

**STANLY COUNTY  
BOARD OF COMMISSIONERS  
REGULAR MEETING AGENDA  
JANUARY 17, 2017  
7:00 P.M.**

**CALL TO ORDER & WELCOME – CHAIRMAN LAWHON  
INVOCATION & PLEDGE OF ALLEGIANCE – VICE CHAIRMAN BURLESON  
APPROVAL/ADJUSTMENTS TO THE AGENDA**

**SCHEDULED AGENDA ITEMS**

**1. BOARD & COMMITTEE APPOINTMENTS**

**Presenter: Andy Lucas, County Manager**

**A. Airport Authority Board**

**B. Nominee for the Farm Service Agency County Committee**

**2. BOARD'S ANNUAL STRATEGIC PLANNING RETREAT**

**Presenter: Andy Lucas, County Manager**

**3. FY 2017-2018 BUDGET CALENDAR**

**Presenter: Andy Lucas, County Manager**

**4. CONSENT AGENDA**

**A. Minutes – Regular meeting of January 3, 2017.**

**B. Finance – Request approval of the vehicle tax refund report for December 2016.**

**C. Airport – Request approval of budget amendment # 2017-29.**

**D. Health Dept. – Request approval of the attached budget amendment # 2017-30 for Animal Control.**

**E. Planning & Zoning – Interlocal Agreement for Enforcement of the Town of Oakboro Zoning Ordinance by the Planning Department**

**PUBLIC COMMENT**

**BOARD COMMENTS, ANNOUNCEMENTS & COMMITTEE REPORTS**

**CLOSED SESSION:** To discuss a personnel issue in accordance with G. S. 143-318.11(a)(6).

**ADJOURN**

**The next regular meeting is scheduled for Monday, February 6<sup>th</sup> at 7:00 p.m.**



# Stanly County Board of Commissioners

Meeting Date: January 17, 2017  
 Presenter: Andy Lucas

\_\_\_\_\_ | **1A**  
 Consent Agenda | Regular Agenda

Presentation Equipment:  Lectern PC\*  Lectern VCR  Lectern DVD  Document Camera\*\*  Laptop\*\*\*

Please Provide a Brief Description of your Presentations format: \_\_\_\_\_

\* PC is equipped with Windows XP and Microsoft Office XP (including Word, Excel, and PowerPoint), Internet connectivity and Network connectivity for County Employees.

\*\* If you have need to use the Document Camera and zoom into a particular area, if possible please attach a copy of the document with the area indicated that you need to zoom into. A laser light is available to pinpoint your area of projection.

\*\*\* You can bring in a laptop that will allow video out to be connected at the lectern – set display to 60Mhz.

## ITEM TO BE CONSIDERED

### AIRPORT AUTHORITY BOARD APPOINTMENTS

Please see the attached letter regarding this request.

For your consideration, attached are several volunteer applications on file for this board.

Request the Board appoint/reappoint two (2) members to the Airport Authority Board with each serving a four (4) year term beginning April 1, 2017 – March 31, 2021.

Subject

Requested Action

Signature: \_\_\_\_\_

Dept. \_\_\_\_\_

Date: \_\_\_\_\_

Attachments: Yes \_\_\_\_\_ No   x  

#### Review Process

| Approved                   |     | Initials |
|----------------------------|-----|----------|
| Yes                        | No  |          |
| Finance Director           | ___ | ___      |
| Budget Amendment Necessary | ___ | ___      |
| County Attorney            | ___ | ___      |
| County Manager             | ___ | ___      |
| Other:                     | ___ | ___      |

#### Certification of Action

Certified to be a true copy of the action taken by the Stanly County Board of Commissioners on

\_\_\_\_\_  
 Tyler Brummitt, Clerk to the Board      Date





United States  
Department of  
Agriculture

Farm and  
Foreign  
Agricultural  
Services

Farm  
Service  
Agency

Stanly FSA  
26032-A Newt Rd  
Albemarle NC  
28001-7461

Phone:  
(704) 982-5114,  
Extension 2

Fax (toll free):  
(844) 325-6908

Email  
jennifer.almond@  
nc.usda.gov

[www.fsa.usda.gov](http://www.fsa.usda.gov)

January 3, 2017

To Whom It May Concern:

The Stanly County Farm Service Agency makes every effort to ensure that farmers understand and participate in our farm programs to the fullest extent possible.

It is our policy to contact groups and individuals on an annual basis that are underrepresented or under-served (including women, African Americans, American Indians, Hispanics, Asian and Pacific Islanders and Alaskan Natives) on our elected County Committee. This is an effort to receive comments and recommendations for County Committee Advisors.

Advisors play an important role on the local farmer elected committee. Beyond bringing knowledge and expertise from underrepresented and under-served communities, Advisors can ensure that producers and the general public understand FSA programs. Working with various communities in the County, Advisors can promote a good working relationship between the various USDA agencies in the County. In addition, advisors participate in hearings and voice their opinions regarding FSA policy to ensure those FSA programs are delivered in a fair and equitable manner.

We are requesting that you consider submitting a recommendation for consideration. Nominees should be active in farming or interested and knowledgeable about farming in this area. Please submit your recommendation by January 20, 2017. The Stanly County FSA Committee will compile nominations and forward them to the North Carolina Farm Service Agency Committee for review. Upon selection, Advisors will begin service in March 2017.

Also, we ask your assistance in encouraging all farmers and ranchers to register with their local Farm Service Agency so that whenever a program becomes available they can be provided timely program information which may result in benefits for them or their farms. Anyone needing additional information can visit our office in the Stanly County Agri-Civic Center, call 704-982-5114, extension 2, email [jennifer.almond@nc.usda.gov](mailto:jennifer.almond@nc.usda.gov), or visit the website at [www.fsa.usda.gov](http://www.fsa.usda.gov).

Your consideration of our request and assistance in making farmers aware of the FSA is greatly appreciated.

