

**STANLY COUNTY
BOARD OF COMMISSIONERS
REGULAR MEETING AGENDA
AUGUST 3, 2015
7:00 P.M.**

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

SCHEDULED AGENDA ITEMS

- 1. TAX COLLECTOR'S ANNUAL SETTLEMENT FOR FY 2014-15
Presenter: Clinton Swaringen, Tax Administrator**

- 2. SHERIFF'S OFFICE**
 - A. Staff Award Presentations – Presenter: Sheriff Burris**
 - B. Detention Center rear gate security camera discussion – Presenter:
Captain Brafford**

- 3. STANLY RESCUE SQUAD – CONTINGENCY APPROPRIATION REQUEST
Presenter: Andy Lucas, County Manager**

- 4. CONSENT AGENDA**
 - A. Minutes – Special meeting of June 23, 2015, recessed meeting of June
25, 2015 and regular meeting of July 6, 2015**
 - B. Finance – Request approval of the attached Vehicle Tax Refund report**
 - C. Finance – Request approval of budget amendment # 2016-04**

PUBLIC COMMENT

BOARD COMMENTS, ANNOUNCEMENTS & COMMITTEE REPORTS

CLOSED SESSION: To consult with the county attorney in accordance with G. S. 143-318.11(a)(3).

ADJOURN

The next regular meeting is scheduled for Tuesday, September 8th at 7:00 p.m.



Stanly County Board of Commissioners

Meeting Date: August 3, 2015
 Presenter: Clinton Swaringen, Tax Administrator

_____ | 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: _____

* 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

Tax Collector's Annual Settlement for FY 2014-2015

Subject

Pursuant to GS 105-373, the Tax Collector must present an annual settlement report to the governing board. The attached financial reports provide an overview of collection activity for FY 2014-15. The real and personal property collection rate (excluding registered motor vehicles) was 96.54%. The collection rate for registered motor vehicles was 93.58%, yielding an overall collection rate of 96.54%. The overall collection rate represents an increase in the overall rate from the prior fiscal year (FY 2013-14) which had an overall rate of 95.71%. The statutory remedies of garnishment, attachment, debt setoff, escheat, and pre-foreclosure, have been utilized to the extent possible for the collection of ad valorem taxes.

As part of the settlement, the governing board charges the Tax Collector with collecting taxes for the current fiscal year, FY 2015-16. This “charge” gives the Tax Collector authority to use enforced collections measures and it gives notice that the tax lien is first in priority.

Attachments: Analysis of Countywide Levy; Annual Audit Report; Delinquent Collections Report; Uncollected Taxes Information; Affidavit; Charge to Collect

Requested Action

I respectfully request the Board:

- (1) Accept and approve the annual settlement report
- (2) Charge the Tax Collector with collecting FY 2015-16 taxes

Signature: Clinton Swaringen

Date: 8-3-2015

Dept. Tax Administration

Attachments: Yes X 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

Stanly County, North Carolina
 Analysis of Countywide Levy
 Summary Report FY 2014/2015

	<u>COUNTYWIDE PROPERTY VALUATION</u>	<u>RATE</u>	<u>AMOUNT OF LEVY</u>	<u>TOTAL LEVY EXCLUDING REG MTR VEH</u>	<u>***REGISTERED MOTOR VEHICLES ***</u>
ORIGINAL LEVY:					
Current Year	\$3,958,692,265	0.67	\$26,523,247.61	\$26,517,964.90	\$5,282.71
Late List Penalties			\$47,457.19	\$47,457.19	
TOTAL	\$3,958,692,265		\$26,570,704.80	\$26,565,422.09	\$5,282.71
DISCOVERIES:					
Current Year	\$18,268,250	0.67	\$122,397.28	\$121,924.73	\$472.55
Current Year Penalties			\$9,957.32	\$9,957.32	
Curr Yr Public Service Penalties					
Prior Year Penalties			\$161.70	\$161.70	
Prior Year Taxes			\$131,578.79	\$131,092.45	\$486.34
TOTAL	\$18,268,250		\$264,095.09	\$263,136.20	\$958.89
RELEASES:					
Current Year	-\$28,605,731	0.67	-\$191,658.40	-\$191,109.26	-\$549.14
Penalties			-\$1,084.71	-\$1,084.71	
TOTAL	-\$28,605,731		-\$192,743.11	-\$192,193.97	-\$549.14
TOTAL VALUE	\$3,948,354,784				
TOTAL LEVY			\$26,642,056.78	\$26,636,364.32	\$5,692.46
Collections as of June 30, 2014			\$25,720,945.47	\$25,715,618.23	\$5,327.24
Uncollected Taxes			\$921,111.31	\$920,746.09	\$365.22
COLLECTION PERCENTAGES			96.54%	96.54%	93.58%

