

## COLUMBUS COUNTY BOARD OF COMMISSIONERS

May 18, 2009

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**  
 Ricky Bullard, **Vice Chairman**  
 Amon E. McKenzie  
 Giles E. Byrd  
 Edwin Russ  
 Lynwood Norris  
 Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
 Terri L. Martin, **Interim County Attorney**  
 June B. Hall, **Clerk to Board**  
 Bobbie Faircloth, **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 May 18, 2009 Columbus County Board of Commissioners Regular Session Meeting to order. The invocation was delivered by Commissioner Giles E. Byrd. Everyone in attendance stood and pledged Allegiance to the Flag of the United States of America, which was led by Vice Chairman Ricky Bullard.

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

Commissioner Norris made a motion to approve the May 04, 2009 Regular Session Board Meeting Minutes, as recorded, seconded by Commissioner Gore. The motion unanimously passed.

**Agenda Item #5: PUBLIC INPUT:**

Chairman Prevatte opened the floor for public input. The following spoke.

1. **Gene F. McNeil (Private Citizen):** stated the following:
  - A. I appreciate the opportunity to speak before the Board of County Commissioners;
  - B. I am concerned about the Riegelwood partnership that is listed on the Agenda;
  - C. When we were trying to get this water district up and running, we asked the Riegelwood Sanitary District to be a part of this district and they did not want to be;
  - D. When I am approached by the citizens of this district, I need the most up-to-date and accurate information that is available to be able to share this with them, and not mislead them in any way; **and**
  - E. This has been a long and difficult process, and I am requesting an update on the status of Water District IV.

**Chairman Prevatte** thanked Mr. McNeil for all the hard work he was doing to make Water District IV a reality, and requested that Kip McClary, Public Utilities Director, present an update.

**Kip McClary** stated the following:

- A. We are holding a Pre-Bid Conference tomorrow, May 19, 2009, at 10:30 A.M., for all the contractors that are interested in bidding on this project;
- B. We will open bids on May 27, 2009, at 2:30 P.M.;
- C. On June 01, 2009, the bids will be presented to the Columbus County Board of Commissioners, and hopefully, the contract will be awarded.

**Commissioner Byrd** stated the following:

- A. Riegelwood Sanitary District is requesting an emergency connection which will only be used in emergencies;
- B. They are experiencing water problems from International Paper Company; **and**
- C. They will not be an active part of this water District.

**Agenda Item #6: BUDGET - PRESENTATION of PROPOSED 2009 - 2010 COLUMBUS COUNTY OPERATING BUDGET and CALL for PUBLIC HEARING:**

William S. Clark, County Manager, presented the following 2009 - 2010 Proposed Operating Budget Letter, and requested the Board to establish June 01, 2009 as the date for a Public Hearing on the same.

**B U D G E T M E S S A G E**

**TO:** Mr. James Prevatte, Chairman  
Columbus County Board of Commissioners

**FROM:** William S. Clark  
Columbus County Manager

**DATE:** May 18, 2009

**RE:** Columbus County Fiscal Year 2009-2010 Budget Message

**Overview**

The Proposed Budget for fiscal year 2009-2010 is presented in accordance with the North Carolina Budget and Fiscal Control Act, North Carolina General Statute 153A-82. North Carolina law states that a balanced budget must be publicly presented by June 1 and a balanced budget adopted by June 30. We are pleased to present a budget that is balanced without a property tax increase. And in these challenging economic times, we are also pleased to propose no decrease in services and no staff reductions.

The Medicaid swap was again a critical factor in balancing our budget. While our Medicaid appropriation was reduced by approximately \$3.7 million dollars, the Sales Use Tax is projected to decrease \$2.5 million from the previous year due to the elimination of Article 44 beginning October 1, 2009, and the economic downturn.

Our healthcare provider proposed a 16% increase in employee health care premiums for the next fiscal year. However, by bidding insurance out, employee health care premiums will increase only 4% resulting in savings of approximately \$466,348.

Our county is also saving \$314,000 on our General Liability, Property, and Workers Compensation insurance premiums. These insurances were bid out again this year.

As noted below, general fund and total budget appropriations decreased from the 2008-2009 fiscal year.

<b>2009-2010 General Fund</b>	<b>2008-2009 General Fund</b>	<b>Decreased Dollars</b>	<b>%</b>
\$48,320,307	\$53,975,572	\$5,655,265	(11.7%)
<b>2008-2009 Total Budget</b>	<b>2007-2008 Total Budget</b>	<b>Decreased Dollars</b>	
\$68,183,369	\$75,307,823	\$7,124,454	(10.45%)

**Employee COLA Adjustments, 401K, and Insurance Premiums**

There is no COLA recommendation in the proposed budget. However, a 401-K contribution of 1% has been budgeted again this year. It is important to note that I would strongly recommend reviewing our budget within six months to determine if we can afford any salary adjustments at that time. Effective July 1, Cigna will become the county's health care insurance provider if approved by the Board. As stated previously, insurance premiums will increase by 4% instead of the 16% proposed by Blue Cross/Blue Shield. Hospital deductibles, physician and prescription co-pays change under both proposals.

**Personnel Increases**

A freeze on new positions remains in effect.

**Enterprise Funds**

Solid Waste – Solid Waste fees are proposed as follows:

	<b>2009/2010</b>	<b>2008/2009</b>
Regular Tipping Fees	56.76/ton*	55.45/ton
LCID Tipping Fees	39.93/ton	38.96/ton

Solid Waste User Fees:                   A) County Residents     \$210.00/year (Increase of \$10.00)  
   B) Municipal Residents   \$123.00/year (Increase of \$10.00)

Tipping fee increases are necessary to offset a proposed CPI increase by Waste Management effective January 1, 2010. \*Also included in the tipping fees increase is a \$2.93 per ton solid waste disposal tax. \$2.00 of this tax was mandated by the Solid Waste Management Act of 2007 for cleanup of old landfills sites and to strengthen environmental standards for new landfills. The additional 0.93 cents is for administrative fees charged by the county's garbage recipient in Sampson County.

**Water District I** –No rate change. Water District I's revenues are sufficient to pay its expenditures. The minimum charge for the first 2,000 gallons is \$21.00 and \$4.00 per thousand gallons for all usage over the first 2,000 gallons will remain the same as the previous year.

**Water District II** – No rate change. A flat rate fee of \$25.00 for the first 2,000 gallons and \$4.00 per thousand gallons over the first 2,000 gallons is again recommended. The special district tax of 7 cents (projected at \$244,000) is proposed to help pay the projected debt service of approximately \$425,552 for fiscal year 2009-2010. Approximately 600 additional customers are needed to eliminate this tax.

**Water District III** – No rate change. A flat rate of \$25.00 for the first 2,000 gallons and \$4.00 per thousand gallons is again recommended. The special district tax rate of 11 cents (approximately \$217,000) is again proposed to fund the projected debt service of \$318,000. Approximately 550 additional customers are needed to eliminate this tax.

**Water District IV** – No rate change. Rates in Water District IV are again proposed at the current rate of a \$24 minimum fee, and \$4.00 per thousand for all usage over the first 2,000 gallons.

**Water District V** – No rate change. Rates in Water District V are again proposed at the current \$21 minimum fee and \$4.00 per thousand for usage over the first 2000 gallons.

#### **Additional Sources of Revenue**

Ad-valorem Property Tax Collections – Tax collections are calculated based on a collection rate of 96%, at the current rate of 81.5 cents per \$100.

Transfers from Other Departments to the General Fund – Total transfers to the General Fund from other departments are as follows:

\$ 79,642 - Health Department	\$ 16,095 - WD I	\$ 104,777 - WD II
\$ 91,250 - WD III	\$ 3,737 - WD IV	\$ 4,482 - WD V
\$ 33,916 - Solid Waste	\$ 23,482 - HUD	\$ 13,705 - Transportation

The transferred amount of \$371,086 is the equivalent of approximately one and one half cents of property tax that is not required in this fiscal year budget.

#### **Education**

Total allocations for city and county schools, and Southeastern Community College are funded as originally approved in our fiscal year 2008-2009 budget.

#### **Conclusion**

Staff has worked hard to provide you with a balanced budget for fiscal year 2009-2010 without a tax increase. I would like to thank finance officer Bobbie Faircloth and our department managers for their efforts in the development of this budget.

Thank you for your consideration of this proposal.

Respectfully submitted,  
 /s/ William S. Clark  
 Columbus County Manager

#### **MOTION:**

Commissioner Norris made a motion to establish a Public Hearing for June 01, 2009, at 6:30 P.M., on the 2009 - 2010 Columbus County Proposed Operating Budget, seconded by Vice

Chairman Bullard. The motion unanimously passed.

**MOTION:**

After discussion was conducted relative to budget workshops and the manner these workshops would be handled, Commissioner Gore made the following three (3) part motion:

1. Establish a Budget Workshop at the next regular Board Meeting on June 01, 2009;
2. Meet with William S. Clark, Columbus County Manager, to look at questions about the budget; **and**
3. Then, if necessary, meet with the department heads that have submitted a request.

The motion was seconded by Commissioner Norris and unanimously passed.

**MOTION:**

Commissioner Norris made a motion to accept the 2009 - 2010 Columbus County Proposed Operating Budget, seconded by Vice Chairman Bullard. The motion unanimously passed.

**Agenda Item #7: PRESENTATION - MEDICAL INSURANCE COVERAGE for COUNTY EMPLOYEES:**

Mark Browder, Mark III Financial, presented the following information on Health Plan update and recommendations.

1. We were hired by Columbus County in February, 2006;
2. We work with thirty (30) counties in trying to locate the best insurance coverage at the most economical cost;
3. Columbus County's present medical insurance company, Blue Cross/Blue Shield, has increased their rates by thirty-four (34%) percent;
4. We were contacted by Columbus County, and we placed the medical insurance out to bid;
5. Out of the bids received, and through the North Carolinas Association of County Commissioners, CIGNA was the company with the best price for comparable service with only a four and four tenths (4.4%) percent increase in the rates; **and**
6. There will be increases and decreases in the areas of coverage, but on an overall basis, this will be the best insurance company for the money.

