

**COLUMBUS COUNTY BOARD OF COMMISSIONERS****February 18, 2008****6:30 P.M.**

The Honorable Columbus County Commissioners met on the above stated date and at the above stated time in the Dempsey B. Herring Courthouse Annex Building, located at 112 West Smith Street, Whiteville, North Carolina, for their regular scheduled meeting on the third Monday.

**COMMISSIONERS PRESENT:**

James E. Prevatte **Chairman**  
 Bill Memory, **Vice Chairman**  
 Amon E. McKenzie  
 Sammie Jacobs  
 Lynwood Norris  
 Ricky Bullard  
 Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
 Steven W. Fowler, **County Attorney**  
 June B. Hall, **Clerk to Board**  
 Bobbie Faircloth, **Deputy Finance Officer**

**APPOINTEE ABSENT:**

Leo Hunt, Interim Finance Officer

**Agenda Items #1, #2 and #3:****MEETING CALLED to ORDER, INVOCATION and PLEDGE of ALLEGIANCE:**

At 6:30 P.M., Chairman James E. Prevatte called the February 18, 2008 Columbus County Board of Commissioners Meeting to order. The invocation was delivered by Commissioner Ronald Gore. Everyone in attendance stood and pledged Allegiance to the Flag of the United States of America, which was led by Vice Chairman Bill Memory.

**Agenda Item #4: BOARD MINUTES APPROVAL:**

Commissioner Jacobs made a motion to approve the following listed Board Minutes, as recorded, seconded by Commissioner Norris. The motion passed unanimously.

- A. January 22, 2008 Regular Session Board Meeting Minutes;
- B. January 22, 2008 Combination Meeting Columbus County Water and Sewer Districts I, II, III, IV and V (**5 Sets**);
- C. January 29, 2008 Workshop Minutes;
- D. February 04, 2008 Regular Session Board Minutes; **and**
- E. February 04, 2008 Combination Meeting Columbus County Water and Sewer Districts I, II, III, IV and V (**5 Sets**).

**Agenda Item #5: PUBLIC INPUT**

Chairman Prevatte stated that two (2) blue comment cards had been received, and the following two (2) private citizens spoke.

1. **Crystal Blackwell Baker**, 106 New Hope Street, Whiteville, NC 28472: stated the following:
  - A. I would like to thank Commissioner Ronald Gore and William S. Clark, County Manager, for the help they have rendered to me;
  - B. I live in close proximity of Carolina Recycling off of Highway 701 South;
  - C. I have discovered that Columbus County does have a Noise Ordinance, but it is very vague;
  - D. Carolina Recycling is crushing cars between 2:00 A.M. and 4:00 A.M.;
  - E. I have a two (2) year old child and a seven (7) year old child;
  - F. The noise from the crushing of these automobiles is so great that it keeps my children from getting the proper sleep they need to function properly the following day;
  - G. This activity is causing such a magnitude of noise, the furniture and objects in my house are vibrating;
  - H. Many practices are being conducted at this facility that are detrimental to the environment and people's health;
  - I. My seven (7) year old is autistic and these loud noises are causing her to react in a negative manner;
  - J. My husband is serving in Iraq and when he is home, this noise is causing him to react as if he was still in Iraq;

- J. We should give hats off to Sergeant D.W. Clayton who has come to my house and attempted to help me with this matter; **and**
- K. I would like for the Noise Ordinance that does exist to be enforced.

Leroy Sellers, Solid Waste Supervisor, stated he had reported this condition to DWQ and had not received any results as of yet.

Chairman Prevatte stated they would be looking into this issue and Ms. Baker should see some results in the near future.

- 2. **Jim Nance**, 621 Tar Landing, Evergreen, NC: stated the following:
  - A. All of you are aware of my request from all the previous times I have appeared before you;
  - B. I am here tonight to make Mr. Clark aware of my situation; **and**
  - C. I would like for the Sheriff's Deputies to be allowed to enforce the Noise Ordinance that we have in Columbus County.

**Agenda Item #6: LANDFILL GAS PROJECT - UPDATE:**

Stan Steury, Project Coordinator, Jason Hoyle, Appalachian State University Energy Center, and Kipling Godwin, Project Manager, Marilyn Meares, Chair of the Columbus County Landfill Gas Task Force, delivered the following update to the Board on the Columbus County Landfill Gas Project, and made the following recommendation on a contract for the landfill gas utilization.

**Jason Hoyle** stated the following:

- 1. Two (2) years ago, the Columbus County Landfill Gas Task Force was started;
- 2. We have been meeting regularly;
- 3. We have received \$135,000 from a Golden Leaf Grant and the Z Smith Reynold Corporation to study the methane gas at six (6) different landfills within North Carolina; **and**
- 4. The biggest issue that Columbus County is having now is whether to manufacture the existing gas or sell the carbon credits.

**Kipling Godwin** stated the following:

- 1. In the packet of information I have given you, you will find a duplicate copy of the information given out at the first presentation done by Appalachian State University;
- 2. I am under contract with Appalachian State as the Landfill Gas Project Manager, and you will see my job duties listed;
- 3. We sent out twenty (20) Request for Proposals and only received one (1) proposal back, and we think that is due to the size of the Columbus County Landfill and the volume of gas;
- 4. In the packet also, is the Monthly Progress Report I do and send to Stan Steury;
- 5. I have included a list of the current membership on the Landfill Gas Task Force; **and**
- 6. I will ask Marilyn Meares who is Chairman of the Landfill Gas Task Force to address the Board with her thoughts on this matter.

**Marilyn Meares** stated the following:

- 1. I work with the Cape Fear RC&D, and am Chairperson of the Columbus County Landfill Gas Task Force;
- 2. We have a fine line here to work with and that is how quickly do we act on this matter or do we wait too long for it to be beneficial to Columbus County;
- 3. We received one (1) proposal back out of fifteen (15) that we sent out;
- 4. It is our recommendation that Columbus County go with Energyne with caveats to the existing contract they have presented;
- 5. Enerdyne has offered a turn-key job and that is very advantageous; **and**
- 6. We will be willing to work with Columbus County on the details of the existing contract for the best financial benefit.

Commissioner Memory stated he thought the Landfill Gas Task Force should make a recommendation to the County Manager.

Commissioner Jacobs made a motion to accept the recommendation made by Marilyn Meares, and move forward with the contract negotiations, seconded by Commissioner Memory. The motion passed unanimously.

After additional discussion was conducted, at the request of the majority of the Board

members, Commissioner Jacobs amended his motion to include himself in the contract negotiations, Commissioner Memory amended his second, and the amended motion passed unanimously.

**Agenda Item #7: PLANNING - APPROVAL of CARROLL WOODS RV CAMPGROUND:**

On behalf of Don Eggert, Interim Planning Director, Lacy Wilson, Columbus County Planning Board Chairman, requested Board approval of the Carroll Woods RV Resort. Mr. Wilson requested that Bryon Carroll update the Board on this project. Mr. Carroll stated the following:

1. We are proposing a ninety-six (96) camper (RV) site on approximately nine (9) acres of land;
2. This site is located on the south side of SR 1108 (Ramsey Ford Road about 1.2 miles west of NC 904);
3. This is the third phase of the Muscadine Wine Vineyard;
4. This project is four (4) years in the making;
5. This will be a result of the water and sewer project;
6. We are planning to phase this project in with the first phase consisting of forty (40) sites;
7. We still have some permits to obtain and some paperwork to finish; **and**
8. We are requesting tentative approval at this time.

Commissioner Memory made a motion to tender preliminary approval, pending final approval by the Columbus County Planning Board, seconded by Commissioner Norris. The motion passed unanimously.

**Agenda Item #8: TOWN of CHADBOURN - REQUEST for CHADBOURN'S PARKS and RECREATION to be PART of COUNTY'S PARKS and RECREATION:**

The Honorable Kenneth Waddell, Mayor of Chadbourn, requested Board consideration for the Town of Chadbourn's Parks and Recreation to be a part of Columbus County's Parks and Recreation. Mayor Waddell stated the following:

1. I would like to welcome Mr. Clark as the new County Manager, and we look forward to working with him;
2. We had a former agreement with the County to pay part of the Recreation Director's salary and it worked very well; **and**
3. We are requesting that Columbus County consider this request at Budget time.

After lengthy discussion was conducted, Commissioner Memory made a motion to consider this request at Budget preparation time, seconded by Commissioner McKenzie.

A roll-call vote was taken, with the following results:

**AYES:** Chairman Prevatte, Vice Chairman Memory, Commissioners McKenzie, Norris Jacobs and Bullard

**NOES:** Commissioner Gore.

The motion passed on a six (6) to one (1) vote.

**Agenda Item #9: PUBLIC TRANSPORTATION - DECLARE SIX (6) VANS as SURPLUS:**

Charles Patton, Transportation Director, requested the Board to declare the following six (6) vans as surplus property and permission to dispose of said vans, with the approval of the following Declaration of Surplus Property Resolution, and Resolution for Disposal of Surplus Property.

**VEHICLE REPLACEMENT INFORMATION**

<u>Year</u>	<u>Replaced Vehicle</u>			<u>Mileage</u>	<u>New Vehicle</u>	
	<u>Make</u>	<u>Type</u>	<u>VIN Number</u>		<u>Code</u>	<u>Type</u>
2002	Dodge	Lift Van	2B7LB31ZX2K106591	145,363	G548	Lift Van
2003	Dodge	Lift Van	2D7LB31Z33K526993	118,005	G548	Lift Van
2003	Dodge	Lift Van	2D7LB31Z73K526995	120,977	G548	Lift Van

2003	Dodge Lift Van	2D7LB31Z23K526886	102,677	G548	Lift Van
2003	Dodge Lift Van	2D7LB31Z53K527000	130,330	G548	Lift Van
2002	Dodge Center Aisle	2B7LB31Z42K129947	109,133	G549	Center Aisle

**DECLARATION of SURPLUS PROPERTY  
RESOLUTION**

**WHEREAS**, Columbus County is desirous of selling certain surplus property as listed on attached sheet; **and**

**WHEREAS**, this property is now declared surplus property; **and**

**WHEREAS**, N.C.G.S. 160A-270 allows the Board of County Commissioners of Columbus County, North Carolina, to adopt a resolution authorizing the appropriate official to dispose of said surplus by public auction; **and**

**WHEREAS**, the Board of County Commissioners of Columbus County, North Carolina, has elected to dispose of said property by selling through the state’s State Surplus Facility.

