

**STANLY COUNTY  
BOARD OF COMMISSIONERS  
REGULAR MEETING AGENDA  
SEPTEMBER 2, 2014  
7:00 P.M.**

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

**SCHEDULED AGENDA ITEMS**

- 1. HEALTH DEPARTMENT - AMENDMENT TO THE FY 2014-15 ANIMAL CONTROL BUDGET & APPROPRIATION OF FUNDS  
Presenter: Dennis Joyner, Health Director**
- 2. NCACC LEGISLATIVE GOALS DEVELOPMENT PROCESS FOR THE 2015-2016 BIENNIUM  
Presenter: Andy Lucas, County Manager**
- 3. PIEDMONT NATURAL GAS REQUEST FOR EASEMENT  
Presenter: Andy Lucas, County Manager**
- 4. ALBEMARLE TO NC HWY 200 WATER TRANSMISSION MAIN PROJECT RESOLUTION  
Presenter: Andy Lucas, County Manager**
- 5. PUBLIC SAFETY EMERGENCY RADIO PROJECT REFINANCING  
Presenter: Andy Lucas, Manager**
- 6. CRITERIA TO USE DESIGN-BUILD CONSTRUCTION DELIVERY METHOD FOR STANLY COMMUNITY COLLEGE**

**Presenter: Andy Lucas, County Manager**

**7. DOMESTIC VIOLENCE AWARENESS MONTH PROCLAMATION**

**Presenter: Andy Lucas, County Manager**

**8. SELECTION OF TWO (2) BOARD MEMBERS TO ATTEND THE MEETING REGARDING THE FORMER RIDGECREST ELEMENTARY SCHOOL FACILITY**

**Presenter: Andy Lucas, County Manager**

**9. NOTIFICATION OF FIREWORKS DISPLAYS**

**Presenter: Andy Lucas, County Manager**

**10. CONSENT AGENDA**

**A. Minutes – Special meeting of July 28, 2014, regular meeting of August 4, 2014 and recessed meeting of August 12, 2014**

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

**C. Finance – Request approval of budget amendment # 2015-05 and the project ordinance to create the Stanly Community College Cosmetology Fund 214**

**PUBLIC COMMENT**

**GENERAL COMMENTS & ANNOUNCEMENTS**

**CLOSED SESSION: To discuss economic development in accordance with G.S. 143-318.11(a)(4).**

**ADJOURN**



# Stanly County Board of Commissioners

Meeting Date: September 2, 2014

Presenter: Dennis Joyner

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

Last year the Stanly County Animal Control Program received a donation in the amount of \$146,414 from the estate of Nancy L. Henderson. These funds have been placed in a designated fund the department is requesting a budget amendment to appropriate \$85,060 from the fund to the FY14-15 budget. Use of these funds is to enhance the operation of the Animal Control program and does not supplant existing county support of the program. Use of funding includes: Spay/Neuter costs associated with animals pulled from the shelter by local rescue groups; subsidizing spay/neuter costs for pets of income eligible owners residing in the county; educational materials promoting spaying/neutering of pets; fencing for an adoption & play area at the shelter; installing A/C in the shelter; purchasing an animal bathing unit and bedding for kennel units; purchasing a freezer unit; and purchasing disease preventative medicines.

Requested Action

Request approval to amend the FY14-15 Animal Control budget and appropriate \$85,060 from the Animal Control designated fund balance.

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

Date: 8-25-14

Dept. Public Health

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-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, 2015:

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

FUND/DEPART NUMBER	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	CURRENT BUDGETED AMOUNT	INCREASE (DECREASE)	AS AMENDED
110.4380	190.000	Professional Services	7,000	22,450	29,450
110.4380	230.000	Educational Materials	100	4,000	4,100
110.4380	238.000	Medical Supplies	1,750	950	2,700
110.4380	261.000	Departmental Supplies	4,500	6,900	11,400
110.4380	550.000	Other Equipment	-	10,060	10,060
110.4380	580.000	Building, Structure & Improvements	-	40,700	40,700
TOTALS			\$ -	\$ 85,060	\$ 50,760

This budget amendment is justified as follows:

To use & budget a portion of specially donated Animal Control funding from the Animal Control Fund balance to cover program enhancements.