*** (Only Accounts for Registered Motor Vehicle Bills Collected from the One Tax Software Program/Does Not Included NCVTS)***
 *** (Last Registered Motor Vehicle Bill from One Tax Software was October 2014)***

**Stanly County
Annual Audit Report
Fiscal Year 2014/2015
As of 6-30-2015**

MONTH	Motor Vehicle			Levy
	Valuation	Rate		
July	257,785	0.6700	\$	1,727.18
August	198,146	0.6700		1,327.58
September	325,527	0.6700		2,181.05
October	7,000	0.6700		46.90
November	0	0.6700		-
December	0	0.6700		-
January	0	0.6700		-
February	0	0.6700		-
March	0	0.6700		-
April	0	0.6700		-
May	0	0.6700		-
June	0	0.6700		-
TOTAL VALUE	788,458		\$	5,282.71
Real & Personal Value	3,838,855,824	0.6700	\$	25,720,343.42
Public Service Value	119,047,983	0.6700		797,621.48
TOTAL	3,957,903,807		\$	26,517,964.90
ORIGINAL VALUE & LEVY	3,958,692,265		\$	26,523,247.61
Discoveries			\$	122,397.28
Non-Discoveries				131,578.79
Releases				(191,658.40)
RELEASE & DISCOVERY NET			\$	62,317.67
Late Listing			\$	47,457.19
Late Listing Public Service				
Late Listing Discoveries				9,957.32
Late Listing Non-Discoveries				161.70
Releases on Late Listings				(1,084.71)
LATE LISTING NET			\$	56,491.50
ADJUSTED LEVY			\$	26,642,056.78
Collections Allowed			\$	25,669,467.71
Late Listings Collected				51,477.76
TOTAL COLLECTED			\$	25,720,945.47
Uncollected as of June 30, 2015			\$	916,097.57
Late Listings Uncollected				5,013.74
TOTAL UNCOLLECTED			\$	921,111.31
PERCENT CURRENT YEAR COLLECTED				96.54%

Stanly County, North Carolina
Delinquent Collections FY 2014/2015
June 30, 2015

<u>Fiscal Year</u>	<u>Uncollected as of</u>		<u>Discoveries (+)</u>	<u>Releases (-)</u>	<u>Payments (-)</u>	<u>Uncollected as of</u>
	<u>07/01/14</u>	<u>06/30/15</u>				
2013-2014	\$1,168,409.03	\$507,106.50	\$97,760.78	-\$152,935.31	-\$606,128.00	\$507,106.50
2012-2013	\$628,231.18	\$389,419.42	\$1,992.87	-\$11,664.95	-\$229,139.68	\$389,419.42
2011-2012	\$397,986.94	\$289,423.58	\$704.91	-\$1,048.81	-\$108,219.46	\$289,423.58
2010-2011	\$305,518.52	\$231,642.12	\$640.74	-\$670.66	-\$73,846.48	\$231,642.12
2009-2010	\$302,471.93	\$256,203.85	\$0.00	-\$18.13	-\$46,249.95	\$256,203.85
2008-2009	\$189,146.47	\$159,949.58	\$0.00	-\$18.13	-\$29,178.76	\$159,949.58
2007-2008	\$125,368.10	\$108,234.92	\$0.00	-\$24.48	-\$17,108.70	\$108,234.92
2006-2007	\$105,744.80	\$93,508.18	\$0.00	-\$22.56	-\$12,214.06	\$93,508.18
2005-2006	\$81,321.03	\$74,883.70	\$0.00	-\$20.71	-\$6,416.62	\$74,883.70
2004-2005	\$83,250.26	\$78,610.66	\$0.00	-\$19.70	-\$4,619.90	\$78,610.66

* Purged due to NC G.S. 105-378 (10 year statute of limitations) *
Figures do not include late listing penalties

Stanly County North Carolina
Tax Collector's Settlement Information
Uncollected Taxes for FY 2014-2015

End of Year Report - Levy Collected Report (CL2237) Menu 53 Option 5

Record Group	100 (Real and Personal Property)	\$915,732.35
	150 (State Assessed)	\$0.00
	200 (Registered Motor Vehicles)	<u>\$365.22</u>
	Total Uncollected	\$916,097.57