**NOW, THEREFORE, BE IT RESOLVED** by the Columbus County Board of Commissioners that the Transportation Director is selected as the appropriate and official person who will direct the disposal of said surplus property.

Any questions concerning the said sale should be directed to the Transportation Director, 290 Legion Dr., Whiteville, North Carolina 28472, and Telephone (910) 641-3929.

**ADOPTED** this the 18th day of February, 2008

**COLUMBUS BOARD OF COUNTY COMMISSIONERS**  
/s/ **JAMES E. PREVATTE, Chairman**

**ATTESTED BY:**  
/s/ **JUNE B. HALL, Clerk to the Board**

Commissioner Norris made a motion to approve the Declaration of Surplus Property Resolution, seconded by Commissioner Gore. The motion passed unanimously.

**RESOLUTION FOR DISPOSAL  
OF SURPLUS PROPERTY**

**WHEREAS**, the Board of Commissioners has identified the personal property hereinafter identified as surplus, and

**WHEREAS**, N.C.G.S. 160A-270B authorizes the Board to sell said property by public auctions, and

**NOW THEREFORE BE IT RESOLVED** that the Transportation Director for the County, is hereby authorized to conduct a sale, through State Surplus as soon as the vans are taken out of service, of the personal property hereinafter described as per attached sheet, and

**BE IT FURTHER RESOLVED:**

- 1) That ALL property sold will be “AS IS” without warranty.
- 2) Upon completion of sale, the highest bidder shall make arrangements with the Transportation Director to remove items purchased from the premises that are not able to be removed immediately. Failure to comply shall, at the option of the county, cause the property to be abandoned and/or disposed of.

**ADOPTED** this is the 18th day of February, 2008.

**COLUMBUS BOARD OF COUNTY COMMISSIONERS**  
/s/ **JAMES E. PREVATTE, Chairman**

**ATTESTED BY:**/s/ **JUNE B. HALL, Clerk to Board**

Commissioner Norris made a motion to approve the Resolution for Disposal of Surplus Property, seconded by Commissioner Jacobs. The motion passed unanimously.

**Agenda Item #10: PUBLIC TRANSPORTATION - APPROVAL of COLUMBUS COUNTY TRANSPORTATION'S TITLE VI PUBLIC INVOLVEMENT PLAN:**

Charles Patton, Transportation Director, requested Board approval of the Title VI Public Involvement Plan, which is State required.

Commissioner Memory made a motion to approve the Title VI Public Involvement Plan, seconded by Commissioner McKenzie. The motion passed unanimously. A copy of this document will be kept on file in the Office of the Clerk to the Board for review.

**Agenda Item #11: PUBLIC TRANSPORTATION - APPROVAL of REQUEST for PROPOSAL (RFP) of OPERATIONS and MANAGEMENT of TRANSIT SYSTEM:**

Charles Patton, Transportation Director, requested Board approval for submitting the Request for Proposals for the Operations and Management of Transit System.

Commissioner Norris made a motion to approve the Request for Proposal (RFP) of Operations and Management of Transit System, seconded by Commissioner Memory. The motion passed unanimously. A copy of this document will be kept on file in the Office of the Transportation Director for review.

**Agenda Item #12: SOIL AND WATER - DEPARTMENTAL UPDATE:**

Edward Davis, Soil and Water Director, delivered the following Departmental Update to the Board.

**COUNTY PROJECTS/ PROGRAMS:**

**Waccamaw River Debris Removal Project:**

Completed Final Inspection January 18, 2008

Total NC Division of Water Resources Grant	\$232,796.00
Total cost to Columbus County	\$ 66,264.00
Total cost to Brunswick County	\$ 26,645.00
Total paid to Contractor	\$325,705.00
Total In-kind Service from Soil & Water	\$ 23,262.40

James Sarvis, Chairman of Columbus Soil and Water volunteered 422.25 hours from July 27, 2006 through January 11, 2008.

**Livingston Creek Stream Removal Project**

Preliminary review was completed on January 30th for USDA-NRCS Area 3 Engineering Staff to complete an estimate for a Snagging/Clearing Project. We hope to have an estimate by the middle of March.

**Beaver Program**

Milton McLean is doing a great job with the Beaver Program.

- o 619 Beavers Killed/Removed
- o 22 Muskrats Killed
- o 534 lbs. of Explosives Used
- o 35 Firearm Discharged/Used
- o Neck Snares; 48 Checked, 17 Removed, 1 Reset, 17 Set, and 2 Reset
- o Body Grip Traps; 2221 Checked, 8 Missing, 333 Removed, 186 Reset, 337 Set, and 104 Unset

Total Savings to County, State and private landowners:

-Timber	\$248,855.00
-Roads/Bridges	\$133,185.00

-Cropland	\$98,450.00
-Drainageways	\$32,320.00
<b>TOTAL:</b>	<b>\$512,810.00</b>

### **Educational Programs:**

Education is the key to conservation. We can't continue to do things the way our forefathers did them. The Soil and Water Conservation District has an annual Field Day consisting of information on Forestry, Soils, Water Quality, Aquatics, Wildlife, Nutrition and Human Protection. We also participate in classroom studies on Natural Resources. We participate in area events with schools around the county like Soils Judging Contest, Envirothon, Poster Contest, Essay Contest and Speech Contest. The students range from 3<sup>rd</sup> to 12<sup>th</sup> graders.

### **No-Till Drill Program**

This program offers to small farmers a No-till drill to be rented for conservation tillage. The drill planted 677.4 acres during FY 2007 bringing in \$5,419.20 for the program. The money received through this program is used for repairs to the drill and replacement cost of a new drill after about five years of service.

### **STATE PROGRAMS**

#### **North Carolina Agricultural Cost Share Program (NCACSP)**

Financial incentives are provided through North Carolina's Agriculture Cost Share Program. This program is administered by the Division of Soil and Water Conservation (Division) in the Department of Environment and Natural Resources. It has been applauded by the U.S. Environmental Protection Agency and has received wide support from the general public as well as the state's agricultural community. The Cost Share program was authorized in 1983 as a pilot program to address nonpoint source problems in the nutrient sensitive waters of Jordan Lake, Falls Lake, and the Chowan River covering 16 counties. Due to the program's success, it has been extended to all 96 Soil and Water Conservation Districts (Districts) that includes all 100 counties.

Columbus Soil and Water Conservation District provided local landowners with \$61,049.00 for conservation work during 2007.

### **Voluntary Agricultural District's for Columbus County**

The purpose of a Voluntary Agricultural District Program is to encourage the preservation and protection of farmland from non-farm development. This is in recognition of the importance of agriculture to the economic and social well being of North Carolina.

The population of North Carolina is growing. We have reached over 9 million people now in our state. We are expected to grow to over 13 million people by the year 2030. For each person, with housing, roads, schools, and other infrastructure necessary, it takes 2 acres of land to accommodate their needs. With this growth, we could lose over 8 million acres of farmland in the next 20 years.

This ordinance will also protect farmers and landowners by alerting newcomers to the area that they are entering a farming community. We are planning a workshop sometime the week of March 10th.

### **Farmland Preservation**

Over the past few years, we have had a lot of landowners to inquire about this program. Across the state, we have 24 land trusts that work in communities to preserve land and water quality to safeguard North Carolina's quality of life. Local land trust organizations protect places that make each community and region across the state special. Due to the overwhelming demand for this program, land trust organizations have not been able to keep up with the request. The state has recommended partnering with the local Soil and Water Conservation District's to enhance this program. Columbus Soil and Water Conservation District has been chosen by the state to serve as a pilot county in this partnering process for Farmland Preservation.

### **Conservation Reserve Enhancement Program**

The Conservation Reserve Enhancement Program (CREP) is a joint effort of the North Carolina Division of Soil and Water Conservation, the NC Clean Water Management Trust Fund, the Ecosystem Enhancement Program (EEP), and the Farm Service Agency - United States Department of Agriculture (USDA) to address water quality problems. This program has just expanded to include 80 counties across the state. This national initiative attributed significant estuarine degradation to nonpoint source pollution.

CREP is a voluntary program that seeks to protect land along watercourses that is currently in agricultural production. The objectives of the program include: installing 100,000 acres of forested riparian buffers, grassed filter strips and wetlands; reducing the impacts of sediment and nutrients within the targeted area; and providing substantial ecological benefits for many wildlife species that are declining in part as a result of habitat loss. Program funding will combine the Federal Conservation Reserve Program (CRP) funding with State funding from the Clean Water Management Trust Fund, Agriculture Cost Share Program, and North Carolina Wetlands Restoration Program.

I would like to introduce Sam Edwards, Senior Environmental Technician with the Division of Soil and Water Conservation. Sam is the CREP Manager for 18 counties across southern North Carolina and he's based here in Columbus County. We are very proud to have Sam as a part of our team.

## **FEDERAL PROGRAMS**

Conservation Reserve Program (CRP)

Wildlife Habitat Buffers and Long Leaf Pine Program

The Conservation Reserve Program (CRP) provides technical and financial assistance to eligible farmers and ranchers to address soil, water, and related natural resource concerns on their lands in an environmentally beneficial and cost-effective manner.

Through the CRP Program, we encumbered \$144,165.00 on 182.2 acres in Columbus County during 2007.

### **Environmental Quality Incentives Program (EQIP)**

The Environmental Quality Incentives Program (EQIP) was reauthorized in the Farm Security and Rural Investment Act of 2002 (Farm Bill) to provide a voluntary conservation program for farmers and ranchers that promotes agricultural production and environmental quality as compatible national goals. EQIP offers financial and technical help to assist eligible participants install or implement structural and management practices on eligible agricultural land.

Through the EQIP Program, we encumbered \$47,324.00 on 161.6 acres during 2007.

For more information on Federal Programs go to; <http://www.nrcs.usda.gov/programs/>

Columbus Soil and Water Conservation District was the host to the Area 7 Spring and Fall Meetings.

The Spring Meeting was held in February at the Honey Hill Hunting Preserve in Hallsboro. We had 60 people from 9 counties present. I want to thank Commissioner Jacobs and Mr. Varner for coming to the meeting and welcoming everyone on the county's behalf.

