

COLUMBUS COUNTY BOARD OF COMMISSIONERS**May 04, 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 first 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**
 June B. Hall, **Clerk to Board**
 Bobbie Faircloth, **Finance Officer**

6:30 P.M. PUBLIC HEARING:

Proposed Issuance of Environmental Improvement Revenue Bonds on Behalf of International Paper Company: the purpose of this Public Hearing is to give all who appear an opportunity to express their views for or against the proposal to issue the Bonds.

PUBLIC HEARING OPENED:

At 6:30 P.M., Chairman Prevatte called the Public Hearing to order and stated the purpose of this Public Hearing is to give all who appear an opportunity to express their views for or against the proposal to issue the Bonds. Chairman Prevatte opened the floor for comments. The following spoke.

1. **Chuck Brooks, Business Analyst, International Paper Company:** stated the following:
 - A. We have started the development of a Cell 2 Landfill;
 - B. We have received the preliminary permits from DEHNR;
 - C. We needed \$6.6 revenue for this project and that is the estimated costs; **and**
 - D. The financing will be through Environmental Revenue Bonds.
2. **Robert Adams (private citizen):** stated the following:
 - A. I worked at International Paper Company for many years, and I am now retired;
 - B. This company is a very good employer, and if there is anything you can do to help them, you need to; **and**
 - C. They employ a large number of the citizens in Columbus County.

PUBLIC HEARING CLOSED:

At 6:33 P.M., Commissioner McKenzie made a motion to close the Public Hearing, seconded by Commissioner Norris. The motion unanimously passed.

6:34 P.M. REGULAR SESSION:**Agenda Items #1, #2 and #3:****MEETING CALLED to ORDER, INVOCATION and PLEDGE of ALLEGIANCE:**

At 6:34 P.M., Chairman James E. Prevatte called the May 04, 2009 Columbus County Board of Commissioners Regular Session Meeting to order. The invocation was delivered by Commissioner Amon E. McKenzie. Everyone in attendance stood and pledged Allegiance to the Flag of the United States of America which was led by Vice Chairman Ricky Bullard.

AMENDMENT of AGENDA:

Chairman Prevatte stated that he had received a request for Agenda Item #10 to be reversed with Agenda item #9.

Commissioner Norris made a motion to reverse Agenda Items #9 and #10, seconded by Commissioner Russ. The motion unanimously passed.

Agenda Item #4: BOARD MINUTES APPROVAL:

Commissioner Norris made a motion to approve the March 05, 2009 Columbus County Retreat Minutes, as recorded, seconded by Commissioner Russ. The motion unanimously passed.

Commissioner McKenzie made a motion to approve the April 20, 2009 Regular Session Board Meeting Minutes, as recorded, seconded by Commissioner Norris. The motion unanimously passed.

Agenda Item #5: PUBLIC INPUT:

Chairman Prevatte announced this was the time for public input, and asked the Clerk to the Board if any Comment Requests had been received. The Clerk replied stating no.

Agenda Item #6: INDUSTRIAL FACILITIES and POLLUTION CONTROL FINANCING AUTHORITY - APPROVAL of RESOLUTION APPROVING in PRINCIPLE the PLAN of FINANCING for the PROJECT (as defined herein) for INTERNATIONAL PAPER COMPANY, APPROVING the ISSUANCE by the COLUMBUS COUNTY INDUSTRIAL FACILITIES and POLLUTION CONTROL FINANCING AUTHORITY of its ENVIRONMENTAL IMPROVEMENT REVENUE BONDS, 2009 SERIES A (INTERNATIONAL PAPER COMPANY PROJECT) in the AGGREGATE PRINCIPAL AMOUNT of NOT to EXCEED \$6,600,000:

Brenton Jeffcoat, Bond Counsel to the Columbus County Industrial Facilities and Pollution Control Financing Authority, requested Board approval of the following Resolution. **(The required Public Hearing was conducted at 6:30 P.M. on this day.)**

RESOLUTION APPROVING IN PRINCIPLE THE PLAN OF FINANCING FOR THE PROJECT (AS DEFINED HEREIN) FOR INTERNATIONAL PAPER COMPANY, APPROVING THE ISSUANCE BY THE COLUMBUS COUNTY INDUSTRIAL FACILITIES AND POLLUTION CONTROL FINANCING AUTHORITY OF ITS ENVIRONMENTAL IMPROVEMENT REVENUE BONDS, 2009 SERIES A (INTERNATIONAL PAPER COMPANY PROJECT) IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$6,600,000

WHEREAS, the Board of County Commissioners has created a political subdivision and body corporate and politic of the State of North Carolina known as “The Columbus County Industrial Facilities and Pollution Control Financing Authority” (the “Authority”); and

WHEREAS, the Authority is authorized under the Industrial and Pollution Control Facilities Financing Act, Chapter 159C of the General Statutes of North Carolina, as amended (the “Act”), to issue revenue bonds for the purpose, among others, of paying all or any part of the cost of any project (as defined in the Act), and to make and execute financing agreements, security documents and other contracts and instruments necessary or convenient in the exercise of such powers; and

WHEREAS, the Authority has authorized the issuance of its Environmental Improvement Revenue Bonds, 2009 Series A (International Paper Company Project), in the aggregate principal amount of not to exceed \$6,600,000 (the “Bonds”), the proceeds thereof to be made available to International Paper Company (the “Company”) to finance certain sewage and solid waste disposal facilities (the “Project”) at the Company's Riegelwood Plant (the “Plant”) located in Columbus County, North Carolina; and

WHEREAS, pursuant to the provisions of Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”), and the North Carolina Department of Commerce Rules, Subchapter 1E, Section .0204 (N.C. Admin. Code tit. 4, r. 01E.0204 (November 1994)), a public hearing on the proposed plan of financing of the Project was held by this Board of Commissioners on May 4, 2009. Such public hearing was held pursuant to public notice published on April 16, 2009 in The News Reporter, a newspaper of general circulation in Columbus County, North Carolina; and

WHEREAS, the Authority intends to file an application for approval of the Project with the Secretary of the Department of Commerce (the “Department”), as required by the Act; and

WHEREAS, no application for approval of a project shall be officially received and no bonds shall be issued under the Act until the governing body of the county from which the application is made has, by resolution, (I) approved in principle the proposed project and (ii) approved the issuance of such bonds, and a certified copy of such resolution has been provided to the Department; and

