

**LENOIR COUNTY BOARD OF COMMISSIONERS REGULAR MEETING: AGENDA  
 MONDAY, NOVEMBER 5, 2007 – TIME 9:00 A.M.  
 COMMISSIONERS' MEETING ROOM, LENOIR COUNTY COURTHOUSE  
 130 S. QUEEN ST., KINSTON, N.C.**

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

**PUBLIC INFORMATION:** Mr. Albert Little regarding Fox Trapping  
 Ms. Sue Powell: Lenoir County Transit Update

- |    |   |                   |
|----|---|-------------------|
| 1. | <b>Items from Chairman/Commissioners: 5 Min.</b>  | Board             |
| 2. | <b>Items from County Manager: 5 Min.</b>  | Jarman            |
|    | <b>CONSENT AGENDA: 10 Min.</b>  | <b>ACTION</b>     |
| 3. | Approval of Minutes: Regular Board Meeting: October 15, 2007<br>Special Session Meeting: October 26, 2007   | Aytch/Jarman      |
| 4. | Resolution Approving the Releases and Refunds to the Individuals Listed Herein                              | Parrish/Hollowell |
| 5. | Budget Ordinance Amendment: General Fund: Health (TB/CDC Program): Increase:<br>\$3,724                     | Huff/Hollowell    |
| 6. | Budget Ordinance Amendment: General Fund: Health: (Lead Poisoning Prevention<br>Program): Increase: \$6,500 | Huff/Hollowell    |
| 7. | Budget Ordinance Amendment: General Fund: CJPP-Day Reporting Center: \$13,311:<br>Increase                  | Early/Hollowell   |
| 8. | Budget Ordinance Amendment: General Fund: Health (Environmental Health):<br>Increase: \$20,000              | Huff/Hollowell    |
| 9. | Budget Ordinance Amendment: General – Construction Project: \$70,000: Increase                              | Jarman/Hollowell  |

**END OF CONSENT AGENDA**

**RESOLUTIONS**

- |     |  |                  |
|-----|--|------------------|
| 10. | <b>A.</b> Resolution Authorizing the Purchase of a Radio Tower Maintenance Contract<br>for Central Avenue Tower Site, School Bus Garage Tower Site and<br>Emergency Services Building Tower Site: Price Communications: \$2,072.38 | Dail/Hollowell   |
|     | <b>B.</b> Resolution Authorizing Gately Communications as the Holder of<br>Maintenance Contracts for : Radio Equipment Maintenance and Radio System<br>Management: \$30,408  |                  |
| 11. | <b>A.</b> Resolution Authorizing a Purchase Order to Piedmont Parks for a 4-Point<br>Hyper Sail to be Installed at the Fairfield Water Park: \$2,920.60  | Ellis/Hollowell  |
|     | <b>B.</b> Resolution Authorizing a Purchase Order to NES Rentals for a one (1) Month<br>Rental of a Track-Hoe for use at the old Webb's Salvage Yard: \$4,500  |                  |
| 12. | Resolution Approving Purchase Order Execution for Actuarial Valuation of Health<br>Care Plan of Lenoir County: Cavanaugh Macdonald Consulting, LLC: \$4,500  | Jarman/Hollowell |

13. Resolution Authorizing the Award of a Contract for Certified Lead Based Paint Services for the 2007 Single Family Rehab Project Jarman/Martin
14. **A.** Resolution Approving Purchase Order with Dana Safety Supply: \$6,129  
**B.** Resolution Approving Purchase Order with Capital Ford: \$192,175.40 Smith/Hollowell
15. **A.** Resolution Authorizing Award of Contract and Construction of EMS Station: Jarman/Hollowell  
Jarman Construction Company: \$159,610  
**B.** Resolution Authorizing County Administration to Proceed with Necessary Actions to Complete the Construction of E.M.S. Station at 1891 Liddell Road in Deep Run, N.C.: Not to Exceed \$20,000

**APPOINTMENTS: 5 Min.**

16. Resolution Approving Citizens to Boards, Commissions, Etc. **5 Min.** Board

**OTHER ITEMS: 10 Min.**

17. **Public Comments/**

**ADJOURN**

# This amendment is for taking of fox by trapping in Lenoir County.

## 15A NCAC 10B .0212 - Amendment

To add the use of steel - jaw or foot hold traps with a season from December 15 until February 28 of each year. Foxes taken under this law may be bought and sold with no bag limit. Tagging of fox does not apply.

### **Justification:**

1. The above season of December 15- February 28 coincides with the state-trapping season.
2. In recent years rabies has become more prevalent in Lenoir County and rabid foxes have bitten at least two people within the last three years. From 2002 to 2006 twenty-seven cases of rabies were confirmed in Lenoir County. A confirmed case is when a person, pet, or domestic animal has been bitten and the animal was tested positive at the state lab. Professionals say there is a good chance that more cases are not reported because people in rural counties will remove sick wild animals. Rabies was up 13.5% statewide in 2006. The fox is the #2 carrier of rabies behind raccoon.
3. Quail and rabbit hunters have complained that the increase in the fox population has helped reduced the quail and rabbit population in the county.
4. At this time it is legal to take fox by hunting with firearms and dogs, but it is illegal to trap fox. Controlling the over population of fox by trapping is now necessary. Trapping is the most efficient method of controlling the fox population. Having a fox-trapping season will result in more coyote harvest, as more canine trappers will work this county. Coyotes are also becoming a problem and could become a larger if left unchecked. Coyotes can be trapped but all fox must be released at this time.
5. Landowners must give written permission for trapping to occur on their property each year. The landowner should have the option of more control, in the form of trapping, on his or her property.
6. In North Carolina eighty- three of the one hundred counties have at least one law that allows the taking of fox and thirty- two of those counties allow the taking of fox with foothold traps.
7. The following counties have a fox-trapping season as of December 2006; four new counties were added in 2006. Ashe (06), Alamance, Anson, Beaufort, Bladen, Brunswick, Burke, Caswell, Chatham, Chowan, Clay, Columbus, Cumberland (06), Edgecomb, Franklin, Gates, Graham, Granville, Halifax, Harnett (06), Henderson, Hoke, Hyde, Moore (06), Person, Pitt, Roberson, Rockingham, Scotland, Stokes, Tyrrell, and Vance.

**TO: Chairman and Members of the Board**  
**FROM: Mike Jarman, County Manager**  
**DATE: November 5, 2007**  
**SUBJECT: Items of Interest**

1. Minutes: September 13, 2007: From Kinston-Lenoir Parks and Recreation Commission
  2. Minutes: September 14, 2007: From Lenoir County ABC Board
-

September 14, 2007

RECEIVED

OCT 25 2007

LENOIR COUNTY  
MANAGERS OFFICE

On September 14, 2007 the Lenoir County ABC Board held its monthly meeting. With all members present Chairman Stroud called the meeting to order. The minutes of the previous month were approved as read.

As the initial order of business Mr. Hill distributed sales reports for the month of August 2007 and audit reports for the quarter and fiscal year ending June 30, 2007. Following a review of these statements the Board made note of the significant increase in sales comparing August 2007 to August 2006. The Board also took note of the increase in sales, decrease in operating expenses and increase in net income comparing the quarter and year ending June 30, 2007 to June 30, 2006.

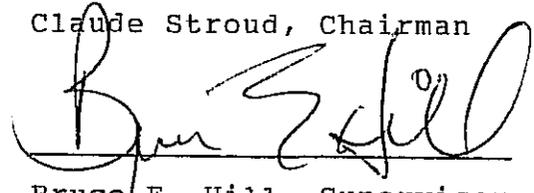
Next Mr. Hill presented to the Board a lease agreement with Mr. Ken Wilson, owner of the facility designated as Lenoir County ABC Store #5 located at 701 Phillips Road. Mr. Hill explained that Mr. Wilson had agreed to a one year contract with no increase in rent and with a year renewal option effective October 1, 2007. Following a brief discussion the Board instructed Mr. Hill to accept Mr. Wilson's offer.

As the final order of business Mr. Hill informed the Board that the new ABC Package Store signs for Store #5 located at 701 Phillips Road had been installed.

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



Claude Stroud, Chairman



Bruce E. Hill, Supervisor

**MINUTES**  
**KINSTON/LENOIR PARKS & RECREATION COMMISSION MEETING/COOKOUT**  
**SEPTEMBER 13, 2007**  
**6:00 P.M.**

**KINSTON-LENOIR COUNTY VISITOR AND INFORMATION CENTER**

**MEMBERS PRESENT**

<b>Bill McMahon</b>	<b>Jill Croom</b>
<b>Sue Ellen Maddux</b>	<b>Ricky Killinger</b>
<b>Keith King</b>	<b>John Jones</b>
<b>Beth Edwards</b>	<b>Tony Turner</b>

**MEMBERS ABSENT**

<b>Darrell Parrish</b>	<b>Garland Nobles, Jr.</b>
<b>Will Barker</b>	<b>Matt Sullivan</b>
<b>Derrick Middleton</b>	<b>Christi Fillipeli</b>

The meeting was called to order by the Chairman, Mr. Bill McMahon. The July, 2007 minutes were unanimously approved.

Motion - Edwards; Second - King; Vote - Unanimous.