The Fall Meeting was held at the Vineland Depot this past November. We had 66 people present at that meeting. I want to thank Commissioner Prevatte for coming and welcoming everyone there.

The Annual Meeting of the Cape Fear Resource Conservation and Development Council was held in November at the Honey Hill Hunting Preserve. Around 70 people attended that meeting. Many thanks to Ms. Marilyn Meares and Trish for what they do for Columbus County.

Mr. Bobby N. Stanley, Secretary/Treasurer of the Columbus Soil and Water Conservation District, was sworn in as the President of the North Carolina Association of Soil and Water Conservation District's on Tuesday, January 08, 2008. He is the first President from Columbus County for the Association in its 66 years of existence. We congratulate Mr. Bobby on obtaining this position and look forward to his leadership. Mr. Bobby's theme for this year is "Moving Forward: Conservation for the Future".

Mr. Bobby says that "North Carolina is at a crossroads in terms of protecting farmland and open spaces. Our population growth and development rates are at all time highs, and it's critical that we take action now. As the state changes, so do the soil and water conservation districts, offering new conservation programs and assistance to citizens. Issues such as urban conservation, innovative animal waste technology, carbon credits and conservation easements are now on the front burner for districts. We really are moving forward and planning for the future."

I would like to thank you, the Board of Commissioners, and County Administration for your support to the Conservation District as we try to meet our County’s conservation needs.

I would also like to introduce all Supervisors and Staff of the Columbus Soil and Water Conservation District. These are the ones working to protect our lands for the future through Conservation!

**Agenda Item #13: RESOLUTION - REQUEST for PLACEMENT of LICENSE PLATE AGENCY in EASTERN END of COLUMBUS COUNTY RESOLUTION:**

Vice Chairman Memory requested Board approval and adoption of the following Request for Placement of License Plate Agency in Eastern End of Columbus County Resolution.

**REQUEST for PLACEMENT of LICENSE PLATE AGENCY in EASTERN END of COLUMBUS COUNTY RESOLUTION**

**WHEREAS**, Columbus County is a large county with a small population in comparison to its size; **and**

**WHEREAS**, certain legal requirements are placed on the citizens of Columbus County by the North Carolina Department of Transportation in order for them to operate their motor vehicles in their private lives, as well as business lives **and**

**WHEREAS**, one (1) of the legal requirements that is placed on our citizens is the obtaining of a current license plate and/or sticker for their private and/or business vehicles; **and**

**WHEREAS**, the citizens that reside in the eastern end of Columbus County are required to travel to Whiteville to obtain the said license plates they need to legally operate their said vehicles; **and**

**WHEREAS**, the traveling time, the expense of the trip and the citizen’s inability to receive their legally required license plates on the first trip, have created and placed an unnecessary burden on the citizens of the said area; **and**

**WHEREAS**, the placement of a North Carolina License Plate Agency in the eastern end of Columbus County would eliminate the burden of obtaining the legally required license plates and/or stickers on these citizens.

**NOW, THEREFORE, BE IT RESOLVED** we, the Columbus County Board of Commissioners, do respectfully request your consideration of the placement of a North Carolina License Plate Agency in the eastern end of Columbus County; **and**

**BE IT FURTHER RESOLVED** we respectfully request the placement of this agency to materialize in the near future in order to eliminate the financial burden from our citizens.

**APPROVED and ADOPTED** this the 18<sup>th</sup> day of February, 2008.

**COLUMBUS COUNTY BOARD OF COMMISSIONERS**  
/s/ **JAMES E. PREVATTE, Chairman**

**ATTESTED BY:**  
/s/ **JUNE B. HALL, Clerk to Board**

Commissioner Memory made a motion to approve the Request for Placement of License Plate Agency in Eastern End of Columbus County Resolution, seconded by Commissioner Jacobs. The motion passed unanimously.

**Agenda Item #14: RESOLUTION - JOINT RESOLUTION CELEBRATING 100 YEARS of COUNTY UNITY in RECOGNITION of our ASSOCIATION’S CENTENNIAL:**

The NCACC Board of Directors requested Board approval and adoption of the following Joint Resolution Celebrating 100 Years of County Unity in Recognition of Our Association’s Centennial for its centennial records.

**Joint Resolution Celebrating 100 Years of County Unity in Recognition of Our Association’s Centennial**

**WHEREAS**, the North Carolina Association of County Commissioners is an advocacy and service organization made up of all one-hundred (100) North Carolina counties; **and**

**WHEREAS**, the active participation and engagement of all 100 counties have directed, strengthened and enhanced our Association; **and**

**WHEREAS**, the dedication and talents of individual county commissioners and county staff have led our Association's success in advocacy, county-centered services and educational programs; **and**

**WHEREAS**, an informal agreement to form our Association was made by a handful of county commissioners who, at the behest of Craven County Commissioner C.E. Foy, met in New Bern in 1908, to discuss county issues of common interest; **and**

**WHEREAS**, the first session of our unofficial Association was held at the Atlantic Hotel in Morehead City on August 19, 1908, where C.E. Foy was elected as president; **and**

**WHEREAS**, the North Carolina General Assembly passed an act on March 8, 1909 establishing our Association on behalf of counties.

**NOW, THEREFORE BE IT RESOLVED**, that the North Carolina Association of County Commissioners and each Board of County Commissioners jointly recognize and celebrate "100 Years of County Unity" in tribute to our Association's Centennial; **and**

**FURTHER BE IT RESOLVED**, that the Association communicate its copy of this joint resolution to each Board of County Commissioners; **and**

**FURTHER BE IT RESOLVED**, that the Columbus County Board of County Commissioners communicate its copy of this joint resolution to the North Carolina Association of County Commissioners.

**COLUMBUS COUNTY BOARD OF COMMISSIONERS**

/s/ **JAMES E. PREVATTE, Chairman**

**ATTESTED BY:**

/s/ **JUNE B. HALL, Clerk to Board**

Commissioner Memory made a motion to approve the Joint Resolution Celebrating 100 Years of County Unity in Recognition of Our Associations' Centennial, seconded by Commissioner McKenzie. The motion passed unanimously.

**Agenda Item #15: TAX - APPROVAL to ADVERTISE DELINQUENT TAXES:**

Richard Gore, Tax Administrator, requested Board approval to advertise delinquent taxes, in accordance with N.C.G.S. § 105-369.

Commissioner Memory made a motion to approve the order to Richard Gore, Columbus County Tax Administrator, to advertise the tax liens, seconded by Commissioner Norris. The motion passed unanimously.

**RECESS REGULAR SESSION and enter into a COMBINATION MEETING of COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V BOARD MEETING:**

At 7:49 P.M., Commissioner Jacobs made a motion to recess Regular Session and enter into a Combination Meeting of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting, seconded by Commissioner Norris. The motion passed unanimously.

**Agenda Item #16: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of ADJUSTMENTS to WATER BILLS:**

Leroy Sellers, Public Utilities Director, requested Board approval of the January, 2008 adjustments to the monthly water bills.

This information will be recorded in Minute Book 1 of each Water District, respectively.

**Agenda Item #17: COLUMBUS COUNTY WATER and SEWER DISTRICT V - APPROVAL of TWO (2) CHANGE ORDERS, CONTRACT 1 - T.A. LOVING and CONTRACT 2 - MCCLAM AND ASSOCIATES:**

Adam Kiker, Engineer with Hobbs, Upchurch and Associates, requested Board approval of these two (2) Change Orders.

This information will be recorded in Minute Book 1 of Columbus County Water and Sewer District V.

**Agenda Item #18: UPDATE on COLUMBUS COUNTY WATER and SEWER DISTRICTS II AND III:**

Bobbie Faricloth, Deputy Finance Officer, and Leroy Sellers, Public Utilities Director, delivered the following update to the Board on the financial status of Columbus County Water and Sewer Districts II and III.

This information will be recorded in Minute Book Number 1 of Columbus County Water and Sewer Districts II and III, respectively.

**ADJOURN COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V BOARD MEETING and resume REGULAR SESSION:**

At 7:59 P.M., Commissioner Jacobs made a motion to adjourn the Combination Meeting of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting, seconded by Commissioner Norris. The motion passed unanimously.

**Agenda Item #19: APPOINTMENTS - COMMITTEE/BOARDS:**

June B. Hall, Clerk to the Board, requested the following appointments/re-appointments be made to the following boards/committees.

COMMITTEE	ZONE/ EB	PERSON(S)	EXPIR. DATE	BOARD ACTION
Bicentennial Committee (Sheriff Chris Batten) Motion: Memory Second: Gore	EB	Lieutenant Bobby Worley (To Replace Lewis Hatcher)	N/A	Appointed
Housing Advisory Committee	IV	Marshall Shepherd (Deceased)	06-30- 2007	Hold
S.E. Regional Mental Health, Developmental Disabilities & Substance Abuse Authority	EB	Dr. Ray Thigpen (Resigned)	11-30- 2009	Hold

**Agenda Item #20: CONSENT AGENDA ITEMS:**

**A. Budget Amendments:**

Commissioner Norris made a Motion to approve the following Budget Amendments, seconded by Commissioner McKenzie. The motion passed unanimously.

TYPE	ACCOUNT	DETAILS	AMOUNT
Expenditure	10-5197-519032	Fire, Rescue, EMS (Health Promotion)	3,000
Revenue	10-3510-430002	Fire, Rescue, EMS	3,000
Expenditure	10-5195-512100	Salaries	21,356
	10-5195-518100	FICA	1,634
	10-5195-518200	Retirement	1,051

	10-5195-518300	Insurance	3,333
	10-5195-526000	Office Supplies	2,500
	10-5195-526001	Departmental Supplies	1,225
	10-5195-531100	Travel	2,100
	10-5195-532100	Telephone	150
	10-5195-532101	Postage	150
<b>Revenue</b>	10-3519-430000	Child Care Health Consultant Nurse	33,499
<b>Expenditure</b>	10-5165-526001	Departmental Supplies	143,762
<b>Revenue</b>	10-3510-440030		143,762

**B. Amendments to the February 4, 2008 Tax Releases:**

Commissioner Norris made a motion to approve the following Amendments to the February 04, 2008 Tax Releases, seconded by Commissioner Jacobs. The motion passed unanimously.