WHEREAS, Section 147(f) of the Code provides that the Bonds must be approved by the applicable elected representative of the appropriate governmental unit following a public hearing pursuant to reasonable public notice in order for interest on such Bonds to be tax exempt; and

WHEREAS, the Authority has requested this Board of Commissioners to approve the Project under Section 159C-7 of the Act; and

WHEREAS, this Board of Commissioners desires to make a record by this Resolution that the Project and the proposed plan of financing are approved in principle.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Columbus County, North Carolina as follows:

1. This Board of Commissioners hereby finds and determines that opportunity for all taxpayers, residents and other interested persons to express their views for or against said plan of financing, the proposed issuance of the Bonds and the nature and location of the Project and to submit communications in writing, was provided at said public hearing.
2. This Board of Commissioners does hereby approve the plan of financing of the Project and does approve in principle the Project pursuant to said plan of financing.
3. The issuance of the Bonds by the Authority is hereby approved.
4. The Bonds shall bear interest at the rate in accordance with a trust indenture between the Authority and a trustee to be selected by the Company and shall be sold to a purchaser or purchasers as selected by the Company at a purchase price of not less than 97.5% of the principal amount thereof.
5. This Board of Commissioners does hereby declare that this Resolution constitutes the public approval required by Section 147(f) of the Code, and approval in principle of the Project and issuance of the Bonds as required by Section .0204 of the North Carolina Department of Commerce Rules (N.C. Admin. Code titl. 4, r. 01E.0204 (November 1994)).
6. The Clerk of this Board of Commissioners is hereby authorized and directed to provide certified copies of this Resolution to the Authority, to the North Carolina Department of Commerce, to the Division of State and Local Government Finance for the State of North Carolina, and to the Local Government Commission.
7. This resolution shall take effect immediately upon its passage.

PASSED and **APPROVED** May 04, 2009.

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

(SEAL)

Attest: /s/ **JUNE B. HALL**

Clerk

STATE OF NORTH CAROLINA)
)
COUNTY OF COLUMBUS)

I, **JUNE B. HALL**, DO HEREBY CERTIFY that I am the duly qualified and acting Clerk of the County Board of Commissioners of Columbus, County, North Carolina and keeper of the official minutes thereof, and that the foregoing is a true copy of certain of the proceedings of the County Board of Commissioners taken at a meeting held at the time and place shown on the front page of these excerpts of minutes and is a complete copy of so much of the recorded minutes of said meeting as relates in any way to the passage of the resolution hereinabove set forth.

I DO HEREBY FURTHER CERTIFY that a schedule of regular meetings of said County Board, stating that regular meetings are held on the first Monday and the third Monday of each month at 6:30 P.M., respectively, in the Dempsey B. Herring Courthouse, Annex 112 W. Smith Street in Whiteville, North Carolina, has been on file in my office pursuant to G.S. 143-318.12 as of a date not less than seven days before said meeting.

WITNESS my hand and the official seal of Columbus County, North Carolina this 4th day of May, 2009.

/s/ **JUNE B. HALL**
Clerk, Board of County Commissioners

(SEAL)

Commissioner McKenzie made a motion to approve the Resolution Approving in Principle the Plan of Financing for the Project (As Defined Herein) for International Paper Company, Approving the Issuance by the Columbus County Industrial Facilities and Pollution Control Financing Authority of its Environmental Improvement Revenue Bonds, 2009 Series A (International Paper Company Project) in the Aggregate Principal Amount of Not to Exceed \$6,600,000, seconded by Commissioner Byrd. The motion unanimously passed.

Agenda Item #8: AGING - OLDER AMERICANS MONTH 2009 PROCLAMATION:

Ed Worley, Aging Director, requested Board approval and adoption of the following Older Americans Month 2009 Proclamation.

OLDER AMERICANS MONTH MAY 2009 PROCLAMATION
“Living Today for a Better Tomorrow”

WHEREAS, Columbus County joins the Nation in declaring May as the **Older Americans Month; and**

WHEREAS, this year marks the 44th Anniversary of the passage of the “Older Americans Act” by the United States Congress; **and**

WHEREAS, America’s aging population reached a turning point in 2008 as one of our nation’s largest generations, the baby boomers, started turning 60 - becoming eligible for programs under the Older Americans Act; **and**

WHEREAS, the year’s national theme of **Older Americans Month, “Living Today For A Better Tomorrow”**, reflects a continued commitment to help our nation for a larger aging population, and to bolster the efforts and older adults to achieve healthy aging - - maintaining the dignity they deserve and providing them with more opportunities to live longer independently while contributing to communities they cherish; **and**

WHEREAS, Columbus County wishes to celebrate the many contributions of its numerous citizens age sixty (60) and older, their families and their care givers; **and**

WHEREAS, Columbus County is participating in the North Carolina Association of County Commissioners Prescription Plan to provide low-income seniors with prescription drug assistance;

and

WHEREAS, Columbus County supports the creation of Livable and Senior-Friendly Communities throughout our county to enhance and encourage healthy aging of its citizens; **and**

WHEREAS, May has traditionally been celebrated with tributes to older persons through ceremonies, events, fairs and other activities at Senior Centers and other locations, as well as the 26th Annual Senior Picnic on May 12th, at the Columbus County Fairgrounds.

NOW, THEREFORE, BE IT PROCLAIMED that we, the Board of Commissioners of the County of Columbus, do hereby proclaim May, 2009, to be **“Older Americans Month”** and urge all citizens to honor older adults, and those who care for them, during May, and throughout the year. We urge all to promote and participate in activities that contribute to helping older Americans make choices for a healthy and rewarding future.

APPROVED and **ADOPTED** this the 4th day of May, 2009.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

/s/ **JAMES E. PREVATTE, Chairman, District II**
 /s/ **RICKY BULLARD, Vice Chairman, District VI**
 /s/ **AMON E. McKENZIE, District I**
 /s/ **GILES E. “BUDDY” BYRD, District III**
 /s/ **EDWIN RUSS, District IV**
 /s/ **LYNWOOD NORRIS, District V**
 /s/ **RONALD GORE, District VII**

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

Commissioner Norris made a motion to approve and adopt the Older Americans Month 2009 Proclamation, seconded by Commissioner Russ. The motion unanimously passed.

Agenda Item #10: LANDFILL GAS TASK FORCE PROJECT - UPDATE:

Kipling Godwin, Project Manager with Appalachian State University, delivered the following update to the Board on the Landfill Gas Task Force Project.

