

MINUTES
LENOIR COUNTY BOARD OF COMMISSIONERS
August 6, 2007

The Lenoir County Board of Commissioners met in regular session at 9:00 a.m. on Monday, August 6, 2007 in the Board of Commissioners Main Meeting Room in the Lenoir County Courthouse at 130 S. Queen St., Kinston, NC.

Members present: Chairman, George Graham, Jr., and Commissioners, Jackie Brown, Claude Davis, Earl Harper, Chris Humphrey and Claude Stroud.

Members absent: Paul Taylor, Jr.

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

Chairman Graham called the meeting to order at approximately 9:00 a.m. Ms. Brown offered the invocation and Mr. Graham led the audience in the pledge of allegiance.

Upon a motion by Mr. Harper and a second by Ms. Brown, the Board excused Mr. Taylor from the meeting.

PUBLIC INFORMATION

None Scheduled

ITEMS FROM THE CHAIRMAN/COMMISSIONERS

Item No. 1 was Items from the Chairman and County Commissioners. Mr. Graham asked everyone to wish Mr. Davis a Happy Birthday.

ITEMS FROM THE COUNTY MANAGER

Item No. 2 was Items from the County Manager. Mr. Jarman stated Medicaid relief was approved in the state budget. The estimated numbers of \$500,000 in savings is scheduled for this year. Information will be discussed about how these savings will effect Lenoir County. Mr. Hollowell explained the memorandum from the North Carolina Department of State Treasurer regarding Statement of Auditing Standards No. 112. Mr. Hollowell stated each year the State Treasurer highlights a new point of interest. The interest this year is reporting significant deficiencies or material weaknesses within local government. In the audit for this year there will be statements within the financial statements regarding material weaknesses. Emphases being on small units of government where only one person handles the finances where fraud can easily take place.

CONSENT AGENDA

Mr. Graham asked for more information regarding Items 8-13. Mr. Hollowell stated Item No. 8 is rolling forward-unexpended funds from the capital improvement fund. Item No. 9 sets up a district-operating budget for the Deep Run Sewer System until the transfer to the Town of Pink Hill is

completed. Item No. 10 increased the amount of fees the Sheriff's Department could charge for serving and processing civil papers; the budget amendment is required each year to bring forward the unexpended funds into the new fiscal year. Mr. Joey Huff, Health Director, stated Item No. 11 is a Budget Ordinance Amendment to carry over funds from a three-year grant into the new fiscal year. Item No. 12 rolls over capital improvement funds in the Buildings and Grounds area. Item No. 13 is for economic development incentives. Upon a motion by Mr. Harper and a second by Mr. Davis, the Board unanimously approved the following Consent agenda items.

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| 3. | Approval of Minutes: Regular Board Meeting: July 16, 2007
Closed Board Meeting: July 16, 2007 | Aytch/Jarman
Aytch/Jarman |
| 4. | Resolution Approving the Releases and Refunds to the Individuals Listed Herein | Parrish/Hollowell |
| 5. | Budget Ordinance Amendment: General Fund: Process Funds – Cooperative Extension: \$5,000: Increase | Kelly/Hollowell |
| 6. | Budget Ordinance Amendment: General Fund: Communications: \$5,482: Increase | Dail/Hollowell |
| 7. | Budget Ordinance Amendment: Capital Improvements: Finance: \$40,959: Increase | Jarman/Hollowell |
| 8. | Budget Ordinance Amendment: Capital Improvements: Finance/Community Development: \$49,446: Increase | Jarman/Hollowell |
| 9. | Budget Ordinance Amendment: Deep Run Water & Sewer: Project Budget - \$64,000: Increase | Jarman/Hollowell |
| 10. | Budget Ordinance Amendment: General Fund: Finance: \$78,694.07: Increase | Jarman/Hollowell |
| 11. | Budget Ordinance Amendment: General Fund: Adult Health: \$121,950: Increase | Huff/Hollowell |
| 12. | Budget Ordinance Amendment: Capital Improvements: Finance/Bldgs. & Grounds: \$207,000: Increase | Hollowell/Jarman |
| 13. | Budget Ordinance Amendment: Capital Improvements: Finance/Economic Development: \$253,624: Increase | Hollowell/Jarman |
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PROCLAMATION/RESOLUTIONS

Item No. 14 was a Proclamation: Richard Caswell Month: August 2007. Mr. Humphrey read the proclamation aloud for members of the Board and the viewing public. Upon a motion by Mr. Harper and a second by Mr. Humphrey, Item No. 14 was unanimously approved.