End of Year Report - Summary Levy Uncollected Report (CL2232) Menu 53 Option 7

Record Group	100 (Real and Personal Property)	\$915,732.35
	150 (State Assessed)	\$0.00
	200 (Registered Motor Vehicles)	<u>\$365.22</u>
	Total Uncollected	\$916,097.57

End of Year Report - Outstanding Tax Reports (CL2108) Menu 54 Option 8

These Detailed Reports List Ownership by Name and Principal Amount Owed

Record Group	100 (Personal Property)	\$65,355.47
	100 (Real Property)	\$850,376.88
	150 (State Assessed)	\$0.00
	200 (Registered Motor Vehicles)	<u>\$365.22</u>
	Total Uncollected	\$916,097.57

Annual Settlement Information is Located in the Tax Administration Office Storage Room

County of Stanly
201 South Second Street
ALBEMARLE, NORTH CAROLINA
28001



Office of

Tax Administrator

AFFIDAVIT

Clinton Swaringen, Tax Collector for Stanly County, being sworn, says:

That in accordance with NCGS 105-373, the following lists will be available for inspection on August 3, 2015: (a) a list of the persons owning real property whose taxes for the preceding fiscal year (FY 2014-2015) remain unpaid and the principal amount owed by each person; and (b) a list of the persons not owning real property whose personal property taxes for the preceding fiscal year (FY 2014-2015) remain unpaid and the principal amount owed by each person. I have made a diligent effort to collect the taxes due from the persons listed out of their personal property and by other means available to me for collection. The lists of unpaid property taxes will be filed in the Tax Administration Office and retained as required by law.

This is the 27 day of July 2015.

Affiant Clinton Swaringen

Sworn to and subscribed before me the 27 day of July 2015.

Jeff L. Brummitt
Notary Public

My Commission Expires: June 18, 2019
(SEAL) AFFIDAVIT

**Order Directing the Tax Collector to Collect the Taxes Charged in the
Tax Records and Receipts**

State of North Carolina

County of Stanly

To: The Tax Collector of Stanly County

Pursuant to North Carolina General Statute 105-321(b), you are hereby authorized, empowered and commanded to collect the taxes set forth in the tax records filed in the Office of the Tax Administrator and in the tax receipts herewith delivered to you, in the amounts and from the taxpayers likewise therein set forth. Such taxes are hereby declared to be a first lien upon all real property of the respective taxpayers in Stanly County, and this order shall be a full and sufficient authority to direct, require, and enable you to levy on and sell any real or personal property of such taxpayers, for and on account thereof, in accordance with law.

Witness my hand and official seal, this the _____ day of August, 2015.

Janet K. Lowder, Chairman

Stanly County Board of Commissioners

ATTEST:

Tyler Brummitt, Clerk to the Board

Stanly County Board of Commissioners



Stanly County Board of Commissioners

Meeting Date: August 3, 2015

Presenter:

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.

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*** 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

SHERIFF'S OFFICE

A. Staff Award Presentations – Presenter: Sheriff Burris

B. Detention Center rear gate security camera discussion – Presenter: Captain Brafford

Subject

A. No action required

B. Request Board approval to purchase the rear gate security camera.

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



Stanly County Board of Commissioners

Meeting Date August 3, 2015

Presenter: Andy Lucas, County Manager

Consent Agenda	Regular Agenda
	3

ITEM TO BE CONSIDERED

Stanly Rescue Squad – Contingency Appropriation Request

The Board set aside \$15,000 in contingency funds in FY 15-16 specifically for the Stanly Rescue Squad. The funding was contingent on the development of a plan to enhance water rescue assets and resources.

Subject

Requested Action

Consider and approve the appropriation of \$15,000 in existing contingency funding for the Stanly Rescue Squad.

Signature: Andy Lucas

Dept Central Administration

Date: 7/29/15

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: August 3, 2015
 Presenter: Chairman Lowder

4

Consent Agenda Regular Agenda

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

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*** 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

CONSENT AGENDA

- A. Minutes – Special meeting of June 23, 2015, recessed meeting of June 25, 2015 and regular meeting of July 6, 2015
- B. Finance – Request approval of the attached Vehicle Tax Refund report
- C. Finance – Request approval of budget amendment # 2016-04

Subject

Requested Action

Request approval of the above items as presented.

