

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

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

**SCHEDULED AGENDA ITEMS**

**1. STANLY COUNTY UTILITIES**

**Presenter: Donna Davis, Utilities Director**

**2. STANLY WATER & SEWER AUTHORITY**

**Presenter: Donna Davis, Utilities Director**

**3. UWHARRIE PLAYERS – REQUEST TO UTILIZE COURTHOUSE FOR OCTOBER  
2017 PERFORMANCE**

**Presenter: Andy Lucas, County Manager**

**4. CONSENT AGENDA**

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

**B. Finance – Request approval of the attached vehicle tax refund report.**

**C. Planning & Zoning – Request approval of the attached interlocal  
agreement between the Stanly County Planning Department and the  
Town of Stanfield.**

**D. Airport – Request approval of budget amendments # 2017-40 & # 2017-41  
and associated project ordinance.**

**PUBLIC COMMENT**

**BOARD COMMENTS, ANNOUNCEMENTS & COMMITTEE REPORTS**

**RECESS the meeting until Monday, May 15<sup>th</sup> at 5:30 p.m. for a joint dinner meeting with the Library Board of Trustees in the Stanly County History Center.**

**The next regular Board meeting will be Monday, May 15<sup>th</sup> at 7:00 p.m.**



# Stanly County Board of Commissioners

Meeting Date: April 17, 2017  
 Presenter: Donna Davis

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

### Stanly County Utilities

Stanly County Utilities received bids for the Airport Road Sewer Project on Thursday April 6, 2017 at 2:00 pm in a public bid opening. Seven bids were received with Herrin Industries of Mt. Pleasant, North Carolina submitting the lowest bid.

The project will be funded in part by a Clean Water State Revolving Loan of up to \$1,121,043 and a North Carolina Department of Commerce grant in the amount of \$500,000.

- 1) Award construction contract in the amount of \$1,055,466.32 for the Airport Road Sewer Project to the lowest, responsive, responsible bidder, Herrin Industries of Mt. Pleasant, North Carolina
- 2) Adopt the resolution accepting the Clean Water State Revolving Loan of up to \$1,121,043.

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

Date: 4-11-17

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

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

#### Review Process

	Approved		Initials
	Yes	No	
Finance Director	—	—	
Budget Amendment Necessary		X	
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



**chambers**  
engineering, pa

129 North First Street | 704.984.6427 ph  
Albemarle, NC 28001 | www.ce-pa.com

Mrs. Donna Davis, Utilities Director  
County of Stanly  
1000-12 North First St.  
Albemarle, NC 28001

4/7/2017

Re: County of Stanly  
Airport Corridor Sewer Improvements  
Recommendation of Award

Dear Mrs. Davis:

Sealed bids were received on Thursday, April 6<sup>th</sup>, 2017 at 2:00 PM EST for the above referenced project in the County Manager's Conference Room at the Stanly County Commons. There were 10 record plan holders with 7 received bids prior to the specified Bid Opening time. Bids were publicly opened and read aloud at the specified Bid Opening time. The bid tabulation is as presented in the attached Certified Bid Results.

After canvassing all bids received, it is our recommendation that this project be tentatively awarded, subject to NCDEQ – Division of Water Infrastructure approval, to the apparent responsive, responsible low bidder, Herrin Industrial, Inc. of PO Box 523, Mt. Pleasant, NC 28124 for the total bid amount of \$1,055,466.32.

The proposed contract award would be on a unit price basis with reimbursement for work completed compensated in accordance with the Contract Bid Form Unit Price schedule. Again, thank you for your time and efforts in this matter. I am available at your convenience should you need additional information or assistance.

Sincerely,

A handwritten signature in blue ink that reads "John R. McIntyre".

John R. McIntyre, PE

Cc: Anita E. Reed, PE NCDEQ – Division of Water Infrastructure

Attach: Certified Bid Results  
Unit Price Bid Tabulation



**chambers**  
engineering, pa

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Albemarle, NC 28001 | www.ce-pa.com

## CERTIFIED BID RESULTS

<b>Project</b>	Airport Corridor Sewer Improvements
<b>Description</b>	Certified Bid Results
<b>Owner</b>	County of Stanly
<b>Bid Opening Date/ Time</b>	April 6 <sup>th</sup> , 2017/ 2:00 PM EST

Bid Rank	Bidder	Bid Bond Enclosed	Total Base Bid
1	Herrin Industrial Inc.	<input checked="" type="checkbox"/> YES NO	\$1,055,466.32
2	Landsdown Earth & Pipe, Inc.	<input checked="" type="checkbox"/> YES NO	\$1,087,790.00
3	Hall Contracting Corp.	<input checked="" type="checkbox"/> YES NO	\$1,120,840.00
4	SKC, Inc.	<input checked="" type="checkbox"/> YES NO	\$1,155,895.00
5	Dellinger, Inc.	<input checked="" type="checkbox"/> YES NO	\$1,350,590.00
6	State Utility Contractors, Inc.	<input checked="" type="checkbox"/> YES NO	\$1,522,700.00
7	Propst Construction, Co.	<input checked="" type="checkbox"/> YES NO	\$1,905,585.00

I, John R. McIntyre, PE, hereby certify that the above tabulation of Bids is true and accurate to the best of my knowledge and that all Bids were received and processed in accordance with the requirements of the solicitation and Contract Documents.

Signed this the 7<sup>th</sup> day of April, 2017



*John R. McIntyre*  
John R. McIntyre, PE

Owner: County of Stantly  
 Project Name: Airport Corridor Sewer Improvements  
 Description: Bid Tabulation