Sincerely,

Jennifer L. Almond, County Executive Director  
On behalf of the Stanly County Farm Service Agency County Committee



# Stanly County Board of Commissioners

Meeting Date: January 17, 2017

Presenter Andy Lucas

|                |   |                |
|----------------|---|----------------|
| Consent Agenda | 2 | Regular Agenda |
|----------------|---|----------------|

## ITEM TO BE CONSIDERED

**Subject**

**Board's Annual Strategic Planning Retreat**

The past eight (8) years the Board has held a local, one day planning retreat to discuss the current year and set priorities for the next fiscal year and beyond. It is recommended the Board hold a retreat again this fiscal year. The Board may also want to consider the assistance of a contracted facilitator.

Possible dates for the retreat are:

Friday, February 17

Friday, February 24

**Requested Action**

1. Consider and approve holding a one-day planning retreat at a location w/in Stanly County
2. Consider and determine the need for a facilitator
3. Consider and approve a date for the retreat

Signature: Andy Lucas

Dept: Central Administration

Date: 01/11/17

Attachments:  yes  no

**Review Process**

**Certification of Action**

|                            | Approved                 |                          | Initials |
|----------------------------|--------------------------|--------------------------|----------|
|                            | Yes                      | No                       |          |
| Finance Director           | <input type="checkbox"/> | <input type="checkbox"/> |          |
| Budget Amendment Necessary | <input type="checkbox"/> | <input type="checkbox"/> |          |
| County Attorney            | <input type="checkbox"/> | <input type="checkbox"/> |          |
| County Manager             | <input type="checkbox"/> | <input type="checkbox"/> |          |
| Other:                     | <input type="checkbox"/> | <input type="checkbox"/> |          |

Certified to be a true copy of the action taken by the Stanly County Board of Commissioners on

\_\_\_\_\_

Tyler Brummitt, Clerk to the Board      Date

# Stanly County Board of Commissioners



Meeting Date January 17, 2017

Presenter: Andy Lucas

|                |   |
|----------------|---|
| Consent Agenda | <div style="font-size: 2em; font-weight: bold; color: blue; margin: 0 auto;">3</div> Regular Agenda |
|----------------|---|

## ITEM TO BE CONSIDERED

### FY 2017-2018 Budget Calendar

The FY 2017-2018 budget process will begin this month as staff initiates the process of compiling and evaluating revenue and expenditure projections to share with the Board at its annual retreat in February. The attached budget calendar for FY 2017-2018 will formalize many of the target dates and provide guidance to staff.

**Subject**

**Review, consider and approve the attached budget calendar for FY 2017-2018.**

**Requested Action**

Date: 1/11/17

Dept: Central Administration

Attachments:  yes  no

#### Review Process

|                            | Approved                 |                          | Initials |
|----------------------------|--------------------------|--------------------------|----------|
|                            | Yes                      | No                       |          |
| Finance Director           | <input type="checkbox"/> | <input type="checkbox"/> |          |
| Budget Amendment Necessary | <input type="checkbox"/> | <input type="checkbox"/> |          |
| County Attorney            | <input type="checkbox"/> | <input type="checkbox"/> |          |
| County Manager             | <input type="checkbox"/> | <input type="checkbox"/> |          |
| Other:                     | <input type="checkbox"/> | <input type="checkbox"/> |          |

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\_\_\_\_\_

Tyler Brummitt, Clerk to the Board      Date



**Stanly County  
FY 2017-2018 Budget Manual  
Budget Calendar**

The County will utilize the following schedule in preparing the budget for fiscal year 2017-2018. Dates are subject to change:

| <b>Dates</b>                                       | <b>Activity</b>   | <b>Description</b>  |
|--|---|---|
| December 2016- January 2017                        | Budget Process Development  | County Manager and Finance begin development and revision of forms and process for Fiscal Year 2017-2018  |
| January 2017                                       | Pre-Budget Assessment & Projections                                       | Finance, HR and County Manager begin preparing the system for budget data entry   |
| February ____, 2017                                | Board Strategic Planning Conference                                       | Board develops goals and sets priorities for Fiscal Year 2017-2018  |
| March 16, 2017                                     | Budget Kick-Off (Departments)   | Departments begin developing operating and capital improvement budget requests and key information into the budget system   |
| March/April 2017<br>TBD                            | Joint Meetings w/School Board and Community College Board of Trustees     | The School Board and Board of Trustees share prior year results, key operational priorities, planned initiatives as well as capital renovation and replacement needs. |
| April 14, 2017                                     | Dept. Requests Due  | Department operating and capital improvement budget requests are due to the County Manager's Office   |
| May 15, 2017                                       | Manager's Recommended Budget Presentation                                 | Place and Time: Stanly Commons, Board Meeting Room at 7:00 PM   |
| June 5, 2017                                       | Public Hearing  | Public hearing for Fiscal Year 2017-2018 operating budget   |
| June 8, 2017*<br>June 12, 2017 *<br>June 19, 2017* | Budget Workshop(s)<br><b>* dates subject to change if conflicts arise</b> | Workshops to discuss Fiscal Year 2017-2018 budget   |
| June 22, 2017                                      | Budget Adoption   | Board approves Fiscal Year 2017-2018 Budget Ordinance   |





# Stanly County Board of Commissioners

Meeting Date: January 17, 2017  
 Presenter: Chairman Lawhon

4

Consent Agenda    Regular Agenda

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## ITEM TO BE CONSIDERED

### CONSENT AGENDA

Subject

- A. Minutes – Regular meeting of January 3, 2017.
- B. Finance – Request approval of the vehicle tax refund report for December 2016.
- C. Airport – Request approval of budget amendment # 2017-29.
- D. Health Dept. – Request approval of the attached budget amendment # 2017-30 for Animal Control.
- E. Planning & Zoning – Interlocal Agreement for Enforcement of the Town of Oakboro Zoning Ordinance by the Planning Department

Requested Action

Request approval of the above items as presented.

