

**STANLY COUNTY
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
SEPTEMBER 13, 2010**

COMMISSIONERS PRESENT: Tony Dennis, Chairman
Gene McIntyre, Vice Chairman
Lindsey Dunevant
Jann Lowder
Sherrill Smith

COMMISSIONER ABSENT: None

STAFF PRESENT: Andy Lucas, County Manager
Jenny Furr, County Attorney
Tyler Brummitt, Clerk

CALL TO ORDER

The Stanly County Board of Commissioners (the "Board") met in regular session on Monday, September 13, 2010 at 7:00 p.m. in the Commissioners Meeting Room, Stanly Commons. Chairman Dennis called the meeting to order and Commissioner Smith gave the invocation.

APPROVAL / ADJUSTMENTS TO THE AGENDA

It was requested that Item # 1 – Presentation Regarding the Butterfly House be removed and an additional item known as Item F - Warranty Deed from Stanly County to the Stanly Water & Sewer Authority be added to the consent agenda. Vice Chairman McIntyre moved to approve the agenda as amended and was seconded by Commissioner Lowder. The motion passed by unanimous vote.

ITEM # 2 – 2008 SCHOOL DEBT REFINANCING

Presenter: Toby Hinson, Finance Director

Chris Alexander, First Tryon Securities

Toby Hinson introduced Chris Alexander with First Tryon Securities. Mr. Alexander provided an overview of the estimated savings that would be incurred by refinancing the school construction loan for the renovation of Locust and Aquadale Schools as well as the jail construction loan. Due to the recent drop in rates, once refinanced the total \$15.11 million dollars would have an estimated net present savings of \$865,000 or an average of \$60,000 per year.

It was requested the Board consider and approve the contract with First Tryon Securities to allow Chris Alexander to serve as financial advisor for the County and proceed with the refinance.

Commissioner Smith moved to approve the contract with First Tryon Securities. The motion was seconded by Commissioner Dunevant and passed by a 5 – 0 vote.

ITEM # 3 – PLANNING & ZONING

Presenter: Michael Sandy, Director

A. Public Hearing – APFO Contract Approval for Bay Shore on Lake Tillery in the Norwood Jurisdiction

Frank D. Foreman and Rodney D. Foreman, the owners/developers of 3.167 acres of real property have proposed the development of a subdivision with six (6) single family lots in the Bay Shore on Lake Tillery subdivision. The approval and development of the project is subject to the payment of \$1500.00 per single family lot or dwelling unit which is due at the time the building permit is issued.

Chairman Dennis declared the public hearing open. Having no one come forward to speak, the hearing was closed.

Vice Chairman McIntyre moved to approve the APFO contract for Bay Shore on Lake Tillery. The motion was seconded by Commissioner Dunevant and passed unanimously.

B. Public Hearing – Request to Apply for the Second Round of the Abandoned Manufactured Home Grant Program

Mr. Sandy provided statistics relating to the first round of grant funds received during the 2009-10 year. With the initial \$37,500.00 received, 21 abandoned mobile homes have been removed leading to 55,641 pounds of recycled material and approximately \$7,426.00 in funds being received. It was requested the Board approve the application for the second round of the Abandoned Manufactured Home Grant Program for the 2010-11 year.

Chairman Dennis declared the public hearing open. With no one coming forward to speak for or against, the hearing was closed.

Commissioner Dunevant moved to approve the application and was seconded by Vice Chairman McIntyre. The motion passed with a 5 – 0 vote.

ITEM # 4 – STANLY COUNTY CONVENTION & VISITORS BUREAU ANNUAL PRESENTATION

Presenter: Chris Lambert, Director

Mr. Lambert presented an overview of the CVB accomplishments during the past year stating that \$57 million was brought into the County through tourism. Advertisements were placed on radio and cable television to promote opportunities within the County in addition to a new travel guide being recently completed and published.

The information was provided for the Board's information and required no action.

ITEM # 5 – HEALTH DEPARTMENT – BUDGET AMENDMENT #2011-03

Presenter: Dennis Joyner, Director

The Stanly County Health Department received notification from the Kate B. Reynolds Charitable Trust authorizing a carryover of unexpended FY 09-10 grant funding in the amount of \$8,548.00 to support infrastructure and promote efforts of the Stanly County Partners In Health Coalition (PIH). It was requested the Board approve the carryover of these funds and for appropriation into the Health Department’s FY 2010-11 budget.

Vice Chairman McIntyre moved to approve budget amendment #2011-03 and was seconded by Commissioner Lowder. The motion passed unanimously.