Item No. 15A was a Resolution Requesting the Lenoir County Health Department to Impose Fees for Services Based on Approved Medicaid Rates Effective July 1, 2007-June 30, 2008. Mr. Huff stated this resolution gives the Health Department the authority to raise the Medicaid rates according to state guidelines. Upon a motion by Mr. Humphrey and a second by Mr. Stroud, Item No. 15A was unanimously approved.

Item No. 15B was a Resolution Authorizing the Lenoir County Health Department to Execute a Purchase Order Contract to Dell Marketing (NTE: \$8,000). Mr. Huff stated the resolution would cover the cost of 6 computers for the health department. Upon a motion by Mr. Humphrey and a second by Mr. Stroud, Item No. 15B was unanimously approved.

Item No. 15C is a Resolution Authorizing Lenoir County Health Department to Execute Purchase Orders to Bayer Pharmaceuticals: \$19,200 and Thera Com Pharmaceuticals: \$8,000. Mr. Harper wanted clarification of the resolution. Mr. Huff stated the cost of contraceptives have increased annually for the Health Department. For the patients who participate in the family planning program, the Health Department is required to provide them with their method of birth control. The county is not able to purchase these medications through a federal contract. Mr. Graham asked how is the effectiveness of the products measured by the department. Mr. Huff stated the pregnancy rates are released every year for the public to view. Upon a motion by Mr. Harper and a second by Mr. Stroud, Item No. 15C was unanimously approved.

Item No. 15D was a Resolution Requesting Authorization to Utilize Women's, Infants & Children (WIC) Mini Grant: \$20,846.57. Mr. Huff stated the grant is a one-time fund and all monies must be spent by the end of August. Upon a motion by Mr. Humphrey and a second by Mr. Stroud, Item No. 15D was unanimously approved.

Item No. 15E was a Resolution Authorizing Lenoir County Health Department to Execute Purchase Orders to Lenoir County Transit (\$3,000) and Fairway Outdoor Advertising (\$8,400). Upon a motion by Mr. Humphrey and a second by Mr. Stroud, Item No. 15E was unanimously approved.

Mr. Huff updated the Board on the Castleberry food recall. Potentially contaminated cans of food had the inspection code of 195 inside the USDA seal of inspection. The food may look or taste fine, but the product could still be contaminated. Contaminated food could cause botulism. The cans effected are 10oz-19oz sizes; there are 25 brand names of products effected by this recall. A list of recalled products is available online at www.fsis.usad.gov.

Item No. 16 was a Resolution Approving the Acceptance of a Proposal for Advertisement by the Lenoir County Health Department WIC Program on the Lenoir County Transit (LCT) Vehicles and the Execution of a Contract. Mr. Bryan stated the new loop has started today in Pink Hill and LaGrange. The LCT will also begin second and third shift transportation to allow the citizens of Lenoir County to get to work on 2nd and 3rd shift jobs. Upon a motion by Mr. Harper and a second by Ms. Brown, Item No. 16 was unanimously approved.

Item No. 17 was a Resolution Authorizing Pressure Washing, Repair, Caulking and Painting of Exterior of Lenoir County Health Department Building: Creech's Painting, Inc.: \$11,475. Mr. Mike Wiggins, Maintenance Director, addressed the Board. Mr. Wiggins stated the work would begin in two weeks. Upon a motion by Mr. Davis and a second by Ms. Brown, Item No. 17 was unanimously approved.