Signature: \_\_\_\_\_

Dept. \_\_\_\_\_

Date: \_\_\_\_\_

Attachments:            Yes                                  No        x    

#### Review Process

#### Certification of Action

| Approved                   |     | Initials |
|----------------------------|-----|----------|
| Yes                        | No  |          |
| Finance Director           | ___ | ___      |
| Budget Amendment Necessary | ___ | ___      |
| County Attorney            | ___ | ___      |
| County Manager             | ___ | ___      |
| Other:                     | ___ | ___      |

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 County Board of Commissioners on

\_\_\_\_\_

Tyler Brummitt, Clerk to the Board                  Date

**STANLY COUNTY  
BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
JANUARY 3, 2017**

**COMMISSIONERS PRESENT:**

Bill Lawhon, Chairman  
Joseph Burleson, Vice Chairman  
Scott Efirm  
Janet K. Lowder  
Gene McIntyre  
Ashley Morgan  
Matthew Swain

**COMMISSIONERS ABSENT:**

None

**STAFF PRESENT:**

Andy Lucas, County Manager  
Jenny Furr, County Attorney

**CALL TO ORDER**

The Stanly County Board of Commissioners (the "Board") met in regular session on Tuesday, January 3, 2017 in the Commissioners Meeting Room, Stanly Commons. Chairman Lawhon called the meeting to order at 7:00 p.m., gave the invocation and led the pledge of allegiance.

**APPROVAL / ADJUSTMENTS TO THE AGENDA**

With no amendments to the agenda, Vice Chairman Burleson moved to approve the agenda as presented and was seconded by Commissioner McIntyre. The motion passed by unanimous vote.

**ITEM # 1 – CO-OPERATIVE EXTENSION – CONSIDERATION OF A VOLUNTARY AG-DISTRICT APPLICATION FOR WAYNE SASSER**

**Presenter: Lori Ivey, Ag Extension Agent**

On behalf of the Ag District Board, Ms. Ivey presented an application submitted by Mr. Sasser to request that 71.2 acres (Tax Record # 35275) located at 29013 Jordan Pond Drive, Albemarle, NC be designated as a voluntary agricultural district. It was also noted that the Ag District Board met on December 19, 2016 to consider the application and approved it at that time.

With no questions, Commissioner Lowder moved to approve Mr. Sasser's application and was seconded by Vice Chairman Burleson. The motion carried with a 7 – 0 vote.

**ITEM # 2 – SHERIFF’S OFFICE**

**Presenter: Sheriff Burris**

**A. Recognition of Advanced and Intermediate Service Awards**

Sheriff Burris took a moment to recognize the following individuals as recipients of the Intermediate Detention Officer Certifications: Lieutenant Melanie Deese, Sergeant John Nicholas Ray, Sergeant Erica Howard and Sergeant Deborah Tucker. He also recognized Senior Detective Jamie Shue with the Advanced Law Enforcement Certificate.

No Board action was required.

**B. 2016 Stanly County Internet Crimes Against Children Grant Program & Approval of the Associated Budget Amendment # 2017-28.**

**Presenters: Sheriff Burris and Sergeant George Miller**

At Commissioner McIntyre’s request, Sheriff Burris provided a brief summary of the grant. He stated that the Sheriff’s Office is in the process of joining the Internet Crimes Against Children (ICAC) Task Force and intends to apply for a grant of approximately \$40,000 from the Department of Public Safety to allow for the training of personnel and purchase of equipment necessary to investigate, prosecute and convict subjects engaged in trading, producing or possessing child pornography. The grant requires that the purchase be made up front by the County, but is a zero-match grant. It was requested the Board approve submission of the grant application and allocate the funds needed to make the initial purchases while waiting for reimbursement.

Commissioner Lowder spoke in favor of the request stating that having such training and equipment in place will help to move the investigation process along without having to wait on the SBI to respond.

Commissioner McIntyre moved to approve the grant application. For clarification, Commissioner Swain asked if the allocation of funds should be contingent upon the Sheriff’s Office receiving the grant. Vice Chairman Burleson then asked the County Manager if the motion should be amended to state this. The County Manager responded yes stating that the Board can approve the application and associated budget amendment contingent upon the grant application being funded by the state.

Commissioner McIntyre agreed and amended his motion to approve submission of the application and approve the associated budget amendment contingent upon state approval for funding. The motion was seconded by Vice Chairman Burleson and passed by unanimous vote.

### **C. Equal Employment Opportunity Program (EEO)**

Sheriff Burris requested the Board reaffirm the EEO to give it a current date which is needed in order for the County to qualify to receive the grant.

Vice Chairman Burleson moved to reaffirm the EEO as requested and was seconded by Commissioner Swain. The motion carried with a 7 – 0 vote.

### **ITEM # 3 – BOARD & COMMITTEE APPOINTMENTS**

**Presenter: Andy Lucas, County Manager**

#### **A. SCUSA Transportation Advisory Committee**

The County Manager noted the requested appointments and encouraged the Board to consider making these appointments by position rather than by name with the exception of the Public Member appointment. It was requested that the following individuals be appointed for a two (2) year term to serve until December 31, 2019:

- Locust Town Administrator (Cesar Correa)
- Stanly County Schools Superintendent (Bill Josey)
- Government Staff (John Mullis)
- Public Member (Garry Lewis)

Vice Chairman Burleson moved to approve the appointment of the Locust Town Administrator, School Superintendent and Government Staff as requested and was seconded by Commissioner Efird. The motion carried with a 7 – 0 vote.

On a separate motion, Vice Chairman Burleson moved to appoint Garry Lewis as the Public Member for a two (2) year term until December 31, 2019. The motion was seconded by Commissioner Efird and passed by unanimous vote.

#### **B. Stanly Water & Sewer Authority (SWSA)**

With the terms of four (4) members of the SWSA expiring in December 2016 or January 2017, it was requested the Board appoint/reappoint four (4) members with each to serve a three (3) year term until January 3, 2020. One of the members, Gareth Smith, requested not to be reappointed due to health reasons. The three (3) remaining members, William Rigsbee, Terry Blalock and Josh Morton, have agreed to serve if reappointed.

