase

Item No. 4



LENOIR COUNTY, NORTH CAROLINA
BUDGET AMENDMENT REQUEST

FY 13/14'
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"/> REVENUES Line Item Transfer: <input type="checkbox"/>		Check One Box New Appropriation: <input checked="" type="checkbox"/> EXPENDITURES Line Item Transfer: <input type="checkbox"/>	
Account # and Title	Amount	Account # and Title Amount	
INCREASE 103531-3001 ADMIN REIMBURSEMENT	\$ 1,751	INCREASE 105372-1151 CRISIS - CP&L	\$ 1,751.00
Total	\$ 1,751	Total	\$ 1,751
Reason and Justification for Request:			
INCREASE OF \$ 1751 DUE TO NEW ALLOCATION FROM STATE, FUNDS ARE 100% STATE FUNDED.			
Department Head Approval	Date	Finance Officer Approval	Date
<i>Susan E Moore</i>	4/15/2014	<i>Martie H. Martin</i>	4/16/2014
Budget Officer Approval	Date		
<i>MW Jarman</i>	4/16/14		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy

Department - Copy

Administration - Copy

Item No. 5

A RESOLUTION HONORING SHEILA HARDISON

WHEREAS, the Lenoir County Board of County Commissioners wishes to proudly acknowledge and to publicly recognize employees retiring from the Lenoir County Department of Social Services; and,

WHEREAS, Ms. Sheila Hardison was employed by the County Director of Social Services as an Income Maintenance Caseworker I on April 10, 1995; and,

WHEREAS, Ms. Sheila Hardison's position was reclassified to an Income Maintenance Caseworker II on April 10, 1996; and,

WHEREAS, Ms. Sheila Hardison was reassigned to a Child Support Agent I position on May 11, 1998; and,

WHEREAS, Ms. Sheila Hardison's position was reclassified to a Child Support Agent II on January 1, 2003; and,

WHEREAS, Ms. Sheila Hardison has dedicated her professional career at the Lenoir County Department of Social Services to public service and to the citizens of Lenoir County; and,

WHEREAS, Ms. Sheila Hardison submitted her notice of retirement from the Lenoir County Department of Social Services effective May 1, 2014; and,

WHEREAS, Ms. Sheila Hardison will retire with nineteen years of service from the Lenoir County Department of Social Services.

THEREFORE BE IT RESOLVED, this the 5th Day of May in the Year 2014 of our Lord, that the Lenoir County Board of County Commissioners proudly recognizes Ms. Sheila Hardison for her efforts, commitment and compassion that she has so freely given to the citizens of Lenoir County and be it further resolved a copy of this Resolution be transmitted to Ms. Sheila Hardison by the Clerk to the Board of County Commissioners of Lenoir County.

BOARD OF COMMISSIONERS OF LENOIR COUNTY

BY: _____
Mr. Craig Hill, Chairman

ATTEST: _____
Clerk to the Board of Lenoir County Commissioners

DATE: May 5, 2014

PROCLAMATION

May is Mental Health Month in Lenoir County

WHEREAS, mental health is essential to everyone’s overall physical health and emotional well-being and caring for your mind as well as your body is good for your overall health and vital for success in personal life, at work, and at school; and

WHEREAS, mental illness will strike nearly one in four adults and children in a given year, regardless of age, gender, race ethnicity, religion, or economic status; and

WHEREAS, an estimated two-thirds of adults and young people who have mental health disorders are not receiving the help they need; and

WHEREAS, the cost of untreated and mistreated mental illnesses and addictive disorders to American businesses, governments, and families has grown to \$100 billion annually; and

WHEREAS, community-based services that respond to individual and family needs are cost-effective and beneficial to consumers and the community; and

WHEREAS, Eastpointe Human Services is engaged in helping people to achieve healthy minds and healthy lives; and

WHEREAS, Eastpointe Human Services has observed May as “**Mental Health Month**” to raise awareness and understanding of mental illness and mental health.

NOW, THEREFORE, BE IT RESOLVED that the Lenoir County Board of Commissioners do hereby proclaim May 2014 Mental Health Month in the County of Lenoir. As County Commissioners we also call upon all citizens, government agencies, public and private institutions, businesses and schools to recommit our community to increasing awareness and understanding of mental illness and the need for appropriate and accessible services for all people with mental illness.

So proclaimed this the 5th day of May. 2014.

Craig Hill, Chairman

Date

Clerk to the Board

Proclamation Foster Care Month 2014

WHEREAS, there were approximately 8,461 children of all ages in the North Carolina foster care system as of November 2013; and

WHEREAS, it is our goal to provide our children in foster care with safe, stable and nurturing family environments; and

WHEREAS, everyday citizens choose to become foster parents and open their homes, hearts and lives to these children; and

WHEREAS, there were approximately 1,329 children adopted from foster care in North Carolina as of July 2013; and

WHEREAS, the State of North Carolina joins individuals, communities, and public and private organizations in efforts to ensure the safety and well-being of foster children; and celebrates the contributions of foster parents and child welfare professionals who volunteer their time, energy, and talents on behalf of children in foster care;

NOW, THEREFORE, I, Craig Hill, Chairman, Lenoir County Board of County Commissioners, do hereby proclaim May 2014 as FOSTER CARE MONTH in Lenoir County, North Carolina and commend its observance to all citizens.

Mr. Craig Hill, Chairman
Lenoir County Board of County Commissioners

May 5, 2014

DATE

PROCLAMATION

Item No. 8

VULNERABLE ADULTS AND ELDER ABUSE AWARENESS

2014

WHEREAS, the State of North Carolina recognizes World Elder Abuse Awareness Day on June 15, 2014; and

WHEREAS, national and international research reveals that abuse, neglect and exploitation of vulnerable and older adults are grossly underreported; and

WHEREAS, North Carolina's vulnerable and older adults of all socio-economic, racial, and ethnic backgrounds may be targets of abuse, neglect or exploitation which occurs in families, long-term care facilities and communities; and

WHEREAS, the State of North Carolina enacted the nation's first elder abuse law in 1973, aimed at protecting older adults and vulnerable adults ages 18 to 59 with disabilities, and increasingly recognizes the need for a comprehensive system of protection for vulnerable and older adults; and

WHEREAS, protecting North Carolina's vulnerable and older adults is a community responsibility and all citizens are charged under State law to report suspected abuse, neglect or exploitation to their local County Department of Social Services; and

WHEREAS, in fiscal year 2013, more than 21,000 reports of abuse, neglect or exploitation of vulnerable and older adults were made to North Carolina's 100 County Departments of Social Services; and

WHEREAS, the Division of Aging and Adult Services partners with County Departments of Social Services to offer a statewide Adult Protective Services Program and with Area Agencies on Aging, to increase awareness about elder abuse through its Long Term Care Ombudsman Program, and with the State Attorney General's Office to assist victims of telemarketing scams; and other forms of consumer fraud; and

WHEREAS, by 2025, of North Carolina's 100 counties, 86 are projected to have more citizens age 60 and over, than citizens age 17 and under, and 1 in 4 North Carolinians will be age 60 and older; and

WHEREAS, Mothers' and Fathers' Days are national holidays intended to honor, respect, and promote the dignity and well-being of our parents;

NOW, THEREFORE, I, Craig Hill, Chairman of the Lenoir County Board of County Commissioners, do hereby proclaim May 9, 2014 to June 16, 2014, as "VULNERABLE ADULTS AND ELDER ABUSE AWARENESS DAYS" in Lenoir County, North Carolina and encourage our citizens to participate in community efforts to support and improve the safety and well-being of vulnerable and older adults and secure their right to live free of abuse, neglect and exploitation.