1. We have been working on this project for two (2) years;
2. Environmental Credit Corporation selected Carlson Environmental Consultants of Monroe, North Carolina to provide engineering services for the project, and Jeff McNabb is their project manager;
3. An initial engineering meeting and landfill site visit was held on Monday, February 16, 2009;
4. Environmental Credit and Carlson Environmental Consultants have determined that a preliminary pump test at the landfill site is unnecessary and the project engineer is proceeding with design work and state regulatory permitting applications;
5. The goal is to have the system operations by the fourth quarter of 2009;
6. Kip Godwin, Project Manager, met with U.S. Congressman Mike McIntyre and his staff on February 10, 2009, in Washington, DC on this project and requested the project be considered for any federal financial assistance that might be available;
7. A grant proposal has been prepared and sent to the Z Smith Reynolds Foundation on February 16, 2009 for \$67,200 over a period of three (3) years;
8. A regular meeting of the Columbus County Landfill Gas Task Force was held on Wednesday, February 25, 2009, at the Cooperative Extension Service and we encourage continued collaboration with potential project partners;
9. This matter is directly related to the next Agenda Item relative to the Landfill berm repair; **and**
10. Environmental Credit does not want to start this work and make the existing situation worse.

RECESS REGULAR SESSION and enter into PUBLIC HEARING:

At 7:00 P.M., Commissioner Norris made a motion to recess Regular Session and enter into a Public Hearing, seconded by Commissioner McKenzie. The motion unanimously passed.

7:00 P.M. PUBLIC HEARING:

Proposed American Recovery and Reinvestment Act of 2009 Application: the purpose of this Public Hearing is to give the public the opportunity to provide input regarding

NCDOT's administration of funds for the President's American Recovery and Reinvestment Act, Section 5311 (Stimulus Package).

PUBLIC HEARING OPENED:

At 7:00 P.M., Chairman Prevatte called the Public Hearing to order and stated the purpose of this Public Hearing is to give the public the opportunity to provide input regarding NCDOT's administration of funds for the President's American Recovery and Reinvestment Act, Section 5311 (Stimulus Package). Chairman Prevatte requested that Charles Patton, Public Transportation Director, to explain. Mr. Patton stated the following:

1. This money is trickling down through the North Carolina Department of Transportation; **and**
2. With this money, we will not be required to provide any matching funds.

No comments were received, either orally or written.

PUBLIC HEARING CLOSED:

At 7:03 P.M., Commissioner Norris made a motion to close the Public Hearing, seconded by Vice Chairman Bullard. The motion unanimously passed.

RESUME REGULAR SESSION:

At 7:04 P.M., Commissioner Russ made a motion to resume Regular Session, seconded by Vice Chairman Bullard. The motion unanimously passed.

Agenda Item #9: SOLID WASTE -LANDFILL BERM REPAIR:

Kip McClary, Solid Waste Director, requested Board approval of the needed repairs, at the following costs, and the following maintenance plan at the Columbus County Landfill. **(This matter was tabled at the April 20, 2009 Board Meeting.)**

LANDFILL REPAIR BUDGET (Revised)

Labor:

Project Manager/Supervisor/Increase to existing salary	\$3,000
Manual Labor (shoveling, seeding, raking and shrubbing (Telamon Corp)	0.00

Equipment:

Hand Tools	\$1,250
Tractor	\$10,000
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	(Landfill Borrow)	300 CY @ 0.00/CY	-0-
Coarse Sand		600 CY @ \$9.50/CY	\$5,700
*Topsoil (4800 cy/NCDOT ditch spoils?)		800 CY @ \$12.00/CY	\$9,600
ABC Stone (MLBC) 2500 if x 10w' x 6"		800 Ton @ \$28.00/TN	\$22,400
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
Fuels / lubricants		600 Gal @ \$3.00 Gal	\$1,800
Miscellaneous			\$2,500

TOTAL: **\$185,311.00**

***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	\$37,311
2009 / 2010 Proposed Solid Waste Budget	\$57,000
TOTAL:	\$185,311

Landfill Restoration / Remediation Plan:

1. Leachate Flowing From Berm:
 - A. Contain flowing water within footprint of the berm (State Requirement)
 1. Dam up interior ditch
 2. Excavate areas of water flow and replace loose soil with clay
 3. Replace topsoil and re-establish vegetation
 - B. Once repairs are made and flow is stopped, remove dam, re-establish vegetation in ditch
 - C. Irrigate to facilitate establishment of vegetation
2. Eroded Areas on Berm
 - A. Install clay material in fissures
 - B. Install topsoil and re-establish vegetation
 - C. Irrigate to facilitate establishment of vegetation
3. Bare Spots on Berm
 - A. Pull soil samples and test for nutrients needed to support vegetation
 - B. Add recommended nutrients and/or topsoil as required
 - C. Install seed for vegetation and stabilization fabric
 - D. Irrigate to establish vegetation
4. Repair Cracking / Sinking Areas on Berm
 - A. Import topsoil material and place in low areas
 - B. Install seed for vegetation
 - C. Irrigate to facilitate establishment of vegetation
5. Correct Berm Slopes to Remove Standing Water
 - A. Re-grade surface to create positive drainage
 - B. Install seed for vegetation
6. Perimeter Road Around Berm
 - A. Remove overgrowth inhibiting travel path
 - B. Excavate for positive drainage
 - C. Install fill in low areas
 - D. Install sand / stone material to provide year-round access
 - E. Install seed for vegetation along shoulders and ditches
7. Improve Access to Monitoring Wells
 - A. Remove overgrowth inhibiting travel path
 - B. Excavate for positive drainage
 - C. Install fill in low areas
 - D. Install sand / stone material to provide year-round access
 - E. Install seed for vegetation along shoulders and ditches

Mr. McClary stated the following:

1. I have provided you with a **revised** Landfill Repair Budget;
2. I was able to locate some lower prices on some of the items needed;
3. I have been informed by the Department of Corrections that they will not allow the inmates to provide the labor due to liability issues; **and**
4. I have contacted Telemon Corporation and they have agreed to provide the labor, free of

charge, if we agree to employ the workers once the job is completed if that type position is available.

Lengthy and in-depth discussion was conducted relative to the following:

1. High prices on the equipment;
2. If the \$3,000 increase for the Project Manager would be eliminated after this repair work has been completed or continue; **and**
3. The feasibility of doing this work in-house or contracting the work out.