Vice Chairman Bullard made a motion to accept Option 2, as presented, with CIGNA, seconded by Commissioner Norris.

After discussion was conducted relative to the timeliness of a decision being rendered on this date, a roll-call vote was taken with the following results:

**AYES:** Chairman Prevatte, Vice Chairman Bullard, Commissioners Russ, Norris, Byrd and Gore; **and**

**NAYS:** Commissioner McKenzie.

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

**Agenda Item #8: PRESENTATION - UPDATE on STATE'S MENTAL HEALTH SYSTEM and the LOCAL MANAGEMENT ENTITY (LME):**

In Sharen Prevatte's stead, Area Director and CEO of Southeastern Regional Mental Health, Kathy Baker delivered the following update on the State's Mental Health System and the Local Management Entity (LME).

1. From January 01, 2009 to March 31, 2009, there were 466 consumers from Columbus County screened for appointments with providers for mental health, developmental disabilities, and substance abuse services by our triage staff;
2. There was an increase in the screenings for Columbus County consumers by 133 more than the second quarter screening numbers (333);
3. Third quarter screenings totaled 301 adults and 165 children;
4. From January 01, 2009 to March 31, 2009, there were 14 adult admission to State hospitals that the county of residence was Columbus County;
5. From January 01, 2009 to March 31, 2009, there was 0 child/adolescent admissions to State

- hospitals;
6. From January 01, 2009 through March 31, 2009, there were 20 admission from Columbus County to the Psychiatric Inpatient Unit at Southeastern Regional Medical Center;
  7. Southeastern Regional Mobile Crisis Team served 49 consumers from Columbus County from January 01, 2009 through March 31, 2009;
  8. Tanglewood Arbor Facility Based Crisis Unit served 14 consumers from Columbus County during this time frame;
  9. The increase in numbers overall could be due to this time frame being after holidays;
  10. We are making ourselves available to the nursing homes in the county, and at this time, are serving two (2) nursing homes, and we have to be invited into these homes;
  11. You can visit our website at [www.srmhc.org](http://www.srmhc.org) to find out more about us;
  12. There are three (3) officers from Columbus County in training relative to our services at this time;
  13. Our next local meeting will be held on June 25, 2009 at 10:30 A.M. until noon; **and**
  14. Bill #1188 was introduced and the Governor withdrew it.

**Agenda Item #9: ELECTIONS - APPROVAL of GRANT APPLICATION MATCHING FUNDS:**

Carla Strickland, Executive Director of Elections, requested Board approval of a grant application in the amount of nineteen thousand, eight hundred seventeen, and 00/100 (\$19,870.00) dollars, with a fifty (50%) percent match in the amount of nine thousand, nine hundred nine and 00/100 (\$9,909.00) dollars, for repair of the parking lot located at 50 Legion Drive. Ms. Strickland stated the following:

1. During the operation of the Columbus County One-Stop during the 2008 General Election, located at 50 Legion Drive in Whiteville, North Carolina, representatives, to include Attorney Elizabeth Edwards of the Disability Rights North Carolina ( a federally mandated protection and advocacy system with funding from the U.S. Department of Health and Human Services, the U.S. Department of Education, and the Social Security Administration), and with permission from the State Board of Elections, proceeded to inspect and review the accessibility to our lobby;
2. Several recommendations were made by Attorney Elizabeth Edwards to include resurfacing and parking spot painting of the existing parking lot which runs parallel to Legion Drive, repairs to the existing sidewalk, permanent signage and bumpers to the ramp that accesses the entrance to the Board of Elections Lobby;
3. The Director of Elections was informed by Attorney Elizabeth Edwards that a letter would be forthcoming to both the County Manager and the County Board of Elections notifying each of their findings;
4. The initial cost for the said repairs would have been \$2,900.00, but during the process of completing the Polling Place Accessibility Survey of a H.A.V.A. Grant application, the County Building Inspector was notified by Drew Cox of the Department of Transportation that all but 4 feet of said parking lot is in the State's right-of-way, making it illegal;
5. The building inspector was also informed that even though the parking lot has been grandfathered, there is extreme safety hazards if only temporary repairs are made;
6. It is recommended the parking lot be extended 8' towards the building and a sidewalk running parallel and the length of the parking lot be installed giving all handicapped and elderly individuals access to the building without entering the State right-of-way keeping them safe from oncoming traffic on Legion Drive;
7. I have been advised that this could be done in lieu of implementing a completely new parking lot to the front of the building, and would increase the costs to \$19,817.00;
8. I have applied for a HHS Grant with the North Carolina State Board of Elections in the amount of \$19,817.00, and this grant requires a 50% percent match, which would equate to \$9,909.00; **and**
9. This application must be received by the end of May.

Lengthy and in-depth discussion was conducted relative to the origin of this money needed, if there was any funds left from the previous grants received, and the likelihood of this grant being awarded. Ms. Strickland stated this money had been included in the 2009 - 2010 Budget, there was no money left from the previous grants, and she did not know if the grant would be awarded.

Commissioner McKenzie made a motion to approve the fifty (50%) percent match, which would equate to nine thousand, nine hundred nine and 00/100 (\$9,909.00) dollars to the HHS Grant with the North Carolina State Board of Elections in the amount of nineteen thousand, eight hundred

seventeen, and 00/100 (\$19,817.00) dollars, with the stipulation that the grant is awarded, seconded by Commissioner Russ.

After additional discussion was conducted, a roll-call vote was taken with the following results:

**AYES:** Chairman Prevatte, Vice Chairman Bullard, Commissioners McKenzie, Russ, Norris and Byrd; **and**

**NAYS:** Commissioner Gore.

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

Vice Chairman Bullard asked Chairman Prevatte, for clarification purposes, the following: "That particular motion will not exceed the figures in the budget and it will be rebid?". Chairman Prevatte stated that was correct.

**Agenda Item #10: HEALTH - APPROVAL and ADOPTION of RESOLUTION OPPOSING the "PUBLIC HEALTH IMPROVEMENT PLAN" as CONTAINED in SENATE BILL 202:**

Kimberly Smith, Health Director, requested Board approval and adoption of the following Resolution Opposing the "Public Health Improvement Plan" as Contained in Senate Bill 202.

**RESOLUTION OPPOSING the  
"PUBLIC HEALTH IMPROVEMENT PLAN"  
as CONTAINED in SENATE BILL 202**

**Whereas**, Section 10.26 of Senate Bill 202 contains a provision entitled "Public Health Improvement Plan"; **and**

**Whereas**, the Public Health Improvement Plan was proposed with no input from local government officials or local and State public health professionals; **and**

**Whereas**, the plan sets out an unreasonable timeline for such reform of the current public health system; **and**

**Whereas**, the plan calls for no additional public health funding, rather a redistribution of the existing, insufficient funds with no defined distribution formulas; **and**

**Whereas**, the plan calls for the creation of a Public Health Improvement Plan Task Force which is a duplication of the existing Public Health Task Force; **and**

**Whereas**, many North Carolina counties are in the process of re-building the Mental Health infrastructure requiring greater contributions of local funds; **and**

**Whereas**, the same North Carolina counties can ill afford alteration of the public health infrastructure requiring greater local funding to provide core public health services.

**NOW THEREFORE BE IT RESOLVED** that the Columbus County Board of Commissioners is opposed to Section 10.26 of Senate Bill 202 or any other budget provision entitled Public Health Improvement Plan and stands opposed to any efforts to reform public health absent appropriate planning and input from local government officials and local public health professionals.

**ADOPTED**, this the 18<sup>th</sup> day of May, 2009

**COLUMBUS COUNTY BOARD OF COMMISSIONERS**

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

**ATTESTED BY:**

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

Ms. Smith stated the following:

1. The resolution that I am asking for your support is to oppose a little known provision in the

- North Carolina State Senate Budget known as the Public Health Improvement Plan;
2. This information is found on Page 63 of Senate Bill 202;
  3. All of the plan drives toward the mental health file change;
  4. No public health professional from the state or local level has been involved in discussions in any way in this plan;
  5. As of today, no senator has stepped forward and said this is my plan, they will not take ownership of this plan;
  6. Since there is no debate allowed on Senate Bill 202, opportunities to discuss or change this improvement plan does not exist;
  7. The North Carolina Association of Local Health Directors have voiced and put on record our opposition;
  8. The plan does not offer any additional funding, rather a re-distribution of current funding;
  9. With this re-distribution, there is going to be winners and losers;
  10. We will not know how our funding will be affected since the measure has not been defined or qualified yet;
  11. This plan has an abbreviated time line and we will not know where our funding limits prior to implementation which is set for July 1, 2010;
  12. I find it very difficult for our citizens to access mental health, we get a lot of individuals over at the Health Department and we spend a majority of our day trying to get someone to come down to provide service for them;
  13. If they plan to improve the local Health Department like they have improved Mental Health, then we are in a very rude awakening; **and**
  14. My Board of Health has already approved a similar Resolution opposing this Improvement Plan.

Commissioner Byrd made a motion to approve and adopt the Resolution Opposing the “Public Health Improvement Plan” as Contained in Senate Bill 202, seconded by Commissioner Norris. The motion unanimously passed.

**Agenda Item #11: SOCIAL SERVICES - DEPARTMENTAL UPDATE:**

Linda Fry, Social Services Director, delivered the following departmental update to the Board.

