

LENOIR COUNTY BOARD OF COMMISSIONERS REGULAR MEETING: AGENDA
MONDAY, AUGUST 20, 2012 – TIME: 4:00 P.M.
COMMISSIONERS' MEETING ROOM, LENOIR COUNTY COURTHOUSE
130 S. QUEEN ST., KINSTON, N.C.

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

PUBLIC INFORMATION: - Kent Misegades, Member of NCGTP's New Aviation Committee

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| 1. | Items from Chairman/Commissioners: 5 Min. | Board |
| 2. | Items from County Manager: 5 Min. | Jarman |

CONSENT AGENDA: 10 Min.

ACTION

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| 3. | Approval of Minutes: Regular Board Meeting: August 6, 2012 | Roberts/Jarman |
| 4. | Budget Ordinance Amendment: General Fund: Process Funds: \$844.94: Decrease | Martin |
| 5. | Budget Ordinance Amendment: General Fund: Non-Departmental: \$1,659: Increase | Martin |

END OF CONSENT AGENDA

BUDGET ORDINANCE/RESOLUTIONS: 35 Min.

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| 6. | Budget Ordinance Amendment: Transportation Administration: \$7,764: Decrease | Bryan |
| 7. | Resolution Authorizing Approval of the Contract for Desktop Computer Lease with Dell Financial Services L.L.C: | Bryan |
| 8. | Resolution : Approval of Contract for Scanning Maps: COTT Systems Not to Exceed: \$10,000.00 | Seymour |
| 9. | Budget Ordinance Amendment: General Fund/Capital Improvement: \$154, 488 | Jarman |
| 10. | Budget Ordinance Amendment: General Fund: MIS: \$86,100: Increase | Martin |
| 11. | Resolution Approving Lease of Land to Barnhill Contracting Company: \$25,000 | Pope |

APPOINTMENTS: 5 Min.

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| 12. | Resolution Approving Citizens to Boards, Commissions, Etc. 5 Min. | Jarman |
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OTHER ITEMS: 10 Min.

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| 13. | Items from County Manager / County Attorney / Commissioners Public Comments/Closed Session (if necessary) | |
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TO: Chairman and Members of the Board
FROM: Eric Rouse, Board Member
DATE: August 20, 2012
SUBJECT: Items of Interest

1. An Ordinance Regulating the Operation of Golf Carts

**AN ORDINANCE REGULATING
THE OPERATION OF GOLF CARTS**

WHEREAS, the Lenoir County Commissioners, do hereby find and determine that the establishment of a Golf Cart Ordinance is necessary to address the interest of public safety. Golf carts, herein “cart(s),” are not designed or manufactured to be used on public streets and roads, hereinafter “road(s),” and Lenoir County in no way advocates or endorses their operation on roads. Lenoir County, by regulating such operation is merely trying to address obvious safety issues, and adoption of this Ordinance is not to be relied upon as a determination that operation on roads is safe or advisable if done in accordance with this Ordinance. All persons who operate or ride upon carts on roads do so at their own risk and peril, and must be observant of, and attentive to the safety of themselves and others, including their passengers, other motorist, bicyclists, and pedestrians. Lenoir County has no liability under any theory of liability, for permitting carts to be operated on roads under special legislation granted by the State Legislature.

NOW, THEREFORE, BE IT ORDAINED by the Lenoir County Commissioners that the following Golf Cart Ordinance be approved and reads as follows:

- (A) **PURPOSE:** The purpose of this ordinance shall be to establish a Golf Cart Ordinance within Lenoir County to promote the health, safety and welfare of persons operating cart(s) within the County.
- (B) **DEFINITIONS:** For the purpose of this section, the following words and phrases shall have the following meanings.
1. **Golf Cart:** A vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of 25 MPH.
 2. **Operator:** A persons 16 years of age or older in possession of a valid driver’s license or identification card containing a photograph of the operator (such license or identification card must be issued by a State of the United States or by a subdivision of the United States, including the department of defense) may operate a golf cart.

Section 1: Rules and Regulations:

1. Carts may be driven on roads only from official sunrise to official sunset unless the cart is equipped with two operating headlights (one on each side of the front of the golf cart) and two operating tail lights with brake lights (one on each side of the rear of the cart) which are visible from a distance of 500 feet.

2. Carts must be equipped with a rear vision mirror and rear triangle reflector of the same type required by North Carolina Law.
3. No golf cart may be operated at a speed greater than reasonable and prudent for the existing conditions, and in no instance at a speed greater than 25 miles per hour.
4. No golf cart shall be operated on any Lenoir County Road with a posted speed limit greater than 35 mph. However, carts may cross over roads that have a posted speed limit greater than 35 mph.
5. The number of occupants in a golf cart shall be limited to the number of persons for whom individual seating is installed and provided on the golf cart. The operator and all occupants shall be seated in the golf cart and no part of the body of the operator or occupant shall extend outside the perimeter of the golf cart while the golf cart is in motion. No passengers shall be carried on the part of a golf cart designed to carry golf bags.
6. Children must be properly seated while golf cart is in motion and may not be transported in a negligent manner.
7. All applicable State Laws shall be adhered to, including the possession and use of alcoholic beverages and all other illegal drugs.
8. The operator of the golf cart shall comply with all traffic rules and regulations adopted by the State of North Carolina and Lenoir County which governs the operation of motor vehicles.
9. Carts are only allowed to park in handicapped parking spaces if the driver or at least one passenger has a valid handicap parking sticker or placard.
10. Carts will adhere to all traffic flow patterns, and will operate on the far right side of the roadway and must yield to all vehicular and pedestrian traffic.
11. Carts shall not be operated on sidewalks.
12. Carts shall not be operated on private property without the permission and consent of the property owner.

Section 2: Penalty:

Any act constituting a violation of this ordinance or a failure to comply with any of its requirements shall subject the offender, upon conviction, guilty of a misdemeanor, and subject to a fine not to exceed \$50.00. Each day that any of the provisions of this ordinance is violated shall constitute a separate offense.

Section 3: Severability:

If any section, sub-section, sentence or term of this Ordinance or any application thereof to any person or circumstance is adjudged to be unconstitutional or invalid, such adjudication shall not affect the validity of any remaining portion of the Ordinance or its application to any other person or circumstance. Lenoir County does not intend a result through the enforcement of this Ordinance that is absurd, impossible for execution, or unreasonable. Lenoir County Commissioners intends that the Ordinance be held inapplicable in such case, if any, where its application would be unconstitutional under the Constitution of the State of North Carolina or under the Constitution of the United States of America.

Section 4: Enforcement:

It shall be the policy of the Lenoir County to issue a written warning or a state citation against any person the officer has probable cause to believe has violated this Ordinance, whether the offending person is a juvenile or any other person.

This Ordinance shall be effective on August 31, 2012.

Adopted this 20th day of August, 2012.

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Graham _____ Davis _____ Brown _____ Daughety _____
Pharo _____ Rouse _____ Sutton _____

George W Graham, Jr., Chairman 8/20/12
Date

ATTEST 8/20/12
Date

TO: Chairman and Members of the Board
FROM: Mike Jarman, County Manager
DATE: August 20, 2012
SUBJECT: Items of Interest

1. Lenoir County Inspections/Permit /Inspection Report



**LENOIR COUNTY
PLANNING & INSPECTIONS DEPARTMENT**
PO BOX 3289
101 NORTH QUEEN STREET
KINSTON, NC 28502
PHONE: 252-559-2260
FAX: 252-559-2261



**LENOIR COUNTY INSPECTIONS
PERMIT/INSPECTION REPORT**

JULY 2012

PERMITS ISSUED: 117

PERMITS VALUE: \$ 1,588,418

PERMIT FEES: \$ 9,516

SINGLE FAMILY DWELLINGS: 2

MOBILE HOMES: 6

COMMERCIAL: 5

ADDITIONS: 3

ELECTRICAL: 46

PLUMBING: 12

MECHANICAL: 27

OTHER: 16

TOTAL INSPECTIONS: 249

Lenoir County
 PERIODIC REPORT OF ISSUED PERMITS (GROUPED BY REPORT CODE)