After additional discussion was conducted, Commissioner Russ made a motion for Kip McClary, Solid Waste Director, to obtain prices for the rental of a Bobcat, obtain bids for the materials listed in the budget he provided, and bring these prices back to the Board at the May 18, 2009 Board Meeting, seconded by Commissioner Byrd. The motion unanimously passed.

Agenda Item #11: EMERGENCY SERVICES - APPROVAL of LETTER of SUPPORT for the FUTURE VOLUNTEER FIREFIGHTERS ACT:

Jeremy Jernigan, Emergency Services Director, requested Board approval of a Letter of Support for the future Volunteer Fire-fighters Act to be forwarded to Senator R.C. Soles, Jr. And Representative Dewey L. Hill.

Mr. Jernigan stated the following:

1. In previous years, firefighters under the age of eighteen (18) years old could not get any credit for any training they obtained;
2. The Future Volunteer Firefighters Act would allow young firefighters between the ages of fifteen (15) and eighteen (18) years old to get credit for their training;
3. This will encourage and provide a good incentive for the young firefighters to continue in this field and be able to replace the older firefighters as they retire; **and**
4. This bill is in the process of being signed and I am requesting that a Letter of Support be sent to our legislators.

Commissioner Byrd made a motion that a Letter of Support for the Future Volunteer Firefighters Act be sent to our legislators, seconded by Vice Chairman Bullard. The motion unanimously passed.

Chairman Prevatte asked Mr. Jernigan if he would prepare the Letter of Support. Mr. Jernigan replied stating that he would.

Agenda Item #12: SHERIFF - DEPARTMENTAL UPDATE:

The Honorable Christopher Batten, Columbus County Sheriff, delivered the following departmental update to the Board.

1. Highlights of 2008:
 - Received 21,843 calls through the 911 System, and there were 3,400 , plus or minus, reports generated from these calls;
 - 2,488 Arrests were made;
 - 54,219 Civil processes served; **and**
 - 534 Citations written for different offenses.
2. Detention Center:
 - As of today, we had 149 inmates; **and**
 - Our average inmate population is a high of 167 and a low of 134 since we occupied the new building in October of 2007.
3. We have applied for eighteen (18) grants and have received six (6) grants:
 - \$60,087.62 For equipment; **and**
 - \$1,125 From Farm Bureau.
4. 2009 - Applied for eight (8) grants and received two (2).
5. The COPS Grant is for three (3) years which is the same length of time as the Governor's Highway Safety Program Grant, and the director has agreed to go along with us and they will fund the equipment if we can get the positions funded through the COPS Grant;
6. Brunswick Electric Membership Corporation awarded us a grant in February, 2009 for \$2,250 for some needed new equipment for the Dive Team to keep up with State standards;
7. Copper and aluminum thefts are up;

8. In the month of May, the Sheriff's Department, along with the Highway Patrol, and all the municipalities, inside Columbus County, will be doing a month-long campaign dealing with road deaths in the county;
9. I will be addressing some issues on WWAY TV tomorrow night at 5:00 P.M.;
10. We have a lot of cold-case homicides here in Columbus County, and we hope to utilize some funds to pursue these;

Vice Chairman Bullard asked the Sheriff to address the radio communication problems that were being experienced in Columbus County. Sheriff Batten stated the following:

1. Radio communication has been a problem in Columbus County since I came on board and before;
2. There are dead areas in the County where there is no communication, and this is due to the height of the towers being inadequate; **and**
3. We are checking into a system that would eliminate this problem, but due to inadequate funding, we have not been able to purchase the system that would eliminate this problem.

Sheriff Batten stated he served on the North Carolina Education Training Standards Commission which regulates the hiring and termination standards of how sheriffs operate. We are hosting the next meeting which will be held on September 14, 15, and 16, 2009 at the Vineland Station. We will be holding the Opening Session on September 15, 2009, at 1:00 P.M., and we would like to invite the Board members and the staff members to attend. There will be a meal on Tuesday night and you are invited. We will be getting some more information on this closer to this time.

Agenda Item #13: GOVERNING BODY - UPDATE of CONTRACT between COLUMBUS COUNTY and FIRE/ EMS/RESCUE DEPARTMENTS within COLUMBUS COUNTY:

Commissioner Byrd delivered the following update of the Contract Between Columbus County and Fire / EMS / Rescue Departments within Columbus County. **(This matter was tabled at the April 20, 2009 Board Meeting.)**

Commissioner Byrd stated the following:

1. Commissioner Russ and myself met with all of the departments;
2. There were a few little things they wanted to change and most of us accepted the changes;
3. They have been working with Mr. Clark and the attorney to get the changes made, and copies of the revised contract have been sent to the departments; **and**
4. Mr. Clark will bring us up-to-date on this.

William S. Clark, County Manager, stated the following:

1. All the changes have made and the revised contract are in the hands of the chiefs;
2. Hopefully, by the first of June, we should have this finalized;
3. The first issue was the penalty, and the vote was to leave the penalty at \$250.00;
4. We also identified what an excessive call was and we changed the language to say the penalty would be \$250.00, not a minimum of \$250.00, but each penalty would be \$250.00; **and**
5. The other issue that was addressed is under disbandment to change the present wording of "all assets of the corporation shall be disbursed with written notification to the Commissioners in accordance with any relevant internal revenue code regulations and corporation bylaws", and please note that the citizens of Columbus County have an interest in the assets of the corporation.

Commissioner Byrd stated the following:

1. The term ambulance service was changed in numerous places;
2. There were some problems about the way the contract was actually worded that some of them had some questions about;
3. It was a very good meeting; **and**
4. I think everyone left satisfied and willing to all agree on it and accept.

Agenda Item #14: RESOLUTION - APPROVAL AND ADOPTION OF RESOLUTION IN SUPPORT OF NEW SYSTEM OF VEHICLE PROPERTY TAX COLLECTION:

William S. Clark, County Manager, requested the Board to approve and adopt the following Resolution in Support of New System of Vehicle Property Tax Collection.