There were no minutes for August, 2007 due to the meeting being cancelled.

Sue Ellen Maddux made a report on the Baseball Committee's meetings concerning drafting procedures and All-stars. The committee recommended that drafting procedures needed to be looked at further and another meeting was scheduled for Thursday, September 20<sup>th</sup>, 6:00 at the Administrative Office. The committee was told to plan on at least two hours.

The commission welcomed Mr. Scott Stevens, City Manager, who was present at the meeting to listen and observe.

The commission heard a request from Holloway concerning the age control date for flag and tackle football, which was changed from August 1<sup>st</sup> to November 1<sup>st</sup> of the current season. Mr. Larry Wayne is a volunteer coach for the Holloway team and he is concerned that the age control date change will effect the younger players not wanting to move up. The group was requesting that the rule not be changed this year and wait until next year to give everyone a chance to get used to it. Another concern was the 13 year olds that will have nowhere else to play and there was discussion if the department needed to start a 13 year old league.

The commission informed the group from Holloway that they will discuss this matter and Mr. Ellis will let them know something soon. The commission did state they felt it was up to the parents/guardians whether their child/children play tackle football and decided to leave the rules as they are.

The commission was asked to approve an increase in fees and charges for the picnic shelters, building rentals and gymnasium rentals. A proposed and current fee chart was distributed to the commission and also a yearly reservation chart which showed all rentals for 2006/07. The commission unanimously approved the fee increases.

Motion - Maddux; Second - King; Vote - Unanimous.

The commission was given the executive summary of the department's 2007 Master Plan. Mr. Ellis would like the commission to take it home, look over it and come back at the October meeting with any changes or recommendations. The plan will be taken to City Council for their approval in November, 2007.

Bill Ellis updated the commission on the new dog park that will be built at the old Webb's Salvage yard. The land is now being cleared and will be open to the public. He informed them of the Retriever Dog Competition that was held where approximately 110 dogs and their owners were at the site.

Bill Ellis informed the commission that a Rotary celebration will be held at the Neuseway Nature Center on October 20, 2007.

With no further business, the meeting was adjourned.

Debra Wicker, Secretary  
Kinston/Lenoir County Parks & Recreation Commission

**MINUTES**  
**LENOIR COUNTY BOARD OF COMMISSIONERS**  
**October 15, 2007**

The Lenoir County Board of Commissioners met in regular session at 4:00 p.m. on Monday, October 15, 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., Vice-Chairman, Paul Taylor, Jr., and Commissioners, Jackie Brown, Claude Davis, Earl Harper, Chris Humphrey and Claude Stroud.

Members absent: None

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 4:00 p.m. Ms. Brown offered the invocation and Mr. Graham led the audience in the pledge of allegiance.

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**PUBLIC INFORMATION**

None Scheduled

**ITEMS FROM THE CHAIRMAN/COMMISSIONERS**

Item No. 1 was Items from the Chairman and County Commissioners. Mr. Graham asked Mr. Russell Rhodes, Transportation Chairman, to present his resolution. Item No. 7 was a Resolution in Support of Funding to Provide Roadway Improvements at the New Site of the Contentnea/Savannah School at Tilghman Mill and Ferrell Roads. Mr. Rhodes stated the North Carolina Department of Transportation (NCDOT) and Lenoir County Public Schools have agreed on a compromise of the roadway access. NCDOT does not usually participate financially in new school site access issues but as part of the compromise, NCDOT has agreed to fund the modifications to the turn lanes in and out of the school. According to Preston Hunter, District Engineer for the NCDOT, the school now has adequate collector facilities to get traffic off of the main roads onto the school property to improve safety. Chris Roberts, Architect for Lenoir County Schools, supports the design. Upon a motion by Mr. Taylor and a second by Mr. Davis, Item No. 7 was unanimously approved.

Item No. 5 was a Resolution Recognizing Ms. Rhondra Fleming as Teacher of the Year. Ms. Brown read the resolution aloud for members of the Board and the viewing public. Ms. Fleming thanked the Board for the recognition and will continue her love of teaching. The Board wished Ms. Fleming success in her future endeavors.

**ITEMS FROM THE COUNTY MANAGER**

Item No. 2 was Items from the County Manager. Mr. Jarman reviewed a letter from Lenoir Community College (LCC) regarding the Aviation Education Center. LCC leases land for the Aviation Education Center located at the Global TransPark and owned by Lenoir County. The lease states that the lessee "shall not have the right to sublease its physical facilities, parking areas and other improvements without prior approval by the lessor."

Students of the center contract with Henley Aviation for the flight portion of their program. This partner has lost office space at the TransPark. LCC is concerned that Henley may cease operations in Kinston, which would devastate the college's aviation program. LCC along with the Board of Trustees request permission from the county to sublease extra space at the Aviation Education Center to Henley Aviation. Upon a motion by Mr. Harper and a second by Ms. Brown, LCC's request was unanimously approved.

Mr. Jarman reviewed a letter from Lenoir County Public Schools requesting funds received from the \$.025 sales tax increase and any funds from county Medicaid Relief be given to them. Mr. Jarman stated he has drafted a memo in response to the schools request. In general, the Board has reviewed the needs of the school and several other projects that need the Boards attention throughout the county. The schools can be assured that this Board and the citizens of the community are in full support of the schools. Mr. Graham stated the Board would look at this issue and several other issues that affect the county during budget work session beginning early next year.

Mr. Jarman stated the full agenda is accessible on the county web page along with the minutes. Mr. Jarman reminded the Board of the Bridge Dedication for Retired Sheriff Leo Harper in Deep Run at 11:00 a.m.

### **CONSENT AGENDA**

Upon a motion by Ms. Brown and a second by Mr. Davis, the Board unanimously approved the following Consent agenda items.

3. Approval of Minutes: Regular Board Meeting: October 1, 2007  
Closed Session Meeting: October 1, 2007 Aytch/Jarman
4. Budget Ordinance Amendment: General Fund: Finance/Sheriff: \$3,013: Increase Hollowell/Jarman

### **RESOLUTION**

Item No. 6 was a Resolution Honoring Margaret Anderson. Ms. Brown stated she would present Ms. Anderson with the Resolution at the next Department of Social Service Board meeting.

Item No. 8 was a Resolution Authorizing Payment to the Lenoir County Committee of 100, Inc. (C-100) for Advancing the Cost of Lenoir County's new Web-site Design/Implementation: \$6,500. Mr. Pope stated the process began in 2005 to redesign the Economic Development web-site. The Committee of 100 approved spending up to \$40,000 toward a \$53,000 estimate to re-design and create a new web-site for the Economic Development Department, County of Lenoir and the City of Kinston. The C-100 further approved that if necessary they would advance both the City of Kinston and County of Lenoir portions at \$6,500 each. Lenoir County MIS Department was involved in the planning and implementation/design of the new web-sites. All the web-sites have received many complements; the site is updated regularly by local staff members. Upon a motion by Mr. Taylor and a second by Mr. Stroud, Item No. 8 was unanimously approved.

Item No. 9 was a Resolution Authorizing the MIS Director to Purchase a Cisco Ironport Anti-Spam/Anti-virus Appliance for \$8,465 from Storbase to Replace the Brightmail Email Server. Mr. Joey Bryan, MIS Director, addressed the Board. Mr. Bryan stated Lenoir County along with several other counties have been experiencing major Spam and viruses problems via e-mail. After serious study, it was determined that the e-mail the county was receiving was on average 68% Spam mail of many varying nature. The county's firewall was not designed to handle these problems; the damage the viruses were causing to the network led staff to seek a solution. BrightMail is a software package made by the fortune 500 company Symantec that runs on the equipment the county has in-house. It is not only a Spam filter with a quarantine package, but also includes Symantec's Virus product, offering the county a second level of protection after the firewall. The county is in the process of switching to an all Cisco operation and the best appliance in the market at this time is Cisco's Ironport. The Cisco Ironport is the recommended appliance to replace the county's Brightmail server software. Upon a motion by Mr. Harper and a second by Ms. Brown, Item No. 9 was unanimously approved.

Item No. 10 was a Resolution Authorizing Purchase of an Online Tax Search, View, and Pay System from Sturgis Web Services. Mr. Darrell Parrish, Tax Administrator, addressed the Board. Mr. Parrish stated the Tax Department has been exploring the options available for accepting credit card payments and providing online tax information. The number of requests for taxpayers wanting to pay their tax bills with credit cards or debit cards, both online and in the Tax Office has increased annually. The increase in the availability of public records via the Internet has resulted in an increase in the requests received by the Tax Department. The services provided by Sturgis will give citizens the capabilities to view tax records online and pay bills via credit or debit cards. The information would include the delinquent tax bills for the past nine (9) years plus current year information. The benefits of this service to the Tax Department are two-fold; it would meet the demand of taxpayers wanting to pay with credit/debit cards and most importantly, increase the efficiency of the Tax Department. Upon a motion by Mr. Humphrey and a second by Ms. Brown, Item No. 10 was unanimously approved.