1  
 Herrin Industrial Inc.

2  
 Landsdown Earth & Pipe, Inc.

3  
 Hall Contracting Corp.

No.	Item Description	Unit	Est. Qty.	Unit Price	Total Line Price	Unit Price	Total Line Price	Unit Price	Total Line Price	
1.0	Mobilization (3% Bid Max.)	Lump Sum	1	\$ 20,000.00	\$ 20,000.00	\$ 31,290.00	\$ 31,290.00	\$ 33,000.00	\$ 33,000.00	
1.1	Clearing & Grubbing	Acre	5.4	\$ 7,989.38	\$ 43,142.65	\$ 5,000.00	\$ 27,000.00	\$ 7,000.00	\$ 37,800.00	
1.2	6" AWWA C900 DR18 PVC FM	Plan Linear Feet	13000	\$ 28.56	\$ 371,280.00	\$ 45.00	\$ 585,000.00	\$ 26.00	\$ 338,000.00	
1.3	6" Ductile Iron Pipe PC 350 FM	Plan Linear Feet	335	\$ 38.43	\$ 12,874.05	\$ 100.00	\$ 33,500.00	\$ 38.00	\$ 12,730.00	
1.4	6" Ductile Iron Pipe PC 350 FM, Rest. Joint	Plan Linear Feet	350	\$ 44.92	\$ 15,722.00	\$ 100.00	\$ 35,000.00	\$ 46.00	\$ 16,100.00	
1.5	12.75" SCP BORE & JACK	Plan Linear Feet	310	\$ 277.55	\$ 86,040.50	\$ 250.00	\$ 77,500.00	\$ 205.00	\$ 63,550.00	
1.6	6" 90 Deg. Bend	Each	12	\$ 440.49	\$ 5,285.88	\$ 500.00	\$ 6,000.00	\$ 340.00	\$ 4,080.00	
1.7	6" 45 Deg. Bend	Each	19	\$ 416.23	\$ 7,908.37	\$ 500.00	\$ 9,500.00	\$ 320.00	\$ 6,080.00	
1.8	6" 22.5 Deg. Bend	Each	9	\$ 405.56	\$ 3,650.04	\$ 500.00	\$ 4,500.00	\$ 310.00	\$ 2,790.00	
1.9	6" 11.25 Deg. Bend	Each	1	\$ 408.47	\$ 408.47	\$ 500.00	\$ 500.00	\$ 310.00	\$ 310.00	
2.0	Connect to Exist. Manhole	Each	1	\$ 3,859.58	\$ 3,859.58	\$ 5,000.00	\$ 5,000.00	\$ 2,700.00	\$ 2,700.00	
2.1	Air Release Valve & Manhole	Each	11	\$ 8,464.50	\$ 93,109.50	\$ 5,000.00	\$ 55,000.00	\$ 7,500.00	\$ 82,500.00	
2.2	Replace Gravel Driveways, 6"	Square Feet	3000	\$ 2.66	\$ 7,980.00	\$ 3.00	\$ 9,000.00	\$ 1.50	\$ 4,500.00	
2.3	Asphalt Replacement	Ton	100	\$ 204.17	\$ 20,417.00	\$ 200.00	\$ 20,000.00	\$ 235.00	\$ 23,500.00	
2.4	Seeding & Mulching	Acre	15.5	\$ 2,560.75	\$ 39,691.63	\$ 1,000.00	\$ 15,500.00	\$ 2,000.00	\$ 31,000.00	
2.5	Erosion Control - Sediment Fence	Plan Linear Feet	2400	\$ 3.07	\$ 7,368.00	\$ 5.00	\$ 12,000.00	\$ 3.00	\$ 7,200.00	
2.6	Erosion Control - Inlet Protection	Each	10	\$ 155.24	\$ 1,552.40	\$ 500.00	\$ 5,000.00	\$ 150.00	\$ 1,500.00	
2.7	Cleanup & Certification	Lump Sum	1	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 8,500.00	\$ 8,500.00	
<b>Allowances</b>										
A1	Rock Excavation	Cubic Yard	1,300	\$ 50.00	\$ 65,000.00	\$ 50.00	\$ 65,000.00	\$ 50.00	\$ 65,000.00	
<b>Lump Sum Bid Price</b>										
1.0	Pump Station Improvements	Lump Sum	1	\$ 245,176.25	\$ 245,176.25	\$ 86,500.00	\$ 86,500.00	\$ 380,000.00	\$ 380,000.00	
<b>Total Base Bid</b>					<b>\$ 1,055,466.32</b>	<b>Total Base Bid</b>				
					<b>\$ 1,087,790.00</b>	<b>Total Base Bid</b>				
					<b>\$ 1,120,840.00</b>	<b>Total Base Bid</b>				

Owner: County of Stanly  
 Project Name: Airport Corridor Sewer Improvements  
 Description: Bid Tabulation

4  
 SKC, Inc.

5  
 Dellinger, Inc.

6  
 State Utility Contractors, Inc.

No.	Item Description	Unit	Est. Qty.	Unit Price	Total Line Price	Unit Price	Total Line Price	Unit Price	Total Line Price	
1.0	Mobilization (3% Bid Max.)	Lump Sum	1	\$ 30,000.00	\$ 30,000.00	\$ 40,000.00	\$ 40,000.00	\$ 42,000.00	\$ 42,000.00	
1.1	Clearing & Grubbing	Acre	5.4	\$ 4,000.00	\$ 21,600.00	\$ 9,000.00	\$ 48,600.00	\$ 11,500.00	\$ 62,100.00	
1.2	6" AWWA C900 DR18 PVC FM	Plan Linear Feet	13000	\$ 28.50	\$ 370,500.00	\$ 35.00	\$ 455,000.00	\$ 44.00	\$ 572,000.00	
1.3	6" Ductile Iron Pipe PC 350 FM	Plan Linear Feet	335	\$ 47.00	\$ 15,745.00	\$ 51.00	\$ 17,085.00	\$ 70.00	\$ 23,450.00	
1.4	6" Ductile Iron Pipe PC 350 FM, Rest. Joint	Plan Linear Feet	350	\$ 60.00	\$ 21,000.00	\$ 66.00	\$ 23,100.00	\$ 85.00	\$ 29,750.00	
1.5	12.75" SCP BORE & JACK	Plan Linear Feet	310	\$ 475.00	\$ 147,250.00	\$ 260.00	\$ 80,600.00	\$ 265.00	\$ 82,150.00	
1.6	6" 90 Deg. Bend	Each	12	\$ 300.00	\$ 3,600.00	\$ 430.00	\$ 5,160.00	\$ 450.00	\$ 5,400.00	
1.7	6" 45 Deg. Bend	Each	19	\$ 300.00	\$ 5,700.00	\$ 405.00	\$ 7,695.00	\$ 400.00	\$ 7,600.00	
1.8	6" 22.5 Deg. Bend	Each	9	\$ 300.00	\$ 2,700.00	\$ 395.00	\$ 3,555.00	\$ 400.00	\$ 3,600.00	
1.9	6" 11.25 Deg. Bend	Each	1	\$ 300.00	\$ 300.00	\$ 395.00	\$ 395.00	\$ 400.00	\$ 400.00	
2.0	Connect to Exist. Manhole	Each	1	\$ 1,000.00	\$ 1,000.00	\$ 4,000.00	\$ 4,000.00	\$ 5,500.00	\$ 5,500.00	
2.1	Air Release Valve & Manhole	Each	11	\$ 7,500.00	\$ 82,500.00	\$ 7,300.00	\$ 80,300.00	\$ 8,300.00	\$ 91,300.00	
2.2	Replace Gravel Driveways, 6"	Square Feet	3000	\$ 1.50	\$ 4,500.00	\$ 3.00	\$ 9,000.00	\$ 2.00	\$ 6,000.00	
2.3	Asphalt Replacement	Ton	100	\$ 250.00	\$ 25,000.00	\$ 265.00	\$ 26,500.00	\$ 265.00	\$ 26,500.00	
2.4	Seeding & Mulching	Acre	15.5	\$ 1,000.00	\$ 15,500.00	\$ 2,100.00	\$ 32,550.00	\$ 1,700.00	\$ 26,350.00	
2.5	Erosion Control - Sediment Fence	Plan Linear Feet	2400	\$ 5.00	\$ 12,000.00	\$ 2.00	\$ 4,800.00	\$ 4.00	\$ 9,600.00	
2.6	Erosion Control - Inlet Protection	Each	10	\$ 200.00	\$ 2,000.00	\$ 225.00	\$ 2,250.00	\$ 400.00	\$ 4,000.00	
2.7	Cleanup & Certification	Lump Sum	1	\$ 10,000.00	\$ 10,000.00	\$ 26,000.00	\$ 26,000.00	\$ 15,000.00	\$ 15,000.00	
<b>Allowances</b>										
A1	Rock Excavation	Cubic Yard	1,300	\$ 50.00	\$ 65,000.00	\$ 50.00	\$ 65,000.00	\$ 50.00	\$ 65,000.00	
<b>Lump Sum Bid Price</b>										
1.0	Pump Station Improvements	Lump Sum	1	\$ 320,000.00	\$ 320,000.00	\$ 419,000.00	\$ 419,000.00	\$ 445,000.00	\$ 445,000.00	
<b>Total Base Bid</b>					<b>\$ 1,155,895.00</b>	<b>Total Base Bid</b>				
<b>Total Base Bid</b>					<b>\$ 1,350,590.00</b>	<b>Total Base Bid</b>				
<b>Total Base Bid</b>					<b>\$ 1,522,700.00</b>	<b>Total Base Bid</b>				