**RESOLUTION in SUPPORT of
NEW SYSTEM of VEHICLE PROPERTY TAX COLLECTION**

WHEREAS, in 2005, legislation was passed by the General Assembly that would require that property taxes on a motor vehicle be paid at the same time as the registration fee; **and**

WHEREAS, the new system is scheduled to become effective on January 01, 2010; **and**

WHEREAS, bills have been introduced since that time that would repeal this new system before it is ever implemented; **and**

WHEREAS, in 2010 when the new system is implemented, it will increase the collection rate of property taxes due on automobiles; **and**

WHEREAS, currently North Carolina collects property taxes on motor vehicles after registration is paid, thus resulting in a collection rate of less than ninety (90%) percent which is one of the lowest in the nation; **and**

WHEREAS, the low collection rate means that counties and cities, statewide, are losing tax revenue each year; **and**

WHEREAS, in these tough economic times, the additional revenue would help the counties, and in addition, it would ensure that taxes are being paid if a vehicle is being operated; **and**

WHEREAS, this is not a new tax but simply fixes a system that currently allows people to get away with not paying property taxes on motor vehicles; **and**

WHEREAS, all one hundred (100) counties in the State of North Carolina need to urge their legislators to allow this new system to become effective without further delays.

NOW, THEREFORE, BE IT RESOLVED that we, the Columbus County Board of Commissioners, urge our legislators to allow this new system of vehicle property tax collection to become effective on January 01, 2010, without further delays.

APPROVED and ADOPTED this the 4th day of May, 2009.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

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

ATTESTED BY:

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

Commissioner Byrd made a motion to approve and adopt the Resolution in Support of New System of Vehicle Property Tax Collection, seconded by Commissioner Russ. The motion unanimously passed.

Agenda Item #7: PUBLIC TRANSPORTATION - APPROVAL of AMERICAN RECOVERY and REINVESTMENT ACT of 2009 RESOLUTION:

Charles Patton, Public Transportation Director, requested Board approval of the following American Recovery and Reinvestment Act of 2009 Resolution.

**AMERICAN RECOVERY and REINVESTMENT ACT of 2009 RESOLUTION
Section 5311
FY 2010 RESOLUTION**

Applicant seeking permission to apply for American Recovery and Reinvestment Act of 2009 funding, enter into agreement with the North Carolina Department of Transportation and to provide

the necessary assurances.

A motion was made by Vice Chairman Bullard and seconded by Commissioner Norris for the adoption of the following resolution, and upon being put to a vote was duly adopted.

WHEREAS, the “American Recovery and Reinvestment Act, 2009” (Pub. L. 111-5; “ARRA”), signed into law by President Barack Obama on February 17, 2009, includes \$8.4 billion for transit capital improvements, for which the intent of the legislation is to : a) preserve and create jobs and promote economic recovery; b) assist those affected negatively by the recession; c) provide investments needed to increase economic efficiency by spurring technological advances; d) invest in transportation infrastructure that will provide long-term economic benefits, and e) stabilize State and local government budgets, in order to minimize reductions in essential services and counterproductive State and local tax increases; **and**

WHEREAS, the ARRA provides \$680 million of the \$6.9 billion available under the Transit Capital Assistance Program, to non-urbanized areas based on 49 U.S.C. section 5311; **and**

WHEREAS, the non-urbanized area funds are apportioned based upon the non-urbanized population of each state relative to the national urbanized area and land area in non-urbanized areas, of which the State of North Carolina has been apportioned \$33 million, and, after required set-asides for intercity projects and state administration costs, North Carolina has announced the availability of approximately \$24.7 million to fund eligible transit capital projects, as defined in 49 U.S.C. 5302(a)(1), in non-urbanized areas; **and**

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering federal and state public transportation funds; **and**

WHEREAS, the purpose of these ARRA transportation funds is to provide grant monies to local agencies for rural public transportation capital improvement projects consistent with the intent of the legislation and to support efforts to stimulate the economy ; **and**

WHEREAS, Columbus County hereby assures and certifies that it will comply with the federal and state Statutes, regulations, executive orders, Section 5333 (b) Warranty, and all special Federal and State reporting requirements (at least quarterly) which relate to the applications made to and grants received from the Federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U.S.C.

NOW, THEREFORE, be it resolved that the Chairman of the Columbus County Commissioners is hereby authorized to submit a grant application for federal and state funding, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural public transportation services.

I, June B. Hall, Clerk to Board, to hereby certify that the above is a true and correct copy of an excerpt from the minutes of a meeting of the Columbus County Commissioners duly held on the 4th day of May, 2009.

/s/ **JUNE B. HALL**

Seal, Subscribed and Sworn to me 02/17/2009.

/s/ **PAULETTE A. VARNAM**
(Notary Public)
111 Washington Street
Whiteville, NC 28472

(SEAL)

My Commission Expires: 08/18/2012

Vice Chairman Bullard made a motion to approve the American Recovery and Reinvestment Act of 2009 Resolution, seconded by Commissioner Norris. The motion unanimously passed.

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

At 7:59 P.M., Commissioner Norris made a motion to recess Regular Session and enter a Combination Meeting of Columbus County Water and Sewer Districts I, II, III, IV and V, seconded by Commissioner McKenzie. The motion unanimously passed.

Agenda Item #15: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

April 20, 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 #16: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of MARCH, 2009 ADJUSTMENTS to the MONTHLY WATER BILLS:

Kip McClary, Public Utilities Director, requested Board approval of the March 2009 adjustments to the monthly water bills.

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

Agenda Item #17: 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. **(The matter was tabled at the April 20, 2009 Board Meeting)**

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

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

At 8:07 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 #18: APPOINTMENTS - COMMITTEE/BOARDS:

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

COMMITTEE	ZONE/ EB	PERSON(S)	EXPIR. DATE	BOARD ACTION
Brunswick Zoning, Planning Board and Board of Adjustments Motion: Commissioner Norris Second: Commissioner Byrd	EB	Caletta Faulk (ETJ)	05-17-2009	RE-APPOINT
Tabor City Planning and Zoning Board Motion: Commissioner Norris Second: Commissioner Byrd	EB	Tommy Spivey (ETJ)	April, 2009	RE-APPOINT
Aging Advisory Council (Region O) Motion: Commissioner Byrd Second: Commissioner Norris	EB	Gene McNeil	06-30-2009	RE-APPOINT

Department of Aging Advisory Council	V VII	Wilbur Chestnutt Willie Burns	06-30-2009 06-30-2009	RE-APPOINT RE-APPOINT
Four-County Community Services, Inc. Motion: Commissioner Byrd Second: Commissioner Russ	EB	Richard Wilson	06-30-2009	RE-APPOINT
Housing Advisory Committee	V VII	Henry Milligan Lewis L. Cokley	06-30-2009 06-30-2009	RE-APPOINT RE-APPOINT
Juvenile Crime Prevention Council	V VII	Patrick Milligan Faith Beking	06-30-2009 06-30-2009	RE-APPOINT RE-APPOINT
Library Board of Trustees	VII	Pamela L. Stanley	06-30-2009	RE-APPOINT
Southeastern Community College Board of Trustees	V	Maude Davis	06-30-2009	RE-APPOINT

Agenda Item #19: CONSENT AGENDA ITEMS:

A. Tax Refunds and Releases:

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

**TAX REFUNDS (as submitted to the Governing Body Office from the Tax Office):
May 04, 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 04, 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 Gore. The motion unanimously passed.