Item No. 11 was a Resolution Awarding Contract: Grinding Services: Vegetative Debris to Powell Contracting: \$46,464. Mr. Jarman stated since the landfill fires, the county landfill has taken a different approach to managing vegetative debris, normally carried to the landfill. Instead of covering the debris with dirt, the material is grind where it can be used for cover material or possible landscaping projects. Sealed bids were received and publicly opened on October 3, 2007 at 9:00 a.m. in the County Manager's Office by the County Manager with the Clerk to the Board as witness. The landfill estimates a total of 6,500 tons needs to be ground; the regular charge at the landfill for vegetative debris is \$12 per ton. Powell Contracting bid \$7.12 per ton making them the lowest responsible bidder. Upon a motion by Mr. Harper and a second by Mr. Stroud, Item No. 11 was unanimously approved.

Item No. 12 was a Resolution Approving Contract with Vanguard Professional Staffing: \$241,431. Mr. Jack Jones, Director of Social Services (DSS), addressed the Board. Mr. Jones stated in an effort to assist with continual recruitment, retention and quality assurance, the DSS Board is seeking to temporarily contract with Vanguard Professional Staffing for Social Workers and Income Maintenance Caseworkers to staff vacancies in the Child Welfare Program, Work First Services and Economic Services. Vanguard offers temporary experienced employees to cover vacancies for full-time or part-time schedules. DSS has numerous vacancies in the Work First and Economic Services Divisions that have proven difficult to fill. Vanguard has agreed to provide qualified temporary Income Maintenance Caseworkers to work in Medicaid and Food Stamp programs as necessary.

Temporary caseworkers will also be provided to implement the Work First Demonstration Grant that will enhance efforts to meet the Federal participation rates required by Federal law. Upon a motion by Ms. Brown and a second by Mr. Stroud, Item No. 12 was unanimously approved.

**APPOINTMENTS**

Item No. 13 was a Resolution Appointing Citizens to Boards, Commissions, Etc. The following reflects existing vacancies and appointments.

<b><u>BOARD/COMMITTEE/COMMISSION</u></b>	<b><u>APPLICANT/ CURRENT MEMBER</u></b>	<b><u>TERM EXPIRATION</u></b>
Kinston Planning Board 2 <sup>nd</sup> Appearance	Peggy Boone (Re-Appointment)	August 2010 M: Brown S: Davis
Jury Commission 1 <sup>st</sup> Appearance	Dorethea Branch (Re-Appointment)	July 2009 <b>Approved</b>
Lenoir County Health Board 1 <sup>st</sup> Appearance	Dr. Joseph E. Agsten (Appointment)	September 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**

Mr. Graham stated on behalf of the entire Board he wanted to thank County Administration, Department Managers and employees for the hard work they do everyday for Lenoir County.

**ADJOURNMENT**

Upon a motion by Ms. Brown the meeting adjourned at 4:50 p.m.

Respectfully submitted,



Lashanda Aytch  
Clerk to the Board

Reviewed By



Michael W. Jarman  
County Manager

**MINUTES**  
**LENOIR COUNTY BOARD OF COMMISSIONERS**  
**October 26, 2007**

The Lenoir County Board of Commissioners met in special session at 10:30 a.m. on Friday, October 26, 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., Vice-Chairman, Paul Taylor, Jr., and Commissioners, Jackie Brown, Claude Davis, Earl Harper, Chris Humphrey and Claude Stroud.

Members absent: Robert Griffin, County Attorney

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

**RESOLUTION**

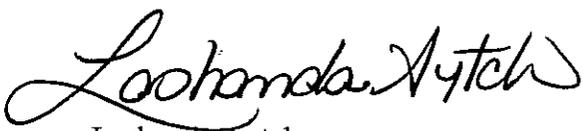
Item No. 1 was a Resolution Approving an Economic Development Grant Agreement: West Pharmaceutical Services: \$500,000. Mr. Mark Pope, Economic Development Director, addressed the Board. Mr. Pope stated West Pharmaceuticals came to Lenoir County in 1974 with an initial investment of approximately \$3 million; constructing an 80,000 SF manufacturing facility to produce molded rubber pharmaceutical products. The company experienced growth in the 1980's and completed an \$8.5 million expansion, adding 55,000 SF and 25 new jobs. In January 2003 the company experienced a tragic loss when the manufacturing plant exploded, forcing the company to close its doors at the Rouse Road location. In June 2003, West Pharmaceutical purchased Lenoir County's Shell Building No. 2 and reopened its Lenoir County operations in early 2004. West Pharmaceuticals currently employs 211 full-time employees.

The company is announcing expansion plans of more than \$18 million in new non-depreciated capital investment and 154 new jobs. The company desires to combine this operation with its existing facility in Lenoir County on Enterprise Boulevard. Three states competed for this project: St. Petersburg, FL, Kearney, NE and Jersey Shore, PA. West has and continues to be a good corporate citizen for Lenoir County for over thirty years. In the event the owner is unable to meet the total investment and job creation goals, the grant will be prorated based upon the actual goals achieved. Upon a motion by Mr. Harper and a second by Mr. Davis, the Board unanimously approved the Resolution Approving the Economic Grant Agreement with West Pharmaceutical Services: \$500,000.

**ADJOURNMENT**

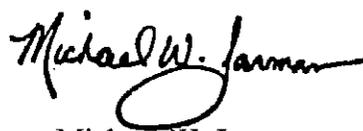
Upon a motion by Ms. Brown the meeting adjourned at 10:45 a.m.

Respectfully submitted,



Lashanda Aytch  
Clerk to the Board

Reviewed By



Michael W. Jarman  
County Manager

Resolution Approving the Releases and Refunds to the Individuals Listed Herein

**SUBJECT AREA:** Finance

**ACTION REQUESTED:**

Approval of Releases and Refunds as Prepared

**HISTORY/BACKGROUND:**

Releases and refunds result from listing and assessing due to incorrect and incomplete information.

**EVALUATION:**

Taxpayers will or have overpaid taxes. Board action rectifies the mistake.

**RELEASES OVER \$100**

Year	Name	Account	Amount	Reason
2007	Linder Industrial Machinery	63788	\$2955.37	Corrected Listing
2007	James Maddox/Tabernacle	7641	173.46	Legal Exemption
2006	Dustin King	58200	156.72	Listed in other county
2007	Steven Crawley	5668	164.50	Corrected Situs
2007	Steven Crawley	5668	165.82	Corrected Situs
2006	Lift Up Jesus Ministries	42609	106.58	Legal Exemption
2007	John Dedrick	7050	134.06	Adjusted Value
2006	Robin Roberts	63221	118.82	Corrected Situs
2007	Mt Zion Pentecostal FWB	41050	680.86	Legal Exemption
2007	The Rock Church of Christ	62848	389.59	Adjusted Value
2007	The Rock Church of Christ	62848	493.87	Adjusted Value
2007	The Rock Church of Christ	62848	118.85	Legal Exemption
2007	The Rock Church of Christ	62848	281.43	Legal Exemption
2006	Gene Ellingwood	49377	427.12	Corrected Listing
2007	Larry Lowe	56066	302.90	Legal Exemption
2007	Eric Meade	11678	172.29	Legal Exemption
2007	Angela Doyle	60748	137.20	Listed in other county
2007	Toria Clark	30427	141.94	Corrected Situs
2007	Arlene White	58306	115.12	Listed in other county
2007	Adam Smith	35661	145.22	Legal Exemption
2006	Jason Taylor	64161	139.27	Legal Exemption
2007	Richard Miller	46327	133.67	Legal Exemption
2007	Richard Miller	46327	290.91	Legal Exemption
2007	Joseph Harper	63806	117.14	Corrected Listing
2007	Preston Jordan	61443	336.16	Legal Exemption

2007	Curt Boone	81348	117.79	Adjusted Value
2007	Curt Boone	81348	190.89	Adjusted Value
2007	Sonoco Products Company	64294	857.85	Listed in other county
2007	Joe Braxton	2609	288.00	Legal Exemption
2007	Sandra Jenkins	15193	189.72	Corrected Listing
2007	Stephen Hall	26619	204.15	Listed in other county
2007	Jack Hobbs	13355	215.84	Adjusted Value
2007	Vance Wade	32216	499.71	Corrected Listing
2007	Lois Creech	5703	135.04	Listed in other county
2007	Santana Hernandez	5601	155.33	Corrected Listing
2006	Vanderbilt MTG	28072	134.31	Corrected Listing
2007	Vanderbilt MTG	28072	124.15	Corrected Listing
2007	William Grant	61732	167.24	Adjusted Value
2004	Sandra Grady	56415	274.37	Corrected Listing
2005	Sandra Grady	56415	277.33	Corrected Listing
2006	Sandra Grady	56415	247.73	Corrected Listing
2007	Sandra Grady	56415	218.62	Corrected Listing
2007	Derek Mitchell	50022	227.97	Legal Exemption

**Refunds**

Year	Name	Account	Amount	Reason
2006	Marie Swinson	28942	\$114.81	Adjusted Value
2007	KMPM Land Co	42187	230.97	Keying Error

**MANAGER'S RECOMMENDATION:**

Approval of releases as set out above.

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

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

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

Humphrey \_\_\_\_\_ Stroud \_\_\_\_\_ Taylor \_\_\_\_\_

\_\_\_\_\_  
George W. Graham, Jr., Chairman      11/05/07  
Date

\_\_\_\_\_  
ATTEST                      11/05/07  
Date

Item No. 5

BUDGET ORDINANCE AMENDMENT: GENERAL FUND: HEALTH (TB/CDC Program)  
Increase \$3724.