Release the value of a mobile home in the name of Gary W. Harris for year 2003. The release for the rescue should be Whiteville instead of Columbus.

Release the value of a mobile home in the name of Gary W. Harris for the year 2002. The release for the rescue should be Whiteville instead of Columbus.

Release the value of a boat in the name of Wesley Keaton for the year 2007. The districts to release should be Acme Delco Fire (1.06), Columbus Rescue (.18) and Water 3 (1.17).

Release the value of a boat in the name of Wesley Keaton for the year 2006. The districts to release should be Acme Delco Fire (1.20), Columbus Rescue (.20) and Water 3 (1.30).

Release the value of a mobile home in the name of Shirley Watts for the year 2001. Release the Columbus Rescue instead of the Whiteville Rescue.

Release the value of a mobile home in the name of Shirley Watts for the year 1998. The property value should be \$2,320.00 instead of \$2,326.00.

**C. February 18, 2008 Tax Refunds and Releases:**

Commissioner Norris made a motion to approve the following Tax Refunds and Tax Releases, seconded by Commissioner Jacobs. The motion passed unanimously.

**TAX REFUNDS (as submitted to the Governing Body Office from the Tax Office):  
February 18, 2008**

Refunds Name: Williamson, Eddie L. Amount: \$0.00  
Value: \$0.00 Year 007 Account # 12-30381 Bill # 82284 Total \$193.00  
Refund user fee on a vacant 1970 12 x 50 mobile home. There is no trash can here.  
2776 Haynes Lennon Hwy. Chadbourn NC 28431

Refunds Name: Small, Thomas L. Amount: \$0.00  
Value: \$0.00 Year 003 Account # 06-33208 Bill # 61280 Total \$177.00  
Refund user fee on a house that is vacant and does not have a trash can.  
77 Duncan-Small Dr. Tabor City NC 28463

Refunds Name: Small, Thomas L. Amount: \$0.00  
Value: \$0.00 Year 004 Account # 06-33208 Bill # 17635 Total \$177.00  
Refund user fee. House is vacant and does not have a trash can.  
77 Duncan-Small Dr. Tabor City NC 28463

Refunds Name: Small, Thomas L. Amount: \$0.00  
Value: \$0.00 Year 005 Account # 06-33208 Bill # 21753 Total \$177.00  
Refund user fee. House is vacant and does not have a trash can.

**TAX RELEASES (as submitted to the Governing Body Office from the Tax Office):  
February 18, 2008**

Release the Property Value in the name of FormyDuval, Ronnie Amount: \$8.15  
Value: \$1,000.00 Year: 2007 Account # 03-01621 Bill # 0422 Total \$9.15  
Release the value of a boat, the Nakina Fire (.80) and the Columbus Rescue (.20). The boat is double listed in the same name on a different account number.

Release the Property Value in the name of Gore, Richard Amount: \$7.30  
Value: \$1,000.00 Year: 2005 Account # 07-07100 Bill # 854 Total \$9.13  
Release the value of a mobile home, the **Nakina** Fire (.80) and Columbus Rescue (.20). The home was destroyed in 2003.

Release the Property Value in the name of Gore, Richard Amount: \$7.65  
Value: \$1,000.00 Year: 2006 Account # 07-07100 Bill # 2863 Total \$9.52  
Release the value of a mobile home, the Nakina Fire (.80) and Columbus Rescue (.20). The home was destroyed in 2003.

Release the Property Value in the name of Gore, Richard Amount: \$8.15  
Value: \$1,000.00 Year: 2007 Account # 07-07100 Bill # 3063 Total \$10.07  
Release the value of a mobile home, the Nakina Fire (.80) and Columbus Rescue (.20). The home was destroyed in 2003.

Release the Property Value in the name of Gore, Richard Amount: \$10.30  
Value: \$1,320.00 Year: 2004 Account # 07-07100 Bill # 7952 Total \$11.62  
Release the value of a mobile home, the Nakina Fire (1.06) and Columbus Rescue (.26). The home was destroyed in 2003.

Release the Property Value in the name of Gore, Ricky Dean Amount: \$23.43  
Value: \$2,875.00 Year: 2007 Account # 07-06593 Bill # 3073 Total \$219.31  
Release the value of a mobile home, the Nakina Fire (2.30) and Columbus Rescue (.58). The home was listed twice in error.

Release the Property Value in the name of Page Home Sales Amount: \$317.55  
Value: \$43,500.00 Year: 2005 Account # 01-01883 Bill # 7971 Total \$553.25  
Release the value of a mobile home, the North Whiteville Fire (50.00) and the Whiteville Rescue (8.70). The home was listed twice in error.

Release the Property Value in the name of Ravenel, Sarah Amount: \$0.00  
Value: \$19,460.00 Year: 2002 Account # 10-03544 Bill # 7149 Total \$17.88  
Release the balance of the user fee. The home is double listed in the name of Willie Edwards.

Release the Property Value in the name of Ravenel, Sarah Amount: \$112.79  
Value: \$15,450.00 Year: 2005 Account # 10-03544 Bill # 8225 Total \$214.47  
Release the value of a mobile home and the Columbus Rescue. The home is double listed in the name of Willie Edwards.

Release the Property Value in the name of Ravenel, Sarah Amount: \$138.45  
Value: \$17,750.00 Year: 2003 Account # 10-03544 Bill # 7839 Total \$243.20  
Release the value of a mobile home and the Columbus Rescue. The home is double listed in the name of Willie Edwards.

Release the Property Value in the name of Ravenel, Sarah Amount: \$128.93  
Value: \$16,530.00 Year: 2004 Account # 10-03544 Bill # 4119 Total \$219.24  
Release the value of a mobile home and the Columbus Rescue. The home is double listed in the name of Willie Edwards.

Release the Property Value in the name of Soles, Patricia A. Amount: \$299.92  
Value: \$36,800.00 Year: 2007 Account # 06-34543 Bill # 4670 Total \$537.08  
Release the value of a mobile home, the Yam City Fire (36.80) and Columbus Rescue (7.36). The home was repossessed in 2006.

Release the Property Value in the name of Ward, Homer A. Amount: \$8.15  
Value: \$1,000.00 Year: 2007 Account # 02-01581 Bill # 9994 Total \$201.35  
Release the value of a mobile home and the Columbus Rescue. The old mobile home was junked years ago.

Release the Property Value in the name of Waste Management of Carolinas Inc Amount: \$445.81  
Value: \$54,700.00 Year: 2007 Account # 01-05088 Bill # 7980 Total \$495.04  
Release the value of a building, the Brunswick Fire (38.29) and the Whiteville Rescue (10.94). The property was billed without the discovery penalty. We will have to rebill.

Release the Property Value in the name of Waste Management of Carolinas Inc Amount: \$355.68  
Value: \$45,600.00 Year: 2002 Account # 01-05088 Bill # 7975 Total \$396.72  
Release the value of a building, the Brunswick Fire (31.92) and the Whiteville Rescue (9.12). The property was billed without the discovery penalty. We will have to rebill.

Release the Property Value in the name of Waste Management of Carolinas Inc. Amount: \$355.68  
Value: \$45,600.00 Year: 2004 Account # 01-05088 Bill # 7977 Total \$396.72  
Release the value of a building, the Brunswick Fire (31.92) and the Whiteville Rescue (9.12). The property was billed without the discovery penalty. We will have to rebill.

Release the Property Value in the name of Waste Management of Carolinas Inc. Amount: \$399.31  
Value: \$54,700.00 Year: 2005 Account # 01-05088 Bill # 7978 Total \$448.54  
Release the value of a building, the Brunswick Fire (38.29) and Whiteville Rescue (10.94). The property was billed without the discovery penalty. We will have to rebill.

Release the Property Value in the name of Waste Management of Carolinas Inc. Amount: \$418.46  
Value: \$54,700.00 Year: 2006 Account # 01-05088 Bill # 7979 Total \$467.69  
Release the value of a building, the Brunswick Fire (38.29) and the Whiteville Rescue (10.94). The property was billed without the discovery penalty. We will have to rebill.

Release the Property Value in the name of Waste Management of Carolinas, Inc. Amount: \$355.68  
Value: \$45,600.00 Year: 2003 Account # 01-05088 Bill # 7976 Total \$396.72  
Release the value of a building, the Brunswick Fire (31.92) and the Whiteville Rescue (9.12). The property was billed without the discovery penalty. We will have to rebill.

Release the Property Value in the name of Williamson, Billy Amount: \$36.92  
Value: \$4,530.00 Year: 2007 Account # 12-29883 Bill # 2183 Total \$255.83  
Release the value of a mobile home, the Evergreen Fire (25.00) and Columbus Rescue (.91). Mr. Williamson has never owned this home.

Release the User Fee in the name of Boone, Marie Amount: \$0.00  
Value: \$0.00 Year: 2007 Account # 04-00970 Bill # 0668 Total \$106.00  
Release one of two user fees. One house is vacant and does not have a trash can.

Release the User Fee in the name of Cherry, John Amount: \$0.00  
Value: \$0.00 Year: 2007 Account # 11-01146 Bill # 4611 Total \$193.00  
Release user fee. House is vacant and does not have a trash can.

Release the User Fee in the name of Cox, Daniel H. Amount: \$0.00  
Value: \$0.00 Year: 2007 Account # 03-04157 Bill # 5938 Total \$193.00  
Release one of two user fees. House is vacant and does not have a trash can.

Release the User Fee in the name of Curtis, Robert Amount: \$0.00  
Value: \$0.00 Year: 2007 Account # 15-03910 Bill # 6519 Total \$193.00  
Release user fee. House vacant and trash can picked up in 2003.

Release the User Fee in the name of Grainger, Clinton Amount: \$0.00  
Value: \$0.00 Year: 2007 Account # 01-34360 Bill # 3693 Total \$212.00  
Release two of four user fees. Two units are vacant and do not have trash cans.

Release the User Fee in the name of Hinson, Annette Amount: \$0.00  
Value: \$0.00 Year: 2007 Account # 15-05738 Bill # 6571 Total \$193.00  
Release user fee. House is vacant and does not have a trash can.