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

**STANLY COUNTY
BOARD OF COMMISSIONERS
SPECIAL MEETING MINUTES
JUNE 23, 2015**

COMMISSIONERS PRESENT:

Janet K. Lowder, Chairman
Tony M. Dennis, Vice Chairman
Peter Ascitto
Joseph Burleson (Arrived at 8:34 a.m.)
Scott Efir
Bill Lawhon
Gene McIntyre (participated via phone)

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 special session on Tuesday, June 23, 2015 in the Manager's Conference Room, Stanly Commons. Chairman Lowder called the meeting to order at 8:30 a.m.

CLOSED SESSION

Vice Chairman Dennis moved to recess the meeting into closed session to discuss economic development in accordance with G. S. 143-318.11(a)(4). His motion was seconded by Commissioner Lawhon and passed by unanimous vote at 8:31 a.m.

RETURN TO OPEN SESSION

Commissioner Ascitto moved to return to open session and was seconded by Vice Chairman Dennis. Motion carried by a 7 – 0 vote.

FY 2015-16 BUDGET REVIEW AND DISCUSSION

The County Manager entertained questions from the Board related to the proposed budget. At Commissioner McIntyre's request, the County Manager reviewed the two (2) quotes received for the County's general liability and property insurance from Risk Management Pools (NCACC) and Wright Specialty Insurance (Caitlin) through Bear Insurance.

After a period of discussion, Commissioner McIntyre moved to approve the NCACC/Risk Management Pools as the County's insurance carrier. His motion was seconded by Commissioner Ascitutto and passed by unanimous vote.

Commissioner Ascitutto requested further discussion of the Sheriff's vehicle request and funding for a camera at the rear gate behind the jail which was included as part of the departmental budget request. After a period of discussion, he recommended the Board consider reducing the number of vehicles by one (1) for a total of seven (7). Chairman Lowder also noted that she had previously suggested reducing the request by one (1) vehicle to offset the expense of officers who drive their service vehicles home, several of which are outside the county. The County Manager also noted that Sheriff Burriss is concerned that the \$184,000 included in the recommended budget will not be enough to cover the total cost of the vehicles, tax and tags and recommended increasing the amount to \$190,000.

By motion, Commissioner Ascitutto moved to approve a total of seven (7) vehicles rather than eight (8) as requested. Chairman Lowder seconded the motion. After further discussion, Chairman Lowder called for a vote. The motion failed by a 4 – 3 vote.

Ayes: Chairman Lowder, Commissioner Ascitutto, Commissioner Dennis

Nos: Commissioner Burleson, Commissioner Efird, Commissioner Lawhon, Commissioner McIntyre

Commissioner Burleson moved to include an additional \$6,000 in the budget for the taxes and tags associated with the new vehicles. His motion was seconded by Commissioner Ascitutto and passed by unanimous vote.

ADJOURN

There being no further discussion, Commissioner Burleson moved to adjourn the meeting and was seconded by Commissioner Ascitutto. Motion carried by a 7 – 0 vote at 9:25 a.m.

Janet K. Lowder, Chairman

Tyler Brummitt, Clerk

**STANLY COUNTY
BOARD OF COMMISSIONERS
RECESSED MEETING MINUTES
BUDGET WORKSHOP
JUNE 25, 2015**

COMMISSIONERS PRESENT:

Janet K. Lowder, Chairman
Tony Dennis, Vice Chairman
Peter Ascitutto
Joseph Burleson
T. Scott Efirm
Bill Lawhon
Gene McIntyre

COMMISSIONERS ABSENT:

None

STAFF PRESENT:

Andy Lucas, County Manager
Jenny Furr, County Attorney
Tyler Brummitt, Clerk
Toby Hinson, Finance Director
Melissa Efirm, Accountant

CALL TO ORDER

The Stanly County Board of Commissioners (the "Board") reconvened their regular meeting of Monday, June 1, 2015 on Thursday, June 25, 2015 in the Manager's Conference Room, Stanly Commons. Chairman Lowder called the meeting to order at 9:00 a.m.

ITEM # 1 – FY 14-15 YEAR-END BUDGET AMENDMENT

Presenter: Toby Hinson, Finance Director

Mr. Hinson provided a review of the year-end budget amendments to reconcile the General Fund and other various funds including the Emergency Radio System Project Fund 213, Emergency Telephone E-911 Fund 260, First District Fund 295, Community Development Grant Project Funds, and the Utility Operating Funds. He then entertained questions from the Board.

