

**STANLY COUNTY  
BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
DECEMBER 6, 2010**

**COMMISSIONERS PRESENT:**

Tony Dennis  
Lindsey Dunevant  
Jann Lowder  
Josh Morton

**COMMISSIONERS ABSENT:**

Gene McIntyre

**STAFF PRESENT:**

Andy Lucas, County Manager  
Jenny Furr, County Attorney  
Tyler Brummitt, Clerk to the Board

**REORGANIZATIONAL MEETING**

**CALL TO ORDER**

The Stanly County Board of Commissioners (the "Board") met in regular session on Monday, December 6, 2010 at 7:00 p.m. in the Commissioners Meeting Room, Stanly Commons. Acting as temporary chairman, County Manager Andy Lucas called the meeting to order for the purpose of reorganization of the Board pursuant to NCGS 153A-39.

**SWEARING IN CEREMONY**

Mr. Lucas introduced Justin P. Burr of the NC House of Representatives, who administered the Oath of Office to newly elected Commissioner Josh Morton, Jr. and incumbent Lindsey Dunevant. Due to an injury, incumbent Gene McIntyre was unable to attend the meeting and was later sworn in by the Clerk to the Board.

**ELECTION OF CHAIRMAN**

The Commissioners took their seats and the County Manager opened the floor for nominations for Chairman in accordance with NCGS 153A-39. Commissioner Lowder nominated Commissioner Morton for Chairman. There being no other nominations, Commissioner Dennis moved to close the nominations and Commissioner Morton was declared Chairman for 2011 by a 4 – 0 vote.

**ELECTION OF VICE CHAIRMAN**

Mr. Lucas congratulated Chairman Morton and turned the proceedings over to him. Chairman Morton opened the floor for nominations for Vice Chairman pursuant to G.S. 153A-39. Commissioner Dennis nominated Commissioner Lowder for Vice Chairman and was seconded by Chairman Morton. By unanimous vote, Commissioner Lowder was elected as Vice Chairman for 2011.

**APPROVAL OF BONDS:** Chairman Morton called for a motion to approve the following public official bonds:

Tax Administrator (Rick Johnson)	\$ 100,000	June 30, 2011
Finance Officer (Toby Hinson)	\$ 100,000	June 30, 2011
Register of Deeds (Suzanne Lowder)	\$ 50,000	December 1, 2011
Sheriff (Rick Burris)	\$ 5,000	December 4, 2011

By motion, Vice Chairman Lowder moved to approve the public bonds and was seconded by Commissioner Dennis. The motion passed by unanimous vote.

**BOARD & COMMITTEE ASSIGNMENTS**

Commissioner Dennis presented the following slate of nominees for the various boards and committees:

- |  |                       |
|--|-----------------------|
| 1. Chairman, Economic Development Commission                 | Commissioner Dennis   |
| Alternate  | Vice Chairman Lowder  |
| 2. Member, Board of Health                                   | Vice Chairman Lowder  |
| 3. Member, Piedmont Behavioral Health                        | Chairman Morton       |
| 4. Member, Social Services Board                             | Commissioner McIntyre |
| 5. Member, Library Board of Trustees                         | Commissioner McIntyre |
| 6. Member, Airport Authority                                 | Commissioner Dennis   |
| Alternate  | Commissioner Dunevant |
| 7. Member, Historic Preservation Commission                  | Chairman Morton       |
| 8. Chairman, Fire District Commission                        | Commissioner Dennis   |
| 9. Member, Albemarle Downtown Development Commission         | Commissioner McIntyre |
| 10. Member, Senior Services Board                            | Vice Chairman Lowder  |
| 11. Member, Rural Transportation Planning Organization (RPO) | Commissioner Dunevant |
| Alternate  | Commissioner Dennis   |
| 12. Member, Stanly Water & Sewer Authority                   | Vice Chairman Lowder  |
| Alternate  | Commissioner Dennis   |

Commissioner Dennis moved to accept the board and committee assignments as read. His motion was seconded by Vice Chairman Lowder and passed with a 4 – 0 vote.

**ESTABLISH THE 2011 MEETING SCHEDULE**

By motion, Vice Chairman Lowder moved to approve the meeting dates for the first and third Monday of each month, omitting the second meeting for the months of June, July, August, September, and December and that the time of the meetings will be 7:00 p.m. in the Commissioners Meeting Room, Stanly Commons. The meeting schedule for 2011 will be as follows:

- January 3 and 18
- February 7 and 21

March 7 and 21  
 April 4 and 18  
 May 2 and 16  
 June 6  
 July 11  
 August 8  
 September 12  
 October 3 and 17  
 November 7 and 21  
 December 5

The motion was seconded by Commissioner Dunevant and passed by unanimous vote.

**ADOPTION OF THE 2011 HOLIDAY SCHEDULE**

Commissioner Dennis moved to approve the following County Holiday Schedule:

<b>Holiday</b>	<b>Observance Date</b>	<b>Day of the Week</b>
New Year's Day	December 31, 2010	Friday
Martin Luther King, Jr.	January 17, 2011	Monday
Good Friday	April 22, 2011	Friday
Memorial Day	May 30, 2011	Monday
Independence Day	July 4, 2011	Monday
Labor Day	September 5, 2011	Monday
Veteran's Day	November 11, 2011	Friday
Thanksgiving	November 24 & 25, 2011	Thursday & Friday
Christmas	December 23 & 26, 2011	Friday & Monday
New Year's Day (2012)	January 2, 2012	Monday

The motion was seconded by Commissioner Dunevant and approved by unanimous vote.