Owner: County of Stanly  
 Project Name: Airport Corridor Sewer Improvements  
 Description: Bid Tabulation

Propst Construction Co.

No.	Item Description	Unit	Est. Qty.	Unit Price	Total Line Price
1.0	Mobilization (3% Bid Max.)	Lump Sum	1	\$ 40,000.00	\$ 40,000.00
1.1	Cleaning & Grubbing	Acre	5.4	\$ 10,000.00	\$ 54,000.00
1.2	6" AWWA C900 DR18 PVC FM	Plan Linear Feet	13000	\$ 70.00	\$ 910,000.00
1.3	6" Ductile Iron Pipe PC 350 FM	Plan Linear Feet	335	\$ 80.00	\$ 26,800.00
1.4	6" Ductile Iron Pipe PC 350 FM, Rest. Joint	Plan Linear Feet	350	\$ 90.00	\$ 31,500.00
1.5	12.75" SCP BORE & JACK	Plan Linear Feet	310	\$ 300.00	\$ 93,000.00
1.6	6" 90 Deg. Bend	Each	12	\$ 850.00	\$ 10,200.00
1.7	6" 45 Deg. Bend	Each	19	\$ 830.00	\$ 15,770.00
1.8	6" 22.5 Deg. Bend	Each	9	\$ 820.00	\$ 7,380.00
1.9	6" 11.25 Deg. Bend	Each	1	\$ 820.00	\$ 820.00
2.0	Connect to Exist. Manhole	Each	1	\$ 15,000.00	\$ 15,000.00
2.1	Air Release Valve & Manhole	Each	11	\$ 7,500.00	\$ 82,500.00
2.2	Replace Gravel Driveways, 6"	Square Feet	3000	\$ 5.00	\$ 15,000.00
2.3	Asphalt Replacement	Ton	100	\$ 120.00	\$ 12,000.00
2.4	Seeding & Mulching	Acre	15.5	\$ 2,000.00	\$ 31,000.00
2.5	Erosion Control - Sediment Fence	Plan Linear Feet	2400	\$ 3.00	\$ 7,200.00
2.6	Erosion Control - Inlet Protection	Each	10	\$ 150.00	\$ 1,500.00
2.7	Cleanup & Certification	Lump Sum	1	\$ 20,740.00	\$ 20,740.00
<b>Allowances</b>					
A1	Rock Excavation	Cubic Yard	1,300	\$ 50.00	\$ 65,000.00
					\$ -
<b>Lump Sum Bid Price</b>					
1.0	Pump Station Improvements	Lump Sum	1	\$ 466,175.00	\$ 466,175.00
<b>Total Base Bid</b>					<b>\$ 1,905,585.00</b>



# Stanly County Utilities

1000 North First Street  
Suite 12  
ALBEMARLE, NORTH CAROLINA  
28001

## RESOLUTION BY GOVERNING BODY OF APPLICANT

- WHEREAS,** The Federal Clean Water Act Amendments of 1987 and the North Carolina the Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater collection system, and
- WHEREAS,** the North Carolina Department of Environmental Quality has offered a State Revolving Loan in the amount of \$1,121,043 for the construction of a wastewater collection system project described as Airport Road Sewer Improvements to install 11,700 LF of 6" force main from Pump Station 1, parallel to an existing 4" force main from Pump Station 1, install four (4) air release valves. install two (2) 50 HP submersible pumps, repair five (5) damaged manholes and repair +/- 200 LF of 4" PVC service lateral , hereafter referred to as the "Project"; and
- WHEREAS,** Stanly County intends to construct said Project in accordance with engineering plans and specifications that have been or will have been approved by the North Carolina Public Water Supply Section.

## NOW THEREFORE BE IT RESOLVED, BY THE BOARD OF DIRECTORS OF STANLY COUNTY:

That the Stanly County, does hereby accept the State Revolving Loan offer in the amount of \$1,121,043; and

That Stanly County does hereby give assurance to the North Carolina Department of Environmental Quality that they will adhere to all applicable items specified in the standard "Conditions" and "Assurances" of the Department's funding offer, awarded in the form of a State Revolving Loan; and

That Andy Lucas, County Manager, the Authorized Representative, and successors so titled, is hereby authorized and directed to furnish such information, as the appropriate State agency may request in connection with such application or the Project: to make the Assurances as contained above; and to execute such other documents as may be required in connection with the application; and

That Stanly County has complied substantially or will comply substantially with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the Project and to Federal and State grants and loans pertaining thereto.

Adopted this the 17th day of April, 2017 at Albemarle, North Carolina.

---

W. D. Lawhon, Jr., Chairman  
Stanly County Board of Commissioners

**CERTIFICATION BY RECORDING OFFICER**

The undersigned duly qualified and acting as Clerk to the Board of Directors of Stanly County does hereby certify:  
That the above/attached resolution is a true and correct copy of the resolution authorizing the acceptance of a  
Clean Water State Revolving Loan with the State of North Carolina, as regularly adopted at a legally convened  
meeting of the Stanly County Board of Commissioners duly held on the 17th day of April, 2017; and, further, that  
such resolution has been fully recorded in the journal of proceedings and records in my office. IN WITNESS  
WHEREOF, I have hereunto set my hand this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
(Signature of Recording Officer)

Clerk to the Board of Commissioners,  
Stanly County, North Carolina

\_\_\_\_\_  
(Title of Recording Officer)



# Stanly County Board of Commissioners

Meeting Date: April 17, 2017  
 Presenter: Donna Davis

Consent Agenda | Regular Agenda **2**

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

### Stanly Water & Sewer Authority

Subject

Stanly Water & Sewer Authority (SWSA) has an active loan with Stanly County. SWSA is requesting a refinance of the current loan balance of \$396,000 with an additional \$104,000 for a total loan of \$500,000. The additional funds will be used to provide operating reserves for the Authority.