TYPE	ACCOUNT	DETAILS	AMOUNT
Expenditure	10-4330-519001	Contracted Services	15,000
Revenue	10-3433-440140	Reverse 911 System Grant	15,000
Expenditure	10-4331-526001	Departmental Supplies	2,080
Revenue	10-3434-440075	JP Morgan Grant	2,080
Expenditure	10-6120-535110	Maintenance/Repair to Grounds	1,722
Revenue	10-3612-489000	Miscellaneous Revenue	1,722
Expenditure	10-5301-533001	CP&L Energy	315
Revenue	10-3530-430076	CP&L Energy	315

Expenditure	10-4320-535200	M&R Equipment	6,142
	10-4310-535300	M&R Vehicles	5,135
Revenue	10-3431-489000	General Funds Balance	11,277
Expenditure	10-4960-549914	Special Projects	1,300
Revenue	10-3496-499110	Fund Balance Appropriation - No Till Drill	1,300

Agenda Item #20: Comments:

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

A. Department Heads:

1. **Kimberly Smith (Health Director):** stated the following:
 - a. The Swine Flu or the H1N1 Flu is being referred to as the Novel Flu because there is no known antibiotic to treat this flu at this time;
 - b. The State Laboratory is working around the clock to try and develop an antibiotic to treat this flu with;
 - c. There is one (1) confirmed case of Swine Flu in Onslow County;
 - d. There are four (4) suspected cases in Cumberland County, one (1) in Carteret County and one (1) in Wake County; **and**
 - e. Use good healthy practices when eating and mingling with the public.
2. **Justin Smith (Economic Development Director):** stated that Nice Blends will be occupying the InterKORDsa Building, and is better known as Project Sweet.
3. **Jeremy Jernigan (Emergency Services Director):** stated the following:
 - A. We are diligently working on getting our radio system updated;
 - B. We are meeting with several vendors to see which one will provide the biggest bang for our buck; **and**
 - C. Hopefully, we will soon have some of these communication problems worked out.

B. Board of Commissioners:

1. **Commissioner Gore:** Kip, I do not want you to take our discussion on the proposed equipment for the Landfill berm repair personally, because that is not the intent. We, as a Board, have to spend the taxpayers money as efficiently as we possibly can.
2. **Vice Chairman Bullard:** I would like to reiterate the previous statement made by Commissioner Gore.
3. **Commissioner Byrd:** I will also reiterate the previous statements made. This is nothing personal. I do think the equipment prices that you have obtained are high and we need to look for better pricing. We need to constantly work on promoting more water hookups.
4. **Commissioner Norris:** I will also reiterate the previous statements, and I am behind you 100%.
5. **Commissioner Russ:** stated I am behind Kip, and we do need this equipment for the Landfill and the water districts.
6. **Commissioner McKenzie:** stated the following:
 - A. I am behind Kip 100%; **and**
 - B. We need some mosquito spraying in District I.
7. **Chairman Prevatte:** stated the following:
 - A. I attended the Golden Leaf Fund Meeting at Southeastern Community

- College;
- B. The good news is that \$2 million have been earmarked for Columbus County on a county-wide basis;
 - C. There will be another meeting for the purpose of generating a prioritization list and that meeting will be held May 20, 2009, at 6:30 P.M.
 - D. The Commissioners will be touring the buildings at Southeastern Community College on May 06, 2009, at 8:30 A.M. and they will present their budget requests; **and**
 - E. Sammie Eason, a well-known electrician in Columbus County has passed away, and his request was that in lieu of flowers, that donations be made to the Columbus County Parks and Recreation Department. This Board needs to accept the monies from the Sammy Eason Memorial Fund.

MOTION:

Commissioner Russ made a motion to accept the monies from the Sammy Eason Memorial Fund, seconded by Commissioner Gore. The motion unanimously passed.

- F. A few meetings ago, it was acknowledged that the Board members had received a copy of the **revised** Columbus County Personnel Policy, and it was stated that we needed a workshop to discuss some of the areas and possibly all of the manual, and this will probably entail more than one (1) meeting. We need to set a date for this workshop to be conducted.

After discussion was conducted among the Board members, it was the general consensus of the Board for the Clerk to call each Board member and obtain a workable date for this workshop.

- C. **County Manager (William S. Clark):** stated the Proposed 2009-2010 Columbus County Operating Budget will be presented at the May 18, 2009 Board Meeting.

DECLARATION of RECESS:

At 8:34 P.M., Chairman Prevatte declared a five (5) minute recess.

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

At 8:39 P.M., Commissioner Norris 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 Vice Chairman Bullard. The motion unanimously passed.

Agenda Item #21: 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 9:04 P.M., Commissioner McKenzie made a motion to adjourn Closed Session and resume Regular Session, seconded by Commissioner Gore. The motion unanimously passed.

APPROVAL of CLOSED SESSION GENERAL ACCOUNT:

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

*“The first item discussed was the recommendation from Dr. Cobb for the replacement of the Cooperative Extension Director; **and**
The second item discussed was the appointment of Terri Martin as Interim Columbus County Attorney”.*

Commissioner Byrd made a motion to approve the Closed Session General Account, as read, seconded by Commissioner Norris. The motion unanimously passed.

APPOINTMENT of TERRI MARTIN as INTERIM COUNTY ATTORNEY:

Commissioner McKenzie made a motion to appoint Terri Martin as Columbus County Interim County Attorney, seconded by Commissioner Gore. The motion unanimously passed.

Agenda Item #22: ADJOURNMENT:

At 9:05 P.M., Commissioner Gore made a motion to adjourn, seconded by Vice Chairman Bullard. 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 04, 2009

7:59 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**
June B. Hall, **Clerk to Board**
Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:59 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 #15: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL Oof BOARD MEETING MINUTES:

April 20, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**)

Commissioner McKenzie made a motion to approve the April 20, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting Minutes, as recorded, seconded by Vice Chairman Bullard. The motion unanimously passed.