By motion, Commissioner Lowder moved to appoint Curtis R. Furr to replace Gareth Smith and reappoint William Rigsbee, Terry Blalock and Josh Morton until January 3, 2020. Her motion was seconded by Vice Chairman Burleson. The motion passed with a vote of 6 – 1 (Commissioner McIntyre voting against).

#### **ITEM # 4 – EDC ORGANIZATION AND GOVERNANCE DISCUSSION**

**Presenter: Andy Lucas, County Manager**

The County Manager began by stating that the agenda item was added in order to begin the discussion and provide guidance to staff related to the EDC's organization and structure. Chairman Lawhon then opened the floor for discussion.

Commissioner Swain stated that at the most recent EDC meeting in December he spoke in favor of restructuring the Economic Development Commission and encouraged their board to submit any ideas or options they may have to the Board in order to spur further conversation. He noted that several surrounding counties, for example, have formed an economic development commission in the form of a public/private non-profit partnership.

Commissioner Efird responded stating that he is open for discussion on it as well and would like to see the Board proceed with filling the EDC Director position and would like to discuss the restructuring further at the budget retreat. He agreed with Commissioner Swain's comments and expressed interest in discussing the possibility of a non-profit partnership as well.

Vice Chairman Burleson echoed Commissioners Swain and Efird's comments regarding the restructure adding that he has not been satisfied with the department for several years and feels it can be better. Early on thoughts were to let the County Manager serve as interim director since an assistant still remained in the EDC office. However with her leaving, he feels it may be time to move forward with filling that position. Vice Chairman Burleson also stated that he would like to continue with these conversations since the current structure does not appear to be working.

Commissioner McIntyre stated that he does not disagree with statements made thus far, but feels the current EDC format has evolved into something different than it was originally meant to be. Initially the EDC Director was to report to the EDC Board, but more recently has reported to the County Manager instead. He also feels the EDC Board should be a working board where its members participate by visiting businesses in the area they represent to make their presence. Commissioner McIntyre strongly believes that before hiring a director the Board needs to have a format in place to make sure the person fits the mold they are looking for.

Commissioner Lowder stated that at the last EDC Board meeting, there was a lengthy discussion regarding the department which ended with many questions still unanswered. One of the members noted that there are road blocks that have to be identified, a need to determine what it not currently being done and what needs to be done in order to improve it. Commissioner Lowder added that the Board also needs to discuss funding for economic development as well

no matter what direction it decides for EDC. She encouraged citizens to make suggestions, bring their thoughts and comments before the Board as well.

Chairman Lawhon turned the proceedings over to Vice Chairman Burleson in order to participate in the discussion. He began by stating that there are many ways to structure an Economic Development Commission and he felt that until recently the EDC Board was unaware of their authority to hire and fire employees within the department. As mentioned earlier, surrounding counties with economic development commissions are public/private organizations which are funded by companies, individuals, counties, cities and towns where they operate. He echoed Commissioner Lowder's comments in that the Board needs to find out what groups are willing to participate financially before determining whether or not it can be established as a public/private organization.

Commissioner Lowder noted that if it is restructured as a public/private organization, a distribution of the authority and representation on the board must also be considered. For example, if the county provides a higher percentage of funding, that control should remain with the county.

Commissioner Swain agreed that there are still many questions remaining adding that he would also like to receive feedback from the towns and municipalities in the county to determine if they are willing to support such an organization if restructured.

Commissioner Morgan stated that initially he was against hiring a new director, but feels the Board needs to be open with that person to make them aware of the possibility of changes within that department. He agrees with Commissioner Swain that changes are needed and feels there is a need to speak with the City of Albemarle's economic development department to consider potentially partnering with them and other towns/municipalities on this.

Commissioner Morgan requested the Board consider hiring an interim director to work with the County Manager in the short term. Commissioner McIntyre agreed that an interim is needed.

Vice Chairman Burleson asked the County Manager for his thoughts on the discussion thus far. The County Manager stated that the item was added for discussion to determine how the Board would like staff to handle routine EDC items that arise noting that based on his previous economic development experience he can continue to respond to requests in the interim. He expressed concerns regarding the amount of benefit the County would receive by hiring an interim director who would be in the office only a few days a week versus the expense associated with the position. He added that it also important for people to understand that

whatever direction the Board chooses to take EDC, it would not be a one-time only contribution but an ongoing expense. Also accountability will need to be addressed based on how the department is structured. If established as a non-profit who will hold them accountable if it is no longer a county department? The County Manager agreed with Commissioner Swain's comments that the community needs to be engaged and participate as well in an effort to maintain a good economic development program.

With no further discussion, Vice Chairman Burleson turned the proceedings back over to Chairman Lawhon.

#### **ITEM # 5 – CONSENT AGENDA**

**Presenter: Chairman Lawhon**

- A. Minutes – Regular meeting of December 5, 2016.
- B. Central Admin – Request approval of a contract with Inter Technologies for replacement of the audio/visual system in the Commons Meeting Room.
- C. Stanly Community College Cosmetology Facility & Equipment Leases – Request approval of attached lease agreements.
- D. Finance - Request approval of the Monthly Financial Report for Five Months Ended November 30, 2016.
- E. Sheriff's Office – Request approval of budget amendment # 2017-26.
- F. EMS – Request approval of budget amendment # 2017-27.

By motion, Commissioner McIntyre moved to approve the consent agenda as presented. The motion was seconded by Commissioner Efir and carried with a 7 – 0 vote.

#### **GREATER BADIN WATER & SEWER DISTRICT**

Vice Chairman Burleson moved to recess the meeting of the board of county commissioners and reconvene as the Greater Badin Water & Sewer District. The motion was seconded by Commissioner McIntyre and passed by unanimous vote.

#### **ITEM # 6 – GREATER BADIN WATER & SEWER DISTRICT (GBWSD)**

**Presenter: Donna Davis, Utilities Director**

##### **A. Approval of a Waterline Easement located on NC Highway 740 and Albemarle Road in Badin**

Utilities Director Davis noted that there is a waterline that crosses a 1.060 acre piece of land located on NC Highway 740 and Albemarle Road in Badin beside (on the northeast side) of the Badin Volunteer Fire Department. The property is currently owned by Venture Properties VII,

LLC and was formerly owned by Badin Business Park, LLC and ALCOA, Inc. The waterline has been in place since approximately 1981 or before, but no recorded easement has been found. Venture Properties VII, LLC has approved and executed the attached Deed of Easement in order to finalize their rights and the rights of the GBWSD and obligations associated with the 2583.79 square foot easement. It was requested the Board approve the deed of easement for the waterline.