This will result in a net increase of \$ 85,060 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
110.3500	990.4380	Fund Balance App Animal Control	\$ -	\$ 85,060	\$ 85,060
TOTALS			\$ -	\$ 85,060	\$ 85,060

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 \_\_\_\_\_

*Dennis R. Jayner*  
Department Head's Approval

8/25/14  
Date

*John R. Vinson*  
Finance Director's Approval

8-25-14  
Date

County Manager's Approval \_\_\_\_\_

Date

Posted by
Journal No.
Date



# Stanly County Board of Commissioners

Meeting Date: September 2, 2016  
 Presenter: Andy Lucas

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

### NCACC LEGISLATIVE GOALS DEVELOPMENT PROCESS

**Subject**  
 Please see the enclosed information outlining the legislative goals process for the 2015-2016 biennium. All proposals are due to NCACC by September 19, 2014.

**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



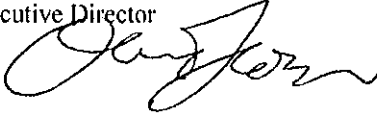
NORTH CAROLINA  
ASSOCIATION OF COUNTY COMMISSIONERS

TO: Commissioners, County Managers, Clerks and Affiliate Organization Presidents

FROM: David F. Thompson, Executive Director

DATE: July 1, 2014

RE: NCACC Legislative Goals Process



It is time to begin the NCACC legislative goals development process for the 2015-16 biennium and we are inviting all counties to submit their legislative proposals to the Association. The NCACC goal setting process is open, inclusive and deliberative and is designed to give all 100 counties a voice in developing the Association's legislative agenda.

Before each biennial session of the General Assembly counties submit their proposals to the Association and then commissioners from all across the state review, debate and ultimately approve a comprehensive goals package. When working on legislation that may impact counties, policy makers appreciate that all 100 counties have had an opportunity to be involved in our process. A significant value of the Association is being able to speak with one voice representing all 100 counties. This process allows us to have that impact.

Discussion by your Board of potential goals and receipt of your proposals is critical to the success of our process. Attached is a form for submittal of 2015-16 legislative goals proposals.

When submitting your goals, please keep in mind the following:

- Complete the accompanying goal proposal form.
- Goals may be submitted in any of the following formats: a resolution approved by the Board of Commissioners, a letter from the Chairman of the Board on behalf of the entire board, or by letter from an affiliate organization.
- Proposed goals received on or before September 19 will be referred to the appropriate steering committee for review and consideration.

Included in this package is the 2014 NCACC Legislative Goals Handbook. This handbook includes information about rules, procedures and guidelines for the legislative goals adoption process. Please note the following schedule for your planning purposes:

**Legislative goals development timeline**

- Sept. 19, 2014 Goals submission deadline
- Sept. - Oct. Steering committees review goals
- November Legislative Goals Committee meets
- December Board of Directors reviews and finalizes recommendations
- January 15-16, 2015 Legislative Goals Conference, membership approval of goals

If you have any questions, please do not hesitate to contact me or Johanna Reese, NCACC Director of Government Relations.

2015-16 biennium

100 Counties



One State

# LEGISLATIVE GOALS PROPOSAL FORM

All proposals due to NCACC by Sept. 19, 2014

Mail to: NCACC, Attn. Johanna Reese, 215 N. Dawson St., Raleigh, NC 27603;

E-mail form and documentation to: [ncacc@ncacc.org](mailto:ncacc@ncacc.org)

Fax to: (919) 733-1065

You may attach additional documentation that supports or explains the goal in further detail. Each form must be accompanied by at least one of the following:

- An adopted resolution by the Board of Commissioners;
- A letter from the Board Chairman on behalf of the Board;
- A letter from the president of an affiliate organization;

Date:

Name of county:

Name and title of person submitting goal:

\_\_\_\_\_

Phone: \_\_\_\_\_

E-mail: \_\_\_\_\_

Goal title: \_\_\_\_\_

Goal description (what is the problem being addressed?):

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

County staff contact if other than submitter:

\_\_\_\_\_

## Legislative Goals Timeline

Sept. 19: Deadline for submission of proposals

September/October – Steering Committees review goals

November: Legislative Goals Committee review steering committee recommendations

December: Board of Directors finalizes package to be presented to full membership.