Agenda Item #16: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of MARCH, 2009 ADJUSTMENTS to the MONTHLY WATER BILLS:

Kip McClary, Public Utilities Director, requested Board approval of the following March 2009 adjustments to the monthly water bills for Columbus County Water and Sewer District I.

DISTRICT I ADJUSTMENTS FOR THE MONTH OF MARCH, 2009

<u>DATE</u>	<u>ACCT #</u>	<u>ACCT NAME</u>	<u>ADJ AMT</u>	<u>REASON FOR ADJUSTMENT</u>
3/1/2009	405125	LEANNE MCMILLAN	-30.00	CUT OFF FEE APPLIED IN ERROR

3/4/2009	207390	KAYCEE LITTLE	29.00	CREDIT REFUNDED
3/4/2009	603910	JERRY GARRELL	112.00	BILLING ERROR
3/4/2009	603905	JERRY GARRELL	-30.00	POSTING ERROR
3/4/2009	303070	ELIZABETH DUNCAN	-5.00	PENALTY WAIVED
3/5/2009	105350.0098	JAMES NEALEY	-16.00	METER READ WRONG
3/10/2009	207820.0097	KIMYETTE BALDWIN	-334.00	CUSTOMER LEAK
3/12/2009	207900.0098	SYVETTA SPAIN	-147.00	BILLING ERROR
3/16/2009	800672	TOMMY WARD	-21.00	BILLING ERROR
3/16/2009	403190.0095	CALVIN KEISLER	-120.00	METER READ WRONG
3/18/2009	405125.0097	LEANNE MCMILLAN	-50.00	DEPOSIT APPLIED
3/13/2009	205430	BEDFORD HICKMAN	-116.00	METER READ WRONG
TOTAL			-728.00	

Vice Chairman Bullard made a motion to approve the March, 2009 adjustments to the monthly water bills for Columbus County Water and Sewer District I, seconded by Commissioner Gore. The motion unanimously passed.

ADJOURNMENT:

At 8:07 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 04, 2009

7:59 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**
June B. Hall, **Clerk to Board**
Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:59 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 #15: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL Oof BOARD MEETING MINUTES:

April 20, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**)

Commissioner McKenzie made a motion to approve the April 20, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting Minutes, as recorded, seconded by Vice Chairman Bullard. The motion unanimously passed.

Agenda Item #16: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of MARCH, 2009 ADJUSTMENTS to the MONTHLY WATER BILLS:

Kip McClary, Public Utilities Director, requested Board approval of the following March 2009 adjustments to the monthly water bills for Columbus County Water and Sewer District II.

DISTRICT II ADJUSTMENTS FOR THE MONTH OF MARCH , 2009

<u>DATE</u>	<u>ACCT #</u>	<u>ACCT NAME</u>	<u>ADJ AMT</u>	<u>REASON FOR ADJUSTMENT</u>
3/3/2009	143490.0098	MYRON WILLIAMSON	41.00	NSF CHECK
3/3/2009	143490.0098	MYRON WILLIAMSON	25.00	NSF CHECK

3/3/2009	143350.0098	EVA WILLIAMSON	29.00	NSF CHECK
3/3/2009	143350.0098	EVA WILLIAMSON	25.00	NSF CHECK
3/3/2009	121160.0098	DANIEL LITTLE	-30.00	CUT OFF FEE ADDED IN ERROR
3/4/2009	133080.0098	HARRY D CONNER	-75.00	BILLING ERROR
3/4/2009	141550	RUDOLPH MCKENZIE	-75.00	CUST LEAK
3/5/2009	122377	SADIE HAMMONDS	-5.00	PENALTY WAIVED
3/6/2009	140465.0098	ELOISE BASS	-10.00	CUST LEAK
3/10/2009	131820.0097	CHERYL BARNHILL	-135.00	BILLING ERROR
3/11/2009	140813	GEORGE LEWIS	-20.00	METER READ WRONG
3/11/2009	122350.0098	TRENE MEARES	-442.00	CUSTOMER LEAK
3/11/2009	141680.0098	WILLIAM FLOYD	-30.00	BILLING ERROR
3/13/2009	131430.0098	WILLIAM GRIFFIN	-4.00	METER READ WRONG
3/13/2009	132597.0098	FRANK A. LOGICACCO	-17.00	INCORRECT ADJUSTMENT MADE
3/13/2009	143750.0097	JOHN NEAL	-1370.00	CUST LEAK
3/16/2009	120640.0098	GERRY BLACKWELL	-174.00	CUSTOMER LEAK
3/18/2009	330645.0095	ALEXIS TAYLOR	-50.00	DEPOSIT APPLIED
3/18/2009	141049.0098	WELDON MCKENZIE	-35	BILLING ERROR
3/18/2009	130050.0096	DAN DONOVAN	-40.00	BILLING ERROR
3/18/2009	121315.009	KAREN NELSON	-5.00	BILLING ERROR
3/18/2009	112250.0098	JAMES BRITT	-5	BILLING ERROR
3/19/2009	141050.0098	DONNA WILLIAMS	-30.00	BILLING ERROR
3/19/2009	140640.0098	MARY SOUTHERN	-\$30.00	BILLING ERROR
3/20/2009	130785.0098	FRANK SMITH	25.00	NSF
3/20/2009	130785.0098	FRANK SMITH	25.00	NSF FEE
3/23/2009	143970.0098	JIMMY KINLAW SR	-50.00	DEPOSIT TRANSFERRED
		TOTAL	-195.00	

Vice Chairman Bullard made a motion to approve the March, 2009 adjustments to the monthly water bills for Columbus County Water and Sewer District II, seconded by Commissioner Gore. The motion unanimously passed.

ADJOURNMENT:

At 8:07 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 04, 2009

7:59 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**
June B. Hall, **Clerk to Board**
Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:59 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 #15: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL Oof BOARD MEETING MINUTES:

April 20, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**)

Commissioner McKenzie made a motion to approve the April 20, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting Minutes, as recorded, seconded by Vice Chairman Bullard. The motion unanimously passed.

Agenda Item #16: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of MARCH, 2009 ADJUSTMENTS to the MONTHLY WATER BILLS:

Kip McClary, Public Utilities Director, requested Board approval of the following March 2009 adjustments to the monthly water bills for Columbus County Water and Sewer District III..