Vice Chairman Burleson moved to approve the deed of easement and was seconded by Commissioner McIntyre. The motion carried by a 7 – 0 vote.

**B. GBWSD Language Access Plan**

Per Ms. Davis, the U.S. Department of Agriculture now requires that a Language Access Plan be in place for all entities receiving USDA funding. With the GBWSD being a recipient of these funds, it was requested the Board approve the Greater Badin Water & Sewer District Language Access Plan for compliance with Title VI of the Civil Rights Act of 1964 and other applicable federal and state laws with respect to people with Limited English Proficiency (LEP).

By motion, Commissioner Efird moved to approve the Language Access Plan as requested and was seconded by Vice Chairman Burleson. Motion passed unanimously.

**See Exhibit A  
Greater Badin Water & Sewer District  
Language Access Plan**

**ADJOURNMENT OF THE GREATER BADIN WATER & SEWER DISTRICT**

Vice Chairman Burleson moved to adjourn the meeting of the GBWSD and reconvene as the board of county commissioners. The motion was seconded by Commissioner Lowder and passed with a 7 – 0 vote.

**PUBLIC COMMENT** - None.

**BOARD COMMENTS, ANNOUNCEMENTS & COMMITTEE REPORTS**

Vice Chairman Burleson provided an update on the initial meeting of the Regulatory Reform Committee which took place before Christmas. The next meeting is scheduled for January 18<sup>th</sup> where Inspections (David Harrington), Environmental Health (David Ezzell) and the County Manager have been invited to attend. He also wished everyone a prosperous new year.



Commissioner Efirm noted his appreciation of the Board and the EDC discussion. He wished everyone a Happy New Year and that he looks forward to 2017. He also noted the upcoming Stanly Water & Sewer Authority meeting scheduled for February 14, 2017.

Commissioner Morgan wished everyone a Happy New Year.

Chairman Lawhon asked the commissioners to provide regular updates on the board and committees they serve on as meetings take place. He also hoped everyone enjoyed the holidays and has a great new year.

**CLOSED SESSION**

Commissioner McIntyre moved to recess the meeting into closed session in order to discuss a real estate transaction in accordance with G. S. 143-318.11(a)(5) and economic development in accordance with G. S. 143-318.11(a)(4). The motion was seconded by Vice Chairman Burleson and carried by unanimous vote.

**ADJOURN**

With no further discussion, Commissioner Swain moved to adjourn the meeting and was seconded by Commissioner Morgan. The motion passed with a 7 – 0 vote at 8:30 p.m.

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**Bill Lawhon, Chairman**

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**Tyler Brummitt, Clerk**



# Stanly County Board of Commissioners

Meeting Date: January 17, 2017  
 Presenter: Consent

4B  
 Consent Agenda | Regular Agenda

Presentation Equipment:  Lectern PC\*  Lectern VCR  Lectern DVD  Document Camera\*\*  Laptop\*\*\*

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## ITEM TO BE CONSIDERED

**Please see the attached December 2016 refund report from the North Carolina Vehicle Tax System for taxpayers due vehicle refunds over \$100 which requires Board of Commissioners approval.**

Subject

Requested Action

**Consider and approve the attached vehicle tax refunds.**

Signature: Toby R. Hinson

Date: 1/9/17

Dept. Finance

Attachments: Yes No \_\_\_\_\_

### Review Process

| Approved                   |    | Initials |
|----------------------------|----|----------|
| Yes                        | No |          |
| Finance Director           | —  | —        |
| Budget Amendment Necessary | —  | —        |
| County Attorney            | —  | —        |
| County Manager             | —  | —        |
| Other:                     | —  | —        |

### Certification of Action

Certified to be a true copy of the action taken by the Stanly County Board of Commissioners on