Printed: 08-01-2012

Code Prms	Designated period:	Valuation	Fees Paid	Units	Prms	Valuation	Fees Paid	Units
NEW RES. HOUSEKEEPING - LENOIR COUNTY								
* Single Family Houses Detached	101B	1	327,000.00	704.00	1	128,000.00	331.00	1
* Single Family Houses Attached	102B		.00	.00	0	.00	.00	0
* 2 Family Building	103B		.00	.00	0	.00	.00	0
* 3 and 4 Family Buildings	104B		.00	.00	0	.00	.00	0
* 5 or More Family Buildings	105B		.00	.00	0	.00	.00	0
*TOTAL INFORMATION 101-105	109B		.00	.00	0	.00	.00	0
NEW RESIDENTIAL NON-HOUSEKEEPING BL:								
* Hotels, Motels & Tourist Cabins ..	213B		.00	.00	0	.00	.00	0
* Other Non-Housekeeping Shelter ...	214B		.00	.00	0	.00	.00	0
NEW NON-RESIDENTIAL BUILDINGS:								
* Amusement, Social, & Recreational	318B		.00	.00	0	.00	.00	0
* Churches & Other Religious	319B	1	14,000.00	50.00	1	.00	.00	0
* Industrial	320B	1	74,581.35	187.50	1	.00	.00	0
* Parking Garages (Blds & Open Decked)	321B		.00	.00	0	.00	.00	0
* Service Stations & Repair Garages	322B		.00	.00	0	.00	.00	0
* Hospitals & Institutional	323B		.00	.00	0	.00	.00	0
* Offices, Banks, & Professional ...	324B	1	15,000.00	100.00	1	.00	.00	0
* Public Works & Utilities	325B		.00	.00	0	.00	.00	0
* Schools & Other Educational	326B		.00	.00	0	.00	.00	0
* Stores & Customer Services	327B		.00	.00	0	.00	.00	0
* Other Non-Residential Bldgs	328B		.00	.00	1	5,000.00	116.00	1
* Structures Other than Buildings ...	329B		.00	.00	0	.00	.00	0
ADDITIONS, ALTERATIONS, & CONVERSION								
* Residential	434B	1	30,000.00	50.00	0	76,000.00	200.00	4
* Non-Residential & Non-Housekeeping	437B		.00	.00	0	.00	.00	0
* Adds of Res. CP/Garages(Atch/Detc)	438B	2	37,000.00	158.00	2	7,300.00	170.00	2
DEMOLITIONS AND RAZING OF BUILDINGS:								
* Single Family Houses (Atch/Detach)	645B		.00	.00	0	.00	.00	0
* 2 Family Buildings	646B		.00	.00	0	.00	.00	0
* 3 & 4 Family Buildings	647B		.00	.00	0	.00	.00	0
* 5 or More Family Buildings	648B		.00	.00	0	.00	.00	0
* All Other Buildings and Structures	649B		.00	.00	0	.00	.00	0

TOTALS FOR PERMITS THIS PAGE

----- 7 ----- 497,581.35 ----- 1,249.50 ----- 6 ----- 8 ----- 216,300.00 ----- 817.00 ----- 8

Lenoir County
 PERIODIC REPORT OF ISSUED PERMITS (GROUPED BY REPORT CODE)

Printed: 08-01-2012

Code	Prms	Designated period: 07/01/12 to 07/31/12		Prior period: 07/01/11 to 07/31/11	
		Valuation	Fees Paid	Valuation	Fees Paid
MOBILE/MODULAR OFFICE/CLASSROOM					
*MOBILE OFFICE	740B				
*MODULAR CLASSROOM	750B	2	88,500.00	2	88,500.00
*MODULAR OFFICE	730B				
ELECT./PLUMB/HEAT/A/C/INS/TEMP POLE:					
*ELECTRICAL	800B	46	220,600.00	44	201,650.00
*PLUMBING	810B	12	15,900.00	10	47,500.00
*HEATING/ AIR CONDITIONING	820B	27	223,693.00	26	131,221.00
*INSULATION	830B	3	4,350.00	3	23,700.00
*TEMPORARY POLE	840B	1	500.00	1	1,050.00
RESIDENTIAL ACCESSORY STRUCTURES					
*STORAGE/PORCHES/PATIOS/DECKS	900B				
MISCELLANEOUS:					
*CHANGE OF OCCUPANCY	910B	2	300.00	2	500.00
*INSPECT DWELLING	920B				
*TENTS	930B				
*SATELLITE DISH	940B				
*AWNING	950B				
*EXTRA INSPECTIONS	960B	7	9,926.00	7	16,150.00
*FIRE PROTECTION SPRINKLER SYSTEM	966B				
*MOVING DWELLING ONLY	970B				
*SIGN	980B				
*FIREWORKS	985B				
*SWIMMING POOL	990B	1	27,000.00	1	63,050.00
*TANKS	995B				
MOBILE HOMES					
*SINGLE WIDE MOBILE HOME	700B	4	11,958.00	4	134,596.00
*DOUBLE WIDE MOBILE HOME	710B	2	167,460.00	2	12,500.00
*MODULR HOME	720B	1	289,000.00	1	

TOTALS FOR PERMITS ABOVE (incl. pg 1)		TOTALS FOR ALL PERMITS IN THE PERIOD	
115	1,556,768.35	117	1,588,418.35
2	31,650.00		
109	9,391.50	111	9,516.50
149	125.00	149	125.00
0	860,217.00	0	860,217.00
0	10,065.00	0	10,065.00
0	700.00	0	700.00
2	250.00	2	250.00
0	150.00	0	150.00
0	100.00	0	100.00
0	400.00	0	400.00
2	250.00	2	250.00
1	628.00	1	628.00
4	400.00	4	400.00
2	250.00	2	250.00
1	289,000.00	1	289,000.00
4	11,958.00	4	11,958.00
2	167,460.00	2	167,460.00
1	289,000.00	1	289,000.00

This Report was printed on Wednesday, August 01, 2012

Item Totals for Inspector ID

Lenoir County

GO 153
 GO DR 1
 GO DR 2
 GO/DR 1
 VW 91
 VW/DR 1

249 Entries for Inspector ID

- S T A T I S T I C A L R E P O R T -

#ACTIVITIES	Inspections				Re-Inspections				Based On # Activities
	INSPECTIONS	PASSED	CORRECTIONS	RE-INSPECTIONS	INSPECTIONS	PASSED	CORRECTIONS	RE-INSPECTIONS	
249	225	203	22	24	20	4	23		
	%INSPECTIONS	%PASSED	%CORRECTIONS	%RE-INSPECTIONS	%PASSED	%CORRECTIONS	%RE-INSPECTIONS	REQUIRED	
	90	90	10	10	83	17	9		

MINUTES

LENOIR COUNTY BOARD OF COMMISSIONERS

August 6, 2012

The Lenoir County Board of Commissioners met in open session at 9:00 a.m. on Monday, August 6, 2012 in the Board of Commissioners Main Meeting Room in the Lenoir County Courthouse at 130 S. Queen St., Kinston, NC.

Members Present: Chairman George Graham, Vice-Chairman Reuben Davis and Commissioners, Jackie Brown, Mac Daughety, Linda Rouse Sutton, Tommy Pharo, and Eric Rouse

Members Absent: None

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

Chairman Graham called the meeting to order at approximately 9:03 a.m. Ms. Brown offered the invocation and Mr. Graham led the audience in the pledge of allegiance.

PUBLIC INFORMATION

Mr. Joey Huff, Health Department Director, recognized the 2012 Spirit Award Recipient, Debbie Murphy, Licensed Practical Nurse, for her outstanding work ethic as an expert Communicable Disease Nurse. Mr. Huff stated Ms. Murphy was recognized at the state level for her hard work, motivation and dedication to her position. Ms. Murphy stated she loves to help people and is dedicated to serving the community. Mr. Huff stated the Lenoir County Health Department received an award demonstrating best practice for prompt Disease Investigation and timely data entry into the North Carolina Public Health Electronic Disease Surveillance System (NCEDs).

Ms. Susan Moore, Department of Social Services Director, stated this week begins the Phase 1 Implementation of a different way of conducting business for Food and Nutrition Services (Food Stamps). The State of North Carolina decided to go electronic with all Case Management Services which eliminates paper records. The State of North Carolina purchased software from Ireland to facilitate the implementation of NCFast. Ms. Moore stated after the revision of NCFast, five (5) counties in North Carolina are now implementing the online program. On August 20, 2012, twenty (20) Down East Counties will begin implementing NCFast. The Department of Social Services staff is currently receiving online training on how to operate NCFast. On August 7, 2012, Department of Social Services Staff will begin receiving online applications and although the process may be slow in the beginning, once the staff adjusts to the NCFast online process, the cases will move at a faster pace. Next spring every case will transition to an electronic system, which results in a paperless system.

Ms. Brown recognized NCFAST Representative, Ms. Pat Hemby. Ms Hemby stated she remained at Department of Social Services to ensure staff is properly trained in NCFAST before retiring. Ms. Hemby stated NCFAST Online Training was difficult at first, but after the revision, it has improved immensely. Mr. Graham inquired about the financial impact of Food Stamps. Ms. Hemby stated Department of Social Services issues \$10-\$12 million in Food Stamps to about 25% of the County's population. Ms. Hemby stated there was a change in Food Stamps requirements and currently the poverty levels are 130% or 200% to be eligible to receive Food Stamps.

Ms. Susan Moore, Department of Social Services Director informed the Board about Special Needs Registry. Ms. Moore stated hurricane season is approaching and there will be citizens who may require special medical needs, such as people who are living at home on respirators, receive dialysis, use an oxygen tank, etc. The Special Needs Registry provides a shelter for people who have special medical needs, in the event there is a power outage due to a hurricane. The Special Needs Registration Form may be completed online at the Department of Social Services website. The information received will be placed in a confidential database in an effort to provide a safe place for citizens who are in need of shelter when disaster approaches. Mr. Graham inquired if the oxygen tanks can be filled for patients. Ms. Moore stated oxygen tanks can be filled at the shelter. Mr. Graham stated Town Hall Meetings need to be held to educate the general public about the Special Needs Registry.