Vice Chairman Dennis moved to approve the year-end budget amendments as presented and was seconded by Commissioner Ascitutto. The motion passed by unanimous vote.

See Exhibit A
Year End Budget Amendment # 2015-44 & Attachments

ITEM # 2 – FY 2015-16 BUDGET ADOPTION

Presenter: Andy Lucas, County Manager

The County Manager provided a brief review of the final budget ordinance noting that for the ninth (9) consecutive year, the property tax rate will remain at \$0.67 per \$100 valuation.

Vice Chairman Dennis moved to approve the budget ordinance as presented. His motion was seconded by Commissioner Lawhon and carried with a 7 – 0 vote.

See Exhibit B
Stanly County
2015-16 Budget Ordinance

ITEM # 3 – UTILITY GRANT RESOLUTION FOR THE AIRPORT CORRIDOR SEWER PROJECT

Presenter: Donna Davis, Utilities Director

Based on the preliminary application submitted for the Airport Corridor Sewer Project, the County has received notification of funding from the NC DENR State Revolving Fund in the amount of \$621,043 and the NC Department of Commerce Utility Account for a \$500,000 grant. In order to proceed with funding, a formal application will be filed along with the required resolution by the Board of Commissioners to authorize and acknowledge the application.

Vice Chairman Dennis moved to approve the resolution and was seconded by Commissioner Burleson. Motion passed by unanimous vote.

ITEM # 4 – OAKBORO 4TH OF JULY FIREWORKS DISPLAY

Presenter: Andy Lucas, County Manager

The Oakboro 4th of July Celebration Inc. requested Board approval to use fireworks during the annual celebration on Friday, July 3rd and Saturday, July 4th at 11:30 p.m.

By motion, Vice Chairman Dennis moved to approve the request and was seconded Commissioner Burleson. Motion passed with a 7 – 0 vote.

CLOSED SESSION

Vice Chairman Dennis moved to recess the meeting into closed session to discuss a personnel issue in accordance with G. S. 143-318.11(a)(6). The motion was seconded by Commissioner Lawhon and passed by unanimous vote at 9:23 a.m.

ADJOURN

With no additional items presented for discussion, Vice Chairman Dennis moved to adjourn the meeting and was seconded by Commissioner Lawhon. Motion passed by a 7 - 0 vote at 9:28 a.m.

Janet K. Lowder, Chairman

Tyler Brummitt, Clerk

**STANLY COUNTY
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
JULY 6, 2015**

COMMISSIONERS PRESENT:

Janet K. Lowder, Chairman
Tony Dennis, Vice Chairman
Peter Ascitutto
Joseph Burleson
T. Scott Efirm
Bill Lawhon
Gene McIntyre

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, July 6, 2015 at 7:00 p.m. in the Commissioners Meeting Room, Stanly Commons. Chairman Lowder called the meeting to order with Commissioner McIntyre giving the invocation and leading the pledge of allegiance.

APPROVAL / ADJUSTMENTS TO THE AGENDA

Chairman Lowder requested the Vehicle Tax Refund Report for June 2015 be added to the consent agenda as item # 10(F). Commissioner McIntyre moved to approve the agenda as amended and was seconded by Vice Chairman Dennis. Motion passed by unanimous vote.

ITEM # 1 – PLANNING & ZONING – PUBLIC HEARING FOR REZONING REQUEST ZA 15-03 FOR STRATA SOLAR, LLC

Presenter: Michael Sandy, Planning Director

Commissioner Burleson submitted a request to be excused from voting due to a conflict of interest. Commissioner McIntyre moved to approve the request and was seconded by Vice Chairman Dennis. Motion carried by a 6 – 0 vote.

Mr. Sandy stated that applicants Strata Solar, LLC on behalf of Jed and Bonnie Brooks and Randy D. Sells, have requested to rezone portions of the following two (2) adjacent properties from RA to RA-SEPGS Overlay District: a 19.87 acre portion of a 44.25 acre tract (Tax Record 26819) and an 11.60 acre portion of a 49.79 acre tract (Tax Record 26822). The purpose of the request will be to use these properties for a solar farm. The case was forwarded with a favorable recommendation by the Planning Board.

Chairman Lowder declared the public hearing open. Attorney Tom Terrell came forward to address the Board on behalf of the landowners and Strata Solar, LLC in favor of the request. Also in attendance were Louis Iannone, Manager and Jim Haley, Engineer for Strata Solar to answer any technical questions.

With no one else coming forward, the public hearing was closed.