\_\_\_\_\_  
 Tyler Brummitt, Clerk to the Board Date



# North Carolina Vehicle Tax System

## NCVTS Pending Refund report

Report Date 1/6/2017 4:13:13 PM

| Payee Name                  | Primary Owner               | Secondary Owner      | Address 1           | Address 3                | Tax Jurisdiction | Levy Type   | Change     | Interest Change | Total Change |
|-----------------------------|-----------------------------|----------------------|---------------------|--------------------------|------------------|-------------|------------|-----------------|--------------|
| BECKER, HARRY MILLER        | BECKER, HARRY MILLER        |                      | 165 CRAWLEY AVE     | NORWOOD, NC 28128        | 01               | Tax         | (\$175.88) | \$0.00          | (\$175.88)   |
| BLANKENSHIP, JENNIFER MINDY | BLANKENSHIP, JENNIFER MINDY |                      | 32865 NC HWY 740    | ALBEMARLE, NC 28001      | 54               | Tax         | (\$102.38) | \$0.00          | (\$102.38)   |
|                             |                             |                      |                     |                          |                  |             |            | Refund          | \$278.26     |
|                             |                             |                      |                     |                          | 01               | Tax         | \$0.00     | (\$0.15)        | (\$0.15)     |
|                             |                             |                      |                     |                          | 50               | Tax         | (\$122.71) | (\$6.93)        | (\$129.64)   |
|                             |                             |                      |                     |                          | 50               | Vehicle Fee | \$0.00     | \$0.00          | (\$5.00)     |
|                             |                             |                      |                     |                          | 24               | Tax         | \$16.70    | \$0.96          | \$17.66      |
|                             |                             |                      |                     |                          | 30               | Tax         | (\$20.80)  | (\$1.17)        | (\$21.97)    |
|                             |                             |                      |                     |                          |                  |             |            | Refund          | \$139.10     |
| DECKER, LARRY LEE           | DECKER, LARRY LEE           | DECKER, DOROTHY ANN  | 206 BROAD ST        | LOCUST, NC 28097         | 01               | Tax         | (\$83.42)  | \$0.00          | (\$83.42)    |
|                             |                             |                      |                     |                          | 55               | Tax         | (\$44.82)  | \$0.00          | (\$44.82)    |
|                             |                             |                      |                     |                          | 55               | Vehicle Fee | \$0.00     | \$0.00          | \$0.00       |
|                             |                             |                      |                     |                          | 11               | Tax         | (\$10.46)  | \$0.00          | (\$10.46)    |
|                             |                             |                      |                     |                          |                  |             |            | Refund          | \$138.72     |
| FORREST, MATTHEW ROSS       | FORREST, MATTHEW ROSS       |                      | 24442 BOST RD       | ALBEMARLE, NC 28001      | 01               | Tax         | (\$116.08) | \$0.00          | (\$116.08)   |
|                             |                             |                      |                     |                          | 13               | Tax         | (\$10.39)  | \$0.00          | (\$10.39)    |
|                             |                             |                      |                     |                          |                  |             |            | Refund          | \$126.47     |
| HILL, ROBERT EDWARD         | HILL, ROBERT EDWARD         |                      | 8196 HILLSVIEW RD   | OAKBORO, NC 28129        | 01               | Tax         | (\$98.75)  | \$0.00          | (\$98.75)    |
|                             |                             |                      |                     |                          | 17               | Tax         | (\$5.95)   | \$0.00          | (\$5.95)     |
|                             |                             |                      |                     |                          |                  |             |            | Refund          | \$105.70     |
| NAPIER, CHARLES DAVID       | NAPIER, CHARLES DAVID       |                      | 5401 S KINGS HWY    | MRYTLE BEACH, SC 29575   | 01               | Tax         | (\$63.82)  | \$0.00          | (\$63.82)    |
|                             |                             |                      |                     |                          | 50               | Tax         | (\$56.20)  | \$0.00          | (\$56.20)    |
|                             |                             |                      |                     |                          | 50               | Vehicle Fee | \$0.00     | \$0.00          | \$0.00       |
|                             |                             |                      |                     |                          |                  |             |            | Refund          | \$120.02     |
| PETER D EDQUIST & COMPANY   | PETER D EDQUIST & COMPANY   |                      | PO BOX 728          | MOUNT PLEASANT, NC 28124 | 01               | Tax         | \$0.00     | \$0.00          | \$0.00       |
|                             |                             |                      |                     |                          | 50               | Tax         | (\$120.64) | \$0.00          | (\$120.64)   |
|                             |                             |                      |                     |                          | 50               | Vehicle Fee | (\$5.00)   | \$0.00          | (\$5.00)     |
|                             |                             |                      |                     |                          | 63               | Tax         | \$44.99    | \$0.00          | \$44.99      |
|                             |                             |                      |                     |                          | 30               | Tax         | (\$20.45)  | \$0.00          | (\$20.45)    |
|                             |                             |                      |                     |                          |                  |             |            | Refund          | \$101.10     |
| THOMAS, RONNIE JOE          | THOMAS, RONNIE JOE          | THOMAS, JILL SIMPSON | 1618 ARBOR WAY      | ALBEMARLE, NC 28001      | 01               | Tax         | (\$127.26) | \$0.00          | (\$127.26)   |
|                             |                             |                      |                     |                          | 50               | Tax         | (\$112.06) | \$0.00          | (\$112.06)   |
|                             |                             |                      |                     |                          | 50               | Vehicle Fee | \$0.00     | \$0.00          | \$0.00       |
|                             |                             |                      |                     |                          |                  |             |            | Refund          | \$239.32     |
| TYNDALL, MARGARET TYSON     | TYNDALL, MARGARET TYSON     |                      | 174 WILLOW CREEK DR | STANFIELD, NC 28163      | 01               | Tax         | (\$87.16)  | \$0.00          | (\$87.16)    |
|                             |                             |                      |                     |                          | 57               | Tax         | (\$41.63)  | \$0.00          | (\$41.63)    |
|                             |                             |                      |                     |                          | 11               | Tax         | (\$13.01)  | \$0.00          | (\$13.01)    |
|                             |                             |                      |                     |                          |                  |             |            | Refund          | \$141.80     |
|                             |                             |                      |                     |                          |                  |             |            | Refund Total    | \$1390.48    |



AMENDMENT NO: 2017-29

**STANLY COUNTY-BUDGET AMENDMENT**

BE IT ORDAINED by the Stanly County Board of Commissioners that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2017:

To amend the Airport Operating Fund 671, the expenditures are to be changed as follows:

| FUND/DEPART<br>NUMBER | ACCOUNT<br>NUMBER | ACCOUNT<br>DESCRIPTION  | CURRENT<br>BUDGETED<br>AMOUNT | INCREASE<br>(DECREASE) | AS<br>AMENDED    |
|-----------------------|-------------------|-------------------------|-------------------------------|------------------------|------------------|
| 671.4530              | 352.000           | Rep & Maint - Equipment | \$ 24,000                     | \$ 8,000               | \$ 32,000        |
| TOTALS                |                   |                         | <u>\$ 24,000</u>              | <u>\$ 8,000</u>        | <u>\$ 32,000</u> |

This budget amendment is justified as follows:

To amend the Airport Operating Fund with excess revenues to increase repairs and maintenance expense.