Jan. 14-15, 2015: Membership adopts goals at Legislative Goals Conference in Moore County.

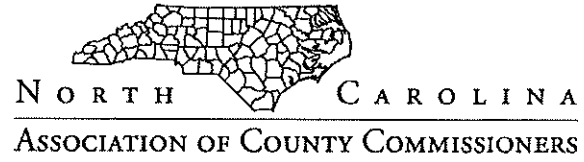
## Select Steering Committee(s)

*You may choose more than one*

- Agriculture
- Environment
- General Government
- Health & Human Services
- Justice & Public Safety
- Public Education
- Tax & Finance

You may also submit goals online – please visit

<http://www.ncacc.org/submitgoal>



# LEGISLATIVE GOALS HANDBOOK

**FALL 2014**

THIRD EDITION



## **THE NCACC LEGISLATIVE GOALS PROCESS**

### **Mission Statement**

The Association's Legislative Goals process is thoughtful, deliberative, inclusive and fair. The investment of time and energy, and value of full discourse, strengthens our Association as we navigate the legislative currents. The process is designed to create an informed grassroots organization and to build a cohesiveness of purpose within the organization that, in turn, grants a degree of credibility to the Association that is unique. All counties and all county officials are invited and encouraged to participate in the Legislative Goals process.

## CONTENTS

This handbook is intended to offer the reader an overview and guidance about the rules and processes used to develop the legislative agenda of the North Carolina Association of County Commissioners. Information is presented in a format that tracks the chronological course of action for the goals adoption process.

Page 6	Background & 2015- 2016 Timeline
Page 7	Stage 1 - Seeking Goal Proposals
Page 8	Stage 2 - Steering Committee Review
Page 10	Stage 3 - Legislative Goals Committee
Page 11	Stage 4 - Board of Directors Consideration
Page 12	Stage 5 - Legislative Goals Conference
Page 14	Guidance Outside of Legislative Goals Process

## Stage 1 - Seeking Proposed Goals (July - September)

The Association's goals-setting process begins with an effort to elicit proposals that members think should be part of the county legislative "package" for the upcoming legislative biennium. Through CountyLines, e-mail communications and other means, the Association solicits proposals from county boards of commissioners. Suggested goals can be submitted via adopted resolutions from full boards, from the Board Chairmen via letter on behalf of the full boards, and from affiliate and related county organizations (which are groups of county officials/staff organized by function) via a letter from those organizations' presidents.

Presently, the following organizations are included as Affiliate and Related organizations:

### Affiliates

- Association of North Carolina Boards of Health
- Human Resources Directors' Association of North Carolina Counties
- N.C. Association of Assessing Officers
- N.C. Association of County Boards of Social Services
- N.C. Association of County Attorneys
- N.C. Association of County Clerks to the Board
- N.C. Association of County Directors of Social Services
- N.C. Association of County Finance Officers
- N.C. Association of Emergency Medical Services Administrators (NCAEMSA)
- N.C. Association of Local Health Directors
- N.C. Association of Registers of Deeds
- N.C. Tax Collectors' Association

### Related Organizations

- NCACC Board of Trustees
- Joint Regional Forum
- N.C. City/County Managers Association
- N.C. Association of County Department of Social Services Attorneys

The Association intentionally casts a wide net to encourage inclusiveness and full membership participation. Discussion and action on proposed goals by full boards of commissioners is requested because this interaction contributes to the deliberative process and builds consensus.

Counties are provided a form on which to submit proposed goals. This streamlines the internal processing of proposals. Forms can be requested by contacting the Association office or can be accessed on the NCACC website at [www.ncacc.org](http://www.ncacc.org). A sample form is included in the Appendix of this handbook. Goals may also be submitted via the NCACC website.

empowered to develop their own suggested goals when needed. Each committee submits its proposed goals to the Legislative Goals Committee.