Requested Action

1) Approve refinancing of the existing Stanly Water & Sewer Authority loan at a rate of 2% with a principal balance of \$500,000 for a 20 year term.

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

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

Date: 4-11-17

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

### Review Process

### Certification of Action

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

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  
STANLY COUNTY

### INTERLOCAL AGREEMENT

This is an Interlocal Agreement dated the \_\_\_\_ day of \_\_\_\_\_, 2017 by and between the County of Stanly, a body politic and corporate of the State of North Carolina (hereinafter referred to as "County") and the Stanly Water and Sewer Authority, a body politic and corporate of the State of North Carolina (hereinafter referred to as "Authority").

**WHEREFORE**, the Authority engaged in the contracting and construction of water lines along and in the vicinity of NC 24/27 Highway (hereinafter referred to as "Project #1") and NC 138 Highway (hereinafter referred to as "Project #2"); and

**WHEREFORE**, the County, pursuant to Interlocal Agreements Dated May 13, 2008 and October 4, 2010 by and between the County of Stanly and the Stanly Water and Sewer Authority, provided the Authority with financing for Project #1 and Project #2 on an interim basis; and

**WHEREFORE**, Project #1 and Project #2 are both complete, and the Authority now owes a balance of \$396,000.00 to the County;

**WHEREFORE**, the County has agreed to refinance the Authority's existing amount of indebtedness to the County (\$396,000.00) that is outstanding from Project #1 and Project #2 and to finance an additional amount (\$104,000.00) for the replenishment of the Authority's operating reserves.

**NOW THEREFORE**, for and in consideration of the mutual promises and agreements contained herein, and other valuable consideration, the County and Authority agree as follows:

1. The County agrees, effective May 1, 2017, that it will refinance the Authority's existing amount of indebtedness to the County (\$396,000.00) and finance an additional \$104,000.00 for the Authority.
2. The Authority agrees, effective May 1, 2017, that the County will charge and the Authority will pay a two percent (2%) per annum interest rate for the twenty year term of the County's financing.
3. The Authority agrees to make annual payments, beginning May 1, 2018, in the amount of \$30,578.36 to the County in accordance with the Amortization Table, which is attached hereto and incorporated by reference herein as "Exhibit A."

**IN WITNESS WHEREOF**, the County and Authority each pursuant to the resolutions of their respective governing bodies have caused this Interlocal Agreement to be executed and

attested by their duly authorized officers and official seals affixed the day and year first above recorded.

\_\_\_\_\_  
Joshua J. Morton, Jr., Chair  
Stanly Water and Sewer Authority

\_\_\_\_\_  
W.D. Lawhon, Jr., Chair  
Stanly County Board of Commissioners

Attest:

Attest:

\_\_\_\_\_  
Tyler Brummitt, Clerk  
Stanly Water and Sewer Authority

\_\_\_\_\_  
Tyler Brummitt, Clerk  
Stanly County Board of Commissioners

# Exhibit A

## Amortization Table

	<b>INPUTS</b>
Date of Loan	5/1/2017
Loan Amount	\$500,000.00
Annual Interest Rate	2.00%
Term of Loan (years)	20
Number of Payments per Year	1
Total Number of Payments	20
Date of Final Payment	5/1/2037
Total Interest	\$111,567.20

Payment Number	Date	Payment Amount	Interest	Principal Reduction	Balance
0	5/1/2017				500,000.00
1	5/1/2018	30,578.36	10,000.00	20,578.36	479,421.64
2	5/1/2019	30,578.36	9,588.43	20,989.93	458,431.71
3	5/1/2020	30,578.36	9,168.63	21,409.73	437,021.99
4	5/1/2021	30,578.36	8,740.44	21,837.92	415,184.07
5	5/1/2022	30,578.36	8,303.68	22,274.68	392,909.39
6	5/1/2023	30,578.36	7,858.19	22,720.17	370,189.22
7	5/1/2024	30,578.36	7,403.78	23,174.58	347,014.64
8	5/1/2025	30,578.36	6,940.29	23,638.07	323,376.57
9	5/1/2026	30,578.36	6,467.53	24,110.83	299,265.74
10	5/1/2027	30,578.36	5,985.31	24,593.05	274,672.70
11	5/1/2028	30,578.36	5,493.45	25,084.91	249,587.79
12	5/1/2029	30,578.36	4,991.76	25,586.60	224,001.19
13	5/1/2030	30,578.36	4,480.02	26,098.34	197,902.85
14	5/1/2031	30,578.36	3,958.06	26,620.30	171,282.55
15	5/1/2032	30,578.36	3,425.65	27,152.71	144,129.84
16	5/1/2033	30,578.36	2,882.60	27,695.76	116,434.08
17	5/1/2034	30,578.36	2,328.68	28,249.68	88,184.40
18	5/1/2035	30,578.36	1,763.69	28,814.67	59,369.73
19	5/1/2036	30,578.36	1,187.39	29,390.97	29,978.76
20	5/1/2037	30,578.36	599.60	29,978.76	0.00



# Stanly County Board of Commissioners

Meeting Date April 17, 2017

Presenter: Andy Lucas, County Manager

Consent Agenda	<b>3</b>	Regular Agenda
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## ITEM TO BE CONSIDERED

### Uwharrie Players - Request to Utilize Courthouse for October 2017 Performance

It has come to the attention of staff the Uwharrie Players would like to utilize the Courthouse facility for their two (2) week play production in October 2017. This would also include multiple rehearsal dates.

**Subject**

If the Board is inclined to authorize the Uwharrie Players' use of the Courthouse facility, it is recommended a Facility Use Agreement (similar to the one used for the Agri-Civic Center) be executed. The Facility Use Agreement will address insurance requirements, fees, security and other issues related to the lease of the Courthouse facility.

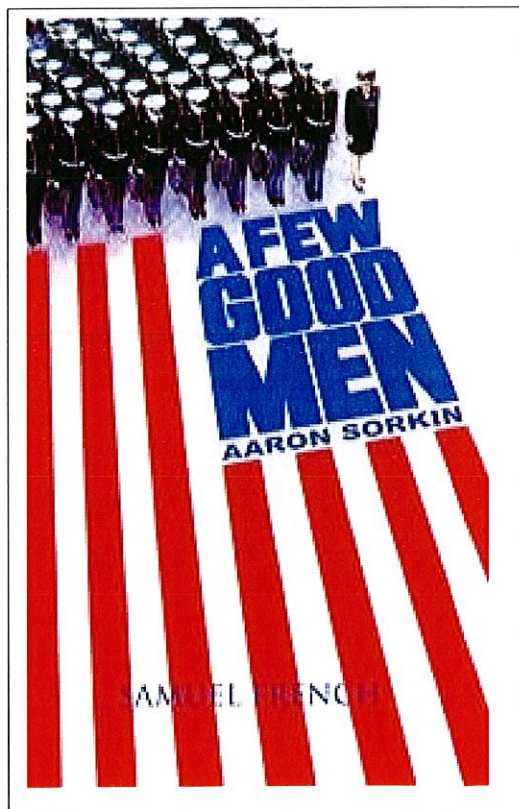
It is recommended a fee of \$1,300 be charged for use of the facility to cover the additional expense of utilities and general facility use. Further, it is recommended a \$200 cleaning fee be included for each of the six (6) performance dates to ensure adequate cleaning and janitorial service. The total recommended fee for cleaning and general use is \$2,500.