Mr. Craig Hill, Chairman
Lenoir County Board of County Commissioners

May 5, 2014
Date

PROCLAMATION

EMERGENCY MEDICAL SERVICES WEEK

MAY 18-24, 2014

WHEREAS, emergency medical services is a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, medical dispatchers, firefighters, educators, administrators, and others; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week;

NOW; THEREFORE, WE, THE BOARD OF COMMISSIONERS OF LENOIR COUNTY, NC, do hereby proclaim May 18 - 24, 2014, as “**EMERGENCY MEDICAL SERVICES WEEK**” in Lenoir County and urge our citizens to acknowledge the contributions of these loyal public servants and encourage the community to observe this week with appropriate programs, ceremonies, and activities.

Date

By: Craig Hill, Chairman, Lenoir County Board of Commissioners

Date

Attested by: Clerk, Lenoir County Board of Commissioners

Item NO. 10

BUDGET ORDINANCE AMENDMENT: TRUST AND AGENCY FUND: FINANCE/EXTENSION-FAMILY CAREGIVER: \$7,000. INCREASE



LENOIR COUNTY, NORTH CAROLINA
BUDGET AMENDMENT REQUEST

FY 2013 - 2014
 Appropriations

Budget Amendment # _____
 Date Approved _____

Distribution - Finance Office:

FUND		DEPARTMENT		LINE ITEM DESCRIPTION	
TRUST AND AGENCY		FINANCE/EXTENSION-FAMILY CAREGIVER		VARIOUS	
Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/>			Check One Box New Appropriation: <input type="checkbox"/> Line Item Transfer: <input checked="" type="checkbox"/>		
REVENUES			EXPENDITURES		
Account # and Title	Amount	Account # and Title	Amount		
INCREASE 70-3495-3300 SMART START - EXTENSION	7,000.00	INCREASE 70-4951-6000 EXTENSION FAMILY CARGIVER	7,000.00		
Total	7,000.00	Total	7,000.00		

Reason and Justification for Request:
 BUDGET AMENDMENT TO INCREASE THE BUDGETED AMOUNTS OF THE PARTNERSHIP FOR CHILDREN PROGRAM. THE ORIGINAL BUDGET FOR THIS PROGRAM WAS FUNDED AT \$101,723., HOWEVER, IN AUGUST THE COUNTY RECEIVED NOTIFICATION THE PROGRAM WAS BEING CUT BY \$54,094. THE COUNTY THEN RECEIVED NOTIFICATION THE PROGRAM WOULD RECEIVE ADDITIONAL FUNDING IN THE AMOUNT OF \$3,233. AND \$4,718. FOR A TOTAL INCREASE OF \$7,951., BRINGING THE TOTAL BUDGET AMOUNT TO \$55,580. THE COUNTY RECEIVED AN ADDITIONAL FUNDING CONTRACT IN THE AMOUNT OF \$7,000. ON APRIL 15TH TO BRING THE TOTAL BUDGETED AMOUNT TO \$62,580.

Department Head Approval <i>Jammy D Kelly</i>	Date 4/21/14	Finance Officer Approval <i>Martha H. Martin</i>	Date 4/24/2014
Budget Officer Approval <i>M. W. Jarman</i>	Date 4/24/14		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy

Department - Copy

Administration - Copy

item NO. 11

BUDGET ORDINANCE AMENDMENT: GENERAL FUND: FINANCE/SHERIFF/CONCEALED WEAPONS: \$14,315. INCREASE



LENOIR COUNTY, NORTH CAROLINA
BUDGET AMENDMENT REQUEST

FY 2013 - 2014
 Appropriations

Budget Amendment # _____
 Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION	
GENERAL FUND	FINANCE/SHERIFF/CONCEALED WEAPONS	VARIOUS	
Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> REVENUES		Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> EXPENDITURES	
Account # and Title	Amount	Account # and Title Amount	
<u>INCREASE</u>		<u>INCREASE</u>	
10-3991-9910 FUND BALANCE APPROPRIATED	14,315.00	10-4312-1260 SALARIES & WAGES PART-TIME	3,600.00
		10-4312-1810 EMPLOYER-FICA	225.00
		10-4312-1811 EMPLOYER-MEDICARE	55.00
		10-4312-2600 OFFICE SUPPLIES	3,000.00
		10-4312-2900 OTHER SUPPLIES	3,000.00
		10-4312-5999 CAPITAL ITEMS <\$5000	4,435.00
Total	14,315.00	Total	14,315.00

Reason and Justification for Request:
 BUDGET AMENDMENT TO APPROPRIATE FUNDS FROM THE CONCEALED WEAPON PERMITTING AND RENEWALS. BASED UPON GS 14-415-19, \$35 FROM EACH CONCEALED CARRY PERMIT AND EACH CONCEALED CARRY RENEWAL ARE TO BE USED BY THE SHERIFF'S DEPARTMENT TO ADMINISTER THIS ARTICLE AND ANY OTHER LAW ENFORCEMENT PURPOSE. THE COMMISSIONERS APPROVED THE HIRING OF A PART-TIME CLERK TO HELP WITH THESE DUTIES ON MARCH 3, 2014-ITEM #9, THIS BUDGET AMENDMENT SETS UP THE REVENUES RECEIVED FOR THE FIRST SEVEN MONTHS OF FY13-14.

Department Head Approval	Date	Finance Officer Approval	Date
<i>Martha H. Martin</i>	4-24-2014	<i>Martha H. Martin</i>	4-24-2014
Budget-Officer Approval	Date		
<i>M. Jarman</i>	4/24/14		
Board Approval (When Applicable)	Date	Date of Minutes	

BUDGET ORDINANCE AMENDMENT:

General Fund:

DSS:

\$19,408 Increase

Item No. 12



LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 13/14
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"/> REVENUES		Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> EXPENDITURES
Account # and Title	Amount	Account # and Title Amount
INCREASE 103531-3001 ADMIN REIMBURSEMENT	\$ 19,408	INCREASE 105372-1150 CRISIS INTERVENTION STATE \$ 19,408.00
Total	\$ 19,408	Total \$ 19,408
Reason and Justification for Request: INCREASE OF \$ 19408 DUE TO NEW ALLOCATION FROM STATE, FUNDS ARE 100% STATE FUNDED.		
Department Head Approval	Date	Finance Officer Approval Date
<i>Susan E Moore</i>	4/15/2014	<i>Martha H. Martin</i> 4-16-2014
Budget Officer Approval	Date	
<i>M.W. Jarman</i>	4/16/14	
Board Approval (When Applicable)	Date	Date of Minutes

Finance Office - Copy

Department - Copy

Administration - Copy

BUDGET ORDINANCE AMENDMENT:

General Fund:

DSS:

\$23,849 Increase

Item No. 13



LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 13/14
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"/> REVENUES		Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> EXPENDITURES
Account # and Title	Amount	Account # and Title Amount
INCREASE 103531-3001 ADMIN REIMBURSEMENT	\$ 23,849	INCREASE 10-5372-1156 LIEAP-Vendor Payments
		\$ 23,849.00
Total	\$ 23,849	Total \$ 23,849

Reason and Justification for Request:
 INCREASE OF \$ 23849 DUE TO NEW ALLOCATION FROM STATE, FUNDS ARE 100% STATE FUNDED.

Department Head Approval	Date	Finance Officer Approval	Date
<i>Susan E Moore</i>	4/15/2014	<i>Martha H. Martin</i>	4-16-2014
Budget Officer Approval	Date		
<i>M. W. Jarman</i>	4/16/14		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy

Department - Copy

Administration - Copy

BUDGET ORDINANCE AMENDMENT:

General Fund:

DSS:

\$381,463 Decrease

Item No. 14



LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 13/14
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"/> REVENUES		Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> EXPENDITURES	
Account # and Title	Amount	Account # and Title Amount	
DECREASE 103585-3990 CHILD CARE DEVELOPMENT FUND	\$ (381,463)	DECREASE 105351-4974 CHILD CARE DEVELOPMENT FUND	\$ (381,463.00)
Total	\$ (381,463)	Total	\$ (381,463)
Reason and Justification for Request: STATE CUT TO CHILD CARE DEVELOPMENT FUND IN THE AMOUNT OF \$ 381,463, FUNDS ARE 100% STATE FUNDED			
Department Head Approval	Date	Finance Officer Approval	Date
<i>Jessie E Moore</i>	4/15/2014	<i>Marcia H. Martin</i>	4/16/2014
Budget Officer Approval	Date		
<i>M. W. Jarman</i>	4/16/14		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy

Department - Copy

Administration - Copy

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 5/05/14 **ITEM NO.** 15

RESOLUTION: Authorizing Lease of New Digital Mailing System: Anza Mailing Systems: \$4,680 Per Year (\$390 per month).