**LENOIR COUNTY, NORTH CAROLINA**

**BUDGET AMENDMENT REQUEST**

FY 2007-2008

Appropriations

Budget Amendment # \_\_\_\_\_

Date Approved \_\_\_\_\_

Distribution - Finance Office:

FUND		DEPARTMENT		LINE ITEM DESCRIPTION	
GENERAL		HEALTH		VARIOUS	
Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/>			Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/>		
REVENUES			EXPENDITURES		
Account # and Title		Amount	Account # and Title		Amount
<b>INCREASE</b>			<b>INCREASE</b>		
10-3513-3300 Tuberculosis-CDC (State)		\$3,724.00	10-5150-2300 Adult Health		3,724
			Dept/Educational Supplies		
Total		\$3,724.00	Total		\$3,724.00

Reason and Justification for Request:  
State funding provided to support Tuberculosis Program.

Department Head Approval	Date	Finance Officer Approval	Date
<i>Michael W. Garrison</i>	10/16/07	<i>Thomas L. Bellows</i>	10/17/07
Budget Officer Approval	Date		
<i>Michael W. Garrison</i>	10/18/07		
Board Approval (When Applicable)	Date	Date of Minutes	

BUDGET ORDINANCE AMENDMENT: GENERAL FUND: HEALTH (Lead Poisoning Prevention Program)  
 Increase \$6500.

**LENOIR COUNTY, NORTH CAROLINA**

**BUDGET AMENDMENT REQUEST**

FY 2007-2008

Appropriations

Budget Amendment # \_\_\_\_\_

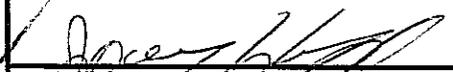
Date Approved \_\_\_\_\_

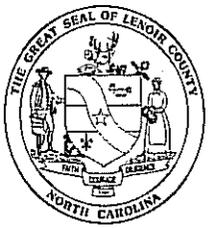
Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL	HEALTH	VARIOUS

Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/>		Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/>	
<b>REVENUES</b>		<b>EXPENDITURES</b>	
Account # and Title	Amount	Account # and Title	Amount
<b>INCREASE</b>		<b>INCREASE</b>	
<u>10-3518-3302</u> Lead Screening (State)	\$6,500.00	<u>10-5162-2900</u> Child Health Program      Dept Supplies	3,250
		<u>10-5180-2900</u> Environmental Hlth Prog      Dept Supplies	3,250
Total	\$6,500.00	Total	\$6,500.00

Reason and Justification for Request:  
 State funding provided to support Lead Poisoning Prevention Program

Department Head Approval	Date	Finance Officer Approval	Date
	10/9/07		10/15/07
Budget Officer Approval	Date		
			
Board Approval (When Applicable)	Date	Date of Minutes	



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

FY 2007-2008  
 Appropriations

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

Distribution - Finance Office:

FUND		DEPARTMENT		LINE ITEM DESCRIPTION	
GENERAL		CJPP DAY REPORTING		VARIOUS	
Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> <b>REVENUES</b>			Check One Box New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> <b>EXPENDITURES</b>		
Account # and Title		Amount	Account # and Title		Amount
<b>INCREASE</b>			<b>INCREASE</b>		
10-3522-3601 GRANT-CJPP		13,311.00	10-5216-3110 TRAVEL		1,311.00
			10-5216-3210 TELEPHONE		4,500.00
			10-5216-3520 MAINT / REPAIRS EQUIP		500.00
			10-5216-5999 CAPITAL ITEMS < \$5,000		7,000.00
Total		13,311.00	Total		13,311.00

**Reason and Justification for Request:**  
 TO BUDGET ADDITIONAL STATE FUNDING FROM THE NC DEPARTMENT OF CORRECTON, DIVISION OF COMMUNITY CORRECTIONS. THE ORIGINAL BUDGETED AMOUNT FOR FY07-08 COULD NOT BE DETERMINED AS OF JULY 1, 2007, BECAUSE THE STATE HAD NOT YET FINALIZED IT'S BUDGET.

Department Head Approval	Date	Finance Officer Approval	Date
<i>[Signature]</i>	10/29/07	<i>Thomas J. Howell</i>	10/29/07
Budget Officer Approval	Date		
<i>Michael W. [Signature]</i>	10/29/07		
Board Approval (When Applicable)	Date	Date of Minutes	

BUDGET ORDINANCE AMENDMENT: GENERAL FUND: HEALTH (Environmental Health) Increase \$ 20,000.

LENOIR COUNTY, NORTH CAROLINA

BUDGET AMENDMENT REQUEST

FY 2007-2008

Appropriations

Budget Amendment # \_\_\_\_\_

Date Approved \_\_\_\_\_

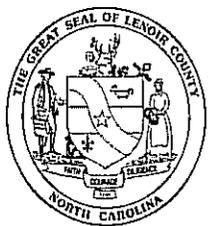
Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION
GENERAL	HEALTH	VARIOUS
<b>Check One Box</b> New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/>		<b>Check One Box</b> New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/>
<b>REVENUES</b>		<b>EXPENDITURES</b>
Account # and Title	Amount	Account # and Title <span style="float: right;">Amount</span>
<b>INCREASE</b>		<b>INCREASE</b>
10-3518-3300 Environmental Health (State)	\$20,000	10-5180-2905 Environmental Health <span style="float: right;">Water Quality Program</span>
		\$20,000
Total	\$20,000	Total <span style="float: right;">\$20,000</span>

Reason and Justification for Request:  
 Additional state funding provided to support expenditures in the Environmental Health "Private Drinking Water Wells Permitting and Water Quality Testing Program".

Department Head Approval	Date	Finance Officer Approval	Date
<i>[Signature]</i>	10/25/07	<i>[Signature]</i>	10/26/07
Budget Officer Approval	Date		
<i>[Signature]</i>	10/31/07		

Board Approval (When Applicable)	Date	Date of Minutes



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

FY 2007-2008  
 Appropriations

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

Distribution - Finance Office:

FUND	DEPARTMENT	LINE ITEM DESCRIPTION	
GENERAL / CONSTRUCTION PROJECT	SHELL BUILDING #3	VARIOUS	
<b>Check One Box</b> New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> <b>REVENUES</b>		<b>Check One Box</b> New Appropriation: <input checked="" type="checkbox"/> Line Item Transfer: <input type="checkbox"/> <b>EXPENDITURES</b>	
Account # and Title	Amount	Account # and Title	Amount
<b>INCREASE</b>		<b>INCREASE</b>	
10-3991-9910 FUND BALANCE APPROPRIATED	70,000.00	10-9800-8504 TRANS TO CONSTRUCTION PROJECT FUND	70,000.00
43-3915-9103 TRANSFER FROM GENERAL FUND	70,000.00	43-81531-1990 ARCHITECT / ENGINEER	70,000.00
<b>Total</b>	<b>70,000.00</b>	<b>Total</b>	<b>70,000.00</b>
<b>Reason and Justification for Request:</b> TO APPROPRIATE FUNDS FROM THE FUND BALANCE OF THE GENERAL FUND AND TRANSFER THOSE FUNDS TO THE CONSTRUCTION PROJECT FUND FOR THE DESIGN OF SHELL BUILDING #3. THE BOARD AUTHORIZED THE COUNTY MANAGER TO AWARD AND EXECUTE A CONTRACT TO DUNN & DALTON ARCHITECTS ON AUGUST 6, 2007, ITEM NUMBER 23.			
Department Head Approval		Finance Officer Approval	
Date		Date	
<i>Thomas L. Hollowell</i> 10/30/07		<i>Thomas L. Hollowell</i> 10/30/07	
Budget Officer Approval			
Date			
<i>Michael W. Farman</i> 10/31/07			
Board Approval (When Applicable)		Date of Minutes	
Date			

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 11/05/07 **ITEM NO.:** 10A.

Resolution Authorizing the Purchase of a Radio Tower Maintenance Contract for Central Avenue Tower Site, School Bus Garage Tower Site and Emergency Services Building Tower Site:  
Price Communications: \$2,072.38

**SUBJECT AREA:** Financial

**ACTION REQUESTED:**

Authorize the purchase of a radio tower maintenance contract with Price Communications for the amount of \$2,072.38 from budget line 10-4315-3290.

**HISTORY/BACKGROUND:**

Contract is for the maintenance of the 800MHz radio tower located at 272 Central Avenue, the radio tower located on Hwy 11 South at the School Bus Garage, and the radio tower located at the Emergency Services Building at 200 Rhodes Avenue. These contracts include providing annual tower survey, furnish and install lamps once per year (during annual survey) and providing written documentation for annual survey.

Coastal Electronics, the prior holder of this contract, went out of business effective Friday October 19, 2007. The Lenoir County Emergency Services Department currently does not have a contractor for tower maintenance.

**EVALUATION:**

Contract is necessary for the proper upkeep of the radio towers. This equipment serves all our emergency service agencies. Therefore, this equipment must be kept in superior condition.

**MANAGER'S RECOMMENDATION:**

Respectfully recommend approval.