**Requested Action**

1. Review and consider the Uwharrie Players' request to utilize the Courthouse facility for their October 2017 performance.
2. Establish a rental and cleaning fee and authorize the use of a Facilities Use Agreement similar to the agreement utilized for rental of the Agri-Civic Center facility.

Signature: <u>Andy Lucas</u> Date: <u>4/11/2017</u>	Dept <u>Central Administration</u> Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No								
<b>Review Process</b>	<b>Certification of Action</b>								
<table border="0" style="width: 100%;"> <tr> <td></td> <td colspan="2" style="text-align: center;">Approved</td> <td></td> </tr> <tr> <td></td> <td style="text-align: center;">Yes</td> <td style="text-align: center;">No</td> <td style="text-align: center;">Initials</td> </tr> </table>		Approved				Yes	No	Initials	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
	Approved								
	Yes	No	Initials						
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"/>							

**UWHARRIE PLAYERS'  
PROPOSAL  
FOR USE OF THE  
SUPERIOR COURTROOM  
FOR THE DRAMA  
A FEW GOOD MEN**





**ABSTRACT** This is a proposal to use the Superior Courtroom for the Uwharrie Players' (UP) production of A Few Good Men. The proposal will address the initial logistics that would be of concern to the use and security of the facility. The submitters desire to have an acceptable proposal and realize adjustments may be necessary before such approval can be granted.

**SUBMITTED TO** Michael Huneycutt, Stanly County Clerk of Superior Court and George Burris, Stanly County Sheriff.

Once accepted, copies should be submitted to Kevin Bridges, Senior Resident Superior Court Judge of Stanly County, Lori Hamilton, Superior Court Judge assigned to Stanly County during the time requested, and Lynn Clodfelter, Stanly County District Attorney.

**SUBMITTED BY** Vicki Coggins, Chairman of the Uwharrie Players' Board of Directors; Rod Almond, Show Director, and Karmen Mock Phillips, Production Manager.

**PROPOSED SHOW DATES** Friday, October 13, 2017 (evening)  
Saturday, October 14, 2017 (evening)  
Sunday, October 15, 2017 (matinee)  
Friday, October 20, 2017 (evening)  
Saturday, October 21, 2017 (evening)  
Sunday, October 22, 2017 (matinee)

Judges' Conference is scheduled week of October 16<sup>th</sup>; the show dates would allow for props and set to remain in place between the two show weekends.

## **ACCESS NEEDED**

### **OUTSIDE**

**SHOW DATES** Rehearsals will occur at the UP Clubhouse until the week beginning October 9, 2017. October 9-12, rehearsals would need to be in the Courtroom. Typically rehearsals begin at 6:00 and run until approximately 10:00.

The need for security is acknowledged and will be addressed in a separate section.

The week of October 9, 2017 is a Civil Superior Session. This proposal requests access to the courtroom beginning at 1:00 PM on Wednesday, October 11, 2017. This will allow for props and set materials to be brought up and set up and / or stored in the Superior Courtroom.

This is the only modification of any session that would be necessary to facilitate this request. Possible suggestions to allow for this request would be: schedule this session as a non-jury session; any motions or hearing remaining after lunch break on Wednesday to occur in another courtroom, possibly the Civil District Courtroom.

## **OFF DUTY DEPUTY /**

### **SECURITY**

UP would like to cast the sheriff or one of his deputies in one of the roles and thus satisfying the security requirements; otherwise, UP is aware that the cost of an off duty officer is \$25/hour. ~~Clarification would be needed if [A] deputy would need to remain inside the courthouse during practices or if an on duty deputy could be called upon to lock and secure the facility at 10:00 each of the four nights the courtroom would be needed for practices.~~

## **ENTRANCE**

~~UP desires to have patrons use the entrance facing the parking lot. Patrons will use Second Street entrance.~~

## **PREVENTING ACCESS TO AREAS OF COURTHOUSE OTHER THAN SUPERIOR COURTROOM**

Stairs – Doors on all floors EXCEPT the 4<sup>th</sup> floor will be blocked off with tape, cones, or stanchion rope. Signs directing patrons up to the 4<sup>th</sup> floor will be posted.

Elevators – 2<sup>nd</sup> and 3<sup>rd</sup> floors will be blocked with stanchion rope  
1<sup>st</sup> floor hallways leading to tax office and clerk's office will be blocked off with stanchion rope.

Stanchion rope and labor to be provided by UP.

During performances, two ushers would remain in the lobby on the 4<sup>th</sup> floor and two ushers would be stationed in the lobby on the main floor.

Exterior doors would be closed and locked during performances.

## **PATRONS ON SHOW NIGHTS**

A UP usher will greet patrons upon entry of facility and will direct ticketed patrons to the 4<sup>th</sup> floor.

Patrons without tickets will purchase tickets at a table set up in lobby between Register of Deeds and Clerk's cashier's office.

2 UP Ushers will be stationed in the stairwell at the 2<sup>nd</sup> and 3<sup>rd</sup> floor doors to direct patrons to the 4<sup>th</sup> floor.

## **AUDIO VISUALS**

UP desires to use the projection screen inside the Superior courtroom. UP technical personnel would prefer to use UP's laptop for projection if such equipment is compatible with existing equipment in the courtroom; if the equipment is not compatible, then UP requests the use of the facility's equipment. UP requests the use of the sound / microphones in the courtroom.

## **STAGING**

UP would need to create staging for scenes that occur outside the courtroom. The director's intention is to have a stage designed to be assembled over / on top of the seats along the wall where lawyers and inmates typically sit. This assembling would be done in such a manner as to not disturb any property inside the courtroom.

## **STAGING (Con't)**

This staging would be set up on the afternoon of Wednesday, October 11, 2017 and would be disassembled on Sunday, October 22, 2017. The staging would remain in place during the week of Judges' Conference.

## **ADDITIONAL AREAS REQUESTED FOR CAST AND CREW**

During production, cast and crew would need access to "back stage" areas. These areas would be: (1) the hallway leading to the Civil District Courtroom and the Grand Jury Room (UP is **not** requesting access to the Civil District Courtroom or the Grand Jury Room); (2) Superior Court Judges' Chambers; and (3) the jury room.