ITEMS FROM THE CHAIRMAN/COMMISSIONERS

Mr. Graham inquired about the One-Quarter Cent Sales Tax Referendum. Mr. Jarman presented the 2013-2014 Projected Budget Information to the Board. Mr. Jarman reviewed budget information and discussed the Financial Forecast. Mr. Jarman stated the 2013-2014 Projected Expenditures will be \$64,011,567 and Projected Revenues are \$60,807,064 which leaves a shortfall of \$3,204,503. Mr. Jarman stated \$1 million is being taken out of the Fund Balance (Savings) of the School Capital Account; currently \$500,000 has been used this year. This account should be managed cautiously. Mr. Jarman stated unless the NC General Assembly reinstates the Corporate ADM Tax for School Capital Projects, this account and County funding will be the only source for School Capital Needs (roofs, boilers, etc.). Mr. Jarman stated there is a remaining shortfall of \$2,204, 503. The major reason for the shortfall is the Debt Service on the 2007 & 2008 School Bonds. The School Bond payment for 2013-2014 is \$5,839,475. The annual amount of revenue dedicated to School Bond is \$4 million. The shortfall exists for multiple reasons: the Resolution Approving the Bond Referendum stated that taxes at a rate of 5cents per \$100 of assessed value would be sufficient to provide for Debt Service on approximately \$50 million of bonds and that an additional increase of up to 4.5 cents over two to three years would be necessary to pay the Debt Service on the additional \$19.7 million Bonds. The additional increase has not happened. In addition to not raising the tax rate to cover the bond cost, the rate was reduced from 84 cents per \$100 of assessed value to 80 cents in 2009. This reduction was made to provide relief to the citizens, but prohibited the planned banking of funds to cover the higher debt service payments we are now experiencing. The NC General Assembly reduced the amount of lottery funding provided to counties in order to balance the State Budget. All of Lenoir County's lottery proceeds are committed to School Bond Debt Service.

This forces Lenoir County to spend an additional \$600,000 of local funds (property taxes) to meet Debt Service obligations. Mr. Jarman discussed options to decrease expenditures, increase revenues (property and sales tax), and spend fund balance (savings). Lenoir County's projected General Fund expenditures for 2013-2014, excluding debt service has only increased 3% in seven years; therefore, significantly decreased expenditures would greatly reduce services. Current services to our citizens would be changed significantly, so potential reductions should be shared and/or discussed with our citizens. These reductions will cause quality of life issues. Mr. Jarman stated another option would be increasing revenues. A property tax increase of 1 cent per \$100 tax rate increase would yield approximately \$375,000 and a 6 cent per \$100 tax rate increase would be needed in order to cover the projected shortfall. The One-Quarter Cent Sales Tax increase would generate approximately \$1.2 million. Another option would be to spend Fund Balance (Savings). The current amount of unassigned Fund Balance is \$9.8 million. Balancing the budget with savings is not a sustainable practice. Fund Balance (Savings) is needed for Emergency Operations. Lenoir County spent over \$3 million for Hurricane Irene and the County has not been fully reimbursed as of this date. Fund Balance (Savings) has allowed Lenoir County to be successful in Economic Development. Mr. Jarman discussed recommendations and stated Counties across North Carolina are in need of additional revenue options to help fund critical infrastructure needs and to relieve pressure on property owners and indicated Lenoir County is not an exception. County Administration feels the best option for Lenoir County would be to have the revenue from the One-Quarter Cent Sales Tax available. Mr. Jarman stated proper utilization of savings, along with the additional revenue, would allow Lenoir County to maintain the level and quality of services our citizens expect support and equip the staff necessary for these services, and provide the needed infrastructure for future growth, with as minimal impact on our property owners as possible. County Administration recommended the County adopt Fiscal Year 2012-2013 Budget as shown, during the Budget Work Session with no tax increase and work to pass One-Quarter Cent Sales Tax. If approved, the additional revenue, plus continued cost saving methods being implemented could allow Lenoir County to meet financial obligations through FY 2013-2014 and FY 2014-2015. This would allow additional time for growth and economy recovery, thereby avoiding a large property tax increase. Mr. Jarman stated the longer we delay increasing our recurring revenues, the greater the increase will need to be. Mr. Jarman stated without passage of the One-Quarter Cent Sales Tax, the increase of property taxes in Fiscal Year 2013-2014 would need to be from 4 to 6 cents in order to meet current obligations. Another option would be to reduce the General Fund Budget in FY: 2013-2014 by 5%. A 5% reduction in the General Fund would mean serious reduction in the services we currently provide. For many years Departments have cut or held constant on operating costs. Mr. Jarman stated salary increases have been minimal. Mr. Jarman discussed the One-Quarter Cent Sales Tax Information sheet. The importance of the One-Quarter Cent Sales Tax is to provide Lenoir County taxpayers with alternatives to the pressure to raise property taxes to address County needs. Mr. Jarman stated the effect of an additional One-Quarter Cent Sales Tax on a \$100 purchase is 25 cents. Mr. Jarman indicated there are some things that are not taxed such as non-prepared food, prescription medications, gas, diesel, vehicle purchases and services not currently taxed, would not be taxed by the One-Quarter Cent Sales Tax. Lenoir County citizens are currently paying One-Quarter Cent Sales Tax when shopping in the surrounding counties of Duplin, Onslow and Pitt. Mr. Jarman stated all persons visiting or who shop in Lenoir County while passing through will contribute additional revenue for County needs, and thereby assist to minimize our property tax burden.

Mr. Jarman stated what is spent in Lenoir County will stay in Lenoir County. The One-Quarter Cent Sales Tax is a “point of sale” sales tax, so what is spent with Lenoir County businesses will stay in Lenoir County. Lottery proceeds have not been a stable source of revenue for our school construction, so another source of revenue is needed. Mr. Jarman indicated Lenoir Community College does not receive any lottery proceeds for construction needs. Mr. Davis inquired if the NC Association of County Commissioners was lobbying the legislature about the NC Lottery Funds that have been cut for 100 counties. Mr. Jarman stated the NC Association of County Commissioners is actively lobbying with the General Assembly to have funds reinstated. Mr. Daughety inquired about the amount of unassigned Fund Balance (Savings) of \$9.8 million and if the amount is plus or minus the \$1 million Fund Balance (Savings) to be used from the School Capital Account. Mr. Jarman stated the Fund Balances (Savings) are separate accounts. Mr. Rouse inquired if a consolidated list of 5% Projected Budget Cuts could be provided and how it will affect our citizens. Mr. Jarman stated 5% Projected Budget Cuts for Fiscal Year 2011-2012 were presented the previous year and a revised 5% Projected Budget Cut for Fiscal Year 2012-2013 list will be provided to the Board. Mr. Davis inquired if One-Quarter Cent Sales Tax was delayed, would property tax funds received from new industries be of assistance with the County’s current budget crisis. Mr. Jarman stated the funds would help. Ms. Brown inquired if the Blue Ribbon Ad Hoc Committee has been disbanded. Mr. Griffin stated the reason for the disbandment of the Blue Ribbon Ad Hoc Committee, was there was not enough time for the committee to make a decision concerning placing the One-Quarter Cent Sales Tax on the ballot. Ms. Sutton stated if the sales tax is not approved, some services will be terminated and property tax will increase. Mr. Jarman stated the County will not be able to continue to spend the Fund Balance (Savings) and additional revenue is needed. Mr. Davis stated if the sale tax is approved, the property tax would not increase as much. Mr. Daughety stated after speaking with his constituents, the constituents would not be opposed to the approval of one-Quarter Cent Sales Tax; however there should be a specified timeline for One-Quarter Cent Sales Tax. Mr. Daughety stated in lieu of a property tax increase, his constituents suggested freezing County spending until the anticipated funding has been reached. Mr. Jarman stated the Department Heads are very conservative with their County spending and citizens needs would not be met if funding was frozen at the current level. Mr. Graham stated the task of today was to educate the general public, on whether or not the One-Quarter Cent Sales Tax should be placed on the ballot. Mr. Graham stated the General Assembly gave an option to assist all counties with the budget crisis and increase the revenue within the County. Mr. Jarman presented a Resolution Stating Intent to Proceed with a Non-Binding Advisory Referendum Authorizing a .25% Local Sales Tax for Lenoir County to be placed on the ballot to the Board. Mr. Tommy Hollowell, Assistant County Manager read the One-Quarter Cent Sales Tax Resolution to the Board. Upon a motion by Mr. Davis and a second by Ms. Brown the resolution was unanimously approved.

Mr. Rouse stated the Resolution for General Aviation for Small Planes will be provided to the Board at the next Board of Commissioners Meeting. Mr. Daughety suggested the County acquire more information about General Aviation for Small Planes. Mr. Davis commended Don Howard and Jim Fain for exceptional work with the Global Transpark.

Mr. Rouse read the Resolution on Golf Carts on County Roads to the Board. Mr. Jarman stated the General Statute gives the County the authority to regulate Golf Carts on County Roads by Ordinance not resolution. Mr. Jarman stated the Sheriff's Office, and Highway Patrol Office would like to be involved with the creation of the Golf Cart Ordinance. Chris Hill, Chief Deputy stated LaGrange is currently driving golf carts and if an ordinance is created for Lenoir County, the laws will be enforced. Mr. Daughety suggested a committee be appointed to work with a Golf Cart Ordinance.