\_\_\_\_\_  
Initials

**RESOLUTION: NOW THEREFORE, BE IT RESOLVED** by the Lenoir County Board of Commissioners that the purchase of a radio tower maintenance contract for the 480' tower located at 272 Central Avenue, the 200' tower located on Hwy 11 South, and the radio tower located at the Emergency Services Building at 200 Rhodes Ave, through Price Communications, for the 07-08 fiscal year at a price not to exceed \$2,072.38.

Account No.: 10-4315-3290

**AMENDMENTS:**

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

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

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

Humphrey \_\_\_\_\_ Stroud \_\_\_\_\_ Taylor \_\_\_\_\_

\_\_\_\_\_  
George W. Graham, Jr., Chairman      11/05/07  
Date

\_\_\_\_\_  
ATTEST                      11/05/07  
Date

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 11/05/07 **ITEM NO.:** 10B.

Resolution Authorizing Gately Communications as the Holder of Maintenance Contracts for:  
Radio Equipment Maintenance and Radio System Management: \$30,408

**SUBJECT AREA:** Financial

**ACTION REQUESTED:**

Authorize Gately Communications as the holder of the radio equipment contract and radio system management for the amount of \$30,408 from budget line 10-4315-3290.

**HISTORY/BACKGROUND:**

Contract is for the maintenance of the 800MHz radio infrastructure and the county fire department radio system. This contract includes all hardware and software. Equipment will be maintained by contractor in accordance with the following standards: oil, water, dust, and foreign substance will be removed from the equipment. The equipment will be maintained at levels necessary to provide the required communications. Routine maintenance procedures will be performed as prescribed by the equipment manufacturer and the communications division. The equipment will be inspected periodically as often as required. Radio system management contract is to manage the 800MHz radio system to include the system access control list for all 800MHz radios on the Lenoir County radio system.

Coastal Electronics, the prior holder of the above-mentioned contracts, went out of business effective Friday, October 19, 2007. The Lenoir County Emergency Services Department – Communications Division did not sign a contract agreement with Coastal Electronics, as they were experiencing financial difficulties at the beginning of fiscal year 07-08; therefore, this division has no obligation to Coastal.

Gately Communications is an authorized Motorola Sales and Service representative home based in Hampton, Virginia. They have shops in the Kill Devil Hills area of North Carolina. Experienced employees previously employed with Coastal Electronics, having expert knowledge of our system, are now employed with Gately Communications.

**EVALUATION:**

Contract is necessary for the proper upkeep to maintain the proper function of the radio equipment. This equipment serves all our emergency service agencies. Therefore, this equipment must be kept in superior condition. The radio management of our system is critical over security and confidentiality of our radio database. Estimates were received from Coastal Electronics – which were to be honored by Radio One Communications and Gately Communications; with Gately Communications bidding the lowest.

**MANAGER'S RECOMMENDATION:**

Respectfully recommend approval.

\_\_\_\_\_  
Initials

**RESOLUTION: NOW THEREFORE, BE IT RESOLVED** by the Lenoir County Board of Commissioners that the authorization of Gately Communications as the holder of the radio equipment maintenance contract for the 07-08 fiscal year at a price not to exceed \$25,624; and the radio system management contract at a price not to exceed \$4,784 be approved.

Account No.: 10-4315-3290

**AMENDMENTS:**

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

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

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

Humphrey \_\_\_\_\_ Stroud \_\_\_\_\_ Taylor \_\_\_\_\_

\_\_\_\_\_  
George W. Graham, Jr., Chairman      11/05/07  
Date

\_\_\_\_\_  
ATTEST                      11/05/07  
Date

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 11/05/07 **ITEM NO.:** 11A.

Resolution Authorizing a Purchase Order to Piedmont Parks for a 4-Point Hyper Sail to be Installed at Fairfield Water Park: \$2,920.60

**SUBJECT AREA:** Community Development

**ACTION REQUESTED:**

The Board is requested to authorize a purchase order to Piedmont Parks for \$2,920.60 for the purchase of a 4 Point Hyper Sail to be installed at the Fairfield Water Park. Funds are budgeted in the Parks & Recreation Capital Account #40.4930.5108.

**HISTORY/BACKGROUND:**

This is the county's portion of the project, which is being funded by the City of Kinston and private donations. This is a 20 x 20 shade tent that will be installed at the Fairfield Water Park adjacent to the new playground that will be installed at a later date.

**EVALUATION:**

	<u>VENDOR</u>	<u>BID</u>
1.	Piedmont Parks	\$2,920.60

**MANAGER'S RECOMMENDATION:**

Respectfully Recommend Approval.

\_\_\_\_\_  
Initials

**RESOLUTION: NOW THEREFORE BE IT RESOLVED** by the Lenoir County Board of Commissioners that a purchase order will be issued to Piedmont Parks for \$2,920.60 for the purchase and installation of a 4 Point Hyper Sail to be used at the Fairfield Water Park.

**AMENDMENTS:**

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

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

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Harper \_\_\_\_\_  
Humphrey \_\_\_\_\_ Stroud \_\_\_\_\_ Taylor \_\_\_\_\_

\_\_\_\_\_  
George W. Graham, Jr., Chairman      11/05/07  
Date

\_\_\_\_\_  
ATTEST                      11/05/07  
Date

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 11/05/07 **ITEM NO.:** 11B.

Resolution Authorizing a Purchase Order to NES Rentals for a One (1) Month Rental of a Track-Hoe for use at the old Webb's Salvage Yard: \$4,500

**SUBJECT AREA:** Community Development

**ACTION REQUESTED:**

The Board is requested to authorize a purchase order to NES Rentals for \$4,500.00 for the rental of a track hoe to be used at Webb's Salvage Yard. It is for a one (1) month rental. Funds are budgeted in the Parks & Recreation Capital Account #40.4930.5108.

**HISTORY/BACKGROUND:**

This will be used to clear around the ponds and to clear front acreage of the Rotary Dog Park. The City of Kinston and the Down East Retriever Club is paying labor cost.

**EVALUATION:**

	<u><b>VENDOR</b></u>	<u><b>BID</b></u>
1.	NES Rentals	\$4,500.00

**MANAGER'S RECOMMENDATION:**

Respectfully Recommend Approval.

\_\_\_\_\_  
Initials

**RESOLUTION: NOW THEREFORE BE IT RESOLVED** by the Lenoir County Board of Commissioners that a purchase order will be issued to NES Rentals for \$4,500 for one (1) month's rental of a track hoe to be used at the old Webb's Salvage yard.

**AMENDMENTS:**

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

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

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

Humphrey \_\_\_\_\_ Stroud \_\_\_\_\_ Taylor \_\_\_\_\_

\_\_\_\_\_  
George W. Graham, Jr., Chairman      11/05/07  
Date

\_\_\_\_\_  
ATTEST                      11/05/07  
Date

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 11/05/07 **ITEM NO.:** 12

Resolution Approving Purchase Order Execution for Actuarial Valuation of Health Care Plan of Lenoir County: Cavanaugh Macdonald Consulting, LLC: \$4,500

**SUBJECT AREA:** Financial

**ACTION REQUESTED:**

The Board is requested to authorize the Finance Officer to execute a purchase order to Cavanaugh Macdonald Consulting, LLC to prepare an Actuarial Valuation Study of the Lenoir County Health Care Plan in an amount not to exceed \$4,500.

**HISTORY/BACKGROUND:**

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

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

**EVALUATION:**

An actuarial study of Lenoir County's post-employment benefits is **required** to be conducted under GASB Statements 43 and 45. Preparation of the study will be phased in over a three (3) year period based on the size of the unit of government. Lenoir County's study must be completed by June 30, 2008. The results of the study will be presented to the Board prior to budget work sessions. The Board can use the study to assess the future liability of the County's post-employment benefits package and determine if changes need to be made to the plan. The North Carolina Association of County Commissioners and the North Carolina League of Municipalities have entered into a long term arrangement with Cavanaugh Macdonald Consulting, LLC to prepare the actuarial studies at a reduced rate for all units of government in North Carolina. This study must be updated each year.

**MANAGER'S RECOMMENDATION:**

Respectfully recommend approval.

\_\_\_\_\_  
Initials

**RESOLUTION: NOW THEREFORE BE IT RESOLVED** that the Board authorizes the Finance Officer to execute a purchase order to Cavanaugh Macdonald Consulting, LLC to prepare an Actuarial Valuation Study of the Lenoir County Health Care Plan in an amount not to exceed \$4,500.

**AMENDMENTS:**

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

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

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

Humphrey \_\_\_\_\_ Stroud \_\_\_\_\_ Taylor \_\_\_\_\_

\_\_\_\_\_  
George W. Graham, Jr., Chairman      11/05/07  
Date

\_\_\_\_\_  
ATTEST                      11/05/07  
Date

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 11/05/07 **ITEM NO.:** 13

Resolution Authorizing the Award of a Contract for Certified Lead Based Paint Services for the 2007 Single Family Rehab Project

**SUBJECT AREA:** Community Development

**ACTION REQUESTED:**

Award contract to the lowest, qualified bidder for the services of a certified lead based paint contractor in the North Carolina Housing Finance Agency Single Family Rehabilitation Project for 2007.