Karmen Mock Phillips  
PO Box 1162  
Albemarle, NC 28002-1162  
980-581-0491

George T. Burris, Stanly Co. Sheriff  
223 S. Second Street  
Albemarle, NC 28001

Michael E. Hunaycutt, Stanly Co. Clerk of Superior Court  
201 S. Second Street  
Albemarle, NC 28001

Dear Sheriff Burris and Mr. Huneycutt,

On behalf of the Uwharrie Players I am submitting to both of you a proposal for the use of the Superior Courtroom for the Uwharrie Players' fall production, A Few Good Men. In our proposal we have attempted to address logistical and security issues involved with our request.

After reviewing our proposal, I welcome the opportunity to discuss with either of you any concerns or amendments that may be needed for approval.

The Uwharrie Players' Board is very excited about this opportunity and will next meet on Saturday, January 14<sup>th</sup>. At the meeting, I would like to update them on our progress towards an approval.

Thank you both for your time and consideration.

Sincerely,

Karmen Mock Phillips



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

**COMMISSIONERS PRESENT:**

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

**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, April 3, 2017 in the Commissioners Meeting Room, Stanly Commons. Chairman Lawhon called the meeting to order at 7:00 p.m. with Commissioner Efird giving the invocation and leading the pledge of allegiance.

**APPROVAL / ADJUSTMENTS TO THE AGENDA**

Commissioner Swain requested that agenda item 8(B) – 2016 Child Fatality Prevention Team Activity Summary be pulled from the consent agenda and added as item # 9 for discussion. His motion was seconded by Commissioner Lowder and passed by unanimous vote.

**ITEM # 1 – PROCLAMATION DECLARING APRIL 2017 AS SEXUAL ASSAULT AWARENESS MONTH**

**Presenter: Darla Smith of Esther House**

Ms. Smith provided a brief review of Esther House’s mission followed by a request for the Board’s consideration in adopting the proclamation.

Commissioner Efird moved to approve the proclamation as requested and was seconded by Vice Chairman Burleson. The motion carried with a 7 – 0 vote.

**See Exhibit A  
Proclamation  
Sexual Assault Awareness Month April 2017**

**ITEM # 2 – BOARD OF EQUALIZATION & REVIEW – RESIGNATION OF BOARD MEMBER JERRY ALMOND**

**Presenter: Clinton Swaringen, Tax Administrator**

Due to the recent resignation of Jerry Almond, it was requested the Board accept his resignation and decide whether to continue with a four (4) member board or appoint a fifth member to serve the remainder of Mr. Almond's term which expires December 31, 2017. Mr. Swaringen stated that although a minimum of three (3) members is required to conduct a meeting, he normally prefers to have a full board in place. However, this year presents a different situation due to it being a tax revaluation year. He stated concerns that a new member may have difficulty understanding the appeals that will be presented to the board due to inexperience. With that being said, he left it to the Board's discretion as to whether or not to appoint a new member now, or wait until December and allow the remaining board members to handle the appeals that come before the board.

After a brief discussion, Vice Chairman Burleson moved to accept Mr. Almond's resignation and delay the appointment of a fifth member until year end. Commissioner McIntyre seconded the motion which passed by unanimous vote.

**ITEM # 3 – CONTRACT AWARD FOR THE COUNTY'S FY 2016-17 AUDIT**

**Presenter: Toby Hinson, Finance Director**

The Finance Office received a quote of \$55,000 from Martin Starnes & Associates to provide audit services for the county for FY 2016-17 which includes a 12.25% increase over the previous year. Mr. Hinson noted that the main reason for the increase is the state auditor's requirement for a larger number of DSS case files to be compliance tested thus resulting in an increase in the number of hours it takes to perform the audit. A second quote of \$48,500 was received from Thompson, Price, Scott, Adams & Company of Whiteville, NC. The quote was questioned to make sure that no additional fees would be charged for the additional work required to test DSS case files. Mr. Hinson stated he was told that the quote of \$48,500 included this work and is the final price.

After a period of questions, Vice Chairman Burleson moved to award the audit contract to Thompson, Price, Scott, Adams & Company at the price of \$48,500. The motion was seconded by Commissioner Morgan and carried by a 7 – 0 vote.



**ITEM # 4 – NATIONAL DAY OF PRAYER PROCLAMATION**

**Presenter: Andy Lucas, County Manager**

For Board consideration, the County Manager presented the proclamation declaring May 4, 2017 as the 2017 National Day of Prayer.

Commissioner McIntyre moved to approve the proclamation and was seconded by Vice Chairman Burseson. The motion passed by unanimous vote.

**See Exhibit B  
Proclamation  
2017 National Day of Prayer**

**ITEM # 5 – BROWNS HILL ROAD INDUSTRIAL PROPERTY PURCHASE**

**Presenter: Andy Lucas, County Manager**

With the County's purchase of 76.03 acres of property on Browns Hill Road for an industrial park development scheduled to close on April 7, 2017, it was requested the Board approve budget amendment #2017-37 to appropriate \$1,000,000 from General Fund balance to pay the initial installment for the purchase. The remaining \$444,570 will be paid in four (4) equal annual installments of \$111,142.50 beginning July 15, 2017.

With no questions, Commissioner Efirm moved to approve the budget amendment. His motion was seconded by Commissioner Swain and carried by a 7 – 0 vote.

**ITEM # 6 – ENGINEERING DESIGN AUTHORIZATION & BUDGET AMENDMENT – BROWNS HILL ROAD PROJECT**

**Presenter: Andy Lucas, County Manager**

In order to move forward with the industrial park development project, it was recommended the Board authorize staff to enter into an engineering design services contract with Chambers Engineering. The total estimated cost is \$155,000 for the design and \$55,000 for survey and other related work with the cost being split 50/50 with the General Fund and Utilities Fund. It was requested the Board consider approval of the attached budget amendment and authorize staff to enter into a contract for design services with Chambers Engineering.

Commissioner Efirm made the motion to approve the budget amendment and contract with Chambers Engineering as requested. The motion was seconded by Commissioner McIntyre and passed by unanimous vote.

## **ITEM # 7 – DISCUSSION CONCERNING THE SHERIFF’S OFFICE PAY & INCENTIVES**

**Presenter: Commissioner Morgan**

Commissioner Morgan introduced the item and gave a brief review of the information included in the handouts related to the pay scales and incentives for public safety employees in the local municipalities and surrounding counties. He encouraged the Board to consider approving an incentive program which will help the Sheriff’s Office to be more competitive when recruiting new employees and aid with retention as well. Commissioner Morgan stated that he wanted to have this information available in order for the Board to be prepared to discuss it during the upcoming budget workshops.

Commissioner McIntyre agreed with Commissioner Morgan’s comments stating that he has spoken with Sheriff Burris as well noting the high turnover rate in the past year due to employees leaving to go work in other counties for higher pay and incentives. He agreed that it needs to be addressed during budget discussions.

Vice Chairman Burleson agreed with previous comments and Commissioner Morgan’s proposal for an incentive program. He also suggested that the Board have it apply to all county departments and not just the Sheriff’s Office adding that the Board understands the importance of all county employees and the work they do.