The Board commended Mr. George W. Graham, Jr., Chairmain regarding his selection to replace William Wainright on the ballot for the NC House of Representatives.

ITEMS FROM THE COUNTY MANAGER

Item No. 2 was Items from the County Manager. Mr. Jarman discussed the Memorandum for NCACC Solicitation of County Legislative Goals Proposals for 2013-14. Mr Jarman addressed the Designation of Voting Delegate to NCACC Annual Conference. There is a need to select a delegate to attend the conference. Ms. Jackie Brown, Board Commissioner stated she will be attending the NCACC Conference. Upon a motion by Mr. Davis and a second by Mr. Pharo, Ms. Jackie Brown was unanimously selected as Voting Delegate to NCACC Annual Conference.

CONSENT AGENDA: 10Min.

ACTION

3. Approval of Minutes: Regular Board Meeting: July 16, 2012 Roberts/Jarman
4. Resolution: Approval of Releases and Refunds to the Individuals Listed Herein.
5. Budget Ordinance Amendment: General Fund: Health (Adult Health) \$700
6. Budget Ordinance Amendment: General Fund: Non-Departmental: \$711
7. Budget Ordinance Amendment: General Fund: Finance/Sherriff's Department \$1,471:
Increase

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

BUDGET ORDINANCES/RESOLUTIONS

Item No. 9A was a Resolution Approving the 2011-2012 Tax Collectors Annual Settlement. Mr. Parrish addressed the Board about the Tax Collector Annual Settlement. The Tax Department has worked diligently to collect all taxes due on real and personal property. Upon a motion by Ms. Sutton and a second by Ms. Brown Item No.9A was unanimously approved.

Item No. 9B was a Resolution Approving Insolvent Personal Property Tax. Mr. Parrish stated all uncollected taxes on personal property (for persons who listed no real property) are declared "insolvent" after the close of the fiscal year. However, every remedy allowable by law will continue to be pursued toward collection of these taxes. Mr. Graham commended Mr. Parrish on a job well done. Upon a motion by Ms. Sutton and a second by Ms. Brown Item No.9B was unanimously approved.

Item No. 10 was a Resolution Authorizing Lenoir County Cooperative Extension to facilitate the Families and Children in Transition (FACT) Program. Mr. Steve Roman, Parenting Matters & 4H Coordinator, stated FACT assists families in successful co-parenting. Co-parenting is the positive cooperation and coordination of divorced/separated parents in raising their children. Successful co-parenting skills can help put children first and creates a safe loving environment for the family. FACT helps parents effectively communicate with their child's other parent, using conflict management, active listening, and parenting plans. According to one Lenoir County Family Court Judge current referrals to such a program are being sent to Wayne County. NC Cooperative Extension, Family & Consumer Sciences developed the successful curriculum and provided direction and assistance in the implementation of the program. Parents will be required to pay a general amount for participation as required by Family Court. These dollars will be used to provide workbooks and instruction for participants. Upon a motion by Mr. Daughety and a second by Ms. Sutton Item No. 10 was unanimously approved.

Item No. 11 was a Resolution Authorizing Acceptance of the Award of a Proportional Match 50% from the State of NC appropriated "Special Leave" provision for Lenoir County Employees of Cooperative Extension. Ms. Tammy Kelly, Cooperative Extensions Director addressed the Board stating the State of North Carolina awarded a "special leave" provision to employees as part of the 2012-2013 State Budget. Specifically, 40 hours of leave is to be allocated for full-time, leave-earning employees, and the Special Leave has to be taken with the FY 12-13 year. Mr. Graham and Mr. Daughety commended Ms. Kelly on a job well done. Upon a motion by Ms. Sutton and a second by Mr. Daughety Item No.11 was unanimously approved.

Item No. 12 was a Resolution Authorizing Acceptance of a SETRAC (Special Events and Tourism Related Activities) grant in the amount of \$11,000. Ms. Kelly stated The Lenoir County Farmer's Market provides community access to local fresh vegetables and produce through local farmers and other vendors that produce and provide other items such as homemade baked goods, fresh eggs, local honey, etc. Upon a motion by Mr. Daughety and a second by Ms. Brown Item No. 12 was unanimously approved.

Item No.13 was a Budget Ordinance Amendment General Fund for the Finance/Sherriff's Dept in the amount of \$3,276.77 Increase. Ms. Martha Martin, Finance Director stated the Budget Amendment is to roll forward unexpended funds from the State Criminal Alien Assistance Program (SCAAP) from prior Fiscal Years. Upon a motion by Ms. Sutton and a second by Ms. Brown Item No.13 was unanimously approved.

Item No. 14 was a Budget Ordinance Amendment General Fund to Process Funds in the amount of \$11,060.89 Increase. Ms. Martin stated this was to re-appropriate SHIP Grant funds not expended in previous years. Upon a motion by Ms. Brown and a second by Mr. Daughety Item No. 14 was unanimously approved.

Item No. 15 was a Budget Ordinance Amendment General Fund to Process Funds in the amount of \$21,098.48 Increase. Ms. Martin stated this was to bring forward unexpended funds from the EMPG Grant for Fiscal Years 2008-2009 through 2011-2012. Upon a motion by Mr. Davis and a second by Mr. Daughety Item No. 15 was unanimously approved.

Item No. 16 was a Budget Ordinance Amendment General Fund to Process Funds in the amount of \$39,000 Increase. Ms. Martin stated this was to roll forward funds from the NC Department of Juvenile Justice and Delinquency Prevention (DJJDP). Upon a motion by Ms. Sutton and a second by Ms. Brown Item No. 16 was unanimously approved.

Item No. 17 was a Budget Ordinance Amendment General Fund for Finance/Coop Ext.-Kate B. Reynolds in the amount of \$74,255.07 Increase. Ms. Martin stated this was to roll forward into Fiscal Year 2012-2013, grant funds from the Kate B. Reynolds Grant. Upon a motion by Ms. Sutton and a second by Item No. 17 by Mr. Daughety was unanimously approved.

Item No. 18 was a Budget Ordinance Amendment General Fund for Finance/Sherriff's Dept in the amount of \$151,380 Increase. Ms. Martin stated this was to bring forward unexpended Sherriff's Civil Process Service fees from prior years. The law regarding fees for civil papers served by the Sherriff's Department changed in September 20014. The amount charged for the fees has increased from \$5 to \$15 and now to \$30. Ms. Martin stated 50% of the amount collected shall be used by the Sherriff's Department for the enhancement of the service of civil papers. Upon a motion by Ms. Sutton and a second by Mr. Daughety Item No. 18 was unanimously approved.

Item No. 19 was a Resolution Authorizing the County to enter into a contract with Cloud Sherpas to install and maintain Google Apps with 10 year Archiving abilities in the amount of \$29,050. Mr. Joey Bryan, Director of MIS, stated Lenoir County has always used Pegasus Mail as its E-mail Client. This has worked great in the past and the cost has been free. However with the increase of e-mail uses and the changes in statues for retention, Pegasus Mail does not allow us to meet the specs. Google Mail which everyone is familiar with allows us to install an e-mail client that is cloud based, meets retentions specs, and does so at a yearly cost of \$83 per user. Upon a motion by Mr. Davis and a second by Ms. Brown Item No. 19 was unanimously approved.

Item No. 20 was a Resolution Approving Purchase of (2) Dodge Chargers: \$43,860. Mr. Chris Hill, Chief Deputy, stated Lenoir County Sheriff's Office currently maintains a fleet of vehicles, which are individually assigned to each sworn Sheriff's deputy. Mr. Hill stated as each patrol car reaches 125,000 miles, the vehicle is transferred to another division in the Sheriff's Office, where high speed performance and reliability is not a crucial factor. Each year the Sheriff's Office purchases patrol cars to replace cars that have met this mileage standard. Although the Sheriff will not be purchasing patrol vehicles for the 2012-2013 fiscal year, the two budgeted vehicles will be assigned to LaGrange, and the cost will be reimbursed by the Town of LaGrange. Upon a motion by Ms. Sutton and a second by Ms. Brown Item No. 20 unanimously approved.

Item No. 21 was a Resolution Approving Service Providers Required to Comply with Lenoir County Transit Drug and Alcohol Test Policy. Mr. Joey Bryan, Transit Director, stated as of March 10, 2008, Lenoir County Transit (LCT) took operations in-house. This included complying with North Carolina Department of Transportation (NCDOT) in all areas of Operations which involve Safety Sensitive employees. LCT's Drug and Alcohol Testing Policy requires that Safety Sensitive employees submit to Drug and/or Alcohol testing in a variety of circumstances, including but not limited to, Pre-Employment and Random Selection. LCT must ensure that all DOT Drug and Alcohol Testing requirements are being met. Upon a motion by Mr. Daughety and a second by Ms. Sutton Item No. 21 was unanimously approved.

Item No. 22 was a Budget Ordinance Amendment Capital Improvements for Economic Development in the amount of \$2,345,572 Increase. Mr. Tommy Hollowell, Assistant County Manager, stated this was to roll forward and distribute prior years unexpended Economic Development and Building & Grounds Funds into the appropriate expenditure lines in the Capital Improvement Fund for Fiscal Year 2012-2013. Mr. Daughety inquired about the Soccer Complex monies listed on Fund 40 and if that amount could be used for the budget crisis. Mr. Hollowell stated all funds had to stay within Fund 40. Mr. Griffin clarified the monies were to be used as a match for a Clean Water Trust Fund Grant and were to be used for the Soccer Complex only. Upon a motion by Ms. Sutton and a second by Mr. Daughety Item No. 22 was unanimously approved.