Carolina Environmental, Inc.

**HISTORY/BACKGROUND:**

Lenoir County was awarded \$392,000 for the SFR07 project on June 1, 2007. This project will assist homeowners who are below 80% median income and are elderly or disabled in bringing their housing situations up to minimum standards. Bids were taken for the lead testing, risk assessment, abatement project design, cost estimates for abatement and clearance testing services necessary to complete the NCHFA SFR07 project. The contract will specify that the contractor will be allowed to do only the number of approved structures, and only the activities specified by the county and/or the project administrator.

**EVALUATION:**

These bids were received from four Lead Based Paint contractors. The pricing below includes the three main components of the contract: initial lead inspection, risk assessment and clearance report. The bids were as follows:

Carolina Environmental, Inc.	\$750
EI, Inc.	\$775 plus \$15 per lead dust & soil
Matrix Health & Safety Consultants, LLC	\$800
Craven County Health Department	\$845

The recommendation for award is to the lowest qualified bidder.

**MANAGER'S RECOMMENDATION:**

Respectfully recommend approval.

\_\_\_\_\_  
Initials

**RESOLUTION: NOW THEREFORE, BE IT RESOLVED** by the Lenoir County Board of Commissioners that The attached contract with Carolina Environmental, which is incorporated and made part of this Resolution by reference, be awarded and executed by the Lenoir County Manager.

Funding Source                      46-4957-5850                      Carolina Environmental, Inc.

**AMENDMENTS:**

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

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

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

Humphrey \_\_\_\_\_ Stroud \_\_\_\_\_ Taylor \_\_\_\_\_

\_\_\_\_\_  
George W. Graham, Jr., Chairman      11/05/07  
Date

\_\_\_\_\_  
ATTEST                      11/05/07  
Date

**AGREEMENT FOR LEAD BASED PAINT ASSESSMENT SERVICES  
COUNTY OF LENOIR**

LENOIR COUNTY  
NORTH CAROLINA

CONTRACTOR: Carolina Environmental, Inc.  
COUNTY: LENOIR

THIS AGREEMENT made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2007 by and between Carolina Environmental, Inc. hereinafter called CONTRACTOR and the County of Lenoir hereinafter called the COUNTY.

WITNESSETH

THAT WHEREAS, the CONTRACTOR agrees to inspect up to eight (8) residential dwellings, located in the COUNTY and has proposed to provide Lead Paint Assessment Services for those structures consist with Exhibit A, Bid Summary, attached and incorporated herein by reference; and

WHEREAS, the COUNTY has agreed to provide Assistance under its Single Family Rehabilitation Program from funds provided by the North Carolina Housing Finance Agency, with the cost being per unit activity listed on Exhibit A. A Notice to Proceed will be given for each activity required for each unit. No additional charge shall be made to the COUNTY without its consent obtained prior to the beginning of each activity.

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING PREMISES OF THIS AGREEMENT, SAID PARTIES DO HEREBY AGREE, EACH WITH THE OTHER, AS FOLLOWS:

1. That CONTRACTOR shall furnish all labor, materials, and equipment necessary to accomplish the work described in the Notice to Proceed and shall commence the work therein described within seven (7) days from the date thereof and will complete the same within fifteen (15) calendar days unless the period for completion is extended by written approval of the COUNTY for which CONTRACTOR will be paid the amounts shown in Exhibit A.
2. The CONTRACTOR shall, at his expense, obtain all permits and licenses necessary for the completion and execution of this Contract.
3. Upon completion of the work herein called for, in a manner satisfactory to the COUNTY, the COUNTY shall issue its final check, drawn on its Single Family Rehabilitation fund, to the CONTRACTOR for the purpose of paying for the work done by CONTRACTOR under this AGREEMENT.
4. Portions of the subject work may be handled by sub-contractors awarded by the CONTRACTOR, but this contract may not be assigned in total without written consent by the COUNTY. All subcontractors must receive prior approval from the Program Administrator.
5. TERMINATION. In cases where the CONTRACTOR:
  - a. Fails to furnish materials or execute work in accordance with the provisions of the Contract;
  - b. Fails to proceed with or complete the work within the time limit specified in this Contract;
  - c. Dies or dissolves under the provision of the partnership or the corporate law of this state;
  - d. Becomes insolvent;
  - e. Is adjudicated as bankrupt under the provisions of Federal Law;

Then upon ten (10) calendar days written notice to the CONTRACTOR, the COUNTY may declare the CONTRACTOR in default in the performance of his obligations under this Contract unless the violation shall cease or satisfactory agreements are made for its correction within ten (10) days of service of written notice, the COUNTY may declare the CONTRACTOR in default. Written notice from the COUNTY to the CONTRACTOR shall contain the reasons for intent to declare the CONTRACTOR in default. The COUNTY shall have all unfinished work completed and any unacceptable work corrected with all monies in hand including those funds due the CONTRACTOR. The CONTRACTOR shall be responsible for any damage to the COUNTY resulting from default.

6. Conflict of Interest

Interest of Members, Officers, or Employees of the Recipient. Members of Local Governing Body, or Other Public Officials. No member, officer, or employee of the recipient, or its agents, no member of the governing body of the locality in which the program is situated, and no other public official of such locality or localities who exercises any functions or responsibilities with respect to the program during his tenure or for one year thereafter, shall have any financial interest, direct or indirect, in any contract or subcontract, or the proceeds thereof, for work to be performed in connection with the program assisted under this AGREEMENT. Immediate family members of said members, officers, employees, and officials are similarly barred from having any financial interest in the program. The recipient shall incorporate, or cause to be incorporated, in all such contracts or subcontracts, a provision prohibiting such interest pursuant to the purpose of this section.

7. Legal Remedies

In the event that there is any question or dispute with respect to this AGREEMENT or the work authorized herein, all parties hereto agree that said questions or disputes shall be submitted in writing to the Program Administrator for settlement. The Program Administrator shall provide a written statement of findings to the CONTRACTOR within ten (10) calendar days after receipt of referral.

If the COUNTY and CONTRACTOR do not agree with the findings of the Program Administrator, a written appeal shall be submitted to the Program Administrator. The Program Administrator shall consider the appeal with the County Manager. The Program Administrator shall provide a written statement of the County Manager's findings within ten (10) days of the decision.

If a finding is made in favor of the CONTRACTOR, payment will be made by the COUNTY to the CONTRACTOR.

If a finding is made in favor of the COUNTY and the CONTRACTOR does not take required corrective steps within ten (10) days of finding notification, the CONTRACTOR's rights to any unpaid or retained funds shall be considered waived. The COUNTY shall have the right to use any such funds for corrective action.

8. Discrimination Clause

a. Section 109 Housing and Community Development Act of 1974.

No person in the United States shall on the ground of race, color, national origin or sex be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity funded in whole or in part with funds available under this title.

- b. Age Discrimination Act of 1975, as amended. Nondiscrimination on the Basis of Age  
No qualified person shall on the basis of age be excluded from participation in, be denied the benefits of; or otherwise be subjected to discrimination under any program or activity which receives or benefits from Federal financial assistance.
- c. Section 504 of the Rehabilitation Act of 1973, as amended. Nondiscrimination on the Basis of Handicap  
No qualified handicapped person shall, on the basis of handicap be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity which receives or benefits from Federal financial assistance.

9. Executive Order 11246 Clause

During performance of this contract, the CONTRACTOR agrees as follows: The CONTRACTOR will not discriminate against any employee or applicant for employment because of race, color, religion, sex, or national origin. The CONTRACTOR will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The CONTRACTOR agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of this nondiscrimination clause.

The CONTRACTOR will, in all solicitations or advertisements for employees placed by or on behalf of the CONTRACTOR, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex or national origin.

The CONTRACTOR will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer, advising the labor union or workers' representative of the CONTRACTOR'S commitments under Section 202 of Executive Order 11246 of September 24, 1965, and shall post copies of the notice in a conspicuous place available to employees and applicants for employment.

The CONTRACTOR will comply with all provisions of Executive Order No. 11246 of September 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.

The CONTRACTOR will furnish all information and reports required by Executive Order No. 11246 of September 24, 1965, and by the rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the contracting agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations and orders.

In the event of the CONTRACTOR'S noncompliance with the nondiscrimination clauses of this contract or with any of such rules, regulations, or orders, this contract may be canceled, terminated, or suspended in whole or in part and the CONTRACTOR may be declared ineligible for further Government contracts in accordance with procedures authorized in Executive Order 11246 of September 24, 1965, and such other sanctions may be imposed and remedies involved as provided in Executive Order No. 11246 of September 24, 1965, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law (shall apply to contracts \$10,000 and above only).

10. Section 3 Clause

"Section 3" Compliance in the Provision of Training, Employment, and Business Opportunities. The work to be performed under this contract is on a project assisted under a program providing direct Federal financial assistance from the Department of Housing and Urban Development and is subject to the requirements of Section 3 of the Housing and Urban Development Act of 1968, as amended, (12 U.S. C. 170 1u). Section 3 requires that to the greatest extent feasible opportunities for training and employment be given lower income residents of the project area and contracts for work in connection with the project be awarded to business concerns which are located in, or owned in substantial part by persons residing in the area of the project.

