

MINUTES
LENOIR COUNTY BOARD OF COMMISSIONERS
January 17, 2006

The Lenoir County Board of Commissioners met in regular session at 4:00 p.m. on Tuesday, January 17, 2006 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 Paul Taylor and Commissioners, Jackie Brown, Claude Davis, Earl Harper, Chris Humphrey, and Wayne Pittman.

Members absent: None

Also present were: Michael W. 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. Mr. Pittman offered the invocation and Mr. Graham led the audience in the pledge of allegiance.

Chairman Graham called the Public Hearing to order at approximately 4:05 p.m. in the Superior Courtroom. Item No. 1 was a Public Hearing Regarding Deer Hunting with Dogs in Lenoir County. Mr. Griffin addressed the audience by stating that there would be no legislation presented to the Board at this time. The purpose of the public hearing started with a proposal made by citizens from Institute Township requesting the Board deem the following acts unlawful: 1.) To hunt deer with dogs or allow dogs to chase deer in Institute Township; 2.) To release dogs on or to allow dogs to run on posted land without the written, signed and dated permission of the owner or lessee of the land. Permission must be renewed annually; 3.) To hunt deer with a rifle or shotgun, except from a position elevated at least 8 feet above the ground and not affixed to a motor vehicle. If the Board decides to enforce the above-mentioned acts, they will have to recommend to the local legislature to introduce a bill to the legislature for a vote. Mr. Graham notified all speakers that the hearing would last approximately one (1) hour. Each person would have approximately two (2) minutes to speak. All speakers are to complete the sign-in sheet that requests their names and addresses before they will be allowed to speak. A total of 27 citizens addressed the Board regarding the deer hunting issue; 17 were for deer hunting with dogs, six (6) were against deer hunting with dogs, and four (4) were for stricter regulations on deer hunting with dogs. Mr. Graham closed the public hearing at 4:45 p.m. with no other comments from the public.

Ms. Agnes Ho, Director of the Kinston-Lenoir County Public Library, addressed the Board. Ms. Ho stated that she received a phone call from an anonymous donor. The donor has stated if the Board of Commissioners would fund half of the money for the new HVAC system for the library (\$240,000), they would fund the remaining portion of the cost, which totals \$120,000. The donor will donate \$40,000 per year over a three (3) year period. Mr. Graham asked Mr. Jarman to work with Ms. Ho in getting the details of the agreement finalized, and report back to the Board with a recommendation.

CONSENT AGENDA

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

2. Approval of Minutes: Regular Board Meeting: January 3, 2006 Aytch/Jarman
Closed Session Minutes: January 3, 2006 Aytch/Jarman
3. Resolution Approving the Releases and Refunds to the Individuals Listed Herein Parrish/Hollowell
4. Budget Ordinance Amendment: Deep Run Water & Sewer: Operating Budget: Jarman/Hollowell
\$729: Increase
5. Budget Ordinance Amendment: Transportation: Transportation Administration: Byan/Hollowell
\$3,370: Increase
6. Resolution Authorizing the Purchase of Year 2006 Vehicle Valuation Service: Parrish/Hollowell
\$3,847.81
7. Budget Ordinance Amendment: General Fund: Non-Departmental: \$5,517: Increase
8. Proclamation: Designating February 12-18, 2006 as Career and Technical Board
Education Week

RESOLUTIONS

Item No. 9 was a Resolution Authorizing Purchase of Redundant Cisco Catalyst 3750 Switch From Alphanumeric Systems, Inc.: \$6,870.52. Mr. Jarman stated that due to the relocation of the 911 Center, the county has to have a redundant switch available that will allow the fall-over of phones and data-links in the case of an emergency. This switch would be placed in a spare rack in the equipment room of the 911 Center at its new location. Should a switch failure occur, MIS could have the replacement switch running within five (5) minutes upon arrival. If a replacement switch is not purchased, the county could be down for days waiting for a replacement switch, which would not be an option for the 911 Center. Upon a motion by Mr. Harper and a second by Mr. Davis, Item No. 9 was unanimously approved.