SUBJECT AREA: Purchases - Bids

ACTION REQUESTED: The Board is requested to authorize a 69 month Digital Mailing System lease with Anza Mailing Systems in the amount of \$4,680 per year (\$390 per month) and authorize the Assistant County Manager to execute the agreement on behalf of the County.

HISTORY/BACKGROUND: For many years the County had postage machines located in the Courthouse, the Health Department, and the Department of Social Services. In 2004, the County eliminated the postage machine located at the Health Department, moved the Courthouse postage machine to the Administration Building, and entered into a five (5) year Pitney Bowes lease, in the amount of \$11,040 per year. In 2009, The County entered into a five (5) year lease for a new Digital Mailing System with Anza Mailing Systems, in the amount \$6,480 per year. That lease expires June 30, 2014. During 2013, the Department of Social Services did not renew the lease on their postage machine and began using the machine located in the Administration Building. All County Departments now utilize the postage machine located in the Administration Building.

EVALUATION: 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 lease with Anza Mailing Systems expires June 30, 2014. All County Departments now use the postage machine located in the Administration Building. The County will lease a new Digital Mailing System from Anza Mailing Systems at a cost of \$4,680 per year (\$390 per month). The lease includes all equipment, meter rental, maintenance, unlimited resets, software updates, rate change protection, delivery and removal of the old machine, installation, unlimited service calls, loaner units, yearly preventative maintenance, operator training, and initial supplies.

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 5/5/14 **ITEM NO.** 16

RESOLUTION: Approving Purchase Order Execution for Actuarial Valuation of Health Care Plan of Lenoir County: Cavanaugh Macdonald Consulting, LLC: \$5,500.

SUBJECT AREA: Financial

ACTION REQUESTED: The Board is requested to authorize the Finance Officer to execute a purchase order to Cavanaugh Macdonald Consulting, LLC to prepare an Actuarial Valuation Study of the Lenoir County Health Care Plan in an amount not to exceed \$5,500.

HISTORY/BACKGROUND: In 2004 the Government Accounting Standards Board (GASB) issued Statements 43 and 45 regarding the accounting and reporting requirements for “Other Post-Employment Benefits” (OPEB). These two statements created issues that management must address beyond the basics of accounting and reporting. Statement 43 established accounting and reporting standards for post-employment benefit plans established as “irrevocable trusts”. Statement 45 established the accounting and reporting requirements for an employer’s expenses and liabilities related to their post-employment benefit plan regardless of how it is funded. Statement 45 requires the calculation of actuarial liabilities for benefits related to past service and assess to what extent those benefits have been funded. It will provide information for the assessment of future cash needs to fund OPEB Plans.

Other post-employment benefits are defined as those benefits paid at retirement, that are not offered through a pension plan **and** post-employment healthcare regardless of how long it is provided. OPEB can include such items as life insurance, disability insurance, and long-term care insurance for retirees and their dependents. Post-employment healthcare; however, is always classified as a post-employment benefit regardless of whether or not it is included in a pension plan. Statement 45 affects every local government unit that offers post-employment benefits.

EVALUATION: An actuarial study of Lenoir County’s post-employment benefits is **required** to be conducted under GASB Statements 43 and 45. Preparation of the study was phased in over a three (3) year period based on the size of the unit of government. Lenoir County’s first study was completed in FY07-08. The results of these studies will be presented to the Board prior to budget work sessions. The Board can use these studies to assess the future liability of the County’s post-employment benefits package and determine if changes need to be made to the plan. The North Carolina Association of County Commissioners and the North Carolina League of Municipalities have entered into a long term arrangement with Cavanaugh Macdonald Consulting, LLC to prepare the actuarial studies at a reduced rate for all units of government in North Carolina. **This study must be updated each year.**

MANAGER'S RECOMMENDATION:

Respectfully recommend approval. 

RESOLUTION: NOW THEREFORE BE IT RESOLVED that the Board authorizes the Finance Officer to execute a purchase order to Cavanaugh Macdonald Consulting, LLC, to prepare an Actuarial Valuation Study of the Lenoir County Health Care Plan in an amount not to exceed \$5,500.

AMENDMENTS:

APPROVED _____ **DENIED** _____ **UNANIMOUS** _____

Yea Votes: Hill ___ Brown ___ Best ___ Daughety ___ Davis ___

Rouse ___ Sutton ___

Craig Hill, Chairman

May 5, 2014
Date

Attest

May 5, 2014
Date

INTRODUCED BY: Michael W. Jarman, County Manager DATE: 5/5/2014 ITEM NO. 17

RESOLUTION: Approving Acceptance of Proposal and Execution of Contract for Independent Audit Services: Carr, Riggs & Ingram, L.L.C., LaGrange, NC.

SUBJECT AREA: Financial

ACTION REQUESTED: The Board is requested to authorize the acceptance of a proposal from Carr, Riggs & Ingram, L.L.C. of LaGrange, NC, to perform independent audit services for FY 2013-14, FY 2014-15 and FY 2015-16 and also authorize the Finance Officer and the Chairman of the Board of Commissioners to execute the contract for Fiscal Year 2013-2014 in the amount of \$44,400.

HISTORY/BACKGROUND: A Request for Proposal (RFP) for independent auditing services was posted on the County's website on March 3, 2014. Of the three firms that responded, one stated they were unable to complete the proposal because of their workload, but would like to be kept on our list for future requests. Two firms submitted proposals:

Carr, Riggs & Ingram, L.L.C.
LaGrange, N.C.

Martin Starnes & Associates, P.A.
Hickory, N.C.

Both firms submitting a proposal complied with the conditions set forth by the County in the Request for Proposal.

EVALUATION: The County is required to complete an annual audit of its financial statements and practices. An RFP was posted on the County's website on March 3, 2014. Of the three (3) firms responding to the RFP, two (2) firms submitted proposals. The RFP requested proposals for independent audit services for three fiscal years. A new contract must be executed each year and submitted to the Local Government Commission for their approval. Pittard, Perry, & Crone, Inc., now Carr, Riggs & Ingram, L.L.C., has been the County's auditor for twenty (20) years and is well qualified to conduct the County's audit in compliance with all governmental accounting standards. Carr, Riggs & Ingram, L.L.C. submitted a proposal with the lowest cost to the County.

	<u>FY 2013-2014</u>	<u>FY 2014-2015</u>	<u>FY 2015-2016</u>
Carr, Riggs & Ingram, L.L.C.	\$44,400.00	\$45,200.00	\$46,100.00
Martin Starnes & Assoc.	\$52,500.00	\$54,000.00	\$55,550.00

MANAGER'S RECOMMENDATION:

Respectfully recommend approval. 

RESOLUTION: NOW THEREFORE BE IT RESOLVED that the Board authorizes acceptance of a proposal dated April 15, 2014 from Carr, Riggs & Ingram, L.L.C. of LaGrange NC for independent audit services for fiscal years 2013-14, 2014-15 and 2015-16, and be it further resolved that the Finance Officer and the Chairman of the Board are authorized to execute the contract for Fiscal Year 2013-14 in the amount of \$44,400.