Item No. 23 was a Resolution Approving Lease of Land to Barnhill Contracting Company in the amount of \$25,000. Item No. 23 was pulled.

APPOINTMENTS

Item No. 24 was a Resolution Approving Citizens to Boards, Commissions, Etc. Upon a motion by Ms. Brown and a second by Mr. Davis Item No. 24 was unanimously approved.

<u>BOARD/COMMITTEE/COMMISSION</u>	<u>APPLICANT/CURRENT MEMBER</u>	<u>TERM EXPIRATION</u>
Lenoir County Transit Advisory Board 1 st Appearance	Courtney Boyette	August 2016

Mr. Graham adjourned the meeting at 11:02 p.m.

Respectfully submitted,

Reviewed By

Clevette F. Roberts
Interim Clerk to the Board

Michael W. Jarman
County Manager

BUDGET ORDINANCE AMENDMENT: GENERAL FUND:PROCESS FUNDS: \$844.94 DECREASE



LENOIR COUNTY, NORTH CAROLINA
BUDGET AMENDMENT REQUEST

FY 2012 - 2013
Appropriations

Budget Amendment # _____
Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL FUND	PROCESS FUNDS	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>DECREASE</u>		<u>DECREASE</u>
10-3991-9910 FUND BALANCE APPROPRIATED	-844.94	10-4201-6034 COOP EXT - SHIP GRANT -844.94
Total	-844.94	Total -844.94

Reason and Justification for Request:

BUDGET AMENDMENT TO DECREASE THE AMOUNT OF APPROPRIATION THAT WAS ROLLED FORWARD ON BUDGET AMENDMENT #G-7. A TOTAL OF \$844.94 WAS POSTED AGAINST THE EXPENDITURE ACCOUNT ON 8-8-2012 IN THE PRIOR FISCAL YEAR. THE ROLL FORWARD BUDGET AMENDMENT HAD BEEN APPROVED ON 8-6-2012, THUS CHANGING THE ACTUAL AMOUNT THAT SHOULD HAVE BEEN ROLLED INTO FY 12-13.

Department Head Approval	Date	Finance Officer Approval	Date
<i>Martha H. Martin</i>	8/13/2012	<i>Martha H. Martin</i>	8/13/2012
Budget Officer Approval	Date		
<i>Michael W. [Signature]</i>	8/14/2012		
Board Approval (When Applicable)	Date	Date of Minutes	

8/20/12 Agenda

Item No. 5

BUDGET ORDINANCE AMENDMENT: GENERAL FUND: NON-DEPARTMENTAL: \$1,659.: INCREASE



LENOIR COUNTY, NORTH CAROLINA
BUDGET AMENDMENT REQUEST

FY 2012 - 2013
Appropriations

Budget Amendment # _____
 Date Approved _____

Distribution - Finance Office:

FUND		DEPARTMENT		LINE ITEM DESCRIPTION	
GENERAL		NON-DEPARTMENTAL		VARIOUS	
Check One Box New Appropriation: <input 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>			
10-3212-1100	2012 TAX LEVY	1,659.00	10-4200-1913	PROF SVCS-BUS PER PROP AUDIT	1,659.00
Total		1,659.00	Total		1,659.00

Reason and Justification for Request:
 To appropriate additional property tax revenue received by the County as a result of a business personal property tax audit being conducted by County Tax Services, Inc. The County contracted with County Tax Services, Inc. in May of 2010 to conduct the audit. County Tax Services, Inc. receives a 30% commission on all business personal property discoveries found as a result of the audit. The County pays this commission only after the taxpayer pays the discovery tax bill. The Board approved the contract with County Tax Services, Inc. on May 17, 2010, Item #8.

Department Head Approval	Date	Finance Officer Approval	Date
<i>Martha H. Martin</i>	8/15/2012	<i>Martha H. Martin</i>	8/15/2012
Budget Officer Approval	Date		
<i>Michael W. Jarman</i>	8/15/12		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy

Department - Copy

Administration - Copy

8/20/12 Agenda

Item No. 6



LENOIR COUNTY, NORTH CAROLINA
BUDGET AMENDMENT REQUEST

FY 2012 - 2013
 Appropriations

Budget Amendment # _____
 Date Approved _____

Distribution - Finance Office:

FUND		DEPARTMENT		LINE ITEM DESCRIPTION	
TRANSPORTATION		ADMINISTRATION		VARIOUS	
Check One Box New Appropriation: <input type="checkbox"/> Line Item Transfer: <input checked="" 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>DECREASE</u>		
22-3452-3602	GRANT-RURAL GENERAL PUBLIC	4,106.00	22-4510-1260	Salaries & Wages-Part-Time	-7,764.00
22-3452-3605	SUPPLEMENTAL-RGP	5,882.00			
<u>DECREASE</u>					
22-3452-3606	GRANT-EMP	-10,656.00			
22-3452-3611	EDTAP-SUPPLEMENTAL	-1,847.20			
22-3452-3612	EDTAP	-990.40			
22-3452-3616	EDTAP-COUNCIL ON AGING	-1,486.60			
22-3452-3617	EDTAP-COA-SUPPLEMENTAL	-2,771.80			
Total		-7,764.00	Total		-7,764.00

Reason and Justification for Request:
 BUDGET AMENDMENT TO BRING BUDGETED AMOUNTS IN LINE WITH ACTUAL APPROVED NUMBERS. WHENEVER THE BUDGET IS BEING PREPARED, APPLICATIONS ARE ALSO IN THE PROCESS OF BEING SUBMITTED FOR FUNDING, BUT THE ACTUAL APPROVED AMOUNTS ARE NOT RECEIVED UNTIL AFTER THE NEW FISCAL YEAR HAS BEGUN.

Department Head Approval	Date	Finance Officer Approval	Date
<i>Joyl Boye</i>	8/7/12	<i>Martha H. Martin</i>	8/7/12
Budget Officer Approval	Date		
<i>Michelle Johnson</i>	8/8/12		
Board Approval (When Applicable)	Date	Date of Minutes	

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 8/20/12 **ITEM NO.:** 7

RESOLUTION: Authorizing Approval of the Contract for Desktop Computer Lease Agreement with Dell Financial Services L.L.C.

SUBJECT AREA: Purchases/Bids

ACTION REQUESTED: Approval of a Resolution authorizing approval of the lease with Dell Financial Services, L.L.C.

HISTORY/BACKGROUND: On April 16, 2012 the Lenoir County Commissioners approved a 4 year lease with Dell to update our outgoing lease computers. This is the actual contract that must be signed by the County Manager.

EVALUATION: MIS is returning the machines leased in 2008 as per the lease agreement. This lease will replace those machines and allow us to have new leased machines with warranty coverage for the entire lease.

RECOMMENDATION:

Respectfully Recommend Approval


INITIALS

RESOLUTION: NOW THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners allow County Manager to enter into a lease with Dell Financial Services L.L.C.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Graham _____ Davis _____ Brown _____ Daughety _____
Pharo _____ Rouse _____ Sutton _____

George W. Graham, Jr. Chairman 8/20/12
Date

ATTEST 8/20/12
DATE

DELL | Financial Services

Lenoir County, North Carolina
DELL FLEX LEASE PURCHASE SCHEDULE NO. 811-6457654-003
TO MASTER LEASE AGREEMENT NO. 6457654

THIS SCHEDULE IS SUBJECT TO AND INCORPORATES THE TERMS AND CONDITIONS OF MASTER LEASE AGREEMENT NO. 6457654 ("Agreement") DATED March 03, 2009 BETWEEN DELL FINANCIAL SERVICES L.L.C. ("Lessor") AND Lenoir County, North Carolina ("Lessee").

Lessor hereby agrees to lease and/or make available to Lessee subject to the terms, conditions and provisions set forth in this Schedule and in the Agreement, the Products described below. Any capitalized term used herein and not defined herein shall have the meaning ascribed to it in the Agreement.

PRODUCT DESCRIPTION AND LOCATION: See below or Exhibit "A" attached to and made a part hereof.

PRODUCT SELLER: [Dell Inc., One Dell Way, Round Rock, TX 78682]

<u>Product Description</u>	<u>Product Location</u>	<u>Lessee Purchase Order No.</u>	<u>Primary Term (Mos.)</u>	<u>Commencement Date**</u>
See Exhibit A	See Exhibit A	20130001	49	July 01, 2012

Rent is payable: **in advance**

Payment Period: **Annually**

* Lessee is responsible for applicable taxes, shipping and other amounts as described in the Agreement, and, with the first payment of Rent any prorated Rent if applicable. Such amounts are further described in Exhibit "A".

** The Commencement Date may be extended for one Payment Period until the Schedule is returned in accordance with the terms in the Agreement. Lessor may charge Lessee prorated Rent accruing from the Acceptance Date to the Commencement Date, as such date is finally determined.