Release the User Fee in the name of Nobles, Claris Amount: \$0.00

Value: \$0.00 Year: 2007 Account # 01-00361 Bill # 6658 Total \$318.00  
Release three of four user fees. Three units are vacant and do not have trash cans.

Release the User Fee in the name of Powell, Alaine Amount: \$0.00  
Value: \$0.00 Year: 2007 Account # 16-03244 Bill # 8716 Total \$193.00  
Release the user fee. Customer using a commercial hauler.

Release the User Fee in the name of Premiere Enterprises of Whiteville Amount: \$0.00  
Value: \$0.00 Year: 2007 Account # 01-72721 Bill # 9176 Total \$61.81  
Release a portion of the user fee. House burned and trash can picked up.

Release the User Fee in the name of Small, Thomas L. Amount: \$0.00  
Value: \$0.00 Year: 2007 Account # 06-33208 Bill # 3569 Total \$193.00  
Release user fee. House is vacant and does not have a trash can.

Release the User Fee in the name of Ward, Richard C. Amount: \$0.00  
Value: \$0.00 Year: 2007 Account # 01-00168 Bill # 0265 Total \$193.00  
Release the user fee. House is incomplete. No trash can here.

Release the User Fee in the name of Wilson, Rufus Sr. Amount: \$0.00  
Value: \$0.00 Year: 2007 Account # 15-39822 Bill # 2793 Total \$193.00  
Release user fee. House is vacant and does not have a trash can.

Release the User Fee in the name of Wright, Carl R. Amount: \$0.00  
Value: \$0.00 Year: 2007 Account # 09-03104 Bill # 3223 Total \$193.00  
Release the user fee. House is vacant and there is no trash can.

**D. Employment Agreement for William S. Clark:**

Commissioner Memory made a motion to approve the following Employment Agreement with William S. Clark, Columbus County Manager, seconded by Commissioner Norris. The motion passed unanimously.

NORTH CAROLINA )  
)  
COLUMBUS COUNTY ) **EMPLOYMENT AGREEMENT**

**THIS AGREEMENT**, made and entered into this the 1st day of February, 2008, by and between the County of Columbus, a political subdivision of the State of North Carolina, (hereinafter called "COUNTY"), as party of the first part, and William Clark, a citizen and resident of Columbus County, North Carolina, (hereinafter called "CLARK") as party of the second part, both of whom understands as follows:

**WITNESSETH:**

**WHEREAS**, COUNTY desires to employ the services of CLARK as County Manager of Columbus County (hereinafter "MANAGER"), as provided by North Carolina General Statute (hereinafter NCGS) 153A-81 (See attachment "A"); and

**WHEREAS**, it is the desire of the governing board of commissioners of COUNTY, (hereinafter called "BOARD") to provide certain benefits, to establish certain conditions of employment, and to set working conditions of CLARK; and

**WHEREAS**, CLARK desires to accept employment as MANAGER; and

**NOW THEREFORE**, in consideration of the mutual covenants herein contained, the parties agree as follows;

1. **SCOPE OF SERVICES**

CLARK shall perform the functions and duties specified in said NCGS 153A-82 (See attachment "B") and to perform other legally permissible and proper duties and functions as the BOARD shall from time to time assign. MANAGER shall have exclusive right to hire and terminate employees, except those specified by state statute to be appointed by the Board of Commissioners. Employees hired, suspended or terminated in the position of a department head

must be recommended by MANAGER to the BOARD and confirmed by the BOARD. MANAGER shall report each suspension or removal to the BOARD at BOARD'S first regular meeting following the suspension or removal.

2. **TERM OF AGREEMENT.**

- A. CLARK agrees to remain in the exclusive employment of COUNTY during the term of this Agreement.
- B. CLARK shall be employed for two (2) calendar years pursuant to this Agreement effective upon the date of signature by the Chairman of BOARD, subject to the terms of this Agreement as it relates to termination, resignation and suspension, such terms being set out herein.
- C.
  - 1. On the second anniversary of this Agreement, February 1, 2010, and on each subsequent anniversary, the term of this Agreement will automatically renew for one additional year.
  - 2. All renewals of this Agreement are subject to the terms of:
    - a. termination set out in paragraph 21 herein;
    - b. non-renewal set out in paragraph 2 herein; and
    - c. resignation set out in paragraph 4 herein.
- D. This Agreement may be terminated by non-renewal by either party providing written notice of non-renewal to the other party at least 30 days prior to any automatic renewal date.

3. **PAYMENT OF FEE**

For all services rendered by CLARK, COUNTY shall pay CLARK an annual base-salary of Eighty-Five Thousand Dollars (\$85,000.00), payable in monthly installments at the same time other COUNTY employees are paid. Salary payments shall be subject to all appropriate withholding and other applicable taxes.

4. **RESIGNATION**

In the event CLARK voluntarily wishes to resign his position with COUNTY before expiration of any term of his employment, then CLARK shall give BOARD thirty (30) calendar days notice in advance of his intention, unless the parties agree otherwise in writing.

5. **VEHICLE ALLOWANCE**

COUNTY recognizes that CLARK's duties require that he shall have and operate a vehicle while performing the duties required pursuant to this Agreement. Should CLARK choose to use his own vehicle for in-county duties, COUNTY will pay CLARK for his mileage at the then current-rate of mileage compensation at the rate established by the Internal Revenue Service (IRS). For compensation for mileage, CLARK shall present appropriate records of his mileage.

COUNTY shall provide CLARK with a suitable vehicle from the County fleet pool for all out-of-county duties. If a vehicle from the County fleet is not available, then COUNTY will pay CLARK for his mileage at the then current rate of mileage compensation at the rate established by the Internal Revenue Service (IRS). For compensation for mileage, CLARK shall present appropriate records of his mileage.

6. **EXPENSES**

It is anticipated that CLARK may incur reasonable expenses in conducting COUNTY business. COUNTY agrees to reimburse CLARK for all such expenses upon CLARK's periodic presentation of a properly authenticated account of such expenditures in accordance with the COUNTY Personnel Policy.

**7. BENEFITS**

- A. COUNTY agrees to provide CLARK all vision, dental and life insurance benefits as COUNTY makes available to its employees. CLARK will also receive vacation benefits of four (4) calendar weeks maximum per year to be taken at no more than two (2) consecutive calendar weeks in duration at any one time, sick leave and retirement benefits, including deferred compensation, and all other benefits available to COUNTY employees in accordance with the COUNTY Personnel Policy in effect at the time.
- B. COUNTY will contribute to CLARK's 401 (K) account in the same manner and rate as COUNTY contributes to other county employees' 401(K) accounts.

**8. EXCLUSIVE AGREEMENT**

This Agreement is exclusive. However, BOARD does reserve the right to contract with other employees or persons to perform same or similar duties during the duration of this Agreement. CLARK is exclusively bound to COUNTY, and is not free to pursue other private employment on either a full or part time basis.

**9. PERFORMANCE EVALUATION**

- A. BOARD shall review and evaluate the performance of CLARK every six (6) months. Said review and evaluation shall be in accordance with specific criteria developed by BOARD. Further, the Chairman of the BOARD shall provide CLARK with a summary written statement of the findings of BOARD and provide an adequately reasonable opportunity for CLARK to discuss his evaluation with BOARD. Such criteria includes, but is not limited to, the powers and duties of manager as listed in Attachment B, attached hereto and incorporated herein by reference.
- B. Annually, BOARD and CLARK shall define such goals and performance objectives that they determine necessary for the proper operation of COUNTY and in the attainment of the BOARD'S policy objectives and shall further establish a relative priority among those various goals and objectives, said goals and objectives are preferred to be reduced to writing. But this transcription is not required or necessary to the execution of this Agreement. These goals shall generally be attainable within the time limitations as specified and the annual operating and capital budgets and appropriations provided. A copy of the specific evaluation criteria to be used by the BOARD will be furnished to CLARK no less than three (3) months in advance of the evaluation date.

**10. INCREASES IN SALARY**

- A. At the end of the first year of this Agreement, provided the goals and objectives stated in paragraph 9 above are achieved, CLARK will receive a ten percent (10%) increase in base salary.
- B. After twelve (12) consecutive calendar months of continuous employment with COUNTY, CLARK will be entitled to receive Cost of Living increases as are made available to other COUNTY employees.

**11. PROFESSIONAL DEVELOPMENT**

In order to provide for the continued professional development of CLARK and for the advancement and/or benefit of COUNTY, COUNTY, within the discretion of the Board of County Commissioners, agrees to budget and pay for:

- A. The professional dues and subscriptions of CLARK necessary for his continuation and full participation in such national, regional, state and local associations and the organizations necessary and desirable for his continued professional participation and growth in the performance of his duties as County Manager;
- B. The travel and subsistence expenses of CLARK for professional and official travel, meetings and occasions adequate to continue the professional development of

CLARK and to pursue necessary official and other functions of and for COUNTY, including but not limited to, the annual conference of the International Management Association, the National and State Association of Counties, and such other national, regional, state and local government groups and committees thereof to which CLARK belongs, of which he is a member, or to which he renders service for his professional development as County Manager; and

- C. The travel and subsistence expenses of CLARK for short courses, institutes and seminars that are necessary for his professional development and/or for the benefit of COUNTY.

12. **SUBCONTRACTS.**

CLARK shall utilize no subcontractors for carrying out the services to be performed under this Agreement without the written approval of the COUNTY.

13. **BINDING EFFECT.**

This Agreement shall be binding upon the parties hereto, and their heirs, successors, executors, administrators and assigns.

14. **FURTHER ACTIONS.**

The parties will make and execute all further instruments and documents required to carry out the purposes and intent of this Agreement.

15. **INCLUSIVE TERMS.**

Use of the masculine herein shall include the feminine and neuter, and the singular shall include the plural.

16. **GOVERNING LAW.**

All of the terms and conditions contained herein shall be interpreted in accordance with the laws of the State of North Carolina.

17. **NOTICES.**

All notices required hereunder to be sent to either party shall be sent to the following designated addresses, or to such other address or addresses as may hereafter be designated by either party by mailing of written notice of such change of address, by Certified Mail, Return Receipt Requested:

**To COUNTY:**

Board of Commissioners  
Attention: Steven W. Fowler, Columbus County Attorney  
Administrative Building, 2nd Floor  
111 Washington Street  
Whiteville, North Carolina 28472

**To CLARK:**

County of Columbus  
Attention: William Clark, County Manager  
Administrative Building, 2nd Floor  
111 Washington Street  
Whiteville, NC 28472

18. **ASSIGNABILITY.**

It is mutually agreed by the parties hereto that this Agreement is not transferable and shall not be assigned by either party without the written consent of the other party to this Agreement.

