

**STANLY COUNTY
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
MARCH 5, 2012**

COMMISSIONERS PRESENT:

Lindsey Dunevant, Chairman
Gene McIntyre, Vice Chairman
Tony Dennis
Jann Lowder
Josh Morton

COMMISSIONERS 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, March 5, 2012 at 7:00 p.m. in the Commissioners Meeting Room, Stanly Commons. Chairman Dunevant called the meeting to order and Commissioner Dennis gave the invocation.

APPROVAL / ADJUSTMENTS TO THE AGENDA

Commissioner Lowder moved to approve the agenda with the following amendments: A) Pull Item # 3 – Public Comment Period Review and Follow-Up and replace it with the 911 Emergency Radio Communications Site Survey and Comprehensive Plan, B) Add the marriage amendment resolution as Item # 4 and move the consent agenda to item # 5. The motion was seconded by Vice Chairman McIntyre and passed by unanimous vote.

ITEM # 1 – OFFICE SPACE RENOVATIONS – CLERK OF COURT'S OFFICE

Presenter: Michael Huneycutt, Clerk to Court

Due to the elimination of several positions, the Clerk of Court requested approval to renovate a portion of their office space to improve customer service efficiency. Two diagrams were submitted for the Board's information based on a partial renovation and a total renovation. To stay within a budget of approximately \$5,000.00, the Clerk of Court requested Board approval to complete the partial renovation at this time.

Vice Chairman McIntyre moved to approve the Clerk of Court's request for a partial office space renovation to be completed with a portion of the Clerk's unobligated funds for FY 2011-2012. The motion was seconded by Commissioner Dennis and passed by unanimous vote.

ITEM # 2 – DEMOLITION RECOMMENDATION

Presenter: Andy Lucas, County Manager

In August 2008, the County acquired a dilapidated barn as part of a 1.6 acre tract of land adjacent to the Agri-Civic Center. Due to the potential liability as well as its appearance, staff requested approval for the County to seek bids for the demolition of the barn and disposal of the debris. A preliminary cost is estimated to be \$750.00 - \$1,000.00. Should the bids fall outside the County's budgeted resources for the current year, the project will be put on hold and reconsidered as part of the FY 2012-2013 budget.

By motion, Commissioner Dennis moved to approve the demolition of the property and for the County to seek bids for its demolition. The motion was seconded by Vice Chairman McIntyre and passed with a 5 – 0 vote.

ITEM # 3 – 911 EMERGENCY RADIO COMMUNICATIONS SITE SURVEY AND COMPREHENSIVE PLAN

Presenter: Karen McDaniel, 911 Director

Due to various concerns with the current 911 emergency radio communication system, it was recommended a consultant be hired to complete a site survey and comprehensive plan for the County and its public safety partners. Although funding for the study was not included in the current year's budget, the 911 Advisory Board is concerned that the County is missing out on grant opportunities and therefore sought the Board's support in moving forward with the plan in this fiscal year. Funding for the study can be allocated from the 911 Surcharge Fund thus requiring no County funds.

Board approval was requested to appropriate funds for the 911 emergency radio communication site survey and comprehensive plan in the current fiscal year, and reach out to each municipality to participate as part of a steering committee for the survey and study plan.

By motion, Commissioner Dennis moved to approve the above request. His motion was seconded by Vice Chairman McIntyre and passed by unanimous vote.

ITEM # 4 – RESOLUTION IN SUPPORT OF VOTER PARTICIPATION IN THE MAY 8, 2012 VOTE TO AMEND THE NORTH CAROLINA CONSTITUTION PROTECTING MARRIAGE

Presenter: Vice Chairman McIntyre

Vice Chairman McIntyre read the proposed resolution as presented, then by motion moved to approve its adoption by the Board. His motion was seconded by Vice Chairman Lowder and passed with a 5 – 0 vote.

Below is the resolution as approved:

**RESOLUTION IN SUPPORT OF VOTER PARTICIPATION IN THE MAY 8, 2012 VOTE
TO AMEND THE NORTH CAROLINA CONSTITUTION PROTECTING MARRIAGE**

WHEREAS, in 1995 the North Carolina legislature enacted NCGS 51-1.2, which states that Marriages, whether created by common law, contracted, or performed outside of North Carolina, between individuals of the same gender are not valid in North Carolina; and

WHEREAS, the United States Congress enacted 1 USCS Section 7, which states “In determining the meaning of any Act of Congress, or of any ruling, regulation, or interpretation of the various administrative bureaus and agencies of the United States, the word “marriage” means only a legal union between one man and one woman as husband and wife, and the word “spouse” refers only to a person of the opposite sex who is a husband or a wife; and

WHEREAS, in 2011 the North Carolina General Assembly allowed the people of this great State the right to vote on whether or not to amend the North Carolina Constitution to preserve marriage as the legal union of one man and one woman; and

WHEREAS, North Carolina is the only state in the South that has not protected marriage in its constitution; and

WHEREAS, every state in the country that has allowed the people to vote, 30 in all, has protected marriage in its constitution as the union of one man and one woman, including North Carolina’s bordering states of Virginia, Tennessee, Georgia and South Carolina; and

WHEREAS, the Stanly County Commissioners encourage the people of Stanly County and North Carolina to voice their opinion by exercising their right to vote; and

WHEREAS, the amendment reads: “Marriage between one man and one woman is the only domestic legal union that shall be valid or recognized in this State. This section does not prohibit a private party from entering into contracts with another private party; nor does this section prohibit courts from adjudicating the rights of private parties pursuant to such contracts.”;

NOW, THEREFORE BE IT RESOLVED that the Stanly County Board of Commissioners endorses the Marriage Amendment to the North Carolina Constitution which states the only domestic legal union that is valid or recognized in North Carolina is marriage between one man and one woman; and

BE IT FURTHER RESOLVED that the Stanly County Board of Commissioners encourages voter participation on this important issue to be voted upon on May 8, 2012.

This the 5th day of March 2012.

Lindsey Dunevant, Chairman

Tyler Brummitt, Clerk to the Board
Stanly County Board of Commissioners

ITEM # 5 – CONSENT AGENDA

- A. Minutes – Regular meeting of February 20, 2012
- B. Tax – Refund requests for American Fiber and Finishing, Utility Works Inc. and Tim & Ava Crayton
- C. DSS – Budget amendment # 2012-25
- D. EMS – Request approval of the revised NC Statewide Emergency Management Mutual Aid and Assistance Agreement

Commissioner Dennis moved to approve the above items as presented and was seconded by Commissioner Lowder. The motion passed unanimously.

PUBLIC COMMENT

None

GENERAL COMMENTS & ANNOUNCEMENTS

Chairman Dunevant acknowledged a video Charlotte Regional Partnership had sent for the Board's information pertaining to the importance of water to the Southern region and the ability to use it to generate electricity to offer lower electrical rates as a way to draw new industry to an area.

Chairman Dunevant stated he felt the Board's annual planning retreat held on February 24, 2012 went very well in that there was good discussion that took place during the afternoon planning exercises which focused on the county's past and its vision for the future.

There were no other comments.

ADJOURN

With no other business brought forward, Commissioner Dennis moved to adjourn the meeting. The motion was seconded by Vice Chairman McIntyre and passed by unanimous vote at 7:31 p.m.

Lindsey Dunevant, Chairman

Tyler Brummitt, Clerk