AMENDMENTS:

APPROVED _____ **DENIED** _____ **UNANIMOUS** _____

Yea Votes: Hill ___ Brown ___ Best ___ Daughety ___ Davis ___

Rouse ___ Sutton ___

Craig Hill, Chairman

May 5, 2014

Date

Attest

May 5, 2014

Date

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 5/5/14 **ITEM NO.** 18

RESOLUTION: Authorizing Purchase Order Execution: Maximus, Inc.: Cost Allocation Plan and EMS Medicaid Reimbursement Report: **\$5,750.**

SUBJECT AREA: Financial

ACTION REQUESTED: The Board is requested to authorize the execution of a purchase order to Maximus, Inc. for preparation of Lenoir County's Cost Allocation Plan and the EMS Medicaid Reimbursement Report in the amount of \$5,750, and authorize the County Manager to execute the contract associated with this purchase order.

HISTORY/BACKGROUND: The Board approved acceptance on 4/04/11 of a proposal from Maximus, Inc. for preparation of the Cost Allocation Plan for a three (3) year period (FY 10-11, FY 11-12, and FY 12-13), at a fixed cost of \$5,750 per year. Maximus has agreed to perform the FY 13-14 Cost Allocation Plan and the EMS Medicaid Reimbursement for the same amount of \$5,750.

The Indirect Cost Allocation Plan is very important to the Social Services Department because it determines the allowable costs incurred by the County to support and administer Federal programs. These costs are reported and reimbursed to the County on a monthly basis. The allowable annual costs for Social Services proposed by the plan ending June 30, 2013 were \$1,094,789.

The EMS Report is also vital to the Emergency Services Department, since it is the basis of the annual EMS Medicaid Reimbursement. Emergency and non-emergency Medicaid trips are considered in this report and the reimbursement to the County is based on average costs per trip of all EMS systems in the state.

EVALUATION: Approval of this resolution will allow the encumbrance of funds and eventual payment for services as billed.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.



RESOLUTION: NOW THEREFORE BE IT RESOLVED that the Lenoir County Board of Commissioners authorizes the Finance Officer to execute a purchase order to Maximus, Inc. for preparation of the Lenoir County Cost Allocation Plan and EMS Medicaid Reimbursement Report, in an amount not to exceed \$5,750, and be it further resolved the County Manager is authorized to sign the contract associated with this purchase order.

Funding Source: General Fund
 10-4200-1911 Professional Services – Cost Allocation \$5,000
 10-4200-1915 Professional Services – EMS Plan \$ 750

AMENDMENTS:

MOVED _____ **SECONDED** _____

APPROVED _____ **DENIED** _____ **UNANIMOUS** _____

Yea Votes: Hill ___ Brown ___ Best ___ Daughety ___ Davis ___

 Rouse ___ Sutton ___

Craig Hill, Chairman

May 5, 2014

Date

Attest

May 5, 2014

Date

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 05/05/14 **ITEM:** 19

RESOLUTION: Approval the Purchase of New Telephone Equipment: CenturyLink: \$537,848.00.

SUBJECT AREA: Purchases / Bids

ACTION REQUESTED: The Board is requested to approve the purchase and installation of new 911 telephone equipment for the Lenoir County primary PSAP and the Jones County backup PSAP from CenturyLink in the amount of \$537,848.00.

HISTORY/BACKGROUND: For the past two years, Lenoir and Jones County officials have been discussing and implementing a merger of the Jones County E-911 Center with the Lenoir County E-911 Center. As part of the Jones/Lenoir County Communications Center (JLECC) merger, new 911 telephone equipment will need to be purchased, including software and hardware as follows:

Lenoir County Primary PSAP: Replacement of existing equipment to include eight (8) positions with monitors; Power MIS and new Netclock.

Jones County Backup PSAP: Upgrade existing VIPER Power 911 system; Power 911 and Power MIS to latest software version with VIPER controller and related hardware relocated from Lenoir County; Router hardware equipment to allow for connectivity between the primary and backup locations; and replacement of existing equipment.

EVALUATION: For the past two years, Lenoir and Jones County officials have been discussing and implementing a merger of the Jones County E-911 Center with the Lenoir County E-911 Center. A combination of the upgrade of existing equipment, along with the purchase of new equipment, to include software and hardware, is required to allow for functional primary and backup PSAP's with connectivity between the two (2) locations.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

mwj
Initials

RESOLUTION: NOW THEREFORE, BE IT RESOLVED by the Lenoir County Board of Commissioners that the purchase of new 911 telephone equipment from CenturyLink in the amount of \$537,848.00, is approved.

Funding Source: 24-4320-5100

AMENDMENTS:

MOVED _____ **SECOND** _____

APPROVED _____ **DENIED** _____ **UNANIMOUS** _____

YEA VOTES: Hill _____ Brown _____ Best _____ Daughety _____
Davis _____ Rouse _____ Sutton _____

Craig Hill, Chairman 05/05/14
Date

Attest 05/05/14
Date

INTRODUCED BY: Michael W. Jarman, County Manager **DATE** 05/05/14 **ITEM NO.** 20

RESOLUTION: Authorizing Purchase of Accessible Diagnostic Medical Equipment: Cardinal Health: \$8,844.67.

SUBJECT AREA: Purchases/Bids

ACTION REQUESTED: To authorize the purchase of accessible diagnostic medical equipment from Cardinal Health in the amount of \$8,844.67.

HISTORY / BACKGROUND: To be in compliance with the American Disabilities Act of 1990, the Lenoir County Health Department must purchase accessible diagnostic medical equipment. This law requires health care providers to make accommodations and be accessible to people with disabilities. The Health Department will purchase a special examination table and a wheelchair scale from Cardinal Health.

EVALUATION: To be in compliance with the American Disabilities Act of 1990, the Lenoir County Health Department must purchase accessible diagnostic medical equipment. The Health Department will purchase a special examination table and a wheelchair scale. This action is necessary to comply with applicable laws. The Health Department will utilize State Child Health Grant funds, already included in the current year budget, for this purchase.

RESOLUTION: Amend Lenoir County Animal and Rabies Control Ordinance

SUBJECT AREA: Administrative

ACTION REQUESTED: To amend the Lenoir County Animal and Rabies Control Ordinance as adopted, July 6, 1992 and amended March 7, 2011. Specifically, Article VII-Disposition of Animals shall be amended to read as follows:

ARTICLE VII- Disposition of Animals

Animals that are impounded at the local animal shelter may be reclaimed by the owner, made available for adoption or rescue, or euthanized in accordance with the policies and procedures of the SPCA consistent with rules adopted by the Department of Agriculture and Consumer Services or in the absence of such rules, by a procedure approved by the American Veterinary Medical Association, the Humane Society of the United States, or the American Humane Association. Animals received by the shelter shall be held for a minimum holding period of 72 hours prior to being euthanized or otherwise disposed of except as otherwise provided in this ordinance. Weekend days and holidays are included when determining the 72 hour holding period so long as the animal shelter is open to the public on that day. An animal that is surrendered to the local animal shelter by the animal's owner may be disposed of before the expiration of the minimum holding period, including euthanasia, if the owner provides to the shelter a signed written consent to the disposition of the animal before the expiration of the minimum holding period and provides evidence of ownership of the animal such as a veterinary bill showing charges for services rendered to the animal in question, a rabies vaccination certificate, or other rabies vaccination verification provided by a veterinarian for the animal in question, or a photograph of a family member with the animal or other picture that includes the image of the animal in question engaging in an activity usually associated with that of a pet.

Any animal seized and/or impounded that is badly wounded, diseased, or unweaned and does not have any identification may be humanely destroyed. If the animal has rabies or is suspected of having rabies, the head shall be removed and forwarded to the state's public health laboratory for testing. If a wounded, diseased, or unweaned animal has a collar or identification, the Animal Control Officer and SPCA staff shall make reasonable efforts to notify the owner or keeper before euthanizing the animal. The owner, keeper, or other person shall not have a claim against the county, the county's elected or appointed officials, county employees, and the SPCA board and staff when wounded, diseased, or unweaned animals are euthanized in accordance with the provisions of this ordinance. The Animal Control Officer may use a firearm when it is necessary to enforce articles of this ordinance to control wild, stray, vicious, diseased, or injured animals.