Item No. 18 was a Resolution for the Purchase of (1) 800mhz Portable Radio-Replacement Cost Amount: \$3,000. Mr. Roger Dail, Emergency Services Director, addressed the Board. Mr. Dail stated the radio was either lost or stolen; the radios are insured. The insurance company has reimbursed the county \$3,200. Upon a motion by Mr. Harper and a second by Mr. Stroud, Item No. 18 was unanimously approved.

Item No. 19 was a Resolution Approving the Purchase of Rails for the D6 Dozer for the Lenoir County Solid Waste Department: \$6,548.05. Mr. Tom Miller, Solid Waste Director, addressed the Board. Mr. Miller stated the rails are deteriorating quickly and are starting to have an effect on other parts of the Dozer. Upon a motion by Mr. Harper and a second by Mr. Stroud, Item No. 19 was unanimously approved.

Item No. 20A. was Resolution Authorizing a Purchase Order for Emergency Replacement of the 200 AMP Service of the Neuseway Planetarium. Upon a motion by Mr. Harper and a second by Ms. Brown, Item No. 20A was unanimously approved.

Item No. 20B was a Resolution Authorizing the Emergency Replacement of the HVAC in the Neuseway Planetarium Theater. Upon a motion by Mr. Harper and a second by Ms. Brown, Item No. 20B was unanimously approved.

Item No. 20C was a Resolution Authorizing a Purchase Order to Downeast Protection System for Video on Audio Equipment at the Lenoir County Visitor's Center: \$8,779.88. Upon a motion by Mr. Harper and a second by Ms. Brown, Item No. 20C was unanimously approved.

Item No. 21A was a Resolution Authorizing Sale of a Lenoir County Owned Lot to the City of Kinston: \$2,786.74. Mr. Darrell Parrish, Tax Administrator, addressed the Board. Mr. Parrish stated the County has a total investment in the property of \$2,786.74 (delinquent taxes and foreclosure fees). The City of Kinston has offered to purchase the property for the amount that the County has invested. Upon a motion by Mr. Stroud and a second by Mr. Davis, Item No. 21A was unanimously approved.

Item No. 21B was a letter regarding the annual settlement of Property Taxes Collected for Fiscal Year 2006-2007. Upon a motion by Mr. Stroud and a second by Mr. Davis, Item No. 21B was unanimously approved

Item No. 21C was a Resolution Approving 2006-2007 Tax Collectors Annual Settlement. Mr. Parrish stated the collection rate has increased this year; the rate stands at 94.12%. Upon a motion by Mr. Stroud and a second by Mr. Davis, Item No. 21C was unanimously approved.

Item No. 21D was the Report of Insolvents. Upon a motion by Mr. Stroud and a second by Mr. Davis, Item No. 21D was unanimously approved.

Item No. 21E was a Resolution Approving Insolvent Personal Property Tax List. Upon a motion by Mr. Stroud and a second by Mr. Davis, Item No. 21E was unanimously approved.

Item No. 22A was Resolution Approving and Authorizing the Out-Posting of Income Maintenance Caseworkers at Lenoir Memorial Hospital and the Lenoir County Health Department: \$66,395. Mr. Jack Jones, Director of Social Services, addressed the Board. Mr. Jones stated the item was submitted and approved in the Budget. Upon a motion by Ms. Brown and a second by Mr. Davis, Item No. 22A was unanimously approved.

Item No. 22B was a Resolution Approving Contracts for Legal Services: Dal Wooten & Paul Cleavenger – NTE: \$110,000 annually; Griffin and Giffin and Annette Strickland – NTE: \$80,000 annually; Griffin and Giffin – NTE: \$500 annually. Upon a motion by Ms. Brown and a second by Mr. Davis, Item No. 22B was unanimously approved.