Item No. 10 was a Resolution Approving the Purchase of Parts and Repair Service to a 2001 Toyota 4 Runner: \$6,936.19. Mr. Jarman stated that on December 13, 2005 a Lenoir County Sheriff's Office narcotic officer was assisting in a narcotics investigation along with the Pitt County drug task force unit. During the investigation the targeted suspect attempted to flee from the rear of the Hampton Inn in Greenville and rammed the narcotics officer's assigned patrol vehicle (2001 Toyota 4 Runner) causing extensive damage to the front end. It was later determined that the suspect's insurance carrier had terminated the insurance on the suspect's car in October of 2005. Webb's Body shop has examined the 2001 Toyota 4 Runner and estimated the damages to be \$6,936.19. Webb's Body Shop has routinely repaired damaged patrol cars for the Sheriff's Office and generally offers the best price for said repairs. An uninsured motorist claim was filed with the county's insurance carrier. An adjuster has examined the vehicle and as a result the County has received a check in the amount of \$6,735.11. These funds will be placed back into the Sheriff's vehicle repair line item. Upon a motion by Ms. Brown and a second by Mr. Davis, Item No. 10 was unanimously approved.

Item No. 10B was a Budget Ordinance Amendment: General Fund: Finance/Sheriff: \$6,736: Increase. Upon a motion by Ms. Brown and a second by Mr. Davis, Item No. 10B was unanimously approved.

Item No. 11 was a Resolution Authorizing the Lenoir County Sheriff's Department to Apply for the Edward Byrne Memorial Justice Assistance Grant (JAG): \$12,324.50. Major Chris Hill stated that the Lenoir County Sheriff's Office has applied for and received funds from the Local Law Enforcement Grant Program (LLEBG). The LLEBG has been eliminated and has been replaced with the Justice Assistance Grant (JAG). These funds have been used to purchase equipment for the Sheriff's Office. Because the Lenoir County Sheriff's Office is a disparate agency the Sheriff's Office and the Kinston Department of Public Safety must jointly apply for the grant. It is expected that the Sheriff's Office will receive 50% of the total award amount of \$24,649. The remaining amount will be awarded to the City of Kinston. No matching funds are required for this grant. The Sheriff's Office is expected to receive \$12,324.50 from the JAG. During 2005 the Sheriff's Office was able to purchase five (5) digital in-car cameras utilizing JAG funds. Upon a motion by Ms. Brown and a second by Mr. Taylor Item No. 11 was unanimously approved.

Item No. 12 was a Resolution Authorizing the Lenoir County Health Department to Execute a Purchase Order to Copy Pro to Finalize Purchase and Installation of an Equipment Package Including two (2) Copiers, Scanners, Printers: \$17,936. Mr. Joey Huff, Health Director, addressed the Board stating that the Lenoir County Health Department would like to finalize the purchase of equipment as specified which allows the health Department to digitize official hard copy documents to increase storage and secure documents. A specific equipment package was created for the requirements of the health department and the purchase of appropriate equipment began in FY 2004-2005 through utilization of Bio-terrorism Program funding. Upon a motion by Mr. Harper and a second by Mr. Pittman, Item No. 12 was unanimously approved.

Item No. 13 was a Resolution Approving Office of Minority Health and Health Disparities Grant – Adolescent Diabetes Prevention Program - \$25,000. Mr. Huff stated Grant funding will be used in partnership between the Lenoir County Health Department and the Kinston-Lenoir County Parks and Recreation Department to support Adolescent Diabetes Prevention Program. The program is designed to address the issues of children between the ages of K-12th grade who are overweight or diabetic. Children will be referred from medical personnel, schools, families and self-referrals. The program will assist the youth with developing a healthy lifestyle including physical activity, nutritional awareness, and self-esteem building. Upon a motion by Ms. Brown and a second by Mr. Harper, Item No. 13 was unanimously approved.