HISTORY / BACKGROUND: NCGS 19A-32.1 stipulates a minimum hold time of 72 hours for animals brought to animal shelters. The Lenoir County Animal and Rabies Control Ordinance states that animals must be held for at least three business days. This lack of clarity can cause some variation in its interpretation and application. Amending Article VII to include minimum hold time language consistent with the statute will prevent further ambiguity.

EVALUATION: To comply with NCGS 19A-32.1

MANAGER'S RECOMMENDATION:

Respectfully Request Approval.


Initials _____

RESOLUTION: NOW THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners that Article VII of the Lenoir County Animal and Rabies Control Ordinance is amended as shown in this resolution, May 5, 2014.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Hill _____ Brown _____ Best _____ Daughety _____
Davis _____ Rouse _____ Sutton _____

Craig Hill, Chairman

Date

ATTEST

Date

**RESOLUTION OF THE COUNTY COMMISSIONERS
OF LENOIR COUNTY**

WHEREAS, Lenoir County is within the North Carolina's Eastern Region as established by N.C.G.S. 158-30 et seq.; and

WHEREAS, Lenoir County is the beneficial owner of a certain share of the trust funds collected within the North Carolina's Eastern Region and administered by the North Carolina's Eastern Region Development Commission and the State appropriation allocated among the 13 counties comprising the Eastern Region; and

WHEREAS, Lenoir County has applied to the North Carolina's Eastern Region Development Commission for a loan from said trust funds in the amount of \$576,923.08 for the purpose of funding the Lenoir County Smithfield Sewer Project; and

WHEREAS, the aforesaid loan has been approved by the North Carolina's Eastern Region Development Commission in accordance with its Loan Policy and Procedure, with the terms of repayment as set forth in the Intergovernmental Agency Agreement and Contract and the Promissory Note required by the North Carolina's Eastern Region Development Commission; and

WHEREAS, if this loan is for a purpose set forth in N.C.G.S. §158-7.1, the Borrower will comply with all public hearing and disbursement processes required by N.C.G.S. §158-7.1 and adequate certification of such compliance has been or shall be provided in a form satisfactory to the Commission's general counsel.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Lenoir County Board of Commissioners hereby authorizes and directs that the County shall enter into the Intergovernmental Agency Agreement and Contract with the North Carolina's Eastern Region and the appropriate officers of the County shall execute the Intergovernmental Agency Agreement and Contract, Promissory Note and related documents required by the North Carolina's Eastern Region Development Commission.

ADOPTED THIS ____ DAY OF _____, 2014.

LENOIR COUNTY

By: _____
Craig Hill, Chairman
Board of Commissioners

ATTEST:

Vickie F. King
Clerk to the Board of Commissioners

NORTH CAROLINA

LENOIR COUNTY

**INTERGOVERNMENTAL AGENCY
AGREEMENT AND CONTRACT**

THIS INTERGOVERNMENTAL AGENCY AGREEMENT AND CONTRACT entered into this 8th day of May, 2014, by and between the NORTH CAROLINA'S EASTERN REGION (herein "Region"), a body politic and corporate, and LENOIR COUNTY (herein "County"), North Carolina, a body politic and corporate;

WITNESSETH:

WHEREAS, the Region was created by the General Assembly of North Carolina by Senate Bill 853, Chapter 544 of the 1993 Session Laws; and

WHEREAS, the General Assembly created the North Carolina's Eastern Region Development Commission (herein "Commission") to govern the Region; and

WHEREAS, to stimulate economic growth and create jobs within the Region, the General Assembly authorized the Region to levy a temporary Five Dollar (\$5.00) motor vehicle registration tax on vehicles with a tax situs within the Region with eighty-five percent (85%) of said tax proceeds to be deposited in a revolving account, to create an interest-bearing trust account (herein "Net Tax Proceeds"); and

WHEREAS, by Session Laws 1993, c.561, s.72, additional funds were appropriated to the Region to be deposited in the revolving trust account and were to be used for economic development projects and for infrastructure construction projects as provided in Article 4 of Chapter 158 of the General Statutes. Those funds were to be credited to the trust account held by the Region and were to become an asset of the Region subject to all provisions of Article 4, Chapter 158; and

WHEREAS, the Region has pursuant to North Carolina General Statute § 158-42(f) established an interest-bearing trust account and deposited (1) the Net Tax Proceeds received from the counties and (2) the appropriation herein referred to in that interest-bearing trust account; and

WHEREAS, the Region's operating and marketing are provided by the interest payments received from the revolving interest-bearing trust account; and

WHEREAS, North Carolina General Statute § 158-42(f) provides that each County that is a member of the Region shall be the beneficial owner of a share of the principal of the interest-bearing revolving trust account in proportion to the amount of tax proceeds collected in that county

and the appropriation; and

WHEREAS, upon proper application and approval, the Commission is authorized to disburse the Net Tax Proceeds to the beneficial owner thereof to support economic development and infrastructure projects within the Region; and

WHEREAS, County is a member of the Region and has contributed to the Net Tax Proceeds including its share of the appropriation an amount which is or will be when disbursed greater than the funds requested by County and which will be disbursed to it herein; and it is understood and agreed that only the amount of funds available and belonging to County will be disbursed to County; and

WHEREAS, upon the repayment by County of the principal of the funds disbursed then the repayment of principal shall be credited to the account of County to be held by the Commission for further economic development or infrastructure projects in County; and

WHEREAS, County has applied for a disbursement of a part of its funds from the Region in the amount of \$576,923.08; and

WHEREAS, said disbursement has been approved by the Commission in accordance with its Loan Policy and Procedures and with the terms of repayment as set forth herein; and

WHEREAS, the execution, performance and delivery of this Contract has been authorized, approved and directed by the Commission on the 13th day of March 2014; and

WHEREAS, the obligation of the County to make installment payments shall constitute a limited obligation of the County, payable solely from currently budgeted appropriations of the County; and shall not constitute a general obligation or other indebtedness of the County within the meaning of the Constitution of the State; and shall not constitute a direct or indirect pledge of the faith and credit or taxing power of the County within the meaning of the Constitution of the State; and

NOW, THEREFORE, IT IS HEREBY AGREED AS FOLLOWS:

1. DISBURSEMENT OF FUNDS: The Region, upon the signing of this Contract, the signing and delivery of a Promissory Note and compliance by County with the Loan Policy and Procedures of the Commission shall disburse the sum of \$576,923.08 to County.

2. REPAYMENT TERMS: The County does hereby contract and agree to repay to the North Carolina's Eastern Region the above sum of FIVE HUNDRED SEVENTY SIX THOUSAND NINE HUNDRED TWENTY THREE DOLLARS and 08/100 (\$576,923.08) with zero percent (0%) interest over a period of fifty-nine (59) months paid annually with the first payment being due and payable on or before May 8, 2015, and with annual payments thereafter in accordance with the terms of the Promissory Note executed of even date herewith until payment of the loan is complete. In addition, County shall pay at the time of disbursement of the loan an origination fee in the sum of \$5,769.23.

3. WITHDRAWAL FROM REGION: It is hereby agreed that in the event County should adopt a resolution indicating a desire or intent to withdraw from the Region, that any such resolution shall cause all amounts payable hereunder to become immediately due and payable and County shall within thirty (30) days after passing such resolution pay all of the unpaid principal sum and any interest which may be due on the aforementioned disbursement to the North Carolina's Eastern Region.

4. LOCAL DEVELOPMENT: It is specifically agreed that all funds disbursed to County shall be used for public purposes, and in a manner consistent with economic development or infrastructure construction projects set forth in N.C.G.S. § 158-7.1 and N.C.G.S. § 158-42.