ITEM # 6 – UTILITIES – STANLY COUNTY LANGUAGE ACCESS PLAN

Presenter: Donna Davis, Director

The NC Department of Commerce, Division of Community Assistance is requiring all NC counties and municipalities that receive Community Development Block Grant Funds (CDBG) to have a Language Access Plan. As a result, the Stanly County Language Access Plan was submitted for the Board’s review and consideration for approval.

By motion, Vice Chairman McIntyre moved to approve the Stanly County Language Access Plan. His motion was seconded by Commissioner Smith and the motion passed with a 5 – 0 vote.

ITEM # 7 – REGION F AGING ADVISORY COMMITTEE APPOINTMENTS

Presenter: Andy Lucas, County Manager

The Centralina Council of Governments (CCOG) requested Glenna Hinson be appointed to serve as a delegate to replace Janice Abernathy who was ineligible after having served three terms. The appointment would be for a two year term from July 1, 2010 – June 30, 2012.

Since Glenna Hinson currently serves as an alternate, it was requested Janice Abernathy be appointed as an alternate for the term of July 1, 2010 – June 30, 2011.

Commissioner Lowder moved to approve both appointments and was seconded by Commissioner Dunevant. The motion passed by unanimous vote.

ITEM # 8 – 2011-2012 NCACC LEGISLATIVE GOALS DEVELOPMENT

Presenter: Andy Lucas, County Manager

As part of developing goals for the 2011-12 biennium, the NCACC invited counties to submit their proposals for consideration. After some discussion, it was requested the following items be submitted to the NCACC:

1. Support legislation to ensure ADM funds and Lottery revenues are reinstated to the Public School Capital Building Fund.
2. Support legislation to reform the current Worker’s Compensation laws which is extremely important for counties with self-funded worker’s compensation insurance programs.

3. Support legislation to change the current State law which requires three (3) counties to constitute an RPO in order for all counties have a voice when it comes to transportation planning.

Vice Chairman McIntyre moved to have the above items submitted in letter form on behalf of the Board of County Commissioners and was seconded by Commissioner Dunevant. The motion passed by unanimous vote.

ITEM # 9 – CONSENT AGENDA

- A. Minutes – Regular meeting on August 9, 2010
- B. Tax refund requests for the following:
 - Jean V. Swaringen for \$263.24
 - William Shufflebotham for \$207.15
 - Marcus Harward for \$63.90
 - Charlie Lee & Coral B. Yow for \$279.68
 - Richard L. & Karen W. Lowder for \$34.68
 - Bobby W. Coone for \$93.24
 - Bennie W. & Jeanette S. Greene for \$12.14
 - Lawrence R. & Barbara J. Milanie for \$503.41
 - Brenda Allen for \$304.43
 - Bonnie W. Honeycutt for \$489.02
 - J M & G Properties for \$258.28
 - Michael C. & Wendy A. Griffin for \$32.54
- C. Tax Release & Discovery Reports for June, July and August 2010
- D. Transportation – Request approval of the attached required changes to the Stanly County Substance Abuse Policy
- E. Sheriff's Dept. – Request approval of the supplemental law enforcement agreements for the towns of New London, Red Cross, Richfield and Stanly Community College.
- F. Warranty deed from Stanly County to the Stanly Water & Sewer Authority for the Hwy 24/27/73 Water Project.

By motion, Commissioner Dunevant moved to approve the consent agenda as presented. His motion was seconded by Vice Chairman McIntyre and passed with a 5 – 0 vote.

PUBLIC COMMENT

None

GENERAL COMMENTS

Commissioner Smith extended his sympathy to the family of Susan Harwood on her recent passing. He also reminded everyone of the Best of Badin Festival to be held over the weekend and encouraged everyone to go and support the local community.

The County Manager congratulated the Board on receiving the "Municipal Conservationist of the Year" award from the NC Wildlife Federation. The award will be presented during the Annual Governor's Banquet in Raleigh on September 18, 2010.

Chairman Dennis, Vice Chairman McIntyre, Commissioner Lowder, Commissioner Dunevant, the County Attorney had no comments.

CLOSED SESSION

Commissioner Smith moved to recess the meeting to closed session to consult with the County Attorney in accordance with G. S. 143-318.11(a)(3) to discuss APGI's public records lawsuit and the County's 401 water quality permit intervention, and to discuss a personnel issue in accordance with G. S. 143-318.11(a)(6). The motion was seconded by Commissioner Dunevant and passed by unanimous vote.

ADJOURN

Vice Chairman McIntyre moved to adjourn the meeting until Monday, October 4, 2010 at 7:00 p.m. and was seconded by Commissioner Smith. The motion passed by a 5 – 0 vote at 8:08 p.m.

Tony M. Dennis, Chairman

Tyler Brummitt, Clerk