Item No. 14 was a Resolution Authorizing the Passage of a Declaration of Covenants, Conditions and Restrictions for Moss Hill Ball Field. Mr. Griffin stated that at the time the Moss Hill Ball Field was purchased, it was not known that the property had to be permanently restricted for recreational use only. This resolution would restrict the property for recreational use only. Upon a motion by Mr. Harper and a second by Ms. Brown, No. 14 was unanimously approved.

Item No. 15 was a Resolution Approving an Agreement to Provide County Attorney Services to Lenoir County: Robert W. Griffin. Mr. Griffin has provided legal services to Lenoir County over the past four (4) years. He has undertaken his duties well in this position, and continues to provide legal advice and guidance, as needed, to the Lenoir County Board of Commissioners, the County Managers, and Department Managers. His compensation will remain at the rate of \$22,500 per year, paid in monthly installments of \$1,875. Upon a motion by Ms. Brown and a second by Mr. Pittman, Item No. 15 was unanimously approved.

APPOINTMENTS

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

<u>BOARD/COMMITTEE/COMMISSION</u>	<u>APPLICANT/ CURRENT MEMBER</u>	<u>TERM EXPIRATION</u>
Lenoir County Juvenile Crime Prevention Council 2nd Appearance	Christopher Rogerson (Attorney Appointee) Mona Williams (At-Large Appointee) Beth Heath (Judge Appointee)	June 2007 M: Brown S: Harper
Lenoir County Juvenile Crime Prevention Council (JCPC) 1st Appearance	Kenneth Jones	June 2006
Lenoir County Board of Health 1st Appearance	Annette Greer (Re-Appointment)	January 2009
Lenoir County Equalization and Review Board 1st Appearance	Stanley Roberson (Re-Appointment)	January 2009

CURRENT VACANCIES:

- Lenoir County Health Board – One (1) Vacancy; (1) Veterinarian**
- Grifton Planning Board – One (1) Vacancy; Expired Term; Does Not Desire Re-Appointment**
- JCPC – One (1) Vacancy; 1-Juvenile Attorney;**
- Lenoir County Planning Board – One (1) Vacancy; Resignation: District Six**
- CJPP – Four (4) Vacancies**
- Kinston Board of Adjustment – Two (2) ETJ Members; (1) Primary – (1) Alternate**

ITEMS FROM THE COUNTY MANAGER/COMMISSIONERS/COUNTY ATTORNEY

Item No. 17 was a memo from Mr. Jarman regarding Items of Interest. Mr. Jarman reviewed the Resolution Requesting Funds for the Construction of School Facilities from the Lenoir County School Board. Mr. Jarman stated that he would like more time to review the information the School Board has presented to get a definitive plan in place in order for the Board to move forward for a May Bond Referendum. Upon a motion by Ms. Brown and a second by Mr. Harper, the Board tabled the resolution until the February 6, 2006 Board meeting. The 2006 NACo Legislative Conference begins March 4-8, 2006. Lashanda needs to know who is attending as soon as possible. The RPO Transportation Advisory Committee need a new committee member. The appointment has to be a mayor or a member of the municipalities. The Board recommended Mayor Anthony Mitchell of Pink Hill to be the committee member if available. A joint meeting with the City of Kinston and the Board of Commissioners has been tentatively scheduled for February 21st at 6:00 p.m. The County Budget Work Session is tentatively scheduled for February 15-16, 2006.

Ms. Angelic Williams, Health Educator, Lenoir County Health Department, stated that this is North Carolina Health Weight Week, and in conjunction with this event the state has re-launched their “Eat Smart, Move More” web-site. Ms. Williams presented the Board with lunch bags from the program.

ADJOURNMENT

Upon a motion by Ms. Brown and a second by Mr. Pittman the Board adjourned at 5:06 p.m.

Respectfully submitted,

Reviewed By

Lashanda Aytch
Clerk to the Board

Michael W. Jarman
County Manager