### **Guiding Principles Review**

The Steering Committees also review the Association's subject area guiding principles. The guiding principles are general declarations of ongoing positions that give guidance on broad policy objectives, such as "no mandates without funding." These statements also guide the staff in dealing with unanticipated issues that arise in the legislative context or that affect the counties in other ways, as with proposed administrative rules and regulations or state agency policies.

Because the Steering Committees are ongoing and have broad member participation, they are a critical first step in the Legislative Goals development process. The committees meet quarterly and are available to review legislation during the legislative session; they are used to guide unanticipated legislative action and to recommend any actions that might be advisable to the NCACC Board of Directors for formal consideration and action. This issue is described in greater detail in a later section included in this handbook.

#### **Stage 4 - Board of Directors (December)**

As the Association's goal-setting process moves forward, the elected county commissioners become more involved in the decision-making process. The Board of Directors is almost exclusively elected commissioners, with the one exception of a non-voting county manager.

At its December meeting, the Board reviews the recommendations of the Legislative Goals Committee. As at earlier stages of the process, the Board may hear presentations, review research and analysis, add, delete or amend proposals, the core values and guiding principles statement.

The Board gives final approval to a package of goals proposals, Association core values, and guiding principles that are to be voted on by the full membership at the Legislative Goals Conference in January. By taking this action in December, the individual county boards of commissioners have time and opportunity for a full review prior to the conference.

- The President of the North Carolina Association of County Commissioners shall appoint a parliamentarian for the conference.
- Upon motion of any voting delegate, any individual goal proposal can be set aside for detailed discussion.
- Majority votes are required to approve or alter the proposed goals.
- Pursuant to Article VIII, Section Three of the NCACC Constitution the latest edition of Robert's Rules of Order shall be the parliamentary authority on questions not covered by the Constitution or by this handbook.

### **Screening Committee Process**

The Association adopted a Screening Committee process to allow for consideration of new goals or proposals previously presented but not approved. The Screening Committee is composed of the Legislative Goals Committee chairs and the seven Steering Committee chairs. The Screening Committee meets at the end of the first day of the conference to review and hear presentations on submitted proposals.

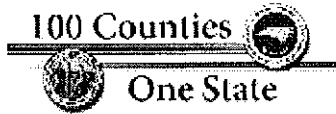
### **Rules for the Screening Committee process are as follows:**

- Any new or previous goal proposal must be submitted by 1 p.m. on the first day of the conference.
- Goals approved and recommended by the Screening Committee are brought to the floor for consideration by the voting delegates on the second day of the conference. A majority vote of the delegates is required for approval.
- Any proposal not approved by the Screening Committee can only be brought to the floor for consideration upon a vote of two-thirds of the number of voting delegates present at 2 p.m. on the first day of the conference. (NOTE: This requirement recognizes that by the end of the second day, voting delegates may leave, and it protects the members from having their goals process circumvented by what could be a relatively small number of delegates.)
- The Screening Committee has the authority to request a Steering Committee to give further study to newly proposed ideas. Any Steering Committee recommendations that derive from this kind of study can be presented to the Board of Directors for consideration at a later date.

### **Conclusion**

All goals and policies approved at the Legislative Goals Conference are included in the official NCACC Legislative Goals package. The official document containing the Association's core values, legislative goals and guiding principles shall be mailed to all 100 counties and presented to each member of the North Carolina General Assembly, to the Governor, and to other executive branch leaders.

Appendix



2015-16 biennium

**LEGISLATIVE GOALS PROPOSAL FORM**

All proposals due to NCACC by Sept. 19, 2014

Mail to: NCACC, Attn. Johanna Reese, 215 N. Dawson St., Raleigh, NC 27603;

E-mail form and documentation to: [ncacc@ncacc.org](mailto:ncacc@ncacc.org)

Fax to: (919) 733-1065

You may attach additional documentation that supports or explains the goal in further detail. Each form must be accompanied by at least one of the following:

- An adopted resolution by the Board of Commissioners;
- A letter from the Board Chairman on behalf of the Board;
- A letter from the president of an affiliate organization;

Date:	Name of county:
<b>Name and title of person submitting goal:</b>	
Phone:	
E-mail:	
Goal title:	
Goal description (what is the problem being addressed?):	
SAMPLE	
County staff contact if other than submitter:	

**Legislative Goals Timeline**

Sept. 19: Deadline for submission of proposals

September/October – Steering Committees review goals

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December: Board of Directors finalizes package to be presented to full membership.