1. The Department of Social Services is essential to the safety, health and well being of our community;
2. We hold ourselves accountable to the constituents we serve, and to all who help fund our programs through their tax dollars;
3. As the need for services continues to increase, and resources are challenged, we remain focused on our mission;
4. Our Mission Statement is as follows: “The Columbus County Department of Social Services will provide assistance to those citizens in need and will provide protection to the children, the elderly and the disabled of our county. We will work to provide a means of self-sufficiency for our citizens”;
5. As civil servants, Columbus County DSS employees, are responsible to the community for fulfilling our mission;
6. The Department of Social Services sincerely appreciates the support and cooperation we have received from the Columbus County Department of Social Services Board;
7. From July 01, 2008 to April 30, 2009, we generated \$98,955,000.00 of revenue in Columbus County through our various programs;
8. We have received a thirteen (13%) percent increase in Food Stamps which equates to \$39,000.00 through the Stimulus Funds, which we must spend by the end of September;
9. We have saved money for the county through a re-design of our department;
10. We are in a M.O.U. with the Sheriff’s Department in which we are reimbursed 67%;
11. We have established new working hours that allows the department to be open two (2) additional hours daily, which is very beneficial to the citizens of Columbus County;
12. We are constantly striving to be more efficient;
13. We have implemented a Drug Policy
14. Adult Services have been moved closer to the entrance to accommodate the elderly and the handicapped;
15. The smoking area has been moved 25 lineal feet from the doors;
16. We are heavily involved in TANF as the economy continues to decline;
17. We have 142 people working, 1 opening; **and**
18. Everything we do is law driven.

## **Agenda Item #12: Economic Development - Approval of Revised Columbus County Industrial Development Incentive Grant Program:**

Justin Smith, Economic Development Director, requested Board approval of the following Revised Columbus County Industrial Development Incentive Grant Program.

### **Columbus County Industrial Development Incentive Grant Program**

#### **ARTICLE 1** **PREAMBLE**

The Columbus County (“the County”) Board of County Commissioners (“the Board”), has determined that the general welfare of the residents of the County is directly benefitted by fiduciarily sound economic development policies which promote the growth and diversity of the tax base and result in the creation of more high quality, well paying jobs. Pursuant to its ruling in *Maready v. The City of Winston Salem, et. al*, the North Carolina Supreme Court had made clear that the expenditure of public funds to promote economic development is deemed to be for these legitimate public purposes.

The current competitive environment among states which regularly compete with North Carolina and counties which regularly compete with the County in industrial development projects, dictates that the County must adopt an Industrial Development Incentive Grant Program (“IDI”), which is conservative and fiduciarily sound, in order to remain competitive in recruiting new industry and retaining expansions of existing industries currently located in the County. For these reasons, the Board hereby establishes IDI guidelines to encourage new industries to locate and existing industries to expand within the County. These guidelines are guidelines only. Each new or expansion industrial project will be considered on a case by case basis. The Board takes this action in adopting these guidelines pursuant to authority granted by N. C. General Statute 158-7.1, as interpreted by the North Carolina Supreme Court in *Maready*.

#### **ARTICLE II** **POLICY PRINCIPLES**

These IDI guidelines are based upon, and any IDI arrangement with a new or existing company must be in compliance with, fiduciarily sound public policy principles, which at a minimum include:

- A. Any IDI grants must provide the County a high return on investment, taking into account tax revenues of the industrial project over a ten year period from the date of the start-up of the project. N. C. General Statutes, 158-7 (d2).
- B. Any IDI grant must be preceded by an agreement with the company involved, binding it to minimum levels of capital investment and/or quality job creation, and providing for penalties and/or reductions in amounts of forward funded grants, in the event that it fails to meet these minimum required levels. N. C. General Statutes 158-7.1 (d2) (2).
- C. Investments of County funds by way of IDI grants shall be items which leave value in the County in the event of a curtailment or closure of the operations within the industrial facility, such as site acquisition, site preparation, internal infrastructure, job training, etc.
- D. The bedrock of the County’s economy is the businesses and industries already located in the County. Consequently, the terms and application of the IDI policy are to result in existing industries receiving consideration for grants that is on terms equal to or better than those available to a company considering locating its first facility in the County.
- E. Provision of any grant for a new industry must be a competitive necessity in order to successfully locate a new business/industrial facility.

#### **ARTICLE III** **PROGRAM PARAMETERS**

Each project will be considered on a project-by-project basis, using these guidelines established by the Board. These guidelines shall be subject to periodic review and may be modified, amended or terminated, due to changed economic conditions or competitive consideration. In the event of any modification, amendment or termination, IDI grants to which the County previously committed will not be affected.

In determining whether to make an IDI grant to a project, and if so, the amount of such grant,

the Board will consider, among other relevant factors, the following matters:

- A. The total capital investment in the project including site acquisition, site improvement, building cost and equipment.
- B. The number, type and quality of jobs created.
- C. Wage levels for jobs created by the project.
- D. The potential for future expansions and increased employment.
- E. Site-specific issues impacting public infrastructure expansions that will stimulate development in areas of the County, thus benefitting overall community development.

#### **ARTICLE IV** **MINIMUM PROJECT QUALIFICATION**

In order to qualify for consideration for an IDI grant from the County, the project must meet certain minimum threshold requirements. Meeting these threshold requirements does not indicate that the project will necessarily receive an IDI grant, and if so, the amount of such grant, in as much as the “Board” reserves sole discretion in this regard on a project-by-project basis.

The minimum project qualifications are as follows:

- A. The project must involve a facility to be used for manufacturing, customer service center, data processing center, central administrative offices, value added agricultural processing facilities, agricultural processing facilities, distribution, corporate or divisional headquarters, research and development, wholesale distribution warehousing.
- B. The minimum level of capital investment is \$500,000 for a project.
- C. The wage levels of the jobs created must represent a competitive improvement for citizens of the County, in relation to the current prevailing wage levels in the County at the time.

For a project to be considered by the Board for an IDI incentive grant, it must meet all of the above minimum project qualifications. Additional qualifications may be required by the “Board” in its discretion on a project-by-project basis.

#### **ARTICLE V** **EXCLUSIONARY FACTORS**

Even though a project might meet all of the above minimum project qualifications, it will not be considered by the Board for an IDI incentive grant if any of the following factors apply:

- A. The expansion project would, for any reason, result in a net reduction of the ad valorem tax valuation of all facilities in the County owned by the company, or its parent, subsidiary or affiliated companies.
- B. An IDI incentive grant will not be made if that company, or a parent, subsidiary or affiliated company, is not current in all ad valorem tax payments to the County.
- C. No prior commitment to an IDI incentive grant shall be binding if the company originally receiving the grant assigns to it another company, unless the Board has consented to such assignment in writing.
- D. The financial condition of the company receiving the grant must not be such that the ability of the company to meet its obligations is in doubt.
- E. There is no Articles of Incorporation or Certificate of Authority to do Business in North Carolina filed with the North Carolina Secretary, Corporations Division.

#### **ARTICLE VI** **USE OF GRANT FUNDS**

IDI incentive grants under these guidelines may be made at the time of announcement that the project is locating in the County, or in installments to be paid in the future. Such grants may be used for one or more of the following purposes, depending upon the terms approved by the Board:

- A. Site acquisition.
- B. Site preparation.
- C. Internal site infrastructure.
- D. Other improvements to the site.
- E. Job training costs not otherwise reimbursed by grants from the Community College system or tax credits pursuant to the state statute.
- F. Other purposes which leave value in the community as determined by the Board on a project-by-project basis.

#### **ARTICLE VII**

**PROCEDURE FOR GRANT CONSIDERATION**

The following procedure will be utilized in considering a project for an IDI incentive grant:

- A. The company will negotiate the terms of such grant agreement with the Director of the Columbus County Economic Development Commission. Such discussions are negotiations only, in as much as the Board has the sole discretion and authority to finally agree to such grants. No term of such negotiations will become binding on County unless such terms are approved in accordance with North Carolina law by the "Board".
- B. At a time agreeable to the company, given its confidentiality concerns, a public notice and public hearing regarding the proposed grant will be given/held in accordance with the requirements of N.C. General Statute 158-7.1.
- C. The Board will make a decision as to whether to approve the terms of the grant agreement.
- D. An IDI grant agreement will be executed which contractually binds the County to make the grants, and the company to meet the capital investment, job creation and wage level requirements, to which they mutually agreed.
- E. The company will provide periodic verification of its compliance with the requirements to which it has agreed.

**ARTICLE VIII**  
**CONCLUSION**

All IDI incentive grants will be considered on a project-by-project basis and by adopting these guidelines, the Board is not obligated to make any grants. In considering whether to provide IDI incentive grants for a project and if so how much, the Board will take into account grants made by other local, regional or economic development entities. These guidelines are not retroactive to any project which has been announced prior to the adoption of these guidelines. **These guidelines are effective as of June 1, 2009.**

Mr. Smith stated the following:

1. Currently, the Incentive Policy is outlined in two (2) documents, the first document was approved in February, 1999, and an addendum that was adopted in September, 2004;
2. I am not comfortable with having to refer to two (2) documents, and, at the very least, we need to have a unified document;
3. There are also some suggestions that I have included in this revised version;
4. I first approached the Economic Development Commission in March about this, and was instructed to make the revisions, and on Friday, they voted in favor of the revisions; **and**
5. The major changes are as follows:
  - this document is more discretionary and gives more power to the Board to provide an incentive to the businesses in order to attract them to Columbus County;
  - this document does not specify the exact percentage like the existing document does;
  - the minimum required investment has increased from \$100,000 to \$500,000.

Chairman Prevatte asked Mr. Smith if the percentage that was approved for a company would be approved by the Board of Commissioners. Mr. Smith replied stating yes.

Commissioner McKenzie made a motion to approve the **revised** Columbus County Industrial Development Incentive Grant Program, on its first reading, seconded by Vice Chairman Bullard. The motion unanimously passed.

**Agenda Item #13: ECONOMIC DEVELOPMENT - APPROVAL and ADOPTION of RESOLUTION SUPPORTING AGRARIAN GROWTH ZONE DESIGNATION:**

Justin Smith, Economic Development Director, requested Board approval and adoption of the following Resolution Supporting Agrarian Growth Zone Designation.