DISTRICT III ADJUSTMENTS FOR THE MONTH OF MARCH, 2009

<u>DATE</u>	<u>ACCT NUM</u>	<u>ACCT NAME</u>	<u>ADJ AMY</u>	<u>REASON FOR ADJUSTMENT</u>
3/4/2008	380465	CHARLES HOWARD	-100.00	TAP FEE
3/4/2009	341370.0097	CATHY JEREMIAH	-25.00	BILLING ERROR

3/19/2009	340714.0098	JAMIE & JULIE WARD	-105.00	BILLING ERROR
3/23/2009	341750	DONALD WOODY	-30.00	CUT OFF FEE WAIVED
3/23/2009	331243.0097	AMANDA HUGHES	-30.00	CUT OFF FEE WAIVED
3/23/2009	331243.0097	AMANDA HUGHES	-76.00	CUST LEAK
		TOTAL	-366.00	

Vice Chairman Bullard made a motion to approve the March, 2009 adjustments to the monthly water bills for Columbus County Water and Sewer District II, seconded by Commissioner Gore. The motion unanimously passed.

ADJOURNMENT:

At 8:07 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 04, 2009

7:59 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**
June B. Hall, **Clerk to Board**
Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:59 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 #15: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL Oof BOARD MEETING MINUTES:

April 20, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**)

Commissioner McKenzie made a motion to approve the April 20, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting Minutes, as recorded, seconded by Vice Chairman Bullard. The motion unanimously passed.

Agenda Item #16: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of MARCH, 2009 ADJUSTMENTS to the MONTHLY WATER BILLS:

Kip McClary, Public Utilities Director, requested Board approval of the following March 2009 adjustments to the monthly water bills for Columbus County Water and Sewer District IV.

DISTRICT IV ADJUSTMENTS FOR THE MONTH OF MARCH, 2009

<u>DATE</u>	<u>ACCT #</u>	<u>NAME ON ACCT</u>	<u>AMOUNT</u>	<u>REASON FOR ADJUSTMENT</u>
03/03/2009	410560.0097	Robert Worley	-221.00	Billing Error

03/03/2009	410560.0097	Robert Worley	(50.00)	Deposit Applied
03/03/2009	800438	Virgil Long	-56.00	Billing Error
03/03/2009	800673.0098	Daniel Ball	-21.00	Billing Error

TOTAL: -348.00

Vice Chairman Bullard made a motion to approve the March, 2009 adjustments to the monthly water bills for Columbus County Water and Sewer District IV, seconded by Commissioner Gore. The motion unanimously passed.

Agenda Item #17: 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, and approval of the Budget Amendment for the expenditures.. **(This matter was tabled at the April 20, 2009 Board Meeting)**

Mr. McClary stated the following:

1. The backhoe that we have, at this time, is not adequate to do the work that needs to be done;
2. The machine is old and has a lot of hours;
3. At the present time, the backhoe is in the shop for repair on the transmission; **and**
4. I am presenting a revised price of sixty-eight thousand, eight hundred fifty and 00/100 (\$68,850.00) dollars for the equipment that we need.

Commissioner McKenzie made a motion to approve the purchase of a used backhoe, truck and trailer at the price of sixty-eight thousand, eight hundred fifty and 00/100 (\$68,850.00) dollars as recommended by Kip McClary, Public Utilities Director.

Vice Chairman Bullard made a motion to table this Agenda Item for additional pricing, seconded by Commissioner Gore.

After discussion was conducted relative to the price of the used equipment being too high, Commissioner Byrd stated he would locate this said equipment, equivalent or better, at a lower cost and bring this information back to the Board.

Commissioner McKenzie withdrew his motion to approve the purchase of a used backhoe, truck and trailer at the price of sixty-eight thousand, eight hundred fifty and 00/100 (\$68,850.00) dollars as recommended by Kip McClary, Public Utilities Director.

The motion made by Vice Chairman Bullard and seconded by Commissioner Gore unanimously passed.

Vice Chairman Bullard asked Mr. McClary the following:

1. Where is this money being derived from for this purchase. Mr. McClary replied stating it was being taken from extra revenue generated in Water District IV.
2. Can you guarantee the Board if this money is used for this purpose, will it jeopardize the

people of that district to be taxed on their land and vehicles like Districts II and III. Mr. McClary replied stating it would not jeopardize the people of this district **at this time**.

3. You are stating not at this time, but what about in the future? Mr. McClary replied stating there was construction coming up out there, and I can't answer that.

William S. Clark, County Manager, stated that based on the projections it does look good **at this time**.

ADJOURNMENT:

At 8:07 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 04, 2009

7:59 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**
June B. Hall, **Clerk to Board**
Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:59 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 #15: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL Oof BOARD MEETING MINUTES:

April 20, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**)

Commissioner McKenzie made a motion to approve the April 20, 2009 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting Minutes, as recorded, seconded by Vice Chairman Bullard. The motion unanimously passed.

Agenda Item #16: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of MARCH, 2009 ADJUSTMENTS to the MONTHLY WATER BILLS:

Kip McClary, Public Utilities Director, requested Board approval of the following March 2009 adjustments to the monthly water bills for Columbus County Water and Sewer District V.

DISTRICT V ADJUSTMENTS FOR THE MONTH OF MARCH, 2009

<u>DATE</u>	<u>ACCT #</u>	<u>ACCT NAME</u>	<u>ADJ AMT</u>	<u>REASON FOR ADJUSTMENT</u>
3/4/2009	709908	MATTHEW HUFFMAN	-8.00	METER READ WRONG

3/4/2009	800067	DANNY LONG	-20.00	BILLING ERROR
3/4/2009	800679.0098	JUDY CLEMMONS	21.00	BILLING ERROR
3/5/2009	709946	FANNIE WATTS	(30.00)	CUT OFF FEE WAIVED
3/5/2009	800569.0098	JOHN C WARD	-21.00	CUST LEAK
3/6/2009	800575	RANDY LONG	(\$30.00)	CUT OFF FEE WAIVED
3/10/2009	709947	PEARLINE GERALD	-30	CUT OFF FEE WAIVED
3/9/2009	800641.0098	WILLIAM STEVENS	-82.00	BILLING ERROR
3/9/2009	800641.0098	WILLIAM STEVENS	50.00	CREDIT REFUNDED
3/19/2009	800670.0098	TOMMY WARD	-26.00	BILLING ERROR
TOTAL			-176.00	

Vice Chairman Bullard made a motion to approve the March, 2009 adjustments to the monthly water bills for Columbus County Water and Sewer District V, seconded by Commissioner Gore. The motion unanimously passed.

ADJOURNMENT:

At 8:07 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