5. LIMITED OBLIGATION OF LOCAL GOVERNMENT UNIT: No provision of this Contract shall be construed or interpreted as creating a pledge of the faith and credit of the local government unit within the meaning of any constitutional debt limitation. No provision of this Contract shall be construed or interpreted as creating a delegation of governmental powers nor as a donation by or a lending of the credit of the County within the meaning of the Constitution of the State. This Contract shall not directly or indirectly or contingently obligate the local government unit to make any payments beyond those appropriated in the sole discretion of the County for any fiscal year in which this Contract is in effect; provided, however, any failure by the County to make any payment coming due hereunder will in no way obviate the occurrence of the event of default resulting from such nonpayment. No provision of this Contract shall be construed to pledge or to create a lien on any class or source of the County's bonds or obligations payable from any class or source of the County's moneys. To the extent of any conflict between this section and any other

provision of this Contract, this section shall take priority.

6. WARRANTIES AND REPRESENTATIONS OF THE COUNTY: County warrants and represents to the Region and the Commission (all such representations and warranties being continuing) that:

(a) The County is a political subdivision of the State, validly organized and existing under the laws of the State and has all powers necessary to enter into the transactions contemplated by this Contract and the Promissory Note and to carry out its obligations hereunder;

(b) This Contract and the Promissory Note and all other documents relating hereto and the performance of the County's obligations hereunder have been duly and validly authorized, executed and delivered by the County and approved under all laws, regulations and procedures applicable to the County including, but not limited to, compliance with public meetings and bidding requirements, and, assuming due authorization, execution and delivery thereof by the other parties thereto, constitute valid, legal and binding obligations of the County, enforceable in accordance with their respective terms and laws affecting the enforcement of creditors' rights generally and such principles of equity as a court having jurisdiction may impose. Further, if the loan is for a purpose set forth in N.C.G.S. §158-7.1, adequate certification of such compliance must be provided in a form satisfactory to the Commission's general counsel.

(c) Neither the execution and delivery of this Contract and the Promissory Note or the consummation of the transactions contemplated hereby, nor the fulfillment of or compliance with the terms and conditions hereof conflicts with or results in a breach of the terms, conditions, or provisions of any restriction or any agreement or instrument to which the County is now a party or by which the County is bound, nor do they constitute a default under any of the foregoing, nor conflict with or result in a violation of any provision of applicable law or regulation governing the County;

(d) No representation, covenant and warranty herein is false, misleading or erroneous in any material respect;

(e) There is no action, suit, proceeding or investigation at law or in equity before or by any court, public board or body pending or, to the best of the County's knowledge, threatened, against or affecting the County challenging the validity or enforceability of this Contract and the

Promissory Note or any other documents relating hereto. The performance of the County's obligations hereunder, and compliance with the provisions hereof, under the circumstances contemplated hereby does not and will not in any material respect conflict with, or constitute on the part of the County a breach of or default pursuant to any agreement or other instrument to which the County is a party, or any existing law, regulation, court order or consent decree to which the County is subject;

(f) The resolutions relating to the performance by the County of this Contract and the Promissory Note and the transactions contemplated hereby, have been duly adopted, are in full force and effect, and have not been in any respect been modified, revoked or rescinded;

(g) The County reasonably believes funds will be available to satisfy all of its obligations hereunder;

(h) The County shall:

(1) cause its Finance Officer to include the Installment Payments coming due in each fiscal year in the corresponding annual budget request and shall require the Finance Officer to use his or her best efforts to obtain an appropriation therefore, and

(2) require that the deduction of such funds from the County's final budget be made only pursuant to an express resolution of the Board which explains the reason for such action.

This covenant on the part of the County contained in this paragraph shall be deemed to be and shall be construed to impose by law ministerial duties on its part and it shall be the duty of each and every public official of the County to take such action and do such things as are required by law in the performance of the official duty of such officials to enable the County to carry out and perform the covenant in this paragraph and the agreements in this Contract to be carried out and performed by the County. Nothing contained in this paragraph obligates the County to appropriate the moneys so budgeted;

(I) The County agrees that during the term of this Contract it will maintain any insurance required pursuant to the Promissory Note; and

7. DEFAULT AND REMEDIES: The County shall be deemed to be in default

hereunder upon the happening of any of the following events of default (each, an "Event of Default"):

(a) The County fails to make any Installment Payment or Additional Payment when due;

(b) The County fails to budget and appropriate moneys sufficient to pay all installment payments coming due in any fiscal year of the County or the County deletes from its duly adopted budget any such appropriation;

(c) The County fails to perform or observe any other term, condition or covenant of this Contract on its part to be observed or performed in the Promissory Note on their part to be observed or performed, or breaches any warranty by the County herein or therein contained, unless the Commission shall agree in writing to an extension of time prior to the default;

(d) Any bankruptcy, insolvency or reorganization proceedings or similar litigation, instituted by the County, or a receiver, custodian or similar officer is appointed for the County on any of its property, and such proceedings or appointments are not vacated or fully stayed within 90 days after the institution or occurrence thereof;

(e) Any warranty, representation or statement made by the County herein, in the Promissory Note or in any other document executed or delivered in connection herewith and is found to be incorrect or misleading in any material respect on the date made;

8. REMEDIES ON DEFAULT: On the occurrence of any Event of Default the Region may exercise any one or more of the following remedies as the Region in its sole discretion, shall elect:

(a) Declare the unpaid portion of the Promissory Note and Contract immediately due and payable without notice or demand to the County;

(b) Proceed by appropriate court action to enforce performance by the County of the applicable covenants of the Promissory Note and Contract or to recover for the breach thereof;

This Contract shall remain in full force and effect and the County shall be and remain liable for the full performance of all its obligations hereunder. All remedies of the Region are cumulative and may be exercised concurrently or separately. The exercise of any one remedy shall not be deemed an election of such remedy or preclude the exercise of any other remedy.

9. INDEMNIFICATION: To the fullest extent permitted by law, the County hereby agrees to indemnify, protect and save the Region and its Commission members and employees harmless from all liability, obligations, losses, claims, damages, actions, suits, proceedings, costs and expenses, including attorneys' fees, arising out of, connected with, or resulting, directly or indirectly, from the use of the funds obtained by the Contract and Promissory Note. The indemnification arising under this paragraph shall continue in full force and effect notwithstanding the payment in full of all obligations under this Contract.

10. ARBITRATION AGREEMENT:

(a) Arbitration of any Differences Concerning Contract: In the event of a dispute as to any part of the Contract the parties to this Contract agree to arbitrate said dispute or difference pursuant to the Uniform Arbitration Act as set out in N.C.G.S. 1-567.1 shall be binding and enforceable.

(b) Arbitrators: Three arbitrators shall be appointed. County shall appoint an impartial arbitrator, and the Region shall appoint an impartial arbitrator, and these two arbitrators shall select a third arbitrator who is neutral and is not partial to either party. The third arbitrator shall serve as Chairman of the arbitrators. Each party agrees that their appointment shall be impartial and have no connection with the subject matter of the dispute.

(c) Bound by the Arbitrators Decision: The parties shall be bound by the Uniform Arbitration Act and the decision of the arbitrators as set out in N.C.G.S. 1-567.1.

(d) Procedure:

(1) The arbitrators shall appoint a time and place for the hearing and cause notification of the hearing to be served on the parties personally or by registered mail not less than five days before the hearing. Appearance at the hearing waives such notice. The arbitrators may adjourn the hearing from time to time as necessary and, on request of a party and for good cause, or upon their own motion may postpone the hearing from time to time. The arbitrators may hear and determine the controversy upon the evidence produced notwithstanding the failure to appear of a party duly notified. The court on application may direct the arbitrators to proceed promptly with the hearing and a determination of the controversy.

(2) The parties are entitled to be heard, to present evidence material to the controversy and to cross-examine witnesses appearing at the hearing.

(3) The hearing shall be conducted by all the arbitrators but a majority may determine any question and render a final award. If, during the course of the hearing, an arbitrator for any reason ceases to act, the remaining arbitrator or arbitrators appointed to act as neutrals may continue with the hearing and a determination of the controversy.