The parties to this contract will comply with the provisions of said Section 3 and the regulations issued pursuant thereto by the Secretary of Housing and Urban Development set forth in 24 CFR 135, and all applicable rules and orders of the Department issued thereunder prior to the execution of this contract. The parties to this contract certify and agree that they are under no contractual or other disability which would prevent them from complying with these requirements.

The CONTRACTOR will send to each labor organization or representative of workers with which he has a collective bargaining agreement or other contract or understanding, if any, a notice advising the said labor organization or workers representative of his commitments under this Section 3 clause and shall post copies of the notice in conspicuous places available to employees and applicants for employment and training.

The CONTRACTOR will include this Section 3 clause in every subcontract for work in connection with the project and will, at the direction of the applicant for or recipient of Federal financial assistance, take appropriate action pursuant to the subcontract upon a finding that the subcontractor is in violation of regulations issued by the Secretary of Housing and Urban Development, 24 CFR Part 135. The CONTRACTOR will not subcontract with any subcontractor unless the subcontractor has first provided it with a preliminary statement of ability to comply with the requirements of these regulations.

Compliance with the provision a Section 3, the regulations set forth in 24 CFR Part 135, and all applicable rules and orders of the Department issued hereunder prior to the execution of the contract, shall be a condition of the Federal financial assistance provided to the project, binding upon the applicant or recipient for such assistance, its successors and assigns.

Failure to fulfill these requirements shall subject the applicant or recipient, its contractors and subcontractors, its successors or assigns to those sanctions specified by the grant or loan agreement of contract through which Federal assistance is provided, and to such sanctions as are specified by 24 CFR Part 135.

The CONTRACTOR will include the provisions of paragraphs 8.1.1 through 8.1.6 in every subcontract or purchase order unless exempted by rules, regulations or orders of the Secretary of Labor issued pursuant to Section 204 of Executive Order No. 11246 of September 24, 1965, so that such provisions will be binding upon each subcontractor or vendor. The CONTRACTOR will take such action with respect to any subcontract or purchase order as the contracting agency may direct as a means of enforcing such provisions including sanctions for noncompliance: Provided, however, that in the event the contract becomes involved in, or threatened with, litigation with a subcontractor or vendor as a result of such direction by the contracting agency, the CONTRACTOR may request the United States to enter into such litigation to protect the interests of the United States.

11. Copeland Act Provision

All parties to this contract shall comply with the Copeland "Anti-Kickback" Act (18 USC874) as supplemented in Department of Labor Regulations (29 CFR, Part 3).

Each CONTRACTOR or sub grantee shall be prohibited from inducing, by any means, any person employed in the construction, completion, or repair of public work, to give up any part of the compensation to which he is otherwise entitled. The grantee shall report all suspected or reported violations to the grantor agency.

No member, officer, or employee of the grantee agency or its designee or agents, no member of the governing body of the locality in which the project is situated, and no other public official of such locality or localities who exercises any functions or responsibilities with respect to the project during his tenure or for one year thereafter, shall have any interest, direct or indirect, in any contract or subcontract, or the proceeds thereof, for work to be performed in connection with this project.

12. Access to Records and Record Retainage Clause

All official project records and documents must be maintained during the operation of this project and for a period of three years following close out in compliance with IS NCAC 13L Rule .0911, Recordkeeping.

The North Carolina Housing Finance Agency, the North Carolina Department of the Treasurer, U.S. Department of Housing and Urban Development, the Comptroller General of the United States, or any of their duly authorized representatives, shall have access to any books, documents, papers and records of the Administering Agency which are pertinent to the Execution of this AGREEMENT, for the purpose of making audits, examinations, excerpts and transcriptions in compliance with 15 NCAC 13L Rule .0911, Recordkeeping.

13. Lead-Based Paint Clause

The CONTRACTOR is hereby specifically made aware of the lead-based paint regulations, 14 NCAC 13L, Rule .1011, which are applicable to the construction or rehabilitation of residential structures. To the extent that the subject matter of this contract involves residential structures, the CONTRACTOR will comply with the lead-based paint regulations. CONTRACTOR to be in compliance with 24 CFR 507.608 effective 3-17-87. This regulation requires CONTRACTORS to modify their efforts to prevent, eliminate, and mitigate the hazards associated with lead-based paint

14. Lobbying As Required by Section 1352, U. S. Code

- a) No Federal appropriated funds have been paid or will be paid by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, of an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative, agreement, and the extension, continuation, renewal, amendment, of modification of any Federal contract, grant, loan, or cooperative agreement.

- b) If any funds other than Federal appropriated funds have been paid or will be paid any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, of an employee of a member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying", in accordance with its instructions.

This is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U S Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

IN TESTIMONY WHEREOF, the individual practice hereto have set their hands and seals, and corporate parties hereto have caused this instrument to be executed in their corporate names, their common seals to be hereunder affixed and attested, all by their appropriate officers, all the date and year first above written.

**ATTEST:**

By: \_\_\_\_\_

By: \_\_\_\_\_

Name: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

**ATTEST:**

**COUNTY OF LENOIR**

By: \_\_\_\_\_

By: \_\_\_\_\_

Name: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

**Certification of Eligibility**

By entering into this contract, the contractor certifies that neither it (nor he or she) nor any person or firm who has an interest in the contractor's firm is a person or firm ineligible to be awarded Government contracts by virtue of 29 CFR 5.12(a)(1) or to participate in HUD programs pursuant to 24 CFR Part 24 or, if applicable, by virtue of Section 3(a) of the Davis-Bacon Act.

No part of this contract shall be subcontracted to any person or firm ineligible for award of a Government contract by virtue of 29 CFR 5.12(a)(1) or to participate in HUD programs pursuant to 24 CFR Part 24 or, if applicable, by virtue of Section 3(a) of the Davis-Bacon Act.

The penalty for making false statements is prescribed in the U.S. Criminal Code, 18 U.S.C. 1001 and 18 U.S.C. 1010.

\_\_\_\_\_  
(Signature)

Carolina Environmental, Inc.  
(Name of Firm)

\_\_\_\_\_  
(Title)

107 New Edition Court  
(Street Address or P. O. Box)

\_\_\_\_\_  
(Date)

Cary, NC 27511  
(City, State, Zip)

\_\_\_\_\_  
(Identification or Social Security Number)

\*\*\*\*\*

The GSA List of Parties Excluded from Federal Procurement or Non-procurement Programs has been checked on \_\_\_\_\_ (date) and the above contractor or subcontractor has been determined to be eligible to participate in a SFR assisted project.

\_\_\_\_\_  
(Signature of Verifying Officer)

Michael W. Jarman, County Manager  
(Title)

Lenoir County  
(Grantee Name)

SFR0719  
(NCHFA Number)

# EXHIBIT A

## BID SUMMARY

### LEAD BASED PAINT SERVICES LENOIR COUNTY - SFR 07

Lead-Based Paint Inspection: \$ 300.00 per unit

Lead Based Paint Risk Assessment \$ 100.00 per unit

Bid Management (Includes items described below): \$ 375.00 per unit  
Scope of Work Preparation  
Bid Form Preparation  
Bid Tabulation  
On-Site Pre-Bid Meeting  
On-Site Pre-Construction Meeting

Cost Estimate for Lead Paint Abatement \$ 50.00 per unit

Project Management:  
On-Site Visit during Abatement Activities \$ 250.00 per unit

Clearance Inspection/Sampling: \$ 350.00 per unit  
Visual Clearance Inspection  
Wipe/Soil Sampling  
Clearance Documentation

Provide a cost per wipe, soil and chip sample  
for a 24 hour turn around time frame: \$ 100.00 per unit

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 11/05/07 **ITEM NO.:** 14A.

Resolution Approving Purchase Order Dana Safety Supply: \$6,129

**SUBJECT AREA:** FINANCIAL

**ACTION REQUESTED:**

The Board is requested to authorize the Sheriff to execute a purchase order with Dana Safety Supply for the purchase of (9) Legacy Pro+Level II bullet resistant vests.

**HISTORY / BACKGROUND:**

The Sheriff's Office currently supplies each deputy with a bullet resistant vest, which is utilized to protect the officer in the event he or she is shot. The Sheriff has been purchasing Legacy vests for the past 3 years and were chosen because of their design, comfort and cost.

**EVALUATION:**

The Sheriff's Office has had several officers resign and as a result new employees have been hired to fill those positions. The Sheriff's Office has been purchasing bullet resistive vests from Dana Safety Supply and American Uniform for the past several years and has been found to offer a competitive price. The Sheriff will purchase these vests utilizing State Asset Forfeiture funds.

The Sheriff respectfully recommends that the Board of Commissioners approve the request to execute a purchase order with Dana Safety Supply for the purchase of (9) Legacy bullet resistive vests.



**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 11/05/07 **ITEM NO.:** 14B.

Resolution Approving Purchase Order with Capital Ford: \$192,175.40

**SUBJECT AREA:** Financial

**ACTION REQUESTED:**

The Board is requested to authorize the Sheriff to execute a purchase order with Capital Ford of Raleigh for the purchase of (9) 2008 Ford Crown Victoria passenger vehicles.