**RESOLUTION SUPPORTING  
AGRARIAN GROWTH ZONE DESIGNATION**

**WHEREAS**, the County of Columbus strives to promote economic development opportunities and improve quality of life for all of its citizens; **and**

**WHEREAS**, the purpose of the State of North Carolina Agrarian Growth Zones is to provide

economic incentives to stimulate new investment and job creation in economically distressed rural areas; **and**

**WHEREAS**, the **Southeast Regional Industrial Park**, the **Tabor City Industrial Park**, and the **Border Belt Tobacco Research Station** within the County of Columbus meets the criteria for designation as a Agrarian Growth Zone: **and**

**WHEREAS**, more than twenty percent of the population in these areas is below the poverty level according to the most recent federal decennial census.

**NOW, THEREFORE, BE IT RESOLVED** that the Columbus County Board of Commissioners does hereby request a written determination from the Secretary of Commerce of the State of North Carolina declaring that the Southeast Regional Industrial Park, the Tabor City Industrial Park and the Border Belt Tobacco Research Station satisfy the criteria and quality as Agrarian Growth Zone under G. S. 143B-437.10

**ADOPTED** this the 18<sup>th</sup> day of May 2009.

**COLUMBUS COUNTY BOARD OF COMMISSIONERS**

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

**ATTESTED BY:**

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

Mr. Smith stated the following:

1. There are State tax credits already available for certain industries that locate in Columbus County, and these are generally manufacturing, warehousing, and generally would associate with industrial businesses;
2. Because Columbus County is a Tier I County, businesses can receive a State tax credit in the amount of \$12,500.00 per job created;
3. The Department of Commerce also has a program, the Agrarian Growth Zone Program, that allows you to designate certain parts of the county as one of these agrarian zones, and that adds an additional \$1,000 to that \$12,500.00, and currently, there are three (3) counties in the State with agrarian growth zones, and they are Harnett, Surry and Hanson;
4. We are requesting that Southeast Regional Park, the Tabor City Industrial Park, and the Border Belt Tobacco Research Station be designated as agrarian growth zones; **and**
5. In order to apply for this designation, we need a resolution approved by this Board.

Vice Chairman Bullard made a motion to approve the Resolution Supporting Agrarian Growth Zone Designation, seconded by Commissioner Byrd. The motion unanimously passed.

**Agenda Item #14: SOLID WASTE -LANDFILL BERM REPAIR:**

Kip McClary, Solid Waste Director, requested Board approval of the needed repairs and maintenance plan at the Columbus County Landfill. The current prices will be distributed at the meeting. **(This matter was tabled at the April 20, 2009 and the May 04, 2009 Board Meetings.)**

**LANDFILL REPAIR BUDGET (Revised)  
May 18, 2009**

**Labor:**

Project Manager/Supervisor/Increase to existing salary	\$ 0.00
Manual Labor (shoveling, seeding, raking and shrubbing (Telamon Corp)	0.00

**Equipment:**

Rent on Bobcat Track Loaner	\$4,250
Hand Tools	\$1,250
Tractor	\$2,500
Box Blade	\$700
Tiller	\$1,700
Drag Harrow	\$1,250
Seed /Fertilizer Spreader	\$650
Sprayer 110 gallon	\$2,200

Plate Tamp Compactor	\$1,250
Slope/Finishing Mower Dewezze ATM 72LC (2004 Demo Unit with 45 Hrs)	\$27,500
Irrigation Pump, Piping, Valves and Nozzles	\$50,203

**Materials:**

Clay Soil (Import)	300 CY @ \$6.25/CY	\$1,875
Coarse Sand	600 CY @ \$9.50/CY	\$3,750
*Topsoil (4800 cy/NCDOT ditch spoils?)	4,000 CY @ \$12.00/CY	\$31,640
ABC Stone (CABC) 2500 if x 10w' x 6"	800 Ton @ \$28.00/TN	\$11,200
Fertilizer	2,000 LBS @ \$0.28/LB	\$560
Seed	1,000 LBS @ \$1.10/lb	\$1,100
Mulch	400 Bale @ \$4.00/Bale	\$1,600
Geo-technical Fabric (Exceisior Matting)	29,040 SY \$ 1.20 SY)	\$34,848
Silt Fence	2,000 LF @ \$2.75/LF	\$5,500
Weed Killer	40 Gal @ \$19.00/Gal	\$760
Fuels / lubricants	600 Gal @ \$3.00 Gal	\$1,800
Miscellaneous		\$2,500
<b>TOTAL:</b>		<u>\$190,586.00</u>

\*Volume of topsoil purchased will vary depending on amount supplied by NCDOT.

**Landfill Repairs Proposed Funding Source:**

2008 / 2009 Solid Waste Fuel Surcharge	\$91,000
2008 / 2009 County Contingency Fund	\$42,586
2009 / 2010 Proposed Solid Waste Budget	\$57,000
<b>TOTAL:</b>	<u>\$190,586</u>

Mr. McClary stated the following:

1. These figures that I have given you reflect rental equipment and bid prices on the materials; **and**
2. I have deleted the Project Manager/Supervisor salary.

Commissioner McKenzie made a motion to approve the Landfill Berm Repair Budget at the cost of one hundred ninety thousand, five hundred eighty-six and 00/100 (\$190,586.00) dollars. This motion died for the lack of a second.

The following stated concerns were expressed by the Board:

1. The immediate need for an irrigation system;
2. Developing a phased-in plan to reduce costs;
3. The high quantity of weed killer; **and**
4. To approach this repair with the minimum State requirements and submit plan to the State on the remainder to help reduce the overall costs.

Mr. McClary stated I am requesting the Board to do the following:

1. To set a date in the near future for a workshop;
2. Delete the items of your choosing from the list I have distributed;
3. We have thirty (30) days from the day of the last NOV to give the State a plan; **and**
4. Presently, we have ninety (90) days to make the corrections.

**MOTION:**

Vice Chairman Bullard made a motion to table this Agenda Item until a workshop could be held and details worked out with Kip McClary, seconded by Commissioner Gore.

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

**AYES:** Vice Chairman Bullard, Commissioners Norris, Byrd and Gore; **and**  
**NAYS:** Chairman Prevatte, Commissioners McKenzie and Russ.

The motion passes on a four (4) to three (3) vote.

After additional and in-depth discussion was conducted relative to the timeliness and date of this workshop, Vice Chairman Bullard made a motion to continue to work on this Agenda Item at the end of the Agenda, seconded by Commissioner Byrd. The motion passed unanimously.

**Agenda Item #15: LEGAL and PROFESSIONAL - DISCUSSION and APPROVAL of TERMINATION of INTERLOCAL SEWER AGREEMENT:**

Terri L. Martin, Interim Columbus County Attorney, requested Board discussion and approval of the following Termination of Interlocal Sewer Agreement.

STATE OF NORTH CAROLINA )  
 )  
 ) **TERMINATION OF**  
 ) **INTERLOCAL SEWER AGREEMENT**  
 )  
 COUNTY OF COLUMBUS )

THIS TERMINATION OF INTERLOCAL SEWER AGREEMENT (hereinafter “Termination”) is made and entered into by and between TOWN OF FAIRMONT, a municipal corporation chartered by the State of North Carolina (hereinafter “Fairmont”), TOWN OF BOARDMAN, a municipal corporation chartered by the State of North Carolina (hereinafter “Boardman”), TOWN OF FAIR BLUFF, a municipal corporation chartered by the State of North Carolina (hereinafter “Fair Bluff”), TOWN OF CERRO GORDO, a municipal corporation chartered by the State of North Carolina (hereinafter “Cerro Gordo”) and the COUNTY OF COLUMBUS, a county corporation chartered by the State of North Carolina (hereinafter “County”).

Fairmont, Boardman, Fair Bluff, Cerro Gordo and County now desire, specifically and only by this document, to terminate the following Agreements:

- a. Interlocal Sewer Agreement dated May 2, 2005, attached hereto as “Exhibit A” and incorporated herein by reference, pursuant to the terms as stated in Article XVI Termination of said Agreement;
- b. Interlocal Sewer Agreement dated April 5, 2005 attached hereto as “Exhibit B” and incorporated herein by reference, pursuant to the terms as stated in Article XVI Termination of said Agreement; and
- c. Interlocal Sewer Agreement dated October 18, 2004, attached hereto as “Exhibit C” and incorporated by reference, pursuant to the terms as stated in Article XVI Termination of said Agreement.

Fairmont, Boardman, Fair Bluff, Cerro Gordo and County also desire to terminate any previous, ancillary or subsequent agreements, whether verbal or written, prior to the date of signature of this document by the County representative, only and specifically relating to the subject matter of “Exhibit A,” “Exhibit B,” and “Exhibit C” attached.

Based on the consideration of the mutual promises herein, Fairmont, Boardman, Fair Bluff, Cerro Gordo and County do hereby remise, release and forever discharge each other, their respective agents, servants, employees, successors, assigns, and representatives of and from all, and all manner of, actions, causes of action, suits, proceedings, judgments, damages, claims and demands whatsoever in law or equity.

This Termination shall take effect as of the date of signing by the County representative and shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns.

**Full Disclosure**

- a. It is hereby understood by each and every party to this Agreement that this Agreement and its terms are fair and reasonable to the parties here undersigned and are fully disclosed and transmitted, in writing, to each party to this Agreement in a manner that should reasonably be, or have been, understood by each party; and
- b. It is hereby understood by each and every party to this Agreement are each advised by this section, in writing, that each party may seek the advice of an independent Attorney at Law of their own autonomous choice and each party is hereby given reasonable opportunity and time to seek said advice; and
- c. It is hereby understood, that each party to this Agreement hereby consents, in writing,

to the terms of this Agreement.

This instrument contains the entire agreement between the parties, and no statement, oral or written, made by any party or agent of any party that is not contained in this Termination shall be valid or binding.

This Termination shall be governed and construed in accordance with the laws of the State of North Carolina.

This Termination shall be executed in multiple originals, each of which, when executed, shall constitute one and the same Termination.

IN WITNESS WHEREOF, the parties hereto have executed this Termination to be effective as of the date of signing by the County representative.

TOWN OF FAIRMONT, a municipal corporation  
/s/ **CHARLES KEMP**  
Mayor Signature  
**CHARLES KEMP**, Printed name of Mayor  
Date Signed: June 24, 2009

ATTEST:  
/s/ **JENNIFER H. LARSON**  
Town Clerk

IN WITNESS WHEREOF, the parties hereto have executed this Termination to be effective as of the date of signing by the County representative.