By motion, Commissioner Lawhon moved to approve rezoning request ZA 15-03 and was seconded by Vice Chairman Dennis. Motion carried unanimously.

ITEM # 2 – PUBLIC HEARING FOR A NO WAKE ZONE FOR LAKE TILLERY COVE AND APPROVAL OF A RESOLUTION OF SUPPORT

Presenter: Andy Lucas, County Manager

The Board conducted a public hearing to receive comments concerning the submission of an application to the NC Wildlife Resources Commission to request the cove area adjacent to Haven Cove Road and Strand Drive be designated as a No Wake Zone. Additionally, a resolution of support for the application was included for consideration as well.

Chairman Lowder declared the public hearing open. Mr. Mike Laton, who had previously addressed the Board during the June 4th budget workshop, came forward to speak in favor of the designation and to present a petition signed by his neighbors in support of the request. Mr. Laton also offered to pay for the buoy if the designation is approved. With no one else coming forward, the hearing was closed.

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

See Exhibit A
Resolution of the Board of County Commissioners of Stanly County

ITEM # 3 – CENTRALINA WORKFORCE DEVELOPMENT CONSORTIUM AGREEMENT

Presenter: David Hollars, Executive Director for Centralina Workforce Development

Mr. Hollars was present to request Board approval of the agreement which has been updated to reflect receipt of funds under the new Federal Workforce Innovation and Opportunity Act (WIOA). The WIOA law requires the agreement to be updated, approved/signed by each county board of commissioners and in place for workforce services provided by the Consortium and Centralina Workforce Development Board in the region.

With no questions from the Board, Commissioner McIntyre moved to approve the revised agreement and was seconded by Commissioner Ascutto. Motion carried with a 7 – 0 vote.

See Exhibit B

**Articles of Association and Agreement for the
Centralina Workforce Development Consortium**

ITEM # 4 – UTILITIES – APPROVAL OF CONSTRUCTION PROJECT ORDINANCES & BUDGET AMENDMENTS FOR THE WEST STANLY WWTP REHABILITATION PROJECT AND THE AIRPORT ROAD CORRIDOR WASTEWATER COLLECTIONS SYSTEM PROJECT

Presenter: Donna Davis, Utilities Director

Stanly County has received funding for the following two (2) construction projects: the West Stanly Wastewater Treatment Plant / McCoy Creek Pump Station Rehabilitation Project and the Airport Road Corridor Wastewater Collections System Project. Board approval was requested for the project ordinances and associated budget amendments in order to create the project funds for each.

Vice Chairman Dennis moved to approve both project ordinances and budget amendments #2016-02 and #2016-03. His motion was seconded by Commissioner Burleson and passed by unanimous vote.

ITEM # 5 - STANLY COMMUNITY COLLEGE (SCC) COSMETOLOGY FACILITY MEMORANDUM OF UNDERSTANDING (MOU)

Presenter: Andy Lucas, County Manager

Commissioner Lawhon requested to be excused from voting due to a conflict of interest. Commissioner McIntyre moved to approve his request and was seconded by Commissioner Burleson. Motion carried with a 6 – 0 vote.

The County Manager presented the MOU as a means to outline a collaborative agreement between the community college and the County for the construction and financing of the

cosmetology facility. In addition to approving the agreement, it was also requested the Board authorize staff to negotiate any necessary changes to the MOU in the best interest of the County.

Vice Chairman Dennis moved to approve the agreement and authorize staff to negotiate any necessary changes on behalf of the County. His motion was seconded by Commissioner Ascitutto and the motion passed by unanimous vote.

See Exhibit C
Memorandum of Understanding
between
Stanly Community College,
an educational institution operating under the
provisions of Chapter 115D of the
North Carolina General Statutes,
and
County of Stanly,
a body politic and corporate

ITEM # 6 – BOARD & COMMITTEE APPOINTMENTS

Presenter: Andy Lucas, County Manager

A. Stanly County Convention & Visitors Bureau (CVB)

Due to the recent resignation of CVB member Mr. Wayne Cole, it was requested the Board appoint a replacement to serve the remaining two (2) years of his unexpired term as a County representative.

By motion, Vice Chairman Dennis moved to appoint Mrs. Ashley Smith to complete Mr. Cole's unexpired term from July 1, 2015 – June 30, 2017. The motion was seconded by Commissioner Burleson and carried with a 7 – 0 vote.