19. **NONDISCRIMINATION.**

CLARK will take affirmative action not to discriminate against any employee or applicant for employment or otherwise illegally deny any person employment, because of race, creed, color, sex, age, disability, or national origin.

20. **NON-APPROPRIATION.**

All funds for payment by COUNTY under this Agreement are subject to the availability of any annual appropriation for this purpose by the BOARD. In the event of non-appropriation of funds by the BOARD for the services provided under this Agreement, COUNTY will terminate this Agreement, without termination charge or liability, on the last day of the then-current fiscal year or when the appropriation made for then-current year for the services/items covered by this Agreement is spent, whichever occurs first. If at any time funds are not appropriated for the continuance of this Agreement, cancellation shall be accepted by CLARK on thirty (30) days' prior written notice, but failure to give such notice shall be of no effect and COUNTY shall not be obligated under this Agreement beyond the date of termination.

21. **AMENDMENTS.**

This Agreement shall not be modified or otherwise amended except in writing signed by the parties.

22. **TERMINATION.**

- A. The parties acknowledge that CLARK serves at the pleasure of BOARD of the COUNTY and therefore may be dismissed without cause and without notice at any time.
- B. Notice of such termination shall be in writing and delivered by the U.S. Postal Service, certified, return receipt requested.
- C. Notice of such termination shall be effective upon placing notice of such termination with the U.S. Postal Service.
- D. BOARD agrees that should CLARK be terminated during the life of this Agreement, then CLARK shall be paid full salary ("SEVERANCE PAY") including benefits (accrued to date), travel and deferred compensation for a period of four (4) months following the effective date of termination in normal monthly increments, payable in the same manner and at the same time as other COUNTY employees are paid, Should CLARK be terminated after six (6) year of employment with the COUNTY the SEVERANCE PAY shall be increased to include one (1) additional month for each additional year of employment to COUNTY in excess of six (6) years.

23. **SUSPENSION**

- A. BOARD may suspend CLARK with full pay and benefits at any time, for any length of time, during the term of this Agreement.
- B. BOARD may suspend CLARK without pay and without benefits at any time, for any length of time, during the term of this Agreement only if:

A majority of the Board of the Columbus County Commissioners votes to suspend CLARK for just cause provided, however, that CLARK shall have been given written notice setting forth any charges at least ten (10) day prior by the Board members bringing such charges. Just cause shall be defined as grossly inefficient job performance, or unacceptable personal conduct.

24. **INDEMNIFICATION and BONDING**

In addition to that required under state and federal law, COUNTY shall defend, hold harmless and indemnify CLARK against any tort, professional liability claim or demand or other legal action initiated by an non-COUNTY-related third party against CLARK, arising out of any alleged act(s) or omission(s) occurring in the performance of CLARK'S duties as MANAGER. COUNTY will compromise or settle any such claim(s) or suit(s) and pay the amount of any settlement or judgment rendered thereon as permitted by law.

COUNTY shall pay all cost of any fidelity or other bond required by COUNTY under any law or regulation.

25. **INSURANCE**

COUNTY will provide CLARK with general liability insurance coverage through the NCACC Liability and Property Pool insurance policy, administered by North Carolina Association of County Commissioners Risk Management Agency.

26. **ENTIRE AGREEMENT.**

This Agreement constitutes the entire understanding between the parties and supersedes all prior and independent agreements between the parties covering the subject matter hereof. Any change or modification of this Agreement must be in writing signed by both parties.

**IN WITNESS WHEREOF**, the parties hereto have caused the execution of the foregoing instrument, by authority duly given and in duplicate originals, all on the day and year first above written.

**COLUMBUS COUNTY COMMISSIONERS**

By: /s/ James Prevatte, Chairman  
Columbus County Commissioners  
02-01-08  
Date of Chairman's signature

Attested by:  
/s/ June B. Hall  
Clerk to the Board

COUNTY SEAL

/s/ William S. Clark

**STATE OF NORTH CAROLINA  
COUNTY OF COLUMBUS**

This 1st day of February, 2008, personally came before me, Paulette A. Varnam, a Notary Public of Brunswick County, June B. Hall, who being by me duly sworn, says that she knows the official seal of the Board of Commissioners of Columbus County, and is acquainted with James Prevatte, who is Chairman of said Board of Commissioners of Columbus County, and that she, the said June B. Hall, is the Clerk of the said Board of Commissioners of Columbus County, and saw the Chairman sign the foregoing instrument, and saw the said official seal of said Board of Commissioners of Columbus County affixed to the said instrument in the presence of said Chairman of said Board of Commissioners of Columbus County, all by order of said Board.

**WITNESS** my hand and official seal or stamp, this the 1st day of February, 2008.

/s/ Paulette A. Varnam  
NOTARY PUBLIC

My Commission Expires: 08-18-2012

**STATE OF NORTH CAROLINA  
COUNTY OF COLUMBUS**

I, Paulette A. Varnam, a notary of Brunswick County, North Carolina do certify that on this 1st day of February, 2008, before me personally appeared William Clark (personally known to me) to be the person whose name is signed on the preceding or attached record, and acknowledged to me that he signed it voluntarily for its stated purpose.

Witness my hand and official seal or stamp, this the 1st day of February, 2008.

/s/ Paulette A. Varnam  
NOTARY PUBLIC

My Commission Expires: 08-18-2012.

Approved as to form:

/s/ Steven W. Fowler  
County Attorney, Steven W. Fowler

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

/s/ Leo Hunt  
County Interim Finance Officer

## ATTACHMENT "A"

### § 153A 81. Adoption of county manager plan; appointment or designation of manager.

The board of commissioners may by resolution adopt or discontinue the county manager plan. If it adopts the county manager plan, the board may, in the alternative:

- (1) Appoint a county manager to serve at its pleasure. The manager shall be appointed solely on the basis of his executive and administrative qualifications. He need not be a resident of the county or the State at the time of his appointment.
- (2) Confer upon the chairman or some other member of the board of commissioners the duties of county manager. If this is done, the chairman or member shall become a full time county official, and the board may increase his salary pursuant to G.S. 153A 28.
- (3) Confer upon any other officer, employee, or agent of the county the duties of county manager.

As used in this Part, the word "manager" includes the chairman or any member of the board of commissioners exercising the duties of manager or any officer, employee, or agent of a county exercising the duties of manager. (1927, c. 91, ss. 5, 8; 1973, c. 822, s. 1.)

## ATTACHMENT "B"

### § 153A 82. Powers and duties of manager.

The manager is the chief administrator of county government. He is responsible to the board of commissioners for the administration of all departments of county government under the board's general control and has the following powers and duties:

- (1) He shall appoint with the approval of the board of commissioners and suspend or remove all county officers, employees, and agents except those who are elected by the people or whose appointment is otherwise provided for by law. The board may by resolution permit the manager to appoint officers, employees, and agents without first securing the board's approval. The manager shall make his appointments, suspensions, and removals in accordance with any general personnel rules, regulations, policies, or ordinances that the board may adopt. The board may require the manager to report each suspension or removal to the board at the board's first regular meeting following the suspension or removal; and, if the board has permitted the manager to make appointments without board approval, the board may require the manager to report each appointment to the board at the board's first regular meeting following the appointment.
- (2) He shall direct and supervise the administration of all county offices, departments, boards, commissions and agencies under the general control of the board of commissioners, subject to the general direction and control of the board.
- (3) He shall attend all meetings of the board of commissioners and recommend any measures that he considers expedient.
- (4) He shall see that the orders, ordinances, resolutions, and regulations of the board of commissioners are faithfully executed within the county.
- (5) He shall prepare and submit the annual budget and capital program to the board of commissioners.
- (6) He shall annually submit to the board of commissioners and make available to the public a

complete report on the finances and administrative activities of the county as of the end of the fiscal year.

- (7) He shall make any other reports that the board of commissioners may require concerning the operations of county offices, departments, boards, commissions, and agencies.
- (8) He shall perform any other duties that may be required or authorized by the board of commissioners. (1927, c. 91, ss. 6, 7; 1973, c. 822, s. 1.)

**Agenda Item 21: COMMENTS:**

Chairman Prevatte opened the floor for any comments. The following people spoke.

**A. Department Heads:**

1. **Carol Worrell:** stated the following:
  - a. I will not be here for the Budget process this year;
  - b. I do not recommend that you agree with Chadbourn's request; **and**
  - c. The Parks and Recreation budget was cut for the same amount that it would cost to do what they are asking.
2. **Stuart Carroll:** The rain has hindered the work on the Government Complex Road, but the Department of Transportation is ready to start as soon as the weather permits.

**B. Board of Commissioners:**

1. **Commissioner Jacobs:** we need to make sure the Quarter Cent Sales Tax is on the voting ballot in November, and we need to address this issue at our next meeting.

**MOTION:**

Commissioner Jacobs made a motion for the Clerk to the Board to prepare the required Resolution for the Quarter Cent Sales Tax to be placed on the November, 2008 Ballot for the March 03, 2008 Board Meeting, seconded by Commissioner Norris. The motion passed unanimously.

2. **Commissioner Bullard:** stated the following:
  - a. We have received information from the County Attorney relative to the Sewer Project in the western end of Columbus County;
  - b. We need to schedule a workshop to discuss this Sewer Project; **and**
  - c. Al Leonard and Leroy Sellers need to be included in this workshop.

**MOTION:**

Commissioner Bullard made a motion for the Clerk to the Board to poll the Board members and schedule a workshop to discuss the Western Sewer Project, seconded by Commissioner Gore. The motion passed unanimously.

3. **Commissioner McKenzie:** I would like to reiterate how important it is for all of us to encourage our neighbors to hook up to the County water system.
4. **Commissioner Gore:** I would like an update on the Bicentennial committee to be scheduled in the near future.
5. **Chairman Prevatte:** I have received an e-mail relative to two (2) dates that Whiteville City Schools are recommending for our meeting with them. The two (2) dates are March 17, 2008, at 5:00 P.M., and March 20, 2008, at 6:30 P.M. I would like for the Clerk to the Board to poll the Board members and establish the date the majority favors for this meeting.



**COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V**  
**COMBINATION BOARD MEETING**  
**Monday, February 18, 2008**  
**7:49 P.M.**

The Honorable Columbus County Commissioners met on the above stated date and at the above stated time in the Dempsey B. Herring Courthouse Annex Building, located at 112 West Smith Street, Whiteville, North Carolina, to act as the Columbus County Water and Sewer Districts I, II, III IV and V Board.

**COMMISSIONERS PRESENT:**

James E. Prevatte, **Chairman**  
 Bill Memory, **Vice Chairman**  
 Amon E. McKenzie  
 Sammie Jacobs  
 Lynwood Norris  
 Ricky Bullard  
 Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
 Steven W. Fowler, **County Attorney**  
 June B. Hall, **Clerk to Board**  
 Bobbie Faircloth, **Deputy Finance Officer**

**APPOINTEE ABSENT:**

Leo Hunt, **Interim Finance Officer**

**MEETING CALLED TO ORDER:**

At 7:49 P.M., Chairman Prevatte called the Columbus County Water and Sewer Districts I, II, III , IV and V **Combination** Board Meeting to order.

**Agenda Item 16: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V BOARD MEETING - APPROVAL of ADJUSTMENTS to WATER BILLS:**

Leroy Sellers, Public Utilities Director, requested Board approval of the following adjustments to the January, 2008 monthly water bills for Columbus County Water and Sewer District I.

<b>DATE</b>	<b>ACCOUNT #</b>	<b>ACCOUNT NAME</b>	<b>AMOUNT OF ADJUSTMENT</b>	<b>REASON FOR ADJUSTMENT</b>
1/2/2008	405037	NICHOLAS BUFFKIN	11.20-	BILLING ERROR
1/3/2008	400440.00 92	CALVIN KEISLER	9.80-	BILLING ERROR
1/4/2008	400440.00 92	CALVIN KEISLER	29.00+	CREDIT REFUNDED
1/4/2008	201370	DONALD WILLIAMS	813.00-	METER READ WRONG
1/4/2008	201370	DONALD WILLIAMS	25.00+	MANUAL BILL
1/4/2008	201370	DONALD WILLIAMS	75.00+	METER BOX REPLACEMENT
1/4/2008	201370	DONALD WILLIAMS	25.00+	LABOR TO INSTALL BOX
1/4/2008	201370	DONALD WILLIAMS	100.00+	TAMPERING FEE
1/8/2008	400600.00 98	RICKY SPIVEY	336.00-	METER READ WRONG
1/11/2008	404550	DALE WARD	5.00-	PENALTY WAIVED
1/11/2008	404550	DALE WARD	48.00-	METER READ WRONG
1/16/2008	200600	SARAH NUMEZ	29.00+	MANUAL BILL
1/16/2008	401100	JONATHAN COKER	29.00+	MANUAL BILL
1/16/2008	100562	KELLY SOLES	34.00+	MANUAL BILL
1/18/2008	300900	MICHEAL STANLEY	100.00+	METER TAMPERING
1/22/2008	303410	PATRICIA FIPPS	5.00-	PENALTY WAIVED

# 249

1/22/2008	104480	US POSTAL SERVICE	5.00-	PENALTY WAIVED
1/22/2008	207160	MILLER BROS PROD.	12.00-	METER READ WRONG
1/23/2008	207065	ERNESTINE GALLOWAY	30.00-	CUT OFF FEE WAIVED
1/23/2008	400490	CHARLES HARDEE	30.00-	CUT OFF FEE WAIVED
1/23/2008	401950	DANIEL HINSON	4.00-	METER READ WRONG
<b>TOTAL:</b>			<b>\$(863.00)</b>	

Commissioner McKenzie made a motion to approve the adjustments to the monthly water bills for the month of January, 2008, seconded by Commissioner Gore. The motion passed unanimously.

## **ADJOURNMENT:**

At 7:59 P.M., Commissioner Jacobs made a motion to adjourn, seconded by Commissioner Norris. The motion unanimously passed.

## **APPROVED:**

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**JUNE B. HALL, Clerk to Board**

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**JAMES E. PREVATTE, Chairman**

**COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V  
COMBINATION BOARD MEETING**

**Monday, February 18, 2008  
7:49 P.M.**

The Honorable Columbus County Commissioners met on the above stated date and at the above stated time in the Dempsey B. Herring Courthouse Annex Building, located at 112 West Smith Street, Whiteville, North Carolina, to act as the Columbus County Water and Sewer Districts I, II, III IV and V Board.

**COMMISSIONERS PRESENT:**

James E. Prevatte, **Chairman**  
Bill Memory, **Vice Chairman**  
Amon E. McKenzie  
Sammie Jacobs  
Lynwood Norris  
Ricky Bullard  
Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
Steven W. Fowler, **County Attorney**  
June B. Hall, **Clerk to Board**  
Bobbie Faircloth, **Deputy Finance Officer**

**APPOINTEE ABSENT:**

Leo Hunt, **Interim Finance Officer**

**MEETING CALLED TO ORDER:**

At 7:49 P.M., Chairman Prevatte called the Columbus County Water and Sewer Districts I, II, III , IV and V **Combination** Board Meeting to order.

**Agenda Item 16: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V BOARD MEETING - APPROVAL of ADJUSTMENTS to WATER BILLS:**

Leroy Sellers, Public Utilities Director, requested Board approval of the following adjustments to the January, 2008 monthly water bills for Columbus County Water and Sewer District II.

<b>DATE</b>	<b>ACCOUNT #</b>	<b>ACCOUNT NAME</b>	<b>AMOUNT OF ADJUSTMENT</b>	<b>REASON FOR ADJUSTMENT</b>
1/2/2008	1322920	H.G. WILLIAMSON	25.00+	DISCONNECT FEE
1/3/2008	141600	OTTO MCKENZIE	41.00+	MANUAL BILL
1/3/2008	132830	CYNTHIA TYREE	19.17-	BILLING ERROR
1/3/2008	110380	JEFFERY CARLAND	23.33-	BILLING ERROR
1/4/2008	132830.00 98	CYNTHIA TYREE	50.00+	CREDIT REFUNDED
1/4/2008	110830	JEFFERY CARLAND	50.00+	CREDIT REFUNDED
1/4/2008	120460	OSCAR YRIBE	9.00+	CREDIT REFUNDED
1/4/2008	142550	PAUL PRICE	25.00+	CREDIT REFUNDED
1/4/2008	132765	WAYLAND WILLIAMS	100.00+	MANUAL TAP FEE
1/4/2008	111088	CATHERINE BROWN	100.00+	MANUAL TAP FEE
1/7/2008	110880.00 98	GARLAND WILLIAMSON	24.00-	METER READ WRONG
1/10/2008	110960.00 98	ELTON BOWEN	4.00-	METER READ WRONG
1/11/2008	132964	RONNIE BUFFKIN	25.00+	DISCONNECT FEE
1/14/2008	143065	JACQUELINE WOOTEN	29.00+	MANUAL BILL
1/16/2008	132380	DENISE WILLIAMSON	25.00+	MANUAL BILL
1/14/2008	140550	MICHELLE CARYLE	25.00-	METER READ WRONG
1/17/2008	130190	PATRICIA NEALEY	41.00+	MANUAL BILL

1/18/2008	110760	TOMMY HAMMONDS	100.00+	METER TAMPERING
1/18/2008	110930	DEBORAH HIGH	50.00+	METER TAMPERING
1/18/2008	130028	EVEYN WILLIAMS	27.00-	CUSTOMER LEAK
1/22/2008	140550	MICHELLE CARLYLE	10.00-	METER READ WRONG
1/22/2008	111345	PATRICIA MCCARN	12.00-	METER READ WRONG
1/22/2008	111840	MARY C SMITH	8.00-	METER READ WRONG
1/22/2008	143800	BETTY TURNER	20.00-	METER READ WRONG
1/22/2008	110760	TOMMY HAMMONDS	100.00+	METER TAMPERING
1/23/2008	111088	CATHERINE BROWN	30.00-	CUT OFF FEE WAIVED
1/23/2008	111351	ELLEN ANDERSON	25.00+	MANUAL BILL
1/23/2008	144045	RICKEY LEWIS	41.00+	MANUAL BILL
1/23/2008	143966	COL CO SOLID WASTE	35.00-	PEN & CUTOFF WAIVED
1/23/2008	141880	FRANK HEMINGWAY	25.00+	MANUAL BILL
1/28/2008	110060	ZONEL CONNER	50.00+	METER TAMPERING
1/28/2008	142198	JAMES THOMPSON	100.00+	METER TAMPERING
1/28/2008	110060	ZONEL CONNER	5.00-	PENALTY WAIVED(PER RICKY BULLARD)
1/28/2008	110060	ZONEL CONNER	30.00-	C U T O F F F E E WAIVED(PER RICKY BULLARD)
1/28/2007	110060	ZONEL CONNER	50.00-	T A M P E R I N G F E E WAIVED (PER RICKY BULLARD)
1/28/2008	140345	JEFF GUYTON	100.00+	METER TAMPERING
<b>TOTAL:</b>			<b>\$763.50</b>	

Commissioner McKenzie made a motion to approve the adjustments to the monthly water bills for the month of January, 2008, seconded by Commissioner Gore. The motion passed unanimously.

**Agenda Item #18: UPDATE on COLUMBUS COUNTY WATER and SEWER DISTRICTS II and III:**

Bobbie Faircloth, Deputy Finance Officer, delivered the following update to the Board on the financial status of these two (2) districts.

1. The Comparative Income Statement show a slight profit for this district;
2. Keep in mind the General Fund has covered the indirect cost for this district since the inception;
3. Water District II owes the County \$425,751.00 for Debt Service payment in FY 2003-2004;
4. It is my recommendation that Water District II make a payment of \$141,917.00 to the General Fund for three (3) years; **and**
5. Start a Capital Reserve Fund for the purpose of replacing materials and equipment as needed.

**ADJOURNMENT:**

At 7:59 P.M., Commissioner Jacobs made a motion to adjourn, seconded by Commissioner Norris. The motion unanimously passed.