TOWN OF BOARDMAN, a municipal corporation  
/s/ **RANDY WILLIAMSON**  
Mayor Signature  
**RANDY WILLIAMSON**, Printed Name of Mayor  
Date Signed: July 07, 2008

ATTEST:  
/s/ **BETH BRANCH**  
Town Clerk

IN WITNESS WHEREOF, the parties hereto have executed this Termination to be effective as of the date of signing by the County representative.

TOWN OF FAIR BLUFF, a municipal corporation  
/s/ **SPRUELL R. BRITT**  
Mayor  
**SPRUELL R. BRITT**  
Printed Name of Mayor  
Date Signed: April 07, 2009

ATTEST:  
/s/ **ALLEN TURNER**  
Town Clerk

IN WITNESS WHEREOF, the parties hereto have executed this Termination to be effective as of the date of signing by the County representative.

TOWN OF CERRO GORDO  
a municipal corporation  
/s/ **WILBUR T. POWELL**  
Mayor  
**WILBUR T. POWELL**  
Printed name of Mayor  
Date Signed: January 09, 2009

ATTEST:  
/s/ **WANDA P. PREVATTE**  
Town Clerk

IN WITNESS WHEREOF, the parties hereto have executed this Termination to be effective

as of the date of signing by the County representative.

COUNTY OF COLUMBUS, a County corporation  
 /s/ **JAMES E. PREVATTE**  
 County Representative  
**JAMES E. PREVATTE**  
 Printed name of County Representative  
 Chairman, Columbus County Board of Commissioners  
 Title of County Representative  
 Date Signed: May 18, 2009

ATTEST:

/s/ **JUNE B. HALL**

Clerk to the Board of Commissioners

Chairman Prevatte stated the following history for the benefit of the most recent Board members:

1. We were in discussion with several of the municipalities about a sewer project;
2. Over a period of approximately two (2) years, the agreement fell apart;
3. Instead of Columbus County getting into the sewer business, that business went to the Town of Fairmont;
4. We had an approved Interlocal Sewer Agreement at that time;
5. We requested the attorney to look into a termination of that Interlocal Sewer Agreement and he did likewise; **and**
6. All the municipalities have signed, but the Board has not approved this yet.

Interim Attorney Martin stated the following:

1. At the June 18, 2008 Board Meeting, it was voted to terminate the Interlocal Sewer Agreement;
2. The attorney was directed to draft a termination; **and**
3. That has been done and sent out to the municipalities and they have signed, and all that is left to do is for the Board of Commissioners to approve that termination agreement.

Commissioner Byrd made a motion to approve the Termination of Interlocal Sewer Agreement, seconded by Commissioner Gore. The motion unanimously passed. Due to the volume of pages, Exhibits "A", "B" and "C" will be kept on file in Minute Book Attachments, Book Number 3, for review.

Vice Chairman Bullard asked Interim Attorney Martin if this document cleared Columbus County of anything and everything that was included in the Interlocal Sewer Agreement. Ms. Martin replied stating yes it does.

**Agenda Item #16: FIREWORKS - REQUEST for FIREWORKS DISPLAY and WAIVER of PERMIT FEE:**

Cynthia S. Nelson, Executive Vice President, Greater Tabor City Chamber of Commerce, requested Board permission for the fireworks display on July 03, 2009 and waiver of the permit fee for the 22<sup>nd</sup> Annual Columbus County Fourth of July Fireworks Celebration.

William S. Clark, Columbus County Manager, stated we have received a request from the Greater Tabor City Chamber of Commerce to waive the permit fee for the fireworks display on July 03, 2009 for the 22<sup>nd</sup> Annual Columbus County Fourth of July Fireworks Celebration, and they are asking Columbus County to be a corporate sponsor in the amount of one thousand and 00/100 (\$1,000.00) dollars.

Commissioner Norris made a motion to approve the waiving of the permit fee for the Greater Tabor City Chamber of Commerce and to be a corporate sponsor in the amount of one thousand and 00/100 (\$1,000.00) dollars, seconded by Commissioner McKenzie.

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

**AYES:** Commissioners McKenzie and Norris; **and**

**NAYS:** Chairman Prevatte, Vice Chairman Bullard, Commissioners Russ, Byrd and Gore.

The motion failed on a five (5) to two (2) vote.

Commissioner Byrd made a motion to permit the fireworks display on July 03, 2009, and waiver of the permit fee for the 22<sup>nd</sup> Annual Columbus County Fourth of July Fireworks Celebration, seconded by Commissioner Russ.

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

**AYES:** Chairman Prevatte, Commissioners Russ, Norris and Byrd; **and**

**NAYS:** Vice Chairman Bullard, Commissioners McKenzie and Gore.

The motion passes on a four (4) to three (3) vote.

**Agenda Item #17: RESOLUTION - APPROVAL and ADOPTION of RESOLUTION CONCERNING SOUTHERN TIRE and MUFFLER, INCORPORATED:**

Terri Martin, Interim Columbus County Attorney, requested Board approval and adoption of the following Resolution Concerning Southern Tire and Muffler, Incorporated.

**RESOLUTION CONCERNING SOUTHERN TIRE AND MUFFLER, INCORPORATED**

**WHEREAS**, Commissioner Edwin Russ has represented to the Columbus County Board of County Commissioners that he has an ownership interest in the following business:

Southern Tire and Muffler, Incorporated

**AND WHEREAS**, the County of Columbus may from time to time require the goods and services which can be provided by said business; and

**WHEREAS**, Commissioner Russ desires to avoid any conflict of interest or appearance of conflict of interest if goods or services are sold to Columbus County by said business.

**NOW, THEREFORE, BE IT RESOLVED** that Columbus County government may purchase goods and services from the above named business under the following statutory conditions as outlined in North Carolina General Statute 14-234 that is hereby attached and incorporated by reference:

1. Purchase may be made only as long as there is no incorporated municipality of more than 15,000 population within Columbus County according to the most recent official federal population census.
2. Expenditures shall not exceed an amount of Twenty-five Thousand Dollars (\$25,000) for goods or services within a 12-month calendar period.
3. Commissioner Russ shall not in his official capacity participate in any way or vote on matters affecting the County's business with the above named company.
4. The total annual amount of undertakings or contracts shall be specifically noted in the audited annual financial statement of Columbus County.
5. The governing board shall post in a conspicuous place in the County Courthouse a list of all such officials with whom such undertakings or contracts have been made, briefly describing the subject matter of the undertakings or contracts and showing their total amounts. This list shall cover the preceding 12 months and shall be brought up-to date at least quarterly.

In addition to these statutory conditions, this Board requires that each department or office of County government shall keep public records that document that it has engaged in competitive purchasing practices and that the director of the department or office has determined that the purchase of goods or services from the above named business is in the best interest of Columbus County.

It shall be the responsibility of the Columbus County Finance Department to develop an accounting procedure which will assure that purchases do not exceed the statutory limit.

Commissioner Russ abstained from voting on this resolution.

**ADOPTED** this the 18th day of May, 2009

**COLUMBUS COUNTY BOARD OF COMMISSIONERS**

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

**ATTESTED BY:**

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

Ms. Martin stated the following:

1. This is a resolution that the County Attorney's Office had been directed to draft sometime ago concerning doing business with Southern Tire and Muffler, Incorporated; **and**
2. This is pursuant to General Statute 14-234, which allows exceptions for public officers in contracts with the county.

Chairman Prevatte stated the following:

1. In accordance with the General Statutes, if a county does not have any municipality located within that exceeds 15, 000 people, you may do business with an elected official, such as a County Commissioner, but you may not exceed \$25,000.00 per year, in business;
2. Any time an elected official wants to do this, a resolution will have to be drafted for that particular business; **and**
3. The particular Commissioner cannot vote on any issue relative to this business.

Commissioner Byrd made a motion to approve the Resolution Concerning Southern Tire and Muffler, Incorporated.

After lengthy and in-depth discussion was conducted relative to the manner this would be handled, the maximum monetary amount of annual business, and the perception by the public if this is approved, Chairman Prevatte seconded the motion made by Commissioner Byrd.

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

**AYES:** Chairman Prevatte, Commissioners Norris and Byrd; **and**  
**NAYS:** Vice Chairman Bullard, Commissioners McKenzie and Gore.  
**ABSTAIN:** Commissioner Russ

The vote on the motion resulted in a three (3) to three (3) tie.

Chairman Prevatte asked Terri Martin, Interim County Attorney, what the status of the motion would be due to the tie vote. Ms. Martin replied stating that a motion required a majority vote, therefore the motion died for the lack of a majority vote.

**MOTION:**

Commissioner McKenzie made a motion to reconsider this Agenda Item at the June 01, 2009 Board Meeting, seconded by Commissioner Byrd.

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

**AYES:** Chairman Prevatte, Commissioners McKenzie, Norris and Byrd; **and**  
**NAYS:** Vice Chairman Bullard and Commissioner Gore.  
**ABSTAIN:** Commissioner Russ

The motion passes on a four (4) to two (2) vote.

**DECLARATION of FIVE (5) MINUTES RECESS:**

At 8:50 P.M., Chairman Prevatte declared a five (5) minute recess.

**REGULAR SESSION RESUMED:**

At 8:57 P.M., Chairman Prevatte stated the Regular Session was back in session.

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

At 8:57 P.M., Commissioner McKenzie 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 unanimously passed.

**Agenda Item #18: COLUMBUS COUNTY WATER AND SEWER DISTRICTS I, II, III, IV AND V - APPROVAL OF BOARD MEETING MINUTES:**

May 04, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (5 sets)

This information will be recorded in Minute Book Number 1 for each water district respectively.