B. Stanly County Farm Service Agency

At the request of the Farm Service Agency, the Board selected Mr. Don Brooks as a nominee for the LAA II which includes the Almond, Endy and Furr Townships. Mr. Curtis Furr has served in this position for the past nine (9) years which is the maximum term limit allowed and is ineligible to serve again.

Commissioner Burleson moved to nominate Mr. Don Brooks for the Farm Service Agency Board LAA II area. The motion was seconded by Vice Chairman Dennis and passed by unanimous vote.

C. Cardinal Innovations Oversight Board

Due to current board member Dale Poplin's term expiring June 30, 2015, it was requested the Board appoint/reappoint a member to the Oversight Board for a three (3) year term from July 1, 2015 – June 30, 2018.

Vice Chairman Dennis moved to reappoint Mr. Dale Poplin and was seconded by Commissioner Asciutto. Motion carried with 7 – 0 vote.

ITEM # 7 – VOTING DELEGATE FOR THE NCACC ANNUAL CONFERENCE

Presenter: Andy Lucas, County Manager

By motion, Commissioner McIntyre moved to select Commissioner Asciutto as the voting delegate for the NCACC Annual Conference and himself as the alternate delegate. The motion was seconded by Commissioner Asciutto and passed by unanimous vote.

ITEM # 8 – UTILITY PROJECTS AND FIBER CONDUIT INSTALLATION

Presenter: Commissioner Lawhon

After the recent announcement of several upcoming water projects, Commissioner Lawhon stated that Mrs. Dawn Melton approached him regarding the possibility of the County installing fiber composite conduit in future water and sewer projects during the construction phase. Commissioner Lawhon stated his support in doing so if it is feasible and not cost prohibitive and opened the floor for further discussion.

Commissioner Asciutto thanked Commissioner Lawhon for presenting this item for discussion and noted the importance of Broadband for future development.

Commissioner Burleson spoke in support of the installation of fiber optic conduit on a case-by-case basis depending on where it is being installed and if it makes sense to do so at the time.

The item was for discussion only and required no action.

ITEM # 9 – SHERIFF'S OFFICE BUDGET DISCUSSION

Presenter: Commissioner Asciutto

Chairman Lowder turned the proceedings over to Vice Chairman Dennis in order to allow her to participate in the discussion. Vice Chairman Dennis introduced the agenda item and requested Sheriff Burris come forward to answer questions from the Board.

Commissioner Asciutto noted the item was placed on the agenda at his request to allow for discussion of recent departmental purchases made by the Sheriff. He noted that although the County Manager and Finance Director had previously met with the Sheriff to explain the County's financial procedures and policies, the Sheriff has continued to make unauthorized purchases. Commissioner Asciutto felt the issue needed to be addressed in open session since it cannot be discussed in closed session without violating the open meetings laws. Commissioner Asciutto noted several examples of recent invoices presented for payment that were either previously denied or requested to be delayed until next fiscal year. He then opened the floor for further discussion and comments.

Chairman Lowder noted her concerns with Sheriff Burris' disregard for County finance policies and procedures and the importance of having them in place as an integral part of the County's operations. After providing specific examples of recent purchases, she then requested the Sheriff address the Board's concerns as well as the taxpayers of the County.

Commissioner Burleson stated that the comments made by Commissioner Asciutto and Chairman Lowder represent a political stance since each had supported another candidate for Sheriff during the last election, and felt it this should have been handled internally rather than in the public realm.

Commissioner Lawhon noted the need to focus on positive things rather than the negative. He then urged the Sheriff to follow the County's procedures and to contact the County Manager or Finance Director for further clarification if needed, and encouraged better communication between the two offices in the future. Lastly, he thanked the Sheriff and law enforcement for the great job they are doing in policing the County.

Commissioner McIntyre agreed with Commissioner Burleson's comments stating this was a communication issue between the Sheriff and County Manager that should have been handled differently and encouraged both to continue with open lines of communication.

In response, Sheriff Burris thanked the Board for allowing him to speak and for the comments he had received thus far from individual Board members. He stated that as Sheriff, in addition to upholding all the laws of North Carolina and serving the people of Stanly County, he intends to provide office personnel with the best possible training and equipment necessary. He then noted that overall the office came in \$66,000 under budget for the year and explained the process of how invoices and purchase orders are handled by office personnel. Sheriff Burris pledged to maintain open lines of communication with the County Manager to avoid similar

issues in the future and to adhere to county policies and procedures more closely. He also thanked the Board for the \$50,000 approved for new uniforms and gear earlier this year.