**APPROVED:**

**JUNE B. HALL, Clerk to Board**

**JAMES E. PREVATTE, Chairman**

**COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V  
COMBINATION BOARD MEETING  
Monday, February 18, 2008  
7:49 P.M.**

The Honorable Columbus County Commissioners met on the above stated date and at the above stated time in the Dempsey B. Herring Courthouse Annex Building, located at 112 West Smith Street, Whiteville, North Carolina, to act as the Columbus County Water and Sewer Districts I, II, III IV and V Board.

**COMMISSIONERS PRESENT:**

James E. Prevatte, **Chairman**  
Bill Memory, **Vice Chairman**  
Amon E. McKenzie  
Sammie Jacobs  
Lynwood Norris  
Ricky Bullard  
Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
Steven W. Fowler, **County Attorney**  
June B. Hall, **Clerk to Board**  
Bobbie Faircloth, **Deputy Finance Officer**

**APPOINTEE ABSENT:**

Leo Hunt, **Interim Finance Officer**

**MEETING CALLED TO ORDER:**

At 7:49 P.M., Chairman Prevatte called the Columbus County Water and Sewer Districts I, II, III , IV and V **Combination** Board Meeting to order.

**Agenda Item 16: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V BOARD MEETING - APPROVAL of ADJUSTMENTS to WATER BILLS:**

Leroy Sellers, Public Utilities Director, requested Board approval of the following adjustments to the January, 2008 monthly water bills for Columbus County Water and Sewer District III.

<b>DATE</b>	<b>ACCOUNT #</b>	<b>ACCOUNT NAME</b>	<b>AMOUNT OF ADJUSTMENT</b>	<b>REASON FOR ADJUSTMENT</b>
1/2/2008	340045.00 97	DIANE VITALE	35.00-	METER READ WRONG
1/2/2008	341632	EARL DUNCAN	110.00-	HIGH READING
1/2/2008	331228	BRETT HARWOOD	30.00-	CUT OFF FEE WAIVED
1/4/2008	380520	WILLIAM MURPHEY	8.00-	METER READ WRONG
1/4/2008	370758	ALFONZA ELLIS	100.00+	MANUAL TAP FEE
1/4/2008	370758	ALFONZA ELLIS	29.00+	MANUAL BILL
1/4/2008	341197	MARGIE MCKIVER	100.00+	MANUAL TAP FEE
1/4/2008	370040.00 98	RONALD FISHER	5.00-	PENALTY WAIVED
1/4/2008	370040.0098	RONALD FISHER	8.00-	METER READ WRONG
1/4/2008	350640.00 93	CHRISTINE MAYO	85.00-	BILLING ERROR
1/8/2008	370515	CARRIE T. ALLEN	25.00+	DISCONNECT FEE
1/10/2008	380315	COL. CHARTER SCHOOL	452.00-	METER READ WRONG
1/14/2008	330660	MICHEAL CREECH	25.00+	DISCONNECT FEE
1/22/2008	380370	KEISHA BEST	25.00-	BILLING ERROR
1/23/2008	340390	ANDREW INMAN	4.00-	METER READ WRONG
1/28/2008	330735	J E BARNHILL	50.00+	METER TAMPERING
1/28/2008	330140	SHIRLEY HAYNES	50.00+	METER TAMPERING

1/29/2008	341197	MARGIE MCKIVER	5.00-	PENALTY WAIVED
1/29/2008	341197	MARGIE MCKIVER	30.00-	CUT OFF FEE WAIVED
<b>TOTAL:</b>			<b>\$(418.00)</b>	

Commissioner McKenzie made a motion to approve the adjustments to the monthly water bills for the month of January, 2008, seconded by Commissioner Gore. The motion passed unanimously.

**Agenda Item #18: UPDATE on COLUMBUS COUNTY WATER and SEWER DISTRICTS II and III:**

Bobbie Faircloth, Deputy Finance Officer, delivered the following update to the Board on the financial status of these two (2) districts.

1. The Comparative Income Statement shows a slight profit for this district;
2. Keep in mind the General Fund has covered the indirect cost for this district since the inception;
3. Water District III owes the County \$318,845.00 for Debt Service payment in FY 2003-2004;
4. It is my recommendation that Water District III make a payment of \$106,281.67 to the General Fund for three (3) years; **and**
5. Start a Capital Reserve Fund for the purpose of replacing materials and equipment as needed.

**ADJOURNMENT:**

At 7:59 P.M., Commissioner Jacobs made a motion to adjourn, seconded by Commissioner Norris. The motion unanimously passed.

**APPROVED:**

\_\_\_\_\_  
**JUNE B. HALL, Clerk to Board**

\_\_\_\_\_  
**JAMES E. PREVATTE, Chairman**

**COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V  
COMBINATION BOARD MEETING  
Monday, February 18, 2008  
7:49 P.M.**

The Honorable Columbus County Commissioners met on the above stated date and at the above stated time in the Dempsey B. Herring Courthouse Annex Building, located at 112 West Smith Street, Whiteville, North Carolina, to act as the Columbus County Water and Sewer Districts I, II, III IV and V Board.

**COMMISSIONERS PRESENT:**

James E. Prevatte, **Chairman**  
Bill Memory, **Vice Chairman**  
Amon E. McKenzie  
Sammie Jacobs  
Lynwood Norris  
Ricky Bullard  
Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
Steven W. Fowler, **County Attorney**  
June B. Hall, **Clerk to Board**  
Bobbie Faircloth, **Deputy Finance Officer**

**APPOINTEE ABSENT:**

Leo Hunt, **Interim Finance Officer**

**MEETING CALLED TO ORDER:**

At 7:49 P.M., Chairman Prevatte called the Columbus County Water and Sewer Districts I, II, III , IV and V **Combination** Board Meeting to order.

**Agenda Item 16: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V BOARD MEETING - APPROVAL of ADJUSTMENTS to WATER BILLS:**

Leroy Sellers, Public Utilities Director, requested Board approval of the following adjustments to the January, 2008 monthly water bills for Columbus County Water and Sewer District IV.

<b>DATE</b>	<b>ACCOUNT #</b>	<b>ACCOUNT NAME</b>	<b>AMOUNT OF ADJUSTMENT</b>	<b>REASON FOR ADJUSTMENT</b>
1/3/2008	410360	Charles K. Willimason	21.00	Manual Bill
1/4/2008	410630.00.96	Moneika Jones	50.00	Credit Refunded
<b>TOTAL:</b>			<b>\$71.00</b>	

Commissioner McKenzie made a motion to approve the adjustments to the monthly water bills for the month of January, 2008, seconded by Commissioner Gore. The motion passed unanimously.



**COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V**  
**COMBINATION BOARD MEETING**  
**Monday, February 18, 2008**  
**7:49 P.M.**

The Honorable Columbus County Commissioners met on the above stated date and at the above stated time in the Dempsey B. Herring Courthouse Annex Building, located at 112 West Smith Street, Whiteville, North Carolina, to act as the Columbus County Water and Sewer Districts I, II, III IV and V Board.

**COMMISSIONERS PRESENT:**

James E. Prevatte, **Chairman**  
 Bill Memory, **Vice Chairman**  
 Amon E. McKenzie  
 Sammie Jacobs  
 Lynwood Norris  
 Ricky Bullard  
 Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
 Steven W. Fowler, **County Attorney**  
 June B. Hall, **Clerk to Board**  
 Bobbie Faircloth, **Deputy Finance Officer**

**APPOINTEE ABSENT:**

Leo Hunt, **Interim Finance Officer**

**MEETING CALLED TO ORDER:**

At 7:49 P.M., Chairman Prevatte called the Columbus County Water and Sewer Districts I, II, III , IV and V **Combination** Board Meeting to order.

**Agenda Item 16: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V BOARD MEETING - APPROVAL of ADJUSTMENTS to WATER BILLS:**

Leroy Sellers, Public Utilities Director, requested Board approval of the following adjustments to the January, 2008 monthly water bills for Columbus County Water and Sewer District V.

<b>DATE</b>	<b>ACCOUNT #</b>	<b>ACCOUNT NAME</b>	<b>AMOUNT OF ADJUSTMENT</b>	<b>REASON FOR ADJUSTMENT</b>
1/2/2008	709500	Lena Todd	16.00-	Meter Read Wrong
1/8/2008	706200	Ricky Martin	5.00-	Penalty Waived
1/8/2008	706200	Ricky Martin	172.00-	Billing Error
1/23/2008	703500	Leigh A. Ward	21.00	Manual Bill
<b>TOTAL:</b>			<b>\$(272.00)</b>	

Commissioner McKenzie made a motion to approve the adjustments to the monthly water bills for the month of January, 2008, seconded by Commissioner Gore. The motion passed unanimously.

**Agenda Item #17: COLUMBUS COUNTY WATER and SEWER DISTRICT V - APPROVAL of TWO (2) CHANGE ORDERS, CONTRACT 1 - T.A. LOVING and CONTRACT 2 - McCLAM AND ASSOCIATES:**

\_\_\_\_\_ Adam Kiker, Engineer with Hobbs, Upchurch and Associates, requested Board approval of the following two (2) Change Orders:

**Change Order #1:                    Contract 1 = T.A. Loving Company                    \$472,387.50 +  
(Addition of Reeves Ferry Road, Manley Smith Road, Gores Chapel Road, a short leg of NC 904 towards Brunswick County, and a 4" meter vault assembly on Walter Todd Road)**

**Change Order #2:                    Contract 2 = McClam and Associates, Inc.                    \$175,629.80+  
(Addition of Wright Road and a master meter vault at the booster pump station site)**

Commissioner Norris made a motion to approve Change Order Number 1 to Contract 1, T.A. Loving Company, for an additional \$472,387.50, and Change Order Number 2 to Contract 2, McClam and Associates, Incorporated, for an additional \$175,629.80, seconded by Commissioner Gore. The motion passed unanimously.

**ADJOURNMENT:**

At 7:59 P.M., Commissioner Jacobs made a motion to adjourn, seconded by Commissioner Norris. The motion unanimously passed.

**APPROVED:**

\_\_\_\_\_  
**JUNE B. HALL, Clerk to Board**

\_\_\_\_\_  
**JAMES E. PREVATTE, Chairman**