Jan. 14-15, 2015: Membership adopts goals at Legislative Goals Conference in Moore County.

**Select Steering Committee[s]**  
*You may choose more than one*

- Agriculture
- Environment
- General Government
- Health & Human Services
- Justice & Public Safety
- Public Education
- Tax & Finance



# Stanly County Board of Commissioners

Meeting Date: September 2, 2014  
 Presenter: Andy Lucas

Consent Agenda | Regular Agenda

3

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

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

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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

**Subject**  
 Piedmont Natural Gas (hereinafter referred to as “PNG”) has requested that the County grant PNG a five (5) foot wide easement for the installation, operation, maintenance, and repair of a natural gas pipeline across vacant County property located on Richardson Street in Albemarle. Said easement would run parallel and adjacent to the eastern right of way of Richardson Street along the western boundary of the property.

**Requested Action**  
 Review and consider granting the easement.

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

Date: 8-5-14

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

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



GRANT OF EASEMENT  
DISTRIBUTION

Return Recorded Document to:  
Sandy Ogint  
Administrator Property Records  
Piedmont Natural Gas Company, Inc.  
4720 Piedmont Row Drive  
Charlotte, NC 28210

STATE OF NORTH CAROLINA  
COUNTY OF STANLY

PROJECT NO.: 2139948

THIS GRANT OF EASEMENT made this \_\_\_\_\_ day of \_\_\_\_\_, 2014, from STANLY COUNTY, (hereinafter designated as "GRANTOR"), to PIEDMONT NATURAL GAS COMPANY, INC., (hereinafter designated as "GRANTEE").

WITNESSETH

That GRANTOR, for and in consideration of the sum of One Dollar (\$1.00), and other valuable consideration, the receipt of which is hereby acknowledged, hereby expressly bargains, sells, and grants unto GRANTEE, its successors and assigns, a perpetual right of way and easement for the purpose of laying, constructing, maintaining, operating, inspecting, repairing, altering, adding to, replacing, removing, and protecting pipelines for the transportation of natural gas under, upon, over, through, and across the land of GRANTOR (or in which GRANTOR has interest) situated in Albemarle Township, Stanly County, North Carolina, as described in deed recorded in Book 1194, Page 558, Office of the Register of Deeds for Stanly County, North Carolina ("Property"). Said right of way is subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines and rights of way in, on, over and across said Property.

The right of way herein granted is five (5) feet in width, runs parallel and adjacent to the eastern right of way of Richardson Street along the western boundary of the property of GRANTOR identified herein.

GRANTEE shall have the free and full right to keep said right of way cleared of trees and shrubs when removal of said trees and/or shrubs is necessary in order to lay, construct, maintain, operate, inspect, repair, alter, add to, replace, remove, or protect pipelines for the transportation of natural gas. GRANTOR shall not construct any house or building on or over said right of way; however, GRANTOR may construct a driveway and/or sidewalk upon, over, and across said right of way.

GRANTEE hereby agrees that upon completion of construction, the easement area will be returned to a condition at least equal to its condition prior to the commencement of construction activities."

GRANTEE, on behalf of itself, its successors and assigns, and its officers, directors, employees, agents and representatives, shall indemnify, hold harmless and defend GRANTOR, its successors and assigns and its officers, directors, employees, affiliates, agents and assigns, from and against any and all losses, claims, demands, suits and causes of action and damages, including court costs, attorneys' fees or expert and witness fees, resulting from or in any manner connected with the exercise by GRANTEE, its officers, directors, employees, invitees, agents or representatives, of the rights under the Easement granted herein including, but not limited to, any and all losses, claims, demands, suits and causes of action and damages, including court costs, attorneys' fees or expert and witness fees, resulting from the release of natural gas at, to or from the Easement, except to the extent that said loss, claim, demand, suit, cause of action or damage results from the gross negligence or the willful or intentional misconduct of GRANTOR. It is the intent of this clause to require the GRANTEE to indemnify GRANTOR to the extent permitted under North Carolina law.