Vice Chairman Dennis turned the proceedings back over the Chairman Lowder.

ITEM # 10 – CONSENT AGENDA

Presenter: Chairman Lowder

- A. Minutes – Regular meeting of June 1st and budget workshops of June 4th and 11th, 2015
- B. Planning & Zoning – Request approval of the contract to allow the County to administer the Abandoned Manufactured Housing ordinance for the Town of Richfield
- C. SCUSA Transportation – Request approval of the updated Title VI policy
- D. Finance – Request acceptance of the Monthly Financial Report for Eleven Months Ended May 31, 2015
- E. Finance – Request approval of budget amendment # 2016-01 to create Fund #240 for the 2014 Single Family Rehabilitation grant
- F. Finance – Request approval of the NC Vehicle Tax Refund Report for June 2015.

By motion, Vice Chairman Dennis moved to approve the consent agenda as presented. His motion was seconded by Commissioner Burluson and carried with a 7 – 0 vote.

PUBLIC COMMENT

Mr. Joel Thomas of Oakboro stated that after attending several County Commissioners and School Board meetings, he is appalled by the dirty politics taking place in the county and his distaste with recent comments in the newspaper related to the Sheriff.

GENERAL COMMENTS, ANNOUNCEMENTS & COMMITTEE REPORTS

Commissioner Ascitto thanked everyone for coming and for their comments. He also noted that during a recent visit to Florida, he learned that South Florida State College has a culinary program similar to the one Stanly Community College would like to implement. He plans to forward a link with this information to representatives in Raleigh for their further review and consideration.

Commissioner Lawhon reported that he, EDC Director Paul Stratos and Commissioner Efird met with CEO Paul Kaufman of Craftsman in Albemarle recently to tour the facility and learn more about the company's future plans. The company will manufacture goose neck trailers with plans to open a retail sales lot and parts dept at that location as well. Plans are to open this fall with a commitment of 20 jobs and hopes to ultimately create 100 jobs. Commissioner Lawhon wished the company much success going forward.

Vice Chairman Dennis stated his support of the County Manager noting his hard work in helping the County through tough economic times. He also thanked the Sheriff for his comments and reiterated the need to focus on more positive issues going forward.

Commissioner Burleson agreed with Commissioner Lawhon's comments to focus on the positive to help move Stanly County forward. He also reiterated Vice Chairman Dennis' comments stating the County Manager does a great job and believes he was caught in the crossfire of a political stunt. He then congratulated Dennis Souther, Karmen Mock-Phillips and Lisa Burris on their appointment to the Board of Elections.

Commissioner Efird stated his appreciation of the dialogue between the Board and Sheriff. As Commissioner appointed to the Airport Authority, he provided statistics related to the number of flights in and out of the airport for the month of June. As Fire District Chair, he stated that the recent Oakboro 4th of July celebration is one of the primary fundraisers for the Oakboro Fire Department each year and thanked everyone for their continued support of the local fire departments.

ADJOURN

Commissioner Lawhon moved to adjourn the meeting and was seconded by Vice Chairman Dennis. The motion passed unanimously at 8:21 p.m.

Janet K. Lowder, Chairman

Tyler Brummitt, Clerk



Stanly County Board of Commissioners

Meeting Date: August 3, 2015

Presenter: Consent Agenda

<p style="font-size: 2em; color: blue;">4B</p>	
Consent Agenda	Regular Agenda

ITEM TO BE CONSIDERED

Subject

Please see the attached July 2015 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

Date: 7/17/15

Dept: _____

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



4C

AMENDMENT NO: 2016-04

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, 2016:

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

FUND/DEPART NUMBER	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	CURRENT BUDGETED AMOUNT	INCREASE (DECREASE)	AS AMENDED
110.4310.4310	540.000	Motor Vehicles	\$ -	\$ 190,000	\$ 190,000
TOTALS			\$ -	\$ 190,000	\$ 190,000

This budget amendment is justified as follows:

To amend the budget for the loan proceeds to purchase Sheriff Dept. vehicles.

This will result in a net increase \$ 190,000 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 NUMBER	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	CURRENT BUDGETED AMOUNT	INCREASE (DECREASE)	AS AMENDED
110.3838	330.32	Loan Proceeds	\$ -	\$ 190,000	\$ 190,000
TOTALS			\$ -	\$ 190,000	\$ 190,000

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. Vinson</i>	7-17-15	
Reviewed by Finance Director	Date	Journal No.
Reviewed by County Manager	Date	Date