Item No. 23 was a Resolution Authorizing the Award of a Contract to Dunn & Dalton Architects of Kinston, NC for Design Services for Industrial Shell Building No. 3. Mr. Mark Pope, Economic Development Director addressed the Board. Mr. Pope stated Dunn & Dalton have completed several projects in and around Lenoir County. Upon a motion by Mr. Harper and a second by Mr. Davis, Item No. 23 was unanimously approved.

APPOINTMENTS

Item No. 24 was a Resolution Appointing Citizens to Boards, Commissions, Etc. The following reflects existing vacancies and appointments.

<u>BOARD/COMMITTEE/COMMISSION</u>	<u>APPLICANT/ CURRENT MEMBER</u>	<u>TERM EXPIRATION</u>
Lenoir County Planning Board 1st Appearance	Harry Edwards (Appointment - District 6)	June 2010
Juvenile Crime Prevention Council 1st Appearance	Troy Smith (Appointment)	June 2009
Home & Community Block Grant Advisory 1st Appearance	Ellen Berry (Re-Appointment)	June 2010

CURRENT VACANCIES:

Lenoir County Health Board – One (1) Vacancy; (1) Veterinarian

Grifton Planning Board – One (1) Vacancy; ETJ Position

JCPC – One (1) Vacancy; 1-Juvenile Attorney

Lenoir County Planning Board – District 1, 3, & 6

CJPP – Four (4) Vacancies

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

Lenoir County Transportation Committee – At Large Member – Business Community

CLOSED SESSION

Upon a motion by Ms. Brown and a second by Mr. Graham, and unanimous approval, closed session was entered at approximately 10:10 a.m. and the following cited: Number four (4) to discuss matters relating to the location or expansion of industries or other businesses in the area served by Lenoir County. The Board discussed an economic development project. The Board took no action. Upon a motion by Mr. Graham and a second by Ms. Brown, the Board moved out of closed session at 10:30 a.m.

OPEN SESSION AND ADJOURNMENT

Upon a motion by Mr. Graham and a second by Ms. Brown Open Session re-convened at 10:31 a.m. Mr. Graham stated an economic development project was discussed, the Board took no action during closed session. Upon a motion by Mr. Davis and a second by Ms. Brown, the Board recessed at 10:32 a.m. and will reconvene on Thursday, August 9, 2007 at 9:00 a.m.

OPEN SESSION

The Lenoir County Board of Commissioners re-convened in regular session at 9:00 a.m. on Thursday, August 9, 2007 in the Board of Commissioners Main Meeting Room in the Lenoir County Courthouse at 130 S. Queen St., Kinston, NC.

Members present: Chairman, George Graham, Jr., and Commissioners, Jackie Brown, Claude Davis, Earl Harper, Chris Humphrey and Claude Stroud.

Members absent: Paul Taylor, Jr.

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

Mr. Mark Pope, Economic Development Director, addressed the Board. Mr. Pope presented a Resolution Approving an Economic Development Grant Agreement: Commerce Overseas Corporation: \$75,000. Mr. Pope stated there would be an announcement at the Global TransPark regarding the opening of the Commerce Overseas Corporation (COC). COC is a leading military aviation parts manufacturer and supplier. COC will be moving its headquarters from California to the North Carolina Global Transpark (GTP). The investment in machinery and equipment is estimated at \$4,922,000. The number of new jobs to be created over a 5-year period is 72 with the average weekly wage of \$721.20. Mr. Pope stated 3 other states were in competition with North Carolina to attract COC. Mr. Pope stated the project would be a good fit for the GTP and Lenoir County. As with previous grants, this grant will be performance based. In the event the owner is unable to meet the total investment goals, the grant will be prorated based upon the actual investment. Upon a motion by Mr. Harper and a second by Mr. Stroud, the Economic Development Agreement with Commerce Overseas Corporation: \$75,000 was unanimously approved.

Upon a motion by Mr. Graham and a second by Mr. Harper the Board adjourned the meeting at 9:14 a.m.

Respectfully submitted,

Reviewed By

Lashanda Aytch
Clerk to the Board

Michael W. Jarman
County Manager