**Agenda Item #19: COLUMBUS COUNTY WATER AND SEWER DISTRICT IV - PURCHASE OF EQUIPMENT AND APPROVAL OF BUDGET AMENDMENT FOR THE EXPENDITURE:**

Kip McClary, Public Utilities Director, requested Board approval to purchase the needed equipment for Columbus County Water and Sewer District IV. **(The matter was tabled at the April 20, 2009 and the May 04, 2009 Board Meetings)**

This information will be recorded in Minute Book Number 1 for Columbus County Water and Sewer District IV.

**Agenda Item #20: COLUMBUS COUNTY WATER AND SEWER DISTRICT IV - APPROVAL OF EMERGENCY INTERCONNECTION METERING VAULT:**

Kip McClary, Public Utilities Director, requested Board approval of an emergency interconnection between Columbus County Water and Sewer District IV and Riegelwood Sanitary District, at no cost to the County.

This information will be recorded in Minute Book Number 1 for Columbus County Water and Sewer District IV.

**Agenda Item #21: COLUMBUS COUNTY WATER AND SEWER DISTRICT V - APPROVAL OF WATER MAIN TO SERVE PROPOSED DEVELOPMENT:**

Kyle Cox, Developer, requested Board discussion and approval of the extension of a water main to serve the proposed development on the corner of Swamp Fox Road, Herbert Norris Road and interior privately-owned roads.

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

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

At 9:31 P.M., Commissioner Norris made a motion to adjourn the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V, and resume Regular Session, seconded by Commissioner Gore. The motion unanimously passed.

**Agenda Item #22: CONSENT AGENDA ITEMS:**

**A. Tax Refunds and Releases:**

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

**TAX REFUNDS (as submitted to the Governing Body Office from the Tax Office):  
May18, 2009**

Refunds	Name: Davis, Howard P.	Amount:	\$433.58
Value:	\$26,600.00	Year 007/2	Account # 12-01336
		Bill # 99999	Total \$486.78

Refund a portion of the property value, a portion of the Columbus Rescue (10.64) and a portion of W2 (42.56). The house was charged with 80 plumbing fixtures. The correct amount should be 8 fixtures.

9418 Haynes Lennon Hwy          Evergreen          NC          28438

Refunds          Name: James, Glen D.          Amount:          \$0.00  
 Value:          \$0.00    Year 007    Account # 12-05754    Bill # 58517          Total          \$193.00  
 Refund the user fee. The house is still under construction. Make check payable to Karen McKenzie and  
 Columbus County Tax Office. It will be applied to delinquent tax.  
 3950 Silver Spoon Rd.          Whiteville          NC          28472

Refunds          Name: Malpass, E.C.(etal)          Amount:          \$0.00  
 Value:          \$0.00    Year 008    Account # 15-25557    Bill # 70487          Total          \$200.00  
 Refund user fee. Shop is vacant and does not have a trash can.  
 430 Ellis Farm Rd.          Riegelwood          NC          28456

**TAX RELEASES (as submitted to the Governing Body Office from the Tax Office):  
 May 18, 2009**

Release the Property Value in the name of Bowen, Kevin M.          Amount:          \$1,527.31  
 Value:          \$187,400.00    Year: 2008    Account # 16-00624    Bill # 2105          Total          \$1,952.19  
 Release the property value, the Cerro Gordo Fire (187.40) and the Columbus Rescue (37.48). The property will  
 be rebilled to include the water district.

Release the Property Value in the name of Butler, Summer          Amount:          \$846.83  
 Value:          \$8,170.00    Year: 1999/2    Account # 01-11402    Bill # 9999          Total          \$2,661.77  
 Release the value of a mobile home, the Brunswick Fire (32.81), the Whiteville Rescue (9.37) and Columbus  
 Rescue (7.29). The home was double listed in the name of Deleon Butler until 2002 and the home was  
 repossessed.

Release the Property Value in the name of Byrd, Christopher          Amount:          \$68.10  
 Value:          \$1,000.00    Year: 2004/2    Account # 06-03252    Bill # 9999          Total          \$575.86  
 Release the value of a mobile home and the Columbus Rescue. The home was destroyed during hurricane  
 Floyd.

Release the Property Value in the name of Cribb, Howard          Amount:          \$14.95  
 Value:          \$1,000.00    Year: 2005/2    Account # 09-05620    Bill # 9999          Total          \$388.21  
 Release the value of a mobile home, Williams Fire (1.20) and Columbus Rescue (.40). The home is double  
 listed in the name of Christopher Scott Cribb.

Release the Property Value in the name of Cribb, Howard          Amount:          \$29.49  
 Value:          \$4,040.00    Year: 2005    Account # 09-05623    Bill # 5397          Total          \$209.72  
 Release the value of a mobile home, the Williams Fire (2.42) and Columbus Rescue (.81). The mobile home  
 is double listed in the name of Christopher Scott Cribb.

Release the Property Value in the name of Merrywoods Inc.          Amount:          \$35.05  
 Value:          \$4,300.00    Year: 2008    Account # 15-50092    Bill # 2973          Total          \$41.07  
 Release the property value, the Acme Delco Fire (5.16) and Columbus Rescue (.86). The property is double  
 listed in the name of Jerry L. Peterson Jr.

Release the Property Value in the name of Quarles Properties LLC          Amount:          \$393.65  
 Value:          \$48,300.00    Year: 2008    Account # 13-01152    Bill # 8035          Total          \$670.93  
 Release the value of a double wide, the Klondyke Fire (33.81), Columbus Rescue (9.66) and W2 (33.81). The  
 home is double listed in the name of Wells Fargo Bank.

Release the Property Value in the name of Ray, Judy Lynn          Amount:          \$42.61  
 Value:          \$5,228.00    Year: 2008    Account # 09-27204    Bill # 8297          Total          \$251.48  
 Release the value of a single wide home, the Williams Fire (3.14) and Columbus Rescue (1.05). The single wide  
 was traded for a double wide in 2007 and listed.

Release the Property Value in the name of Smith, James W.          Amount:          \$131.95  
 Value:          \$7,800.00    Year: 2007/2    Account # 07-00721    Bill # 9999          Total          \$555.96  
 Release the value of a mobile home, the Nakina Fire (12.95) and Columbus Rescue (3.24). The home was  
 double listed to Robert Boley for 2007 and Shawna Southerland for 2008.

Release the Property Value in the name of Smith, Scarlet          Amount:          \$714.08  
 Value:          \$7,144.00    Year: 1999/2    Account # 03-22932    Bill # 9999          Total          \$2,521.51

Release the value of a mobile home, the Nakina Fire (39.53) and Columbus Rescue (14.12). The home was double listed to Scarlet Lynn Smith (1999-2005) and Henry L. Smith (2006-2008)

Release the Property Value in the name of Spaulding, Achain	Amount:	\$269.91
Value: \$10,490.00 Year: 2006/2 Account # 14-02624 Bill # 9999	Total	\$920.15

Release the value of a mobile home, the Welches Creek Fire (27.09) and Columbus Rescue (6.77). The home is double listed in the name of Jenny Freeman.

Release the Property Value in the name of Wilkins, William	Amount:	\$43.77
Value: \$2,600.00 Year: 2007/2 Account # 02-00512 Bill # 9999	Total	\$49.32

Release the value of a boat and the Whiteville Rescue. The boat is double listed in the same name on a different account number.

Release the User Fee in the name of Ammons, David	Amount:	\$0.00
Value: \$0.00 Year: 2007/2 Account # 01-00564 Bill # 9999	Total	\$393.00

Release the user fee. The house is vacant and does not have a trash can.

Release the User Fee in the name of Brown, Betty	Amount:	\$0.00
Value: \$0.00 Year: 2008 Account # 15-04720 Bill # 9389	Total	\$200.00

Release the user fee. House vacant and does not have a trash can.

Release the User Fee in the name of Caines, Edgar	Amount:	\$0.00
Value: \$0.00 Year: 2008 Account # 13-06343 Bill # 1129	Total	\$400.00

Release both user fees. Customer is using a commercial hauler.

Release the User Fee in the name of Church of God Prophecy	Amount:	\$0.00
Value: \$0.00 Year: 2008 Account # 18-00195 Bill # 2086	Total	\$400.00

Release two of four user fees. The church only has two trash cans.

Release the User Fee in the name of Hayes, Linda K.	Amount:	\$0.00
Value: \$0.00 Year: 2008 Account # 10-02536 Bill # 3491	Total	\$200.00

Release the user fee. House is vacant and does not have a trash can.

Release the User Fee in the name of IB Property Holdings LLC	Amount:	\$0.00
Value: \$0.00 Year: 2008 Account # 14-00406 Bill # 5754	Total	\$200.00

Release the user fee. House is vacant and does not have a trash can.

Release the User Fee in the name of Martin, Mark	Amount:	\$0.00
Value: \$0.00 Year: 2008 Account # 12-05458 Bill # 0887	Total	\$200.00

Release the user fee. House vacant and does not have a trash can.

Release the User Fee in the name of Nichols, Ava	Amount:	\$0.00
Value: \$0.00 Year: 2008 Account # 15-01634 Bill # 4765	Total	\$149.99

Release a portion of the user fee. Did not have the trash can for a full year.

Release the User Fee in the name of Pierce, James E. (Heirs)	Amount:	\$0.00
Value: \$0.00 Year: 2008 Account # 11-19860 Bill # 6557	Total	\$200.00

Release the user fee. The house is vacant and does not have a trash can.

Release the User Fee in the name of Prince Hall Lodge #204 Masons	Amount:	\$0.00
Value: \$0.00 Year: 1999/2 Account # 18-00255 Bill # 9999	Total	\$873.00

Release the user fee for 1999 through 2008. There has never been a trash can here.

Release the User Fee in the name of Shelley, C.W.	Amount:	\$0.00
Value: \$0.00 Year: 2008 Account # 10-15251 Bill # 1041	Total	\$200.00

Release the user fee. The house is vacant and does not have a trash can.

Release the User Fee in the name of Smith, Charles	Amount:	\$0.00
Value: \$0.00 Year: 2008 Account # 15-02656 Bill # 2133	Total	\$83.35

Release a portion of the user fee. Did not have the trash can for a full year.