To have and to hold said right of way and easement unto GRANTEE, its successors and assigns, perpetually and continuously. GRANTOR expressly gives GRANTEE, its successors and assigns, the right to assign, license, lease, or otherwise transfer, in whole or part, this GRANT OF EASEMENT or any rights given herein, to any person or entity, including but not limited to, any affiliated parent or subsidiary entity of GRANTEE, for the uses and purposes expressly stated herein.

IN WITNESS WHEREOF, this GRANT OF EASEMENT has been signed and sealed by a duly authorized officer of GRANTOR and GRANTEE, as of the date first above written.

GRANTOR:

STANLY COUNTY, A NORTH CAROLINA COUNTY

By: \_\_\_\_\_ Sign  
\_\_\_\_\_ Print

Chairman Stanly County Board of Commissioners

ATTESTED: By: \_\_\_\_\_ Sign  
\_\_\_\_\_ Print

Clerk to the Board

GRANTEE:

PIEDMONT NATURAL GAS COMPANY, INC.

a North Carolina corporation

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

STATE OF NORTH CAROLINA

COUNTY OF STANLY

I, \_\_\_\_\_, a Notary Public of \_\_\_\_\_ County, North Carolina, do hereby certify that \_\_\_\_\_, personally appeared before me this day and acknowledged that he (or she) is the Clerk to the Stanly County Board of Commissioners, and that by authority duly given and as the act of the board, the foregoing GRANT OF EASEMENT was signed in its name by its Chairman, sealed with its corporate seal, and attested by himself (or herself) as its Clerk.

Witness my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public Sign

Notary Seal

\_\_\_\_\_  
Print

My Commission Expires: \_\_\_\_\_

STATE OF NORTH CAROLINA

COUNTY OF \_\_\_\_\_

I, \_\_\_\_\_, a Notary Public of \_\_\_\_\_ County, North Carolina, certify that \_\_\_\_\_, personally appeared before me this day and acknowledged that (s)he is \_\_\_\_\_ of PIEDMONT NATURAL GAS COMPANY, a North Carolina corporation, and that (s)he, as \_\_\_\_\_, being authorized to do so, voluntarily executed the foregoing on behalf of the corporation for the purposes stated therein.

Witness my hand and notarial stamp or seal, this \_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public Sign