**HISTORY / BACKGROUND:**

The Sheriff's Office annually replaces patrol vehicles that are approaching or exceed 125,000 miles. The vehicle of choice for law enforcement has primarily been the Ford Crown Victoria. As such, most of the Sheriff's fleet is Ford Crown Victoria's. The vehicles have proven to perform rather well for law enforcement purposes.

**EVALUATION:**

For the past several years the Sheriff has purchased Ford Crown Victoria's because they perform well under the rigors of law enforcement work and because they are offered on the State contract. The States bid process has now concluded. Capital Ford of Raleigh will be providing the 2008 Ford Crown Victoria's (police package) for the price of \$21,310. The Sheriff is requesting to purchase (9) Crown Victoria's from Capital Ford. One of the vehicles will have (2) additional options totaling \$385.40.

The Sheriff respectfully recommends that the Board of Commissioners approve the request to execute a purchase order with Capital Ford for the purchase of (9) 2008 Ford Crown Victoria's.

**MANAGER'S RECOMMENDATION:**

Respectfully Request Approval.

\_\_\_\_\_  
Initials

**RESOLUTION: NOW THEREFORE BE IT RESOLVED** by the Lenoir County Board of Commissioners that the Sheriff execute a purchase order with Capital Ford for the purchase of (9) Ford Crown Victoria's.

Capital Ford-----\$192,175.40

Funding Account #: 10-5363-4971      \$192,175.40

**AMENDMENTS:**

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

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

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

Humphrey \_\_\_\_\_ Stroud \_\_\_\_\_ Taylor \_\_\_\_\_

\_\_\_\_\_  
George W. Graham, Jr. Chairman      11/05/07  
Date

\_\_\_\_\_  
ATTEST      11/05/07  
Date

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 11/05/07 **ITEM NO.:** 15A.

Resolution Authorizing Award of Contract and Construction of E.M.S. Station:  
Jarman Construction Company: \$159,610

**SUBJECT AREA:** Purchases - Bids

**ACTION REQUESTED:**

The Board is requested to authorize the award of a contract for the construction of an E.M.S station at 1891 Liddell Road in Deep Run, N.C. to Jarman Construction Company of Kinston, N.C.

**HISTORY/BACKGROUND:**

The County needs to establish an Emergency Medical Services Station (E.M.S.) in Deep Run. The County purchased a lot at 1891 Liddell Road in Deep Run several years ago for this purpose.

**EVALUATION:**

The Lenoir County E.M.S operates a station in the southern part of the County in a building owned by the Town of Pink Hill. The Town of Pink Hill needs the space currently occupied by Lenoir County E.M.S. to relocate their police headquarters. Lenoir County purchased a lot in Deep Run on which to construct an E.M.S. station. County Administration requested proposals from Griffis Development, Inc., Jarman Construction, and K & J Contractors to construct an E.M.S. station at 1891 Liddell Road, Deep Run. Jarman Construction Company was the lowest qualified bidder meeting the specifications requested. The bids were as follows:

Griffis Development, Inc.	Farmville, N.C.	\$180,000
Jarman Construction	Kinston, N.C.	\$159,610
K & J Contractors	Kinston, N.C	Incomplete.

Approval of this resolution will allow the execution of a contract, encumbrance of funds, and the eventual payment upon completion of the work performed.

**MANAGER'S RECOMMENDATION:**

Respectfully recommend approval.

\_\_\_\_\_  
Initials

**RESOLUTION: NOW THEREFORE BE IT RESOLVED** that the Board authorizes the County Manager to execute a contract with Jarman Construction Company of Kinston, N.C. for the construction of an E.M.S. station at 1891 Liddell Road in Deep Run, N.C. in the amount of \$159,610.

Funding Source:      Capital Improvements Fund  
                                 Buildings & Grounds  
                                 EMS Station Project              40-4935-5804

**AMENDMENTS:**

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

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

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Harper \_\_\_\_\_  
                         Humphrey \_\_\_\_\_ Stroud \_\_\_\_\_ Taylor \_\_\_\_\_

\_\_\_\_\_  
George W. Graham, Jr., Chairman      11/05/07  
Date

\_\_\_\_\_  
ATTEST                      11/05/07  
Date

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 11/05/07 **ITEM NO.:** 15B.

Resolution Authorizing County Administration to Proceed with Necessary Actions to Complete the Construction of E.M.S. Station at 1891 Liddell Road in Deep Run, N.C.: Not to Exceed \$20,000

**SUBJECT AREA:** Purchases - Bids

**ACTION REQUESTED:**

The Board is requested to authorize County Administration to proceed with necessary actions to complete the construction of an E.M.S station at 1891 Liddell Road in Deep Run, N.C. in an amount not to exceed \$20,000.

**HISTORY/BACKGROUND:**

The County needs to establish an Emergency Medical Services Station (E.M.S.) in Deep Run. The County purchased a lot at 1891 Liddell Road in Deep Run several years ago for this purpose. Jarman Construction Company has been approved to construct the facility.

**EVALUATION:**

The Lenoir County E.M.S operates a station in the southern part of the County in a building owned by the Town of Pink Hill. The Town of Pink Hill needs the space currently occupied by Lenoir County E.M.S. to relocate their police headquarters. Lenoir County purchased a lot in Deep Run on which to construct an E.M.S. station. Jarman Construction Company will construct the building. In addition to the building construction, additional funds are needed for survey / line agreement, attorney fees, site-work, paving, landscaping, and other contingencies that may arise during the construction process.

Approval of this resolution will allow the encumbrance of funds, and the eventual payment upon completion of the work performed.

**MANAGER'S RECOMMENDATION:**

Respectfully recommend approval.

\_\_\_\_\_  
Initials

**RESOLUTION: NOW THEREFORE BE IT RESOLVED** that the Board authorizes County Administration to proceed with the necessary actions to complete the construction of an E.M.S. station at 1891 Liddell Road in Deep Run, N.C. in an amount not to exceed \$20,000.

Funding Source:      Capital Improvements Fund  
                                 Buildings & Grounds  
                                 EMS Station Project                      40-4935-5804

**AMENDMENTS:**

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

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

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Harper \_\_\_\_\_  
                         Humphrey \_\_\_\_\_ Stroud \_\_\_\_\_ Taylor \_\_\_\_\_

\_\_\_\_\_  
George W. Graham, Jr., Chairman      11/05/07  
Date

\_\_\_\_\_  
ATTEST                      11/05/07  
Date

**INTRODUCED BY:** Michael Jarman, County Manager **DATE:** 11/05/07 **ITEM NO.** 16

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 Health Board 2 <sup>nd</sup> Appearance	Dr. Joseph E. Agsten (Appointment)	September 2010

**CURRENT VACANCIES:**

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

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

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

**Lenoir County Planning Board – District 1 & 3**

**CJPP – Four (4) Vacancies**

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

**Lenoir County Transportation Committee – GTP Authority Member**

**MANAGER'S RECOMMENDATION:**

\_\_\_\_\_  
Initials

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

<u>BOARD/COMMITTEE/COMMISSION</u>	<u>APPLICANT/ CURRENT MEMBER</u>	<u>TERM EXPIRATION</u>
Lenoir County Health Board 2 <sup>nd</sup> Appearance	Dr. Joseph E. Agsten (Appointment)	September 2010

**AMENDMENTS:**

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

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

YEA VOTES: Brown \_\_\_\_\_ Davis \_\_\_\_\_ Graham \_\_\_\_\_ Harper \_\_\_\_\_  
Humphrey \_\_\_\_\_ Stroud \_\_\_\_\_ Taylor \_\_\_\_\_

\_\_\_\_\_  
Chairman

11/05/07  
Date

\_\_\_\_\_  
ATTEST

11/05/07  
Date

APPLICATION FOR APPOINTMENT  
to  
LENOIR COUNTY ADVISORY BOARDS AND COMMISSIONS

The Lenoir County Board of Commissioners believes that all citizens should have the opportunity to participate in governmental decisions. One way of participating is by serving as a citizen member of one of the County's advisory boards. If you want to be considered for appointment to an advisory board, please complete the Application below and mail it to the Lenoir County Clerk to the Board, P.O. Box 3289, Kinston, NC 28502, or fax to (252) 559-6454.

Advisory Board/Committee/Commission interested in:

LENOIR COUNTY BOARD OF HEALTH

(I understand that this application will be kept on the active file for two years only, and I, hereby, authorize Lenoir County to verify all information included in this application.)

Name: JOSEPH E. AGSTEN, M.D.  
 Address: 107 AIRPORT RD  
 City/State/Zip: KINSTON NC 28501  
 Telephone: (Home) 252-522-5936 (Work) 252-527-4146  
 Occupation: PHYSICIAN  
 Business Address: ABOVE  
 Age: (Optional): 64  
 Number hours available per month for this position: a few  
 Training: Med School  
 Business and Civic Experience/Skills: Private Practice of Medicine

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

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

Circle your voting precinct

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

CERTIFICATION

I certify that I have read and understand the 75% attendance requirement established in the Lenoir County Board Appointment Policy. I further certify, that I am aware, if my attendance drops below the 75% attendance requirements that I will be automatically removed from said Board appointment.

Joseph Agsten  
Signature of Applicant

9/17/07  
Date