Release the User Fee in the name of Stanley, Herbert	Amount:	\$0.00
Value: \$0.00 Year: 2008 Account # 09-28900 Bill # 3974/83	Total	\$400.00

Release both user fees. Both houses are vacant and do not have a trash can.

Release the User Fee in the name of Stanley, Jeffery Amount: \$0.00  
 Value: \$0.00 Year: 2008 Account # 03-01457 Bill # 3995 Total \$200.00  
 Release the user fee. This house is still under construction.

Release the User Fee in the name of Tyson, James E. Amount: \$0.00  
 Value: \$0.00 Year: 2008 Account # 01-97740 Bill # 7116 Total \$200.00  
 Release the user fee. House is vacant and does not have a trash can.

Release the User Fee in the name of Wilson, Steven Amount: \$0.00  
 Value: \$0.00 Year: 2008 Account # 10-00351 Bill # 1133 Total \$200.00  
 Release one of two user fee. One house is vacant and does not have a trash can.

**B. Budget Amendments:**

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

TYPE	ACCOUNT	DETAILS	AMOUNT
Expenditure	10-5303-560100	Food and Nutrition AFFA	39,557
Revenue	10-3531-432500	Food and Nutrition AFFA	39,557
Expenditure	10-4180-599910	Flood Plain Mapping Fees	11, 170
Revenue	10-3418-440100	Flood Plain Mapping Fees	11, 170

**Agenda Item #23: COMMENTS:**

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

**B. Board of Commissioners:**

1. **Vice Chairman Bullard:** stated the following:
  - A. I would like to know the status of the re-districting. Terri Martin, Interim County Attorney replied stating I will have to check into this matter.
  - B. I think we need a mileage form to record our miles that we travel instead of just signing you name to a piece of paper.
2. **Chairman Prevatte:** on the Extra-territorial appointments, the Cerro Gordo Planning and Zoning Board is recommending that we re-appoint Raymond Gowans for another term, and we need a motion to that effect.

**MOTION (RE-APPOINTMENT):**

Vice Chairman Bullard made a motion to re-appoint Raymond Gowans to the Cerro Gordo Planning and Zoning Board, for three (3) years, with term expiring January 03, 2012, seconded by Commissioner Norris. The motion unanimously passed.

**RE-APPOINTMENTS:**

**Columbus County Department of Aging Advisory Council:**

Chairman Prevatte re-appointed the following members to the Columbus County Department of Aging Advisory Council for a three (3) year term, with term expiring on June 30, 2012:

**Robert Adams**, 233 Mt. Calvary Road, Clarkton, NC 28433, Telephone: (910) 648-6355; **and Margaret Hicks**, 262 Angelo Circle, Whiteville, NC 28472, Telephone: (910) 6432-2760.

**Economic Development Commission Board of Directors:**

Chairman Prevatte re-appointed **Harry Foley**, 2534 Bella Coola Road, Lake Waccamaw, NC 28450, Telephone: ((10) 646-4368, for a three (3) year term, with term expiring June 30, 2012.

**RECESS REGULAR SESSION and enter into CLOSED SESSION in ACCORDANCE with N.C.G.S. § 143-318.11 (6) PERSONNEL:**

At 9:37 P.M., Commissioner Byrd made a motion to recess Regular Session and enter into Closed Session in Accordance with N.C.G.S. § 143-318.11 (6) Personnel, seconded by Commissioner Norris. The motion unanimously passed.

**Agenda Item #24: CLOSED SESSION IN ACCORDANCE WITH N.C.G.S. § 143-318.11 (6) PERSONNEL:**

No official action was taken

**ADJOURN CLOSED SESSION and resume REGULAR SESSION:**

At 10:00 P.M., Commissioner Norris made a motion to adjourn Closed Session and resume Regular Session, seconded by Commissioner Gore. The motion unanimously passed.

**READING and APPROVAL of CLOSED SESSION GENERAL ACCOUNT:**

Chairman Prevatte requested that Terri Martin, Interim County Attorney, orally read the Closed Session General Account. Attorney Martin orally read the following.

*"Discussion was conducted concerning the salary increase for Interim County Attorney, Terri Martin, to be effective May 04, 2009."*

Commissioner Russ made a motion to approve the May 18, 2009 Closed Session General Account, seconded by Commissioner Norris. The motion unanimously passed.

**SALARY INCREASE APPROVAL for INTERIM COUNTY ATTORNEY:**

Commissioner McKenzie made a motion to approve the salary increase of five hundred, twenty-eight and 00/100 (\$528.00) dollars per month for Terri Martin, Interim County Attorney, for additional duties as of the day of appointment of May 04, 2009, seconded by Commissioner Russ. The motion unanimously passed.

**Agenda Item #14: SOLID WASTE -LANDFILL BERM REPAIR: -CONTINUED at 10:01 P.M.-**

Chairman Prevatte stated that discussion on the Landfill berm repair would be continued at this time, and the following recommendations were stated:

**Vice Chairman Bullard:** take out the prices of \$50,203.00 for the irrigation system, \$27,500 for the slope/finishing mower and locate something cheaper for the geo-technical fabric.

**Chairman Prevatte:** start with one-half (½) of the cost for materials due to the possibility of the Landfill being four (4) acres in lieu of eight (8) acres;

**Commissioner Gore:** start with one-half (½) of the materials listed, and if more material is needed, address that issue at a later time;

**Commissioner Byrd:** take out the slope/finishing mower at \$27,500.00, take out the irrigation pump, etc. at \$50,203.00, cut the geo-technical fabric in half, and adjust all the figures listed in half, and I will recommend that we approve \$90,000.00.

**MOTION:**

Commissioner Byrd made a motion to approve the sum of ninety thousand and 00/100 (\$90,000.00) dollars for the Landfill berm repair, to be taken from the 2008 / 2009 Solid Waste Fuel Surcharge, to eliminate the slope / finishing mower, the irrigation system, cut the geo-technical fabric in one-half (½), adjust the materials accordingly, and buy for four (4) acres in lieu of eight (8) acres. The motion was seconded by Commissioner Russ and unanimously passed.

**ADJOURN REGULAR SESSION and enter into COLUMBUS COUNTY WATER and SEWER DISTRICT IV BOARD MEETING:**

At 10:19 P.M., Commissioner Norris made a motion to adjourn Regular Session and enter into Columbus County Water and Sewer District IV, seconded by Commissioner Gore. The motion unanimously passed.

**Agenda Item #19: COLUMBUS COUNTY WATER AND SEWER DISTRICT IV - PURCHASE OF EQUIPMENT AND APPROVAL OF BUDGET AMENDMENT FOR THE EXPENDITURE:**

**-Continued (10:19 P.M.)**

This information will be recorded in Minute Book Number 1 for Columbus County Water and Sewer District IV.

**Agenda Item #25: ADJOURNMENT:**

At 10:31 P.M., Commissioner Gore made a motion to adjourn, seconded by Commissioner Russ. 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, May 18, 2009  
10.19 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**  
Ricky Bullard, **Vice Chairman**  
Amon E. McKenzie  
Giles E. (Buddy) Byrd  
Edwin Russ  
Lynwood Norris  
Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
Terri Martin, **Interim County Attorney**  
June B. Hall, **Clerk to Board**  
Bobbie Faircloth, **Finance Officer**

**MEETING CALLED TO ORDER:**

At 10:19 P.M., Chairman Prevatte called the Columbus County Water and Sewer District IV Board Meeting to order, which is being resumed from an earlier time on this date.

**Agenda Item #19: COLUMBUS COUNTY WATER AND SEWER DISTRICT IV -  
PURCHASE OF EQUIPMENT AND APPROVAL OF BUDGET  
AMENDMENT FOR THE EXPENDITURE:**

**(Continued)**

Discussion was continued and concerns were stated relative to the purchase of a used backhoe, a used truck and a used trailer as follows:

1. The purchase of new equipment or used equipment;
2. The make and model of the truck and backhoe
3. Negotiations to be conducted on the price of the backhoe; **and**
4. The source of the funds for the purchase of the needed equipment.

Commissioner Byrd requested that he be authorized to negotiate the price of the backhoe.

Commissioner Gore made a motion to approve the amount of fifty-two thousand and 00/100 (\$52,000.00) dollars for the purchase of the following:

1. 2003 International 4300, Turbo Diesel / Allison, Automatic Transmission, Dump Bed, 26K gvw 130K miles at the price of **\$25,982.35**;
2. 1999 Econoline 12 ton Backhoe Pro Trailer at the price of **\$4,000.00**;
3. Authorize Commissioner Byrd and Kip McClary to negotiate the purchase price

- of a 2004 John Deere Backhoe; **and**
4. The funds for this purchase will be taken from Columbus County Water and Sewer District IV.

The motion was seconded by Commissioner McKenzie.

Commissioner Byrd made a substitute motion for fifty (50%) percent of these funds to be taken from Water District I, and fifty (50%) percent of these funds to be taken from Water District IV, seconded by Commissioner Russ.

A roll-call vote was taken on the **substitute motion** with the following results:

**AYES:** Commissioners Russ and Byrd; **and**  
**NAYS:** Chairman Prevatte, Vice Chairman Bullard, Commissioners McKenzie, Norris and Gore.

The substitute motion fails on a five (5) to two (2) vote.

A roll-call vote was taken on the **original motion** with the following results:

**AYES:** Chairman Prevatte, Vice Chairman Bullard, Commissioners McKenzie, Norris and Gore; **and**  
**NAYS:** Commissioners Russ and Byrd.

The **original motion** passes on a five (5) to two (2) vote.

**ADJOURNMENT:**

At 10:30, Commissioner Norris made a motion to adjourn, seconded by Commissioner Russ. 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, May 18, 2009**

**8:57 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**  
 Ricky Bullard, **Vice Chairman**  
 Amon E. McKenzie  
 Giles E. (Buddy) Byrd  
 Edwin Russ  
 Lynwood Norris  
 Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
 Terri Martin, **Interim County Attorney**  
 June B. Hall, **Clerk to Board**  
 Bobbie Faircloth, **Finance Officer**

**MEETING CALLED TO ORDER:**

At 8:57 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 #18: COLUMBUS COUNTY WATER AND SEWER DISTRICTS I, II, III, IV AND V - APPROVAL OF BOARD MEETING MINUTES:**

May 04, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**)

Commissioner Norris made a motion to approve the May 04, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting Minutes, as recorded, seconded by Commissioner McKenzie. The motion unanimously passed.