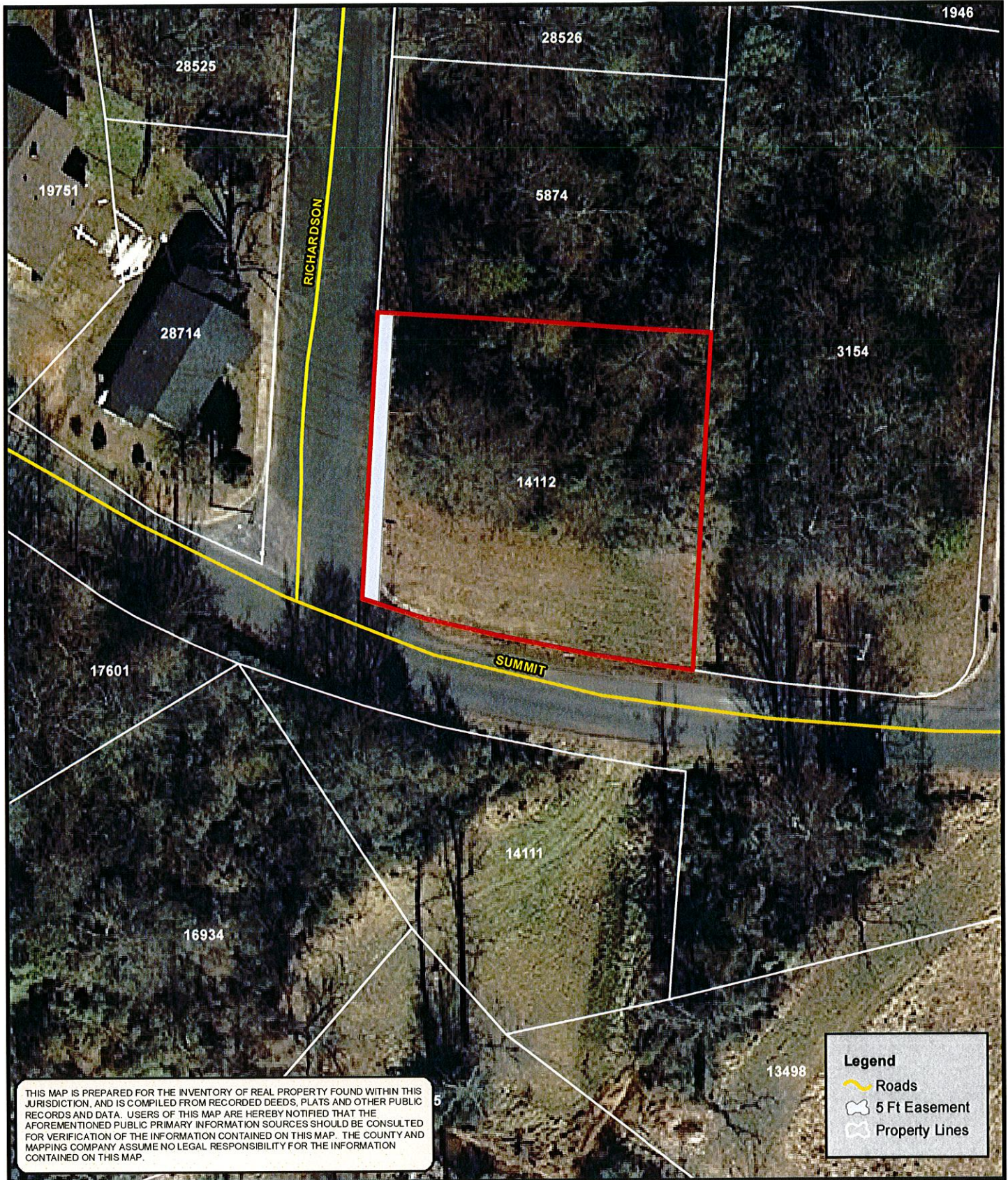
(Notary Seal)

\_\_\_\_\_  
Print

My Commission Expires: \_\_\_\_\_



# REQUESTED 5 FT EASEMENT



THIS MAP IS PREPARED FOR THE INVENTORY OF REAL PROPERTY FOUND WITHIN THIS JURISDICTION, AND IS COMPILED FROM RECORDED DEEDS, PLATS AND OTHER PUBLIC RECORDS AND DATA. USERS OF THIS MAP ARE HEREBY NOTIFIED THAT THE AFOREMENTIONED PUBLIC PRIMARY INFORMATION SOURCES SHOULD BE CONSULTED FOR VERIFICATION OF THE INFORMATION CONTAINED ON THIS MAP. THE COUNTY AND MAPPING COMPANY ASSUME NO LEGAL RESPONSIBILITY FOR THE INFORMATION CONTAINED ON THIS MAP.

**Legend**

- Roads
- 5 Ft Easement
- Property Lines



AUGUST 5, 2014



## Jenny Furr

---

**From:** Michael Sandy [msandy@stanlycountync.gov]  
**Sent:** Tuesday, June 10, 2014 9:24 AM  
**To:** Jenny Furr  
**Subject:** Fwd: County Property Buildability for Taxrec 14112

Here is your answer from the City.

I would think its still buildable with the easement as long as they let you cross it with a driveway.

Michael M. Sandy, A.I.C.P., CZO, CFM  
Stanly County Planning Director  
704-986-3665

----- Forwarded message -----

**From:** Wolf, Keith <[kwolf@ci.albemarle.nc.us](mailto:kwolf@ci.albemarle.nc.us)>  
**Date:** Tue, Jun 10, 2014 at 9:17 AM  
**Subject:** RE: County Property Buildability for Taxrec 14112  
**To:** Michael Sandy <[msandy@stanlycountync.gov](mailto:msandy@stanlycountync.gov)>

This property identified by Taxrec 14112 is located at the corner of Davis Street and Summit Avenue is considered buildable.