LEASE PURCHASE PROVISIONS

The following provisions shall apply with respect to this Schedule in addition to those provisions in the Agreement:

1. SECTION 4. RENT; TAXES; PAYMENT OBLIGATION.

Insert as a new last sentence to subsection (a) the following:

"For the purposes of this Schedule, the Rent and Purchase Price (as of the applicable Purchase Date) are shown in the chart below or on Exhibit "B", attached to and made a part hereof.

<u>Payment Number/ Purchase Date</u>	<u>Rent</u>	<u>Interest Portion</u>	<u>Principal Portion</u>	<u>Purchase Price</u>
--	-------------	-------------------------	--------------------------	-----------------------

Add as a new last sentence to subsection (b) the following:

"Because the Products will be used for a governmental or proprietary purpose of Lessee, they are exempt from all sales, use and property taxes."

2. SECTION 3. TERM.

Insert as a new second paragraph the following:

"TECHNOLOGY REFRESH WITH NEW FINANCING OPTION. Provided no Event of Default has occurred or is continuing under this Schedule and the Agreement, Lessee may exercise the following technology refresh option ("Tech Refresh Option") by delivering to Lessor an irrevocable written election notice to exercise the Tech Refresh Option at least 120 days prior to the expiration of the Primary Term and by completing all of the following on or before the beginning of the last month of the Primary Term (the "Tech Refresh Date"):

- (i) Lessee returns all (but not less than all) of the Products on this Schedule ("Original Products") to Lessor in the same manner as described in the Agreement; and
- (ii) Lessee enters into a new Schedule under the Agreement (the "New Lease") with a primary term of at least 24 months for new equipment ("New Products") which are, as determined by Lessor, of the same manufacture, type and quality as the Original Products and which have a Total Product Cost that is at least 75% of the Total Product Cost of the Original Products.

When Lessee completely fulfills the terms and conditions of the Tech Refresh option and has made all payments and performed all other obligations under the Schedule and the Agreement, then this Schedule shall terminate and, except as provided in the Agreement, Lessee shall be relieved of all obligations under this Schedule. Notwithstanding the election by Lessee of the Tech Refresh Option, the Schedule and Agreement shall remain in full force and effect and if the terms and condition of the Tech Refresh Option are not fulfilled before the Tech Refresh Date, the Tech Refresh Option shall be null and void and Lessee shall pay the final Rent payment due on the Tech Refresh Date.

3. SECTION 11. REPRESENTATIONS, WARRANTIES AND COVENANTS OF LESSEE.

For purposes of this Schedule, add paragraphs (j) through (t) as follows:

"(j) Lessee will comply with the information reporting requirements of Section 149(e) of the Code, including but not limited to, the execution (and delivery to Lessor) of information statements requested by Lessor;

(k) Lessee will not do, cause to be done or fail to do any act if such act or failure to act will cause this Agreement, or any transaction hereunder, to be an Arbitrage Bond within the meaning of Section 148 of the Code or a Private Activity Bond within the meaning of Section 141 of the Code;

(l) The total cost of the Products listed in this Schedule will not be less than the total Principal Portion of the Rent listed in this Schedule;

(m) The Products listed in this Schedule have or will be ordered within six months of the date hereof in order to commence such Schedule;

(n) The Products listed in this Schedule are expected to be delivered and installed, and the Seller fully paid, within one year from the date hereof;

(o) No fund or account which secures or otherwise relates to the Rent has been established;

(p) Lessee will not sell, encumber or otherwise dispose of any property comprising this Schedule prior to the final maturity or termination of such Schedule without a written opinion of nationally recognized bond counsel to the effect that any such disposition will not adversely affect the exclusion of interest on the Rent from gross income for federal income tax purposes;

(q) Lessee agrees to execute, deliver and provide Lessor with satisfactory evidence of the filing of such documentation, as may be required for the purposes of properly reporting this Schedule, including, without limitation, IRS forms 8038-G or 8038-GC, as required under the Code;

(r) It is expected that Rent under this Schedule will be paid from periodic appropriations of the Lessee deposited into the general fund of the Lessee, that such appropriations will equal the Rent due during each Fiscal Period of Lessee, and that all amounts paid for Rent will be from an appropriation made by the Lessee during the Fiscal Period in which such Rent is made;

(s) To the best of our knowledge, information and belief, the above expectations are reasonable; and

(t) Lessee will comply with all applicable provisions of the Code, including without limitation Sections 103, 141 and 148 thereof, and the applicable regulations of the Treasury Department to maintain the exclusion of the interest components of Rent from gross income for purposes of federal income taxation.

Without limiting the generality of the foregoing, Lessee shall acknowledge any assignment of this Schedule in writing and complete an accurate record of all such assignments in a manner that complies with Section 149(a) of the Code and the Treasury Regulations promulgated thereunder."

TO THE EXTENT PERMITTED BY LAW, AND IN ADDITION TO LESSEE'S OBLIGATION UNDER SECTION 16 OF THE AGREEMENT, LESSEE HEREBY ASSUMES LIABILITY FOR, AND SHALL PAY WHEN DUE, AND SHALL INDEMNIFY AND DEFEND LESSOR AND ITS SUCCESSORS AND ASSIGNS AGAINST, ANY AND ALL LIABILITIES, LOSSES, DAMAGES, CLAIMS AND EXPENSES (INCLUDING REASONABLE ATTORNEY FEES) RELATING TO OR ARISING OUT OF LESSEE'S BREACH OF ANY OF ITS REPRESENTATIONS, WARRANTIES, OR COVENANTS CONTAINED IN SECTION 11 OF THE AGREEMENT AS SUPPLEMENTED HEREIN.

4. SECTION 12. WARRANTY ASSIGNMENT; EXCLUSION OF WARRANTIES; LIMITATIONS ON LIABILITY; FINANCE LEASE.

For purposes of this Schedule, delete "FINANCE LEASE" in the title of this Section and delete paragraph (d).

5. SECTION 17. OWNERSHIP; LIENS AND ENCUMBRANCES; LABELS.

Insert at the end of this paragraph the following: "Notwithstanding the first sentence of this Section , upon Lessee's acceptance of the Products under this Schedule, title to the Products shall vest in Lessee subject to Lessor's rights under the Agreement; provided that, upon an Event of Default or any termination of this Schedule, other than by Lessee's purchase of the Products, , title to the Products shall immediately and without any action by either party vest in Lessor, and Lessee shall immediately surrender possession of the Products to Lessor. Any such transfer of title shall occur automatically without the necessity of any bill of sale, certificate of title or other instrument of conveyance. Lessee shall, nevertheless, execute and deliver any such instruments as Lessor may request to evidence such transfer.

6. PURCHASE OPTION.

Provided that no Event of Default has occurred and is continuing, and at least 60 days but no more than 180 days before the purchase date ("Purchase Date") selected by Lessee, Lessee will give irrevocable written notice to Lessor of its intention to:

- (i) purchase the Products for \$1.00 at the end of the Primary Term;
- (ii) purchase the Products at the Purchase Price as stated in Paragraph (i) above or as listed on Exhibit B, so long as all other amounts due on the Purchase Date have been paid in full; or
- (iii) return the Products in accordance with the Agreement for a fee agreed upon by both parties.

Upon satisfaction by Lessee of such conditions, Lessee shall be entitled to Lessor's interest in the Products, AS IS, WHERE IS, WITHOUT WARRANTY OR RECOURSE, EXPRESS, IMPLIED OR OTHERWISE, BY OR AGAINST LESSOR, INCLUDING ANY WARRANTIES OF DESIGN, MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, OR AGAINST INFRINGEMENT, other than the absence of any liens by, through, or under Lessor.

As continuing security for Lessee's obligations hereunder, Lessee hereby grants to Lessor, a first-priority security interest in all of Lessee's rights and interest in and to the Products and all proceeds thereof, free and clear of all security interests, liens or encumbrances whatsoever.

7. COMPLETION OF SCHEDULE. Lessee hereby authorizes Lessor to insert or update the serial numbers of the Products from time to time as necessary.

If Lessee delivers this signed Schedule, any amendment or other document related to this Schedule or the Master Lease (each a "Document") to Lessor by facsimile transmission, and Lessor does not receive all of the pages of that Document, Lessee agrees that, except for any pages which require a signature, Lessor may supply the missing pages to the Document from Lessor's database which conforms to the version number at the bottom of the page. If Lessee delivers a signed Document to Lessor as an e-mail attachment, facsimile transmission or by U.S. mail, Lessee acknowledges that Lessor is relying on Lessee's representation that the Document has not been altered. Lessee further agrees that, notwithstanding any rule of evidence to the contrary, in any hearing, trial or proceeding of any kind with respect to a Document, Lessor may produce a tangible copy of the Document transmitted by Lessee to Lessor by facsimile or as an e-mail attachment and such signed copy shall be deemed to be the original of the Document. To the extent (if any) that the Document constitutes chattel paper under the Uniform Commercial Code, the authoritative copy of the Document shall be the copy designated by Lessor or its assignee, from time to time, as the copy available for access and review by Lessee, Lessor or its assignee. All other copies are deemed identified as copies of the authoritative copy. In the event of inadvertent destruction of the authoritative copy, or corruption of the authoritative copy for any reason or as the result of any cause, the authoritative copy may be restored from a backup or archive copy, and the restored copy shall become the authoritative copy. At Lessor's option, this electronic record may be converted into paper form. At such time, such paper copy will be designated or marked as the authoritative copy of the Document.