**ADJOURNMENT:**

At 9:31 P.M., Commissioner Norris made a motion to adjourn, seconded by Commissioner Gore. 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, May 18, 2009**

**8:57 P.M.**

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**COMMISSIONERS PRESENT:**

James E. Prevatte, **Chairman**  
Ricky Bullard, **Vice Chairman**  
Amon E. McKenzie  
Giles E. (Buddy) Byrd  
Edwin Russ  
Lynwood Norris  
Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
Terri Martin, **Interim County Attorney**  
June B. Hall, **Clerk to Board**  
Bobbie Faircloth, **Finance Officer**

**MEETING CALLED TO ORDER:**

At 8:57 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 #18: COLUMBUS COUNTY WATER AND SEWER DISTRICTS I, II, III, IV AND V - APPROVAL OF BOARD MEETING MINUTES:**

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Commissioner Norris made a motion to approve the May 04, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting Minutes, as recorded, seconded by Commissioner McKenzie. The motion unanimously passed.

**ADJOURNMENT:**

At 9:31 P.M., Commissioner Norris made a motion to adjourn, seconded by Commissioner Gore. 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, May 18, 2009**

**8:57 P.M.**

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**COMMISSIONERS PRESENT:**

James E. Prevatte, **Chairman**  
Ricky Bullard, **Vice Chairman**  
Amon E. McKenzie  
Giles E. (Buddy) Byrd  
Edwin Russ  
Lynwood Norris  
Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
Terri Martin, **Interim County Attorney**  
June B. Hall, **Clerk to Board**  
Bobbie Faircloth, **Finance Officer**

**MEETING CALLED TO ORDER:**

At 8:57 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 #18: COLUMBUS COUNTY WATER AND SEWER DISTRICTS I, II, III, IV AND V - APPROVAL OF BOARD MEETING MINUTES:**

May 04, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**)

Commissioner Norris made a motion to approve the May 04, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting Minutes, as recorded, seconded by Commissioner McKenzie. The motion unanimously passed.

**ADJOURNMENT:**

At 9:31 P.M., Commissioner Norris made a motion to adjourn, seconded by Commissioner Gore. The motion unanimously passed.

**APPROVED:**

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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, May 18, 2009**

**8:57 P.M.**

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**COMMISSIONERS PRESENT:**

James E. Prevatte, **Chairman**  
Ricky Bullard, **Vice Chairman**  
Amon E. McKenzie  
Giles E. (Buddy) Byrd  
Edwin Russ  
Lynwood Norris  
Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
Terri Martin, **Interim County Attorney**  
June B. Hall, **Clerk to Board**  
Bobbie Faircloth, **Finance Officer**

**MEETING CALLED TO ORDER:**

At 8:57 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 #18: COLUMBUS COUNTY WATER AND SEWER DISTRICTS I, II, III, IV AND V - APPROVAL OF BOARD MEETING MINUTES:**

May 04, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**)

Commissioner Norris made a motion to approve the May 04, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting Minutes, as recorded, seconded by Commissioner McKenzie. The motion unanimously passed.

**Agenda Item #19: COLUMBUS COUNTY WATER AND SEWER DISTRICT IV - PURCHASE OF EQUIPMENT AND APPROVAL OF BUDGET AMENDMENT FOR THE EXPENDITURE:**

Kip McClary, Public Utilities Director, requested Board approval to purchase the needed equipment for Columbus County Water and Sewer District IV. (**The matter was tabled at the April 20, 2009 and the May 04, 2009 Board Meetings**)

Kip McClary stated the following:

1. I have submitted prices to you for new and used equipment; **and**
2. I have obtained some last minute prices on used equipment.

Commissioner Byrd stated the following:

1. I have a problem with transferring all the monies for this equipment from Water District IV, at this stage, and the fact that this equipment will be used for all of the water districts;
2. From the list that Kip has provided to the Board, it is my recommendation that we purchase the 2003 International Truck at \$25,982.35, and the trailer at \$4,000.00, and hold up on purchasing the backhoe; **and**
3. I have located a 2004 John Deere 310G backhoe, 4-wheel drive, with 1375 hours, for \$24,256, and I feel sure that I can negotiate and buy this machine for \$22,500, or maybe \$21,000.

Commissioner Gore stated it would be more economical to not purchase this equipment and rent the equipment on an as-needed basis.

Commissioner McKenzie stated the following:

1. This equipment is needed to allow for future growth of the water districts; **and**
2. We need to approve a budgeted amount and allow Kip to purchase what he can with that amount.

After additional and lengthy discussion was conducted relative to the need of purchasing or renting the equipment, the source of the money and the frequency of the need for the said equipment, **at 9:19 P.M.**, Commissioner Norris made a motion to move on until a later time in the meeting, seconded by Commissioner Russ. The motion unanimously passed.

**Agenda Item #20: COLUMBUS COUNTY WATER AND SEWER DISTRICT IV - APPROVAL OF EMERGENCY INTERCONNECTION METERING VAULT:**

Kip McClary, Public Utilities Director, requested Board approval of an emergency interconnection between Columbus County Water and Sewer District IV and Riegelwood Sanitary District, at no cost to the County.

Mr. McClary stated the following:

1. We have a request for an emergency water connection from the Riegelwood Sanitary District;
2. As I understand it now, they are applying for a grant for them to do the actual connection and they need a letter of commitment from us stating that we will provide emergency water services in the event they have a system shutoff or a system loss;
3. This will only be for an emergency connection and the letter of commitment from us will actually state that they can proceed with their engineering and their application for a grant but it is subject to a contract or agreement which will be generated by Columbus County and approved by this Board; **and**
4. This will be at no cost to Columbus County, and the valve will be used only in cases of emergency.

Commissioner Byrd made a motion to approve the emergency interconnection metering vault for the Riegelwood Sanitary District, at no cost to Columbus County, seconded by Commissioner

Russ. The motion unanimously passed.

**ADJOURNMENT:**

At 9:31 P.M., Commissioner Norris made a motion to adjourn, seconded by Commissioner Gore. The motion unanimously passed.

**APPROVED:**

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**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, May 18, 2009**

**8:57 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**  
 Ricky Bullard, **Vice Chairman**  
 Amon E. McKenzie  
 Giles E. (Buddy) Byrd  
 Edwin Russ  
 Lynwood Norris  
 Ronald Gore

**APPOINTEES PRESENT:**

William S. Clark, **County Manager**  
 Terri Martin, **Interim County Attorney**  
 June B. Hall, **Clerk to Board**  
 Bobbie Faircloth, **Finance Officer**

**MEETING CALLED TO ORDER:**

At 8:57 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 #18: COLUMBUS COUNTY WATER AND SEWER DISTRICTS I, II, III, IV AND V - APPROVAL OF BOARD MEETING MINUTES:**

May 04, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**)

Commissioner Norris made a motion to approve the May 04, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting Minutes, as recorded, seconded by Commissioner McKenzie. The motion unanimously passed.

**Agenda Item #21: COLUMBUS COUNTY WATER AND SEWER DISTRICT V - APPROVAL OF WATER MAIN TO SERVE PROPOSED DEVELOPMENT:**

Kyle Cox, Developer, requested Board discussion and approval of the extension of a water main to serve the proposed development on the corner of Swamp Fox Road, Herbert Norris Road and interior privately-owned roads.

Mr. Cox stated the following:

1. Water goes before us on Highway 904;
2. What we would do is extend it down to Herbert Norris Road for some homes that we are

installing; **and**

3. We would like to go ahead and buy ten (10) taps to extend this.

Kip McClary, Public Utilities Director, stated the letter that I mailed to Mr. Cox basically stated the following:

- instructed Mr.Cox that it would have to come before the Board for approval;
- we would have to get permits from the North Carolina Division of Water Quality to do an extension which also requires engineering;
- I have run some numbers, based on what we discussed, and he did commit to us that he would dedicate to the County, easements for whatever water lines were extended into the property;
- we have an estimated material cost of \$10,827, and this price is if the County purchases the material and do the installation ourselves;
- This price is going down the State road and into the property;
- The actual cost of just going down the State road will be approximately \$6,000 for materials, and if we hire out the contract work, based on the last dollar amount in Water District IV, the total will be around \$27,000, and just down the State road, it would be approximately \$18,000.

Commissioner Byrd asked Mr. McClary how many houses would be picked up along the way. Mr. McClary replied stating his present development is for fifty (50) lots, and there is already about ten (10) of those that are already connected on 904, and he has agreed to pay for ten (10) additional tap as it goes along, and when those are sold out, he has agreed to pay for ten (10) more.

Vice Chairman Bullard asked Mr. McClary if we just do the piping on the State road, how many houses would that accommodate. Mr. Cox replied stating he thought it would accommodate ten (10), but he did not have the map with him.

Discussion was conducted relative to the following:

1. If the Columbus County Public Utilities Department does the installation, the materials would cost \$6,000.00;
2. If a contractor installed the pipe, the cost will be \$18,000.00;
3. This price has been figured at 1,950 feet of 6" pipe along Herbert Norris Road;
4. There is no funds in Water District V at this time to do this work;
5. The ten (10) taps that Mr. Cox will pay for will generate \$2,500.00 and the balance of \$3,500.00 can be loaned to Water District V from Water District I;
6. This may entail additional costs with the engineering fees and seal; **and**
7. If this pipe is run down Herbert Norris Road, Mr. Cox will run the water lines to the interior lots.

Commissioner Gore made a motion for Kip McClary, Public Utilities Director, to get a turn-key price on the materials and engineering fees for this project and bring this information back to the Board, seconded by Commissioner Norris. The motion unanimously passed.