(4) Upon the request of any party or any arbitrator, the arbitrators shall cause to be made a record of the testimony and evidence introduced at the hearing.

11. PREPAYMENT OF PRINCIPAL AND INTEREST: As the Commission encourages member counties to treat the trust fund as a revolving account so that they would have funds available for economic development and infrastructure needs, County is encouraged to pay off this loan as soon as possible. County retains the right to repay all or any part of the principal and interest at any time, and although it is not obligated to do so County is encouraged to repay this loan as soon as possible.

12. LOCATION WHERE PAYMENTS ARE TO BE MADE; NOTICE:

(a) Payments: All payments shall be mailed or delivered at the address and to the person holding the position specified below (or to such other person at such address as may from time to time be designated).

(b) Notice: Except as otherwise required by statute, all notices, demand and other communications which are permitted or required under the Promissory Note and Contract shall be in writing and signed by the party giving the same, and shall be delivered personally or sent by certified or registered United States mail, return receipt requested, postage prepaid, to the other party at the address set forth below (or such other person at such address as may from time to time be designated).

FOR THE NORTH CAROLINA'S EASTERN REGION DEVELOPMENT COMMISSION:

Executive Director
North Carolina's Eastern Region
3802 HWY 58 North
Kinston, NC 28504

With a copy to:

James P. Cauley, III
General Counsel
Cauley Pridgen, P.A.
P. O. Drawer 2367
Wilson, NC 27894-2367

FOR COUNTY:

Martha Martin
Finance Officer
LENOIR COUNTY
130 South Queen Street
Kinston, NC 28502

THIS AGREEMENT was authorized by the North Carolina's Eastern Region by action of its Board of Commissioners at a meeting thereof held on the 13th day of March, 2014, pursuant to notice duly given, and was authorized by County by action of its Board of Commissioners at a meeting on the ____ day of _____, 2014.

This 8th day of May, 2014.

North Carolina's Eastern Region

By: _____
Calvin C. Anderson, Chairman
North Carolina's Eastern Region
Development Commission

ATTEST:

Win Batten, Secretary
North Carolina's Eastern Region
Development Commission
(OFFICIAL SEAL)

APPROVED:

Denny Garner, Treasurer
North Carolina's Eastern Region
Development Commission

LENOIR COUNTY
a body politic and corporate

By: _____
Craig Hill, Chairman
Board of Commissioners

ATTEST:

Vickie F. King
Clerk to the Board of Commissioners
(OFFICIAL SEAL)

THIS CONTRACT has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

This the 8th day of May, 2014.

Martha Martin
Lenoir County Finance Officer

PROMISSORY NOTE

(Unsecured)

\$576,923.08

May 8, 2014
Lenoir County, NC

FOR VALUE RECEIVED, the undersigned maker promises to pay to the order of NORTH CAROLINA'S EASTERN REGION, or its assignee, the principal sum of \$576,923.08, from the above date, without interest, until paid in full as herein provided.

A. PAYMENTS

Annual payments shall be due and payable as follows:

\$115,384.61 on or before May 8, 2015;

\$115,384.61 on or before May 8, 2016;

\$115,384.61 on or before May 8, 2017;

\$115,384.61 on or before May 8, 2018; and

One final payment of all remaining amounts due on or before April 8, 2019.

All payments shall be first applied to principal. Payments shall be made in lawful money of the United States of America and shall be mailed or delivered to the following address unless the undersigned maker is otherwise notified in writing by the holder of this Note:

North Carolina's Eastern Region
C/O North Carolina's Eastern Region Development Commission
Attention: Chief Executive Officer
3802 Hwy. #58 North
Kinston, NC 28504

B. RIGHT TO PREPAY

The undersigned maker shall have the right to make full or partial prepayments of principal at any time without paying any prepayment charge. A prepayment of principal shall be applied to payments in reverse order of maturity unless otherwise agreed in writing by the holder of this Note.

C. DEFAULT

In the event default occurs either (I) in payment of any installment of principal and/or interest as the same becomes due and payable as herein provided, and such default is not cured within ten (10) days after the due date, or (ii) under the terms of any instrument securing this Note, and such default is not cured within fifteen (15) days after written notice to maker, then in either such event the holder may, without further notice, declare that interest shall accrue at the rate of four percent (4%) per annum from the date of default and that the remainder of the principal sum, together with all interest accrued thereon, shall be immediately due and payable. Failure to exercise this option shall not constitute a waiver of the right to exercise the same at any other time.

Upon default, the holder of this Note may employ an attorney to enforce the holder's rights and remedies and the maker (and any surety, guarantor, or endorser of this Note, if any) shall pay to the holder reasonable attorney fees not exceeding a sum equal to fifteen percent (15%) of the outstanding balance owing on said Note, plus all other reasonable expenses incurred by the holder in exercising any of the holder's rights and remedies upon default. The rights and remedies on the

holder as provided in this Note and any instrument securing this Note shall be cumulative and may be pursued singly, successively, or together in the sole discretion of the holder. Failure to exercise any such right or remedy shall not be a waiver or release of such right or remedy or the right to exercise the same at another time.

D. SECURITY

This Note is unsecured.

E. LOAN AGREEMENT

This Note is executed by maker pursuant to the terms and provisions set forth in an Intergovernmental Agency Agreement and Contract between the parties of even date herewith, said terms and provisions being incorporated herein by reference.

F. WAIVERS

All parties to this Note, including the maker and any surety, guarantor, or endorser, hereby waive protest, presentment, notice of dishonor, and notice of acceleration of maturity and agree to continue to remain bound for the payment of principal, interest, and all other sums due under this Note or any instrument securing the same notwithstanding any change or changes by way of release, surrender, exchange, modification, or substitution of any security for this Note or by way of any extension or extensions of time for the payment of principal or interest; and all such parties waive all and every kind of notice of such change or changes and agree that the same may be made without notice or consent of any of them.

G. GOVERNING LAW

This Note shall be governed and construed in accordance with the laws of the State of North Carolina.

IN TESTIMONY WHEREOF, the undersigned maker has caused this instrument to be executed in its name by the Chairman of its Board of Commissioners, attested by its Clerk, and its corporate seal to be affixed hereto, all by authority first duly given.

LENOIR COUNTY,
a body politic and corporate

By: _____
Craig Hill
Chairman of the Lenoir County
Board of Commissioners

Attest:

Vickie F. King
Clerk to the Lenoir County
Board of Commissioners
(SEAL)

INTRODUCED BY: Michael W. Jarman, County Manager DATE: 05/05/14 ITEM NO.: 23

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.

<u>BOARD/COMMITTEE/COMMISSION</u>	<u>APPLICANT/ CURRENT MEMBER</u>	<u>TERM EXPIRATION</u>
Eastern Carolina Workforce Development	Dr. Brantley Briley (Re-Appointment) 2 nd Appearance	
Eastern Carolina Council	Elaine Patterson (Re-Appointment) 2 nd Appearance	

CURRENT VACANCIES:

Lenoir County Health Board – (1) Optometrist

Lenoir County Planning Board – Districts One (1), Four (1)

Lenoir County ABC Board – One Vacancy (must reside South of the Neuse River)

MANAGER'S RECOMMENDATION:

mhj

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>
Eastern Carolina Workforce Development	Dr. Brantley Briley (Re-Appointment) 2 nd Appearance	
Eastern Carolina Council	Elaine Patterson (Re-Appointment) 2 nd Appearance	

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Hill _____ Brown _____ Best _____ Davis _____

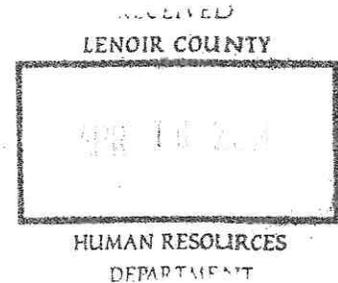
Daughety _____ Rouse _____ Sutton _____

Craig Hill, Chairman

05/05/14
Date

ATTEST

05/05/14
Date



April 8, 2014

Reuben Davis, Chairman
Lenoir County Chief Elected Official
2141 Oakridge Road
Kinston, NC 28504

Dear Mr. Davis:

As you are aware, chief elected officials continue to have a central role in the administration of workforce investment activities. Specifically, chief elected officials are responsible for appointing members to the local Workforce Development Board to represent their counties' workforce needs.