This will result in a net increase \$ 8,000 in expenditures and other financial use to the County's annual budget. To provide the additional revenue for the above, the following revenues will be increased. These revenues have already been received or are verified they will be received in this fiscal year.

| FUND/DEPART<br>NUMBER | ACCOUNT<br>NUMBER | ACCOUNT<br>DESCRIPTION   | CURRENT<br>BUDGETED<br>AMOUNT | INCREASE<br>(DECREASE) | AS<br>AMENDED   |
|-----------------------|-------------------|--------------------------|-------------------------------|------------------------|-----------------|
| 671.3453              | 860.16            | Office Space Rent Income | \$ -                          | \$ 7,000               | \$ 7,000        |
| 671.3453              | 890.10            | Miscellaneous Income     | 150                           | 1,000                  | 1,150           |
| TOTALS                |                   |                          | <u>\$ 150</u>                 | <u>\$ 8,000</u>        | <u>\$ 8,150</u> |

SECTION 2. Copies of this amendment shall be furnished to the Clerk of the Board of Commissioners, Budget Officer, and to the Finance Director.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Verified by the Clerk of the Board \_\_\_\_\_

Reviewed by Department Head [Signature] Date 1/10/17

Reviewed by Finance Director [Signature] Date 1-10-17

Reviewed by County Manager \_\_\_\_\_ Date \_\_\_\_\_

|             |
|-------------|
| Posted by   |
| Journal No. |
| Date        |



# Stanly County Board of Commissioners

Meeting Date: January 17, 2017

Presenter: Dennis R. Joyner, Health Director

|                |                |
|----------------|----------------|
| 40             |                |
| Consent Agenda | Regular Agenda |

**ITEM TO BE CONSIDERED**

**Subject**

The Stanly County Animal Control Program requests funding to re-surface the kennel flooring and a portion of kennel wall at the animal shelter. Due to the nature of the shelter operations that require extensive cleaning and disinfecting, traditional painting & repair of the kennel's cinder block and concrete surfaces is insufficient to meet state inspection requirements for the shelter in the future. We are proposing to have a highly durable, epoxy surface professionally installed. Projected cost is \$38,000 and we are request to use Animal Control's designated fund balance for this expense. This fund balance is approximately \$78,200.

**Requested Action**

Request approval to amend the FY16-17 Animal Control budget and appropriate \$38,000 from the Animal Control designated fund balance for re-surfacing the animal shelter kennel.

Signature: *Dennis R. Joyner*

Dept: Public Health

Date: 1-11-17

Attachments:  yes  no

**Review Process**

**Certification of Action**

|                            | Approved                 |                          | Initials |
|----------------------------|--------------------------|--------------------------|----------|
|                            | Yes                      | No                       |          |
| Finance Director           | <input type="checkbox"/> | <input type="checkbox"/> |          |
| Budget Amendment Necessary | <input type="checkbox"/> | <input type="checkbox"/> |          |
| County Attorney            | <input type="checkbox"/> | <input type="checkbox"/> |          |
| County Manager             | <input type="checkbox"/> | <input type="checkbox"/> |          |
| Other:                     | <input type="checkbox"/> | <input type="checkbox"/> |          |

Certified to be a true copy of the action taken by the Stanly County Board of Commissioners on

\_\_\_\_\_

Tyler Brummitt, Clerk to the Board      Date



AMENDMENT NO: 2017-30

**STANLY COUNTY-BUDGET AMENDMENT**

BE IT ORDAINED by the Stanly County Board of Commissioners that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2017:

To amend the General Fund 110, the expenditures are to be changed as follows:

| FUND/DEPART<br>NUMBER | ACCOUNT<br>NUMBER | ACCOUNT<br>DESCRIPTION     | CURRENT<br>BUDGETED<br>AMOUNT | INCREASE<br>(DECREASE) | AS<br>AMENDED    |
|-----------------------|-------------------|----------------------------|-------------------------------|------------------------|------------------|
| 110.4380              | 351.000           | Rep & Maint-Bldg & Grounds | \$ 4,650                      | \$ 38,000              | \$ 42,650        |
| TOTALS                |                   |                            | <u>\$ 4,650</u>               | <u>\$ 38,000</u>       | <u>\$ 42,650</u> |

This budget amendment is justified as follows:

To amend the budget for Animal Control using their designated fund balance to re-surface the kennel flooring and a portion of kennel wall at the animal shelter.

This will result in a net increase \$ 38,000 in expenditures and other financial use to the County's annual budget. To provide the additional revenue for the above, the following revenues will be increased. These revenues have already been received or are verified they will be received in this fiscal year.

| FUND/DEPART<br>NUMBER | ACCOUNT<br>NUMBER | ACCOUNT<br>DESCRIPTION   | CURRENT<br>BUDGETED<br>AMOUNT | INCREASE<br>(DECREASE) | AS<br>AMENDED    |
|-----------------------|-------------------|--------------------------|-------------------------------|------------------------|------------------|
| 110.3500              | 990.4380          | Fund Bal. Animal Control | \$ 7,750                      | \$ 38,000              | \$ 45,750        |
| TOTALS                |                   |                          | <u>\$ 7,750</u>               | <u>\$ 38,000</u>       | <u>\$ 45,750</u> |

SECTION 2. Copies of this amendment shall be furnished to the Clerk of the Board of Commissioners, Budget Officer, and to the Finance Director.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Verified by the Clerk of the Board \_\_\_\_\_

*James R. Payne*  
Reviewed by Department Head

*1/11/17*  
Date

*John R. Kinross*  
Reviewed by Finance Director

*1-11-17*  
Date

Reviewed by County Manager \_\_\_\_\_

\_\_\_\_\_ Date

|             |
|-------------|
| Posted by   |
| Journal No. |
| Date        |



# Stanly County Board of Commissioners

Meeting Date: January 17, 2017  
 Presenter: Michael Sandy

4E  
 Consent Agenda | Regular Agenda

Presentation Equipment:  Lectern PC\*  Lectern VCR  Lectern DVD  Document Camera\*\*  Laptop\*\*\*

Please Provide a Brief Description of your Presentations format: Verbal only

\* PC is equipped with Windows XP and Microsoft Office XP (including Word, Excel, and PowerPoint), Internet connectivity and Network connectivity for County Employees.

\*\* If you have need to use the Document Camera and zoom into a particular area, if possible please attach a copy of the document with the area indicated that you need to zoom into. A laser light is available to pinpoint your area of projection.

\*\*\* You can bring in a laptop that will allow video out to be connected at the lectern – set display to 60Mhz.