By signing below, each of the parties hereto agrees to be bound by the terms of the Agreement, this Schedule and the attached Exhibits "A" and "B".

Lenoir County, North Carolina
(Lessee)

DELL FINANCIAL SERVICES L.L.C.
(Lessor)

By: _____
(Authorized Signature)

(Name/Title)

(Date)

By: _____
(Authorized Signature)

(Name/Title)

(Date)



One Dell Way
Round Rock, TX 78682

Lenoir County, NC
Lease Schedule 811-6457654-003
Exhibit B

*DFS Lease Equipment Discount

Payment #	Opening Balance	RENT	INTEREST	PRINCIPAL	Balance	PURCHASE PRICE
	\$ 118,215.00					
DLED*	-				\$ 118,215.00	
1	118,215.00	\$ 31,126.03		\$ 31,126.03	\$ 87,088.97	\$ 87,088.97
2	87,088.97	\$ 31,126.03	\$ 5,630.94	\$ 25,495.09	\$ 61,593.88	\$ 61,593.88
3	61,593.88	\$ 31,126.03	\$ 3,982.50	\$ 27,143.53	\$ 34,450.35	\$ 34,450.35
4	34,450.35	\$ 31,126.03	\$ 2,227.47	\$ 28,898.56	\$ 5,551.79	\$ 5,551.79
5	5,551.79	\$ 5,910.75	\$ 358.96	\$ 5,551.79	\$ 0.00	

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 8/20/12 **ITEM NO.:** 8

RESOLUTION: Approval of Contract for Scanning Maps: COTT Systems Not to Exceed: \$10,000.00

SUBJECT AREA: Purchases/Bids

ACTION REQUESTED: Approval of a Contract with COTT Systems for scanning back files of all maps recorded from 1-1-1976 thru 5-12-2011 and filed in the Register of Deeds Office.

HISTORY/BACKGROUND: COTT Systems has provided service and support for the Register of Deeds office since January 1, 1976. For many years COTT provided the printout of all indexes used in the Register of Deeds office and maintained these indexes in digital form. In 1983, when the Register of Deeds office got its first computer, COTT was able to merge the information that had been sent to them over the years with the information that was being entered on a daily basis. On October 17, 2005 the Register of Deeds with the help and support of COTT was able to create a data base of the indexes from January 1, 1976 thru October 16, 2005 to be placed on the internet. Since May 12, 2011 the Register of Deeds office has been able to scan the maps recorded on a daily basis and link these images to the ongoing index that is created each day. In staying with COTT Systems, it will ensure that all scanned images will match the index that is now in place.

EVALUATION: Approval of this Resolution will enable the Register of Deeds to have all property maps that have been filed in the Register of Deeds office since 1-1-1976 to present scanned and on the internet. Having the map images accessible via the internet will help the public to view a map without physically coming into the Register of Deeds' office. COTT Systems is very qualified to handle these services for the Register of Deeds. Approval of this Resolution will provide for the encumbrance of funds and eventual payment to the vendor.

MANAGER'S RECOMMENDATION:

Respectfully Recommend Approval

mwj

Initials

RESOLUTION: NOW, THEREFORE BE IT RESOLVED by the Lenoir County Board of Commissioners, that a Contract with COTT Systems for scanning maps that have been recorded from 1-1-1976 thru 5-12-2011 to facilitate placing these maps on the internet be approved in an amount not to exceed \$10,000.00 and be it further resolved, the Register of Deeds is authorized to execute the contract on behalf of the County..

Funding Source: Automation and Preservation Fund: Line Item: #27-3418-4100

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Graham _____ Davis _____ Brown _____ Daughety _____
Pharo _____ Rouse _____ Sutton _____

George W. Graham, Jr. Chairman

8/20/12
Date

ATTEST

8/20/12
DATE

Item No. 9



LENOIR COUNTY, NORTH CAROLINA
BUDGET AMENDMENT REQUEST

FY 2012-2013
Appropriations

Budget Amendment # _____

Date Approved _____

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL / CAP IMPROVEMENTS	FINANCE	VARIOUS
Check One Box New Appropriation: <input 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		INCREASE
10-3991-9910 FUND BALANCE APPROP	17,500.00	10-9800-8502 TRNS TO CAP IMPROVEMENTS 17,500.00
10-3930-9104 TRNS FROM CAP IMPROVEMENTS	11,079.00	10-6100-6033 PUBLIC LIBRARY 11,079.00
40-3980-9800 TRNS FROM GEN FUND	17,500.00	40-4935-5815 LIBRARY ROOF REPLACEMENT 145,995.00
40-3614-5800 REIMB-CITY-LIBRARY ROOF	48,665.00	40-4935-9800 TRNS TO GENERAL FUND 11,079.00
40-3614-5801 REIMB-LIBRARY-LIBRARY ROOF	59,744.00	
		DECREASE
		40-4935-5800 RE-ROOF/HVAC -31,165.00
Total	154,488.00	Total 154,488.00

Reason and Justification for Request: TO BUDGET FUNDS FOR THE RE-ROOFING OF THE KINSTON-LENOIR COUNTY PUBLIC LIBRARY BUILDING LOCATED AT 501 N. QUEEN ST. IN KINSTON. THE BOARD APPROVED TO PROCEED WITH THE RE-ROOFING PROJECT ON 7/16/12, ITEM #23. GREENVILLE CONTRACTORS WAS AWARDED THE CONTRACT AT A PRICE OF \$145,995, WHICH WILL BE SPLIT BETWEEN THE CITY OF KINSTON, THE LIBRARY, AND THE COUNTY. THE COUNTY PORTION IS \$48,665. THIS AMENDMENT UTILIZES \$17,500 OF FUNDS SET ASIDE BY THE COUNTY IN FY10-11 TO ASSIST THE LIBRARY WITH THE RE-ROOFING PROJECT. THE LIBRARY CONTRIBUTED \$11,079 ABOVE THEIR PORTION, FROM A DONATION, TO ASSIST IN THEIR MAINTENANCE OF EFFORT TO SECURE STATE FUNDING TO SUPPORT THEIR FY12-13 BUDGET.

Department Head Approval	Date	Finance Officer Approval	Date
<i>Martha H. Martin</i>	8/17/12	<i>Martha H. Martin</i>	8/17/2012

Budget Officer Approval	Date
<i>Michael W. [Signature]</i>	8/17/12

Board Approval (When Applicable)	Date	Date of Minutes
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Item No. 10

BUDGET ORDINANCE AMENDMENT: GENERAL FUND: MIS: \$86,100. INCREASE



LENOIR COUNTY, NORTH CAROLINA
BUDGET AMENDMENT REQUEST

FY PRIOR YEAR 2011-2012 (PRIOR YEAR)

Appropriations

Budget Amendment # _____

Date Approved _____

Distribution - Finance Office:

FUND		DEPARTMENT		LINE ITEM DESCRIPTION	
GENERAL		MIS		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>		
10-3920-8901	LEASE PROCEEDS	86,100.00	10-4210-5100	CAPITAL OUTLAY	86,100.00
Total		86,100.00	Total		86,100.00

Reason and Justification for Request:

BUDGET AMENDMENT TO COVER THE ASSOCIATED COSTS OF LEASING TWO VIRTUAL SERVERS. THIS IS AN ACCOUNTING PROCEDURE ONLY, DIRECTED BY THE AUDITORS, AND DOES NOT AFFECT CASH.

Department Head Approval	Date	Finance Officer Approval	Date
<i>[Signature]</i>	8/15/12	<i>Merita H. Martin</i>	8/15/12
Budget Officer Approval	Date		
<i>Michael J. [Signature]</i>	8/15/12		
Board Approval (When Applicable)	Date	Date of Minutes	

Finance Office - Copy

Department - Copy

Administration - Copy

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 8/20/12 **ITEM NO.** 11

RESOLUTION: Authorizing Approval and Execution of Lease Agreement: Barnhill Contracting Company: \$25,000.

SUBJECT AREA: Administrative

ACTION REQUESTED: The Board is requested to authorize approval of a lease agreement between the County of Lenoir and Barnhill Contracting Company and authorize the County Manager to execute the agreement.

HISTORY/BACKGROUND: Barnhill Contracting Company (BCC) was awarded a contract by the State of North Carolina to pave the newly constructed extension of the Felix Harvey Parkway located between US Hwy 70 west of Kinston to US Hwy 258 north of Kinston. BCC approached the County about leasing a parcel of land owned by the County. The parcel, located at 1180 Enterprise Blvd., will be used as a temporary asphalt plant and storage facility.

EVALUATION: Lenoir County owns a parcel of land located at 1180 Enterprise Blvd. Barnhill Contracting Company (BCC) wishes to lease the parcel of land to be used as a temporary asphalt plant and storage facility. BCC will pay to Lenoir County \$25,000 up-front for the temporary use of the land. BCC will obtain all necessary environmental permits and the cost of any improvements made to the parcel during the course of the lease will be the responsibility of BCC. BCC will return the parcel to the County at the end of the lease with a clean environmental assessment.