We are requesting that the Lenoir County Board of Commissioners consider the reappointment Dr. Brantley Briley, President of Lenoir Community, whose term expires on June 30th to represent the **Education Sector** for a two-year term beginning July 1, 2014 and expiring June 30, 2016. Dr. Briley has been an active member of the Board since 2004 serving on the JobLink Chartering Committee and has agreed to serve another term.

Please feel free to call me at (252) 636-6901 if you have questions. Thank you for your support.

Sincerely,

Tammy Childers
Executive Director

cc: Michael Jarman, County Manager
Dr. Brantley Briley

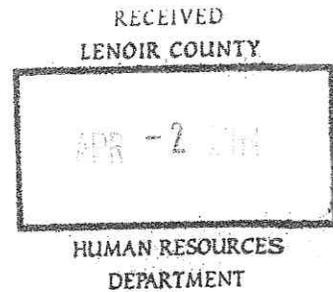
1341 South Glenburnie Road • New Bern, NC 28562
(252)636-6901 voice (252)638-3569 fax email: admin@ecwddb.org
An Equal Opportunity/Affirmative Action Employer



Eastern Carolina Council

March 31, 2014

Mr. Michael Jarman
Lenoir County Manager
130 South Queen Street
PO Box 3289
Kinston NC 28502



Dear Mr. Jarman,

The Regional Aging and Advisory Committee (RAAC) will have a (three year terms) vacancy regarding Lenoir County's representation.

Ms. Elaine Patterson, 1277 Patterson Road, Kinston, 28501, phone number 252.527.2837, currently serves on the committee and we would like to recommend her reappointment to the RAAC.

I would like to request that this matter be included on the agenda for discussion at the next Lenoir County Commissioner's meeting.

If you have any questions, please contact me at 252.638.3185 ext. 3009. Thank you for your efforts in regard to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tonya Cedars'.

Tonya Cedars, Director
Eastern Carolina Council Area Agency on Aging

Cc: RAAC files
Elaine Patterson

TO: Chairman and Members of the Board
FROM: Mike Jarman, County Manager
DATE: May 05, 2014
SUBJECT: Items of Interest

1. March 2014 Monthly Performance Status Report
2. NCACC Video
3. Older Americans Month
4. Reminder NCACC County Assembly Day May 28th

Monthly Performance Status Report

Period Covered March 2014

(Due on 15th of each month)

Grantee Name: County of Lenoir Grant Number: 11-C-2375 Month: April Year: 2014
 Grant Project: 2011 CDBG-NC Catalyst Project - Spring Drive Housing and Community Development
 Grant Period: October 12, 2012 - April 12, 2015 Release of Grant Funds: April 2, 2013

<u>Activity</u>	<u>Performance Schedule (On/Off)</u>	<u>Current Performance Status (If Off Schedule)</u>	<u>Remedy to get back on Schedule (If Off Schedule)</u>
Rehabilitation	On		
Rehab/Reconstruction: Replacement Housing	On		
Temporary Relocation	On		
Clearance	On		
Sidewalk Improvements	On		
Flood/Drainage Improvements	On		
Street Improvements	On		
Sewer Improvements	On		
Water Improvements	On		
Administration	On		

Prepared By: C. David Harris
 Endorsed By: Michael W. Jarman
 Signature: *Michael W. Jarman*
 Board of Commissioners Update:
 Person Providing Update: Michael W. Jarman

Title: CDBG Project Manager
 Title: County Manager *(City/County Manager or Clerk)*
 Date: May 5, 2014
 Title: County Manager

Performance Schedule

(Based on *Performance Based Contract*)
 On/Off Schedule

- ❖ *On* Performance Schedule: Stop and submit report, no current performance status or remedy to get back on schedule is required
- ❖ *Off* Performance Schedule: Provide current performance status and remedy to get back on schedule and submit report

Monthly Performance Status Report

Period Covered March 2014

(Due on 15th of each month to DCA)

Grantee Name: County of Lenoir Grant Number: 12-C-2422 Month: April Year: 2014
 Grant Project: 2012 CDBG Scattered Site Housing Assistance Project
 Grant Period: April 15, 2013 – October 15, 2015 Release of Grant Funds: August 22, 2013

Activity	Performance Schedule (On/Off)	Current Performance Status (If Off Schedule)	Remedy to get back on Schedule (If Off Schedule)
Rehabilitation: Reconstruction (Replacement Housing)	On		
Administration	On		

Prepared By: C. David Harris Title: CDBG Project Manager
 Endorsed By: Michael W. Jarman Title: County Manager (City/County Manager or Clerk)
 Signature: *Michael W. Jarman* Date: May 5, 2014
 Board of Commissioners Update: _____ Title: County Manager
 Person Providing Update: Michael W. Jarman

Performance Schedule

(Based on Performance Based Contract)
 On/Off Schedule

- ❖ Off Performance Schedule: Provide current performance status and remedy to get back on schedule and submit report
- ❖ On Performance Schedule: Stop and submit report, no current performance status or remedy to get back on schedule is required



Mike Jarman <mjarman@co.lenoir.nc.us>

NCACC Video for May

1 message

Todd McGee <todd.mcgee@ncacc.org>

Fri, Apr 25, 2014 at 10:39 AM

To: County Clerks <countyclerks@ncacc.org>, County Managers <CountyManagers@ncacc.org>

Clerks and Managers,

The NCACC is creating another Legislative Update video that we would like for you to play at a Board meeting in May. It includes a preview of the upcoming Legislative Session, as well as information about legal cases of interest to counties, a promo for our 2014 Annual Conference and information about County Assembly Day.

We will be sending you the link to the video on Tuesday but I wanted to go ahead and let you know it is coming so you can plan for it, especially for those counties who may be meeting next Thursday, May 1.

Thanks in advance for your assistance. If you have any suggestions, please don't hesitate to share.

Also, please note that the pre-registration deadline for County Assembly Day is Wednesday, May 14. So make sure to get your commissioners registered by then so they can take advantage of the free pre-registration offer. Remember that the free offer is only for pre-registration. After May 14, they will have to register on-site and pay the on-site registration fee of \$125.



Todd McGee

Public Relations Director

North Carolina Association of County
Commissioners

Phone (919) 715-7336 | Fax (919) 733-1065

www.ncacc.orgwww.welcometoyourcounty.org

OLDER AMERICANS MONTH



Older Americans Month Celebration

Nature Center, Kinston

May 12, 2014, 11:00 a.m. - 2:00 p.m.

Lunch Games Prizes Information

When Older Americans Month was established in 1963, only 17 million living Americans had reached their 65th birthdays. About a third of older Americans lived in poverty and there were few programs to meet their needs. Interest in older Americans and their concerns was growing, however. In April of 1963, President John F. Kennedy's meeting with the National Council of Senior Citizens served as a prelude to designating May as "Senior Citizens Month."

Thanks to President Jimmy Carter's 1980 designation, what was once called Senior Citizens Month, is now called "Older Americans Month," and has become a tradition.

Historically, Older Americans Month has been a time to acknowledge the contributions of past and current older persons to our country, in particular those who defended our country. Every President since JFK issued a formal proclamation during or before the month of May asking that the entire nation pay tribute in some way to older persons in their communities. Older Americans Month is celebrated across the country through ceremonies, events, fairs and other such activities.

RSVP by May 7th, BETSY GRIFFIN (252)-527-1545 (must be 60yrs old and over to attend)

Lenoir County Council on Aging www.lenoircco.org

For more information about Older Americans Month, visit acl.gov/olderamericansmonth.