Commissioner Swain agreed that an incentive program should be considered and that he had spoken with the County Manager to see if information can be obtained to compare Stanly County’s departments to other benchmark counties to ensure employees are receiving the best that can be offered.

The discussion continued with questions concerning the pay structure of the Sheriff’s Office with the County Manager and Sheriff Burris responding. During this time, Sheriff Burris also addressed the Board to speak in favor of the proposed pay study and incentive program as a means to help with employee recruitment and retention.

With no further discussion, Vice Chairman Burleson moved to direct staff to prepare an incentive pay structure for the Board’s review and consideration over the next few weeks. Commissioner Swain seconded the motion which passed by unanimous vote.

For clarification, the County Manager asked if the proposed incentive structure would apply to the Sheriff’s Office only or to other county departments as well. Vice Chairman Burleson responded that his motion was for the Sheriff’s Office only, but he would be willing to entertain an incentive plan for all departments.

That being said, Commissioner Swain moved to reconsider the former motion to include all county departments. Vice Chairman Burleson seconded the motion which carried by a 7 – 0 vote.

#### **ITEM # 8 – CONSENT AGENDA**

- A. Minutes – Regular meeting of March 20, 2017.
- B. Library – Request approval of budget amendment # 2017-36.

Commissioner Efirm moved to approve the consent agenda as amended previously and was seconded by Commissioner Morgan. The motion carried by unanimous vote.

#### **ITEM # 9 – 2016 CHILD FATALITY PREVENTION TEAM ACTIVITY SUMMARY**

**Presenter: Commissioner Swain**

Commissioner Swain stated the reason he requested the report be pulled from the consent agenda was to give it the dignity it deserves. He noted that in 2016, the report states that nine (9) children died in Stanly County, several prior to birth, one due to undetermined causes and one (1) due to drowning. He encouraged everyone to be cognizant of their children with the summer months coming and to bring awareness to the report.

Commissioner Swain then moved to accept the report as presented. The motion was seconded by Vice Chairman Burleson and passed by unanimous vote.

**PUBLIC COMMENT – None.**

#### **BOARD COMMENTS, ANNOUNCEMENTS & COMMITTEE REPORTS**

Vice Chairman Burleson wished the Carolina Tarheels the best of luck in the NCAA Tournament Championship game later that evening.

Commissioner Efirm encouraged everyone to attend the Veterans Dedication Service this coming Saturday, April 8<sup>th</sup> in Locust.

Commissioner Morgan noted that the next Regulatory Referendum Committee meeting will be held on Tuesday, April 25<sup>th</sup> at 5:30 p.m. in the Commissioners Meeting Room.

Chairman Lawhon noted appreciation of those in the audience who attended the meeting and thanked the Sheriff and his employees for their hard work.

**CLOSED SESSION**

Vice Chairman Burleson moved to recess the meeting into closed session to consult with the county attorney in accordance with G. S. 143-318.11(a)(3). The motion was seconded by Commissioner Efirm and carried by unanimous vote at 7:55 p.m.

**ADJOURN**

With no further discussion, Vice Chairman Burleson moved to adjourn and was seconded by Commissioner McIntyre. Motion carried by 7 – 0 vote at 8:15 p.m.

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W. D. (Bill) Lawhon, Jr.

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Tyler Brummitt, Clerk



# Stanly County Board of Commissioners

Meeting Date: April 17, 2017  
 Presenter: Consent

4B

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

**Subject**  
 Please see the attached March 2017 refund report from the North Carolina Vehicle Tax System for taxpayers due vehicle refunds over \$100 which requires Board of Commissioners approval.

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

Signature: Toby R. Hinson

Dept. Finance

Date: 4/10/17

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

Payee Name	Address 1	Address 3	Tax Jurisdiction	Levy Type	Change	Interest Change	Total Change
EASLEY, JOSEPH CRAIG	PO BOX 15	STANFIELD, NC 28163	01	Tax	(\$79.09)	\$0.00	(\$79.09)
			57	Tax	(\$37.77)	\$0.00	(\$37.77)
			11	Tax	(\$9.94)	\$0.00	(\$9.94)
						Refund	\$126.80
EFIRD, BRITTANY NICHOLS	508 CHURCH ST	LOCUST, NC 28097	01	Tax	(\$77.53)	\$0.00	(\$77.53)
			55	Tax	(\$41.66)	\$0.00	(\$41.66)
			55	Vehicle Fee	\$0.00	\$0.00	\$0.00
			11	Tax	(\$11.57)	\$0.00	(\$11.57)
						Refund	\$130.76
HUDSON, DANIEL THOMAS	18835 OLD MILL RD	LOCUST, NC 28097	01	Tax	(\$195.08)	\$0.00	(\$195.08)
			14	Tax	(\$26.20)	\$0.00	(\$26.20)
						Refund	\$221.28
MCTAGUE, DONOVAN MICHAEL	18505A GADDIS RD	OAKBORO, NC 28129	01	Tax	(\$124.18)	\$0.00	(\$124.18)
			14	Tax	(\$16.68)	\$0.00	(\$16.68)
						Refund	\$140.86
MCTAGUE, DONOVAN MICHAEL	18505A GADDIS RD	OAKBORO, NC 28129	01	Tax	(\$239.00)	\$0.00	(\$239.00)
			14	Tax	(\$32.10)	\$0.00	(\$32.10)
						Refund	\$271.10
MORGAN, TRENT PATTERSON	PO BOX 502	OAKBORO, NC 28129	01	Tax	(\$115.42)	\$0.00	(\$115.42)
			51	Tax	(\$70.63)	\$0.00	(\$70.63)
						Refund	\$186.05
OSBORNE HARVEY, GEORGIA LEE	PO BOX 828	OAKBORO, NC 28129	01	Tax	(\$165.90)	\$0.00	(\$165.90)
			51	Tax	(\$101.52)	\$0.00	(\$101.52)
						Refund	\$267.42
PARKER, JOHN PHILLIP	15582 ARROWOOD DR	NORWOOD, NC 28128	01	Tax	(\$118.03)	\$0.00	(\$118.03)
			12	Tax	(\$17.62)	\$0.00	(\$17.62)
						Refund	\$135.65
THOMPSON, LACY MACK JR	5648 OLD THOMPSON RD	NORWOOD, NC 28128	01	Tax	(\$99.84)	\$0.00	(\$99.84)
			12	Tax	(\$14.90)	\$0.00	(\$14.90)
						Refund	\$114.74
						Refund Total	\$1594.66



# Stanly County Board of Commissioners

Meeting Date: April 17, 2017  
 Presenter: Michael Sandy

40 X

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 INTERLOCAL AGREEMENT – MINIMUM HOUSING ORDINANCE ENFORCEMENT TOWN OF STANFIELD

Subject

**Interlocal Agreement – Enforcement of the Town of Stanfield Minimum Housing 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 Minimum Housing Ordinance for the Town of Stanfield. This is a new and will be in effect from May 1, 2017 until December 31, 2017 and may be renewed unless terminated per the agreement.**

Signature: 

Dept.