MANAGER'S RECOMMENDATION:

Respectfully recommend approval.

mwj
INITIALS

RESOLUTION: NOW THEREFORE BE IT RESOLVED that The Lenoir County Board of Commissioners approves the lease agreement, which is attached and made a part of this resolution by reference, between the County of Lenoir and Barnhill Contracting (BCC) and be it further resolved that the County Manager is authorized to execute the agreement on behalf of the County of Lenoir.

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

Yea Votes: Graham ___ Davis ___ Brown ___ Daughety ___ Pharo ___
Rouse ___ Sutton ___

George W. Graham, Jr. Chairman 8/20/12
Date

ATTEST 8/20/12
DATE

STATE OF NORTH CAROLINA

COUNTY OF LENOIR

THIS LEASE AGREEMENT, made and entered into this the 3rd day of September, 2012, by and between The County of Lenoir, P.O. Box 3289, 130 South Queen Street, Kinston, North Carolina, 28502 (hereinafter referred to as the "Owner") and Barnhill Contracting Company, a corporation with the principal office and place of business located at P.O. Box 1529, 2311 N. Main Street, Tarboro, North Carolina 27886 (hereinafter referred to as "BCC").

WITNESSETH

That for the rent and consideration and upon the terms herein provided, Owner hereby leases to BCC a parcel of real property, hereinafter referred to as the "property" to be used as an asphalt plant site and storage facility, which is located at 1180 Enterprise Blvd., Kinston, North Carolina, consisting of twenty-five (25) acres, plus or minus, of parcel ID 26174 on a sketch attached hereto.

The terms and conditions of this lease are as follows:

1. The term of this lease is for a period of 360 days beginning on the 3rd day of September 2012 and expiring on the 29th day of August 2013. Sixty days prior to end of lease owner and BCC will discuss extension and by mutual agreement the lease may be extended under terms to be negotiated at that time.
2. As rent for the property, BCC shall pay to the Owner rent, in the amount of Twenty-five Thousand Dollars (\$25,000.00). Payment to be made on or before September 5, 2012.
3. Owner shall pay all property taxes as assessed to the real property. BCC shall pay all personal property taxes assessed against all BCC equipment, plant or inventory and improvements installed by BCC.
4. BCC may use and occupy the property for any lawful purpose provided that any improvements and use of the property shall strictly comply with all applicable laws and ordinances. Prior to the termination of the lease, BCC shall neatly stockpile all unused stone material for the Owner's future use; grade the rest of the property to drain and seed the leased area. Owner shall during the term of the lease have the right to make inspections of the property and operations at any time.
5. BCC may construct improvements on the property including, without limitations, asphalt plant, paving, loading, unloading, shipping, docking, storage and conveying equipment and facilities, and offices. Prior to termination of the lease BCC shall remove any and all fixtures or equipment installed by it upon the property. BCC may also install drain of size and design approved by Owner

approved engineer for the purpose of storm water control and ingress and egress. BCC is responsible for removal and disposal of any and all hazardous materials from the site that was not originally on the site.

6. BCC shall secure and maintain in force, in its name, all permits and licenses required by any governmental body or regulatory agency for the maintenance and operation of the property for BCC's business. BCC agrees to be financially responsible for any and all penalties imposed by the state or any other governmental agency which may be imposed due to their activities or due to the presence of any hazardous or contaminating materials kept or allowed on the property.
7. It is agreed and understood that neither BCC nor Owner has any obligation to maintain any insurance of any kind which insures the property or any improvements, fixtures, or equipment which may be located thereon, against hazard, loss or damage of any nature. BCC shall obtain and maintain at its expense insurance specifically for this site and operation with the following minimum limits: worker's compensation and employer's liability with coverage of \$500,000.00, comprehensive automobile liability with coverage of \$1,000,000.00, comprehensive general liability coverage of \$1,000,000.00 per occurrence/\$2,000,000.00 aggregate with additional umbrella coverage of \$10,000,000.00 including pollution liability coverage and listing Owner as an additional named insured.
8. Neither BCC nor Owner shall have any obligation to repair or replace any improvements, fixtures, or equipment located on or which may be hereafter located on the property and which may be damaged, destroyed or rendered partly or wholly unusable on account of accident, weather, fire, flood, or any other act of God, or vandalism, deterioration or any other cause whatsoever.
9. During the term hereof, Owner shall have no obligations to BCC with respect to the property or any improvements, fixtures or equipment thereon with respect to taxes, insurance, maintenance, repair or replacement of damaged, destroyed or deteriorated property, or of any other nature whatsoever, except that Owner will protect and defend their title to the property and BCC's rights hereunder.
10. Owner warrants to and covenants with BCC that it has the right to execute and perform this lease, and that the property is free from any liens and encumbrances that would interfere with the rights of BCC granted hereunder.

BCC shall have the right to use and quietly enjoy possession of the property, and that the Owner will warrant and defend the title to the same and BCC's right to the use and enjoyment of the same, against the lawful claims of all persons whomsoever.

11. The happening of any of the following listed events shall constitute a breach of the lease by BCC, and BCC shall be in default hereunder, namely:

- (I) The failure of BCC to make any payment (including rent) herein provided within ten (10) days after the same is due, or

- (II) The failure of BCC to fully and properly perform any acts required under this lease or to otherwise comply with any terms or provisions hereof within ten (10) days after notice from Owner that same is required.
12. Upon the happening of any event of default by BCC, Owner may elect to immediately terminate this lease.
 13. Upon the termination of this lease or of BCC's right to possession or occupancy of the property as provided in Paragraph 12, hereof, BCC shall promptly render possession of and vacate the property to the Owner within 60 days.
 14. Any notice required hereunder is deemed to have been given and received when the same, in writing, is mailed by certified mail, return receipt requested:

To Owner: The County of Lenoir, Attention: Michael W. Jarman, County Manager, P.O. Box 3289, Kinston, North Carolina, 28502 (or to such other address as Owner may later designate by notice to BCC in writing given according to the terms hereof).

To BCC: Barnhill Contracting Company, Attention: Carey M. Swann, III, P.O. Box 399, Kinston, North Carolina, 28502 (or to such other address as BCC may later designate in writing by notice to Owner according to the terms hereof).

15. To the full extent permitted by law, BCC agrees to defend, indemnify and hold harmless Owner and its agents, servants and employees, from and against any claim, cost, expense, or liability (including reasonable attorney's fees), attributable to bodily injury, disease, death, or to damage to or destruction of property (including a loss of use thereof), caused by, arising out of, resulting from or occurring in connection with the performance of activities by BCC, or their subcontractors, agents, servants, employees. Provided, however, BCC's duty hereunder shall not arise if such injury, sickness, disease, death, damage, or destruction is caused by the sole negligence of Owner.
16. Time is of the essence in this lease, and the lease shall be construed according to the laws of the State of North Carolina. This lease is binding upon and shall inure to the benefit of Owner and BCC and their respective successors or assigns.

IN TESTIMONY WHEREOF, the Owner, by authority of its Board of Commissioners, has caused this instrument to be executed by its County Manager, and BCC has caused these presents to be executed in its name by its Vice President, attested by its Assistant Secretary and its Corporate Seal hereto affixed, all by due authority of its Board of Directors heretofore duly given, this day and year first above written.

OWNER:

_____ (SEAL)

**Michael W. Jarman, County Manager
The County of Lenoir**

BARNHILL CONTRACTING COMPANY

BY: _____

Carey M. Swann, III, Vice President

ATTEST:

Charlie E. Gates

Assistant Secretary

(CORPORATE SEAL)

STATE OF NORTH CAROLINA

COUNTY OF _____

I, _____, a Notary Public for said county and state, certify that Michael W. Jarman this day personally appeared before me and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

Witness my hand and official seal, this the _____ day of _____, 2012.

Notary Public

My commission expires _____

STATE OF NORTH CAROLINA

COUNTY OF _____

I, _____, a Notary Public for said county and state, certify that Charlie E. Gates personally came before me this day and acknowledged that he is Assistant Secretary of Barnhill Contracting Company, a corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its Vice President, sealed with its corporate seal, and attested by himself as its Assistant Secretary.

Witness my hand and official seal, this the _____ day of _____, 2012.

Notary Public

My commission expires _____

INTRODUCED BY: Michael W. Jarman, County Manager **DATE:** 8/20/12 **ITEM NO.:** 12

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>
Lenoir County Transit Advisory Board 2 nd Appearance	Courtney Boyette	August 2016

CURRENT VACANCIES:

Lenoir County Health Board – (1) Veterinarian, (1) Optometrist, (1) Pharmacist

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

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

Lenoir County Transit Advisory Board – (1) Eastpointe

MANAGER'S RECOMMENDATION:

MWJ
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>
Lenoir County Transit Advisory Board 2 nd Appearance	Courtney Boyette	August 2016

AMENDMENTS:

MOVED _____ SECOND _____

APPROVED _____ DENIED _____ UNANIMOUS _____

YEA VOTES: Brown _____ Daughety _____ Davis _____ Graham _____

Pharo _____ Rouse _____ Sutton _____

George W. Graham, Jr., Chairman

8/20/12
Date

ATTEST

8/20/12
Date