## ITEM TO BE CONSIDERED

### PLANNING AND ZONING

**Subject**  
 Interlocal Agreement – Enforcement of the Town of Oakboro Zoning Ordinance by the Stanly County Planning Department.

**Requested Action**  
 It is requested that the Board of Commissioners approve an interlocal agreement for the enforcement by the Stanly County Planning Department of the Zoning Ordinance for the Town of Oakboro. This is a renewal of the agreement adopted in June of 2016 and will be in effect from January 1, 2017 until December 31, 2017 and renewed annually unless terminated per the agreement.

Signature: 

Date: 1/4/2017

Dept.

Attachments: Yes No   x  

#### Review Process

|                            | Approved |    | Initials |
|----------------------------|----------|----|----------|
|                            | Yes      | No |          |
| Finance Director           | —        | —  |          |
| Budget Amendment Necessary | —        | —  |          |
| County Attorney            | —        | —  |          |
| County Manager             | —        | —  |          |
| Other:                     | —        | —  |          |

#### Certification of Action

Certified to be a true copy of the action taken by the Stanly County Board of Commissioners on

\_\_\_\_\_  
 Tyler Brummitt, Clerk to the Board      Date

## INTERLOCAL AGREEMENT FOR ENFORCEMENT OF LOCAL ORDINANCE

This Agreement made and entered into this 29 day of December 2016, by and between the Town of Oakboro, a municipal corporation having charter granted by the State of North Carolina, hereinafter referred to as "Municipality", and Stanly County, a corporate and political body and a subdivision of the State of North Carolina, hereinafter referred to as "County";

**WHEREAS**, the Municipality has adopted a Zoning Ordinance and other development-related ordinances under the auspices of Article 19 of Chapter 160A of the North Carolina General Statutes;

**WHEREAS**, under 143-214.5(d), a Municipality and County may, by agreement, cede its territory to the other for the purpose of enforcement of select ordinances and regulations; and

**WHEREAS**, the Municipality and County have agreed to development of a joint Zoning and Code Enforcement with the County being the enforcement authority, pursuant to N.C. General Statute 143-214.5(d), and having jurisdiction for said ordinance within the Municipality's corporate limits and extraterritorial jurisdiction (if applicable).

**NOW, THEREFORE**, in consideration of the premises and the mutual covenants and agreements of the parties, the parties hereto agree as follows:

1. Term. The term of this Agreement is from January 1, 2017 through December 31, 2017 and automatically renewed annually unless terminated under section 3 of this agreement.
2. Responsibilities.

A. Municipality. The Municipality agrees as follows:

- 1) To adopt a Municipal Zoning Ordinance (hereinafter referred to as "MZO") that is in full force and effect prior to the County's enforcement of said Ordinance;
- 2) To refer any violations observed or reported in writing to the County Planning Department for processing;
- 3) To pay the County \$30.00 per hour for the County's Zoning Enforcement Officer's (hereinafter referred to as "ZEO") time spent enforcing the MZO, the then-current IRS rate for mileage driven by the ZEO while enforcing the MZO, any postage/delivery charges incurred by the County in order to enforce the MZO, and any and all other costs/expenses incurred by the County associated with the enforcement of the MZO; all the aforesaid charges shall be paid by Municipality within 15 days of receiving an invoice from the County;
- 4) Should the Municipality choose to pursue legal action against violators of the Ordinance, the Municipality shall be fully responsible for retaining legal counsel and paying any and all associated fees/costs; and
- 5) The County shall not be responsible for enforcement of any other Municipal ordinances or regulations, unless obligated to do so pursuant to a separate contract.



B. County. The County agrees as follows:

- 1) To enforce the MZO, with the exception of filing and handling lawsuits, on behalf of the Municipality in accordance with the MZO;
- 2) To process MZO violations for the Municipality;
- 3) To submit an itemized invoice to the Municipality at the end of each month during which enforcement services are completed;
- 4) To build and maintain MZO violation files for legal reference;
- 5) Upon the Municipality's request, to provide the Municipality with all available information regarding the MZO violations; and
- 6) To cooperate with the Municipality, to the extent necessary, in order for the Municipality to pursue legal action against violators of the MZO.

3. Termination. This agreement may be terminated by County upon thirty (30) days written notice to the Municipality's Manager. This agreement may be terminated by Municipality upon thirty (30) days written notice to the County's Manager.
4. Indemnification. Should any claims arise out of the services provided by the County under this agreement, to the extent permitted by law, the Municipality agrees to indemnify and hold the County, its employees, agents and contractors harmless from any and all claims for liability, loss, injury, damages to persons or property, costs or attorney's fees resulting from any action brought against the County, its employees, agents, contractors and Commissioners arising as a result of the services performed on behalf of the Municipality that are the subject matter of this Agreement.
5. Non-Assignment. Provider shall not assign all or any part of this Agreement, including rights to payments, to any other party without the prior written consent of the County.
6. Entire Agreement. The parties have read this Agreement and agree to be bound by all of its terms, and further agree that it constitutes the complete and exclusive statement of the Agreement between the parties unless and until modified by a written, signed agreement by the parties. Modifications may be evidenced by telefacsimile signatures.
7. Severability. If any provision of the Agreement shall be declared invalid or unenforceable, the remainder of the Agreement shall continue in full force and effect.

**IN WITNESS WHEREOF**, the parties hereto have caused this Agreement to be executed in duplicate by themselves for their duly authorized officers of the day and year first above written.

**\*SIGNATURE PAGE FOLLOWS\***

**\*SIGNATURE PAGE FOR INTERLOCAL AGREEMENT FOR ENFORCEMENT OF LOCAL ORDINANCE BETWEEN THE TOWN OF OAKBORO AND THE COUNTY OF STANLY DATED 12-29-16, 2017\***

COUNTY

MUNICIPALITY

\_\_\_\_\_  
County Manager's Signature

Doug Burgess   
Mayor's Signature

ATTEST:

\_\_\_\_\_  
Clerk's Signature and Seal

ATTEST:

Pam W. Ford   
Clerk's Signature and Seal



This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Pam W. Ford   
OAKBORO FINANCE OFFICER