**ANNOUNCEMENT**

Chairman Morton announced that during any regular meeting of the Board, the County Commissioners in order to act in their capacity as Board of Governors for the Greater Badin Water & Sewer District or for the Piney Point Water District may, in their discretion, recess a Commissioners' regular meeting and reconvene as the Board of Governors of either of the above two entities in order to conduct business matters related to that entity. The Chairman stated that this concluded matters related to the reorganization and called on Vice Chairman Lowder to give the invocation.

**APPROVAL / ADJUSTMENTS TO THE AGENDA**

Vice Chairman Lowder moved to approve the agenda as presented and was seconded by Commissioner Dunevant. The motion passed by a 4 – 0 vote.

## **SCHEDULED AGENDA ITEMS**

### **ITEM # 1 – ANNUAL PRESENTATION ON THE AUDIT FOR YEAR ENDED JUNE 30, 2010**

**Presenter: Marcie Spivey, Martin Starnes & Associates**

Ms. Spivey provided a power point presentation that included highlights of the annual financial report. There were no findings or questioned costs as well as no material weaknesses or deficiencies noted in the report.

Commissioner Dennis moved to accept the audit as presented. His motion was seconded by Vice Chairman Lowder and passed by unanimous vote.

### **ITEM # 2 – 911 COMMUNICATIONS**

**Presenter: Chad Coble, IT Director**

Stanly, Brunswick, and Haywood Counties were awarded a grant from the NC 911 Board in the amount of \$866,250 of which Stanly County received \$416,250. The grant was awarded to implement an advanced next generation 911 service which will provide much needed options for contacting 911 such as advanced routing of 911 calls and faster call set up. It also allows Brunswick and Haywood Counties to serve as fail over sites in the event of a disaster.

Vice Chairman Lowder moved to approve the contract with the NC 911 Board to accept the grant funds and was seconded by Commissioner Dunevant. The motion passed with a 4 – 0 vote.

Commissioner Dennis moved to approve the CenturyLink contract to implement the Intrado advanced 911 service subject to the contract addendum prepared by the County Attorney being accepted by CenturyLink. The motion was seconded by Vice Chairman Lowder and passed unanimously.

### **ITEM # 3 – BOARD OF EQUALIZATION & REVIEW**

**Presenter: Rick Johnson, Tax Administrator**

Due to the recent passing of the current Chairman to the Board of Equalization & Review, Mr. Johnson sought the Board's help in appointing a new member to serve the remainder of Mr. Wilson Barbee's two year term.

The item was taken under consideration and will be brought before the Board again in January 2011.

### **ITEM # 4 – MANDATORY CODE OF ETHICS**

**Presenter: Andy Lucas, County Manager**

Per North Carolina General Statute 160A-86, the County must adopt a code of ethics no later than December 31, 2010.

**See Exhibit A  
Code of Ethics  
Stanly County Board of Commissioners**

Commissioner Dennis moved to approve the Code of Ethics as presented and was seconded by Commissioner Dunevant. The motion passed with a 4 – 0 vote.

#### **ITEM # 5 – VOTING DELEGATE FOR THE NCACC LEGISLATIVE GOALS CONFERENCE**

**Presenter: Andy Lucas, County Manager**

By motion, Vice Chairman Lowder moved to appoint Commissioner McIntyre as the voting delegate and Commissioner Dunevant as the alternate delegate for the upcoming NCACC Legislative Goals Conference in January, 2011 in Durham County. Her motion was seconded by Commissioner Dennis and passed by unanimous vote.

#### **ITEM # 6 – CONSENT AGENDA**

- A. Minutes – Regular meeting of November 15, 2010
- B. SCUSA/Transportation Advisory Committee Appointments
- C. Tax – Refund for Paul J. Hinson, Jr.
- D. Planning – Budget amendment # 2011-15
- E. Social Services – Budget amendment # 2011-14
- F. Legal Dept. - Request approval of the revised Stanly County Identity Theft Prevention Program

Commissioner Dennis moved to approve the above items as presented. The motion was seconded by Commissioner Dunevant and approved with a 4 – 0 vote.

#### **PUBLIC COMMENT**

None

#### **GENERAL COMMENTS**

Commissioner Dennis congratulated Josh Morton on being elected Chairman for 2011.

Vice Chairman Lowder welcomed the boy scouts who had attended the meeting and wished everyone a Merry Christmas.

Chairman Morton, Commissioner Dunevant, the County Manager, and County Attorney had no comments.

#### **CLOSED SESSION**

Commissioner Dunevant 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 request and the County's 401 water quality permit intervention. The motion was seconded by Commissioner Dennis and passed by unanimous vote.

#### **ADJOURN**

Vice Chairman Lowder moved to adjourn the meeting until Monday, January 3, 2011 and was seconded by Commissioner Dunevant at 8:50 p.m. The motion passed unanimously.

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**Josh Morton, Chairman**

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**Tyler Brummitt, Clerk**