Date: 4-11-17

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 07<sup>th</sup> day of April, 2017, by and between the Town of Stanfield, 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 Minimum Housing Standards Ordinance in accordance with Chapter 160A-441, et seq, and;

**WHEREAS**, under North Carolina General Statute Chapter 160A, Article 20 and 153A-445, a Municipality and County may enter into an agreement for the purpose of enforcement of select ordinances and regulations; and

**WHEREAS**, the Municipality and County have agreed to development of a Minimum Housing Standards Ordinance with the County being the enforcement authority, pursuant to North Carolina General Statute Chapter 160A-441, et seq, and 153A-445, and having jurisdiction for said ordinance within the Municipality's corporate limits.

**NOW THEREFORE**, in consideration for 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 May 1, 2017 through December 31, 2017. A trial period at the end of which a decision will be made as to whether to enter into a long term commitment. The parties agree that the Municipality will notify the County in writing by the first Friday of December 2017 if the Municipality desires to renew this agreement.
2. Responsibilities.
  - A. Municipality. The Municipality agrees as follows:
    - 1) To adopt a Municipal Minimum Housing Standards Ordinance (hereinafter referred to as "MHO" 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 or email from the "town administrator" in the form of a formal complaint 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 MHO, the then-current IRS rate for mileage driven by the ZEO while enforcing the MHO, any postage/delivery charges incurred by the County in order to enforce the MHO, and any and all other costs/expenses incurred by the County associated with the enforcement of the MHO; 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 MHO, with the exception of filing and handling lawsuits, on behalf of the Municipality in accordance with the MHO;
- 2) To process MHO violations for the Municipality;
- 3) To submit an itemized invoice showing the hours, mileage and postage expenses to the Municipality at the end of each month during which enforcement services are completed;
- 4) To build and maintain MHO violation files for legal reference;
- 5) Upon the Municipality's request, to provide the Municipality with all available information regarding the MHO 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 MHO.

3. Termination. This agreement may be terminated by County upon written notice to the Municipality's Mayor. This agreement may be terminated by the Municipality upon 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 (except those claims resulting from the intentional, willful or wanton acts of County agents or employees) 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. The Municipality 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. The County shall not assign all or any part of this agreement, including the right to any payments or civil penalties collected, to any other party without the prior written consent of the Municipality.
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 this 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 STANFIELD AND THE COUNTY OF STANLY DATED 16th April, 2017**

COUNTY

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

MUNICIPALITY

Kevin N. Bandy  
Mayor's Signature

ATTEST:

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

ATTEST:

Wanda W. Yew  
Clerk's Signature and Seal

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

Wanda W. Yew  
Stanfield Finance Officer



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AMENDMENT NO: 2017-40

**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 create Fund 674, the expenditures are to be changed as follows:

<u>FUND/DEPART NUMBER</u>	<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>CURRENT BUDGETED AMOUNT</u>	<u>INCREASE (DECREASE)</u>	<u>AS AMENDED</u>
674.4530	190.000	Professional Services	\$ -	\$ 85,292	\$ 85,292
TOTALS			<u>\$ -</u>	<u>\$ 85,292</u>	<u>\$ 85,292</u>

This budget amendment is justified as follows:

To create the Airport Runway and Taxiway Lighting Rehabilitation Project Fund.

This will result in a net increase \$ 85,292 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.

<u>FUND/DEPART NUMBER</u>	<u>ACCOUNT NUMBER</u>	<u>ACCOUNT DESCRIPTION</u>	<u>CURRENT BUDGETED AMOUNT</u>	<u>INCREASE (DECREASE)</u>	<u>AS AMENDED</u>
674.3453	230.32	Vision 100 Entitlement	\$ -	\$ 76,763	\$ 76,763
674.3453	980.110	From General Fund	-	8,529	8,529
TOTALS			<u>\$ -</u>	<u>\$ 85,292</u>	<u>\$ 85,292</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 \_\_\_\_\_

*[Signature]*  
Reviewed by Department Head

*4/11/17*  
Date

*[Signature]*  
Reviewed by Finance Director

*4-11-17*  
Date

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

\_\_\_\_\_ Date

Posted by
Journal No.
Date

**Stanly County  
Project Ordinance  
Airport Runway and Taxiway Lighting Rehabilitation Project**

**BE IT ORDAINED**, by the Stanly County Board of Commissioners that, pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

SECTION 1: The project authorized is the Airport Runway and Taxiway Lighting Rehabilitation to be financed by Vision 100 Federal funds and an appropriation from the Stanly County General Fund.

SECTION 2: The officers and employees of Stanly County are hereby authorized to proceed with the capital project within the terms of the budget contained herein.

SECTION 3: The following amounts are appropriated for the project:

Professional Services \$ 85,292

SECTION 4: The following revenues are anticipated to be available to complete the project:

Vision 100 Grant \$ 76,763  
Stanly County General Fund 8,529  
\$ 85,292

SECTION 5: The Finance Director is hereby directed to maintain within the capital project fund sufficient detailed accounting records to satisfy the requirements of the grantor agencies and state and local regulations.

SECTION 6: Funds may be advanced from the County General Fund for the purpose of making payments as due. Reimbursement requests should be made to the appropriate grantor agencies in an orderly and timely manner.

SECTION 7: The Finance Director is hereby directed to report on a quarterly basis on the financial status of each project element in Section 3, and on the total revenues received or claimed.

SECTION 8: The Finance Director is directed to include a detailed analysis of past and future costs and revenues on this capital project in every budget submission made to this board.

SECTION 9: Copies of this capital project ordinance shall be filed with the Clerk to the Board of Commissioners for future direction in carrying out this project.

Adopted this 17th day of April, 2017.

\_\_\_\_\_  
W.D. Lawhon, Jr., Chairman

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



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AMENDMENT NO: 2017-41

**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 NUMBER	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	CURRENT BUDGETED AMOUNT	INCREASE (DECREASE)	AS AMENDED
110.9800	981.674	To Runway & Taxiway Light	\$ -	\$ 8,529	\$ 8,529
TOTALS			\$ -	\$ 8,529	\$ 8,529

This budget amendment is justified as follows:

To appropriate from the General Fund the local contribution required from a Vision 100 Grant to rehabilitate the runway and taxiway lighting.

This will result in a net increase \$ 8,529 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 NUMBER	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	CURRENT BUDGETED AMOUNT	INCREASE (DECREASE)	AS AMENDED
110.3991	990.000	Fund Balance Appropriated	\$ 3,126,266	\$ 8,529	\$ 3,134,795
TOTALS			\$ 3,126,266	\$ 8,529	\$ 3,134,795

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	Date	Posted by
<i>John R. Kinison</i>	4-11-17	
Reviewed by Finance Director	Date	Journal No.
Reviewed by County Manager	Date	Date