The property is located in the R-8 Residential District which requires 8,000 square feet per dwelling unit and a lot width of 70 feet for single-family. This property has approximately 9,440 square feet and has adequate lot width.

The setbacks are:

- Front 35 feet
- Side 10 feet (20 feet with road)
- Rear 25 feet

A flood zone covers the eastern third of the property. A structure built in that area would have to comply with flood damage protection regulations.

**Keith Wolf, AICP**  
Director of Planning and Community Development  
PO Box 190  
Albemarle, NC 28002  
[704-984-9428](tel:704-984-9428)  
[kwolf@ci.albemarle.nc.us](mailto:kwolf@ci.albemarle.nc.us)

---

**From:** Michael Sandy [mailto:[msandy@stanlycountync.gov](mailto:msandy@stanlycountync.gov)]  
**Sent:** Thursday, June 05, 2014 2:25 PM

**To:** Wolf, Keith  
**Subject:** Fwd: County Property Buildability

Keith, Can you tell me if this is a Lot of Record and is buildable by the city as it is now? i would like your response in writing. Email is fine.

thanks!

Michael M. Sandy, A.I.C.P., CZO, CFM  
Stanly County Planning Director  
[704-986-3665](tel:704-986-3665)

----- Forwarded message -----  
From: **Jenny Furr** <[jfurr@stanlycountync.gov](mailto:jfurr@stanlycountync.gov)>  
Date: Thu, Jun 5, 2014 at 9:26 AM  
Subject: County Property Buildability  
To: Michael Sandy <[MSandy@stanlycountync.gov](mailto:MSandy@stanlycountync.gov)>

Hey, Michael,

Per your request, here is the property information that we discussed on the phone:

The County owns property with PIN# 654803428368. Piedmont Natural Gas wants a 5 foot wide easement that runs parallel and adjacent to the eastern right of way of Richardson Street along the western boundary of

said property.

Can you please advise as to whether the property is buildable as-is? Also, can you please advise as to whether the property would be buildable if the County were to grant Piedmont the 5 foot wide easement? The tax office seems to think that the property is located in a flood zone & is not buildable. Please advise.

Thank you,

Jenny

Pursuant to North Carolina General Statutes, Chapter 132, email correspondence to and from this address may be considered public record under North Carolina Public record Laws and may be disclosed to third parties.



# Stanly County Board of Commissioners

Meeting Date September 2, 2014

Presenter: Andy Lucas, County Manager

Consent Agenda	4 Regular Agenda
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## ITEM TO BE CONSIDERED

### Albemarle to NC Hwy 200 water transmission main project resolution

Attached please find a resolution seeking federal legislative support for the Albemarle to NC Hwy 200 water transmission main project. This water line project was designed and engineered back in 2009/2010 by HDR Engineering. However, federal funding has not been secured due to budget reductions and sequestration.

**Subject**

The US Army Corps of Engineers is the lead agency on the project and federal funding will cover 75% of the anticipated \$4+ million project. The County previously committed the required 25% match, and the attached resolution reaffirms this match funding commitment.

**Requested Action**

**Review and consider adoption of the attached resolution seeking federal legislative support for the Albemarle to NC Hwy 200 water transmission main project.**

<p>Date: <u>8/27/2014</u></p>	<p>Dept: <u>Central Administration</u></p> <p>Attachments: X    yes                      <input type="checkbox"/> no</p>																										
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## *RESOLUTION*

### **Albemarle to NC Highway 200 Water Transmission Main Project**

**WHEREAS**, in September 2009 the US Army Corps of Engineers issued the required letter report associated with the Albemarle to NC Hwy 200 water transmission main project; and

**WHEREAS**, in late 2009 HDR Engineering received an architect/engineering contract to design the twelve (12) mile water line project; and

**WHEREAS**, the Albemarle to NC Hwy 200 water transmission main project will provide additional potable water service capacity and reliability for businesses and residences in the southwestern part of Stanly County and address numerous water quality issues for residential areas along the designed project; and

**WHEREAS**, in March 2010 Stanly County, in conjunction with the US Army Corps of Engineers, sought a federal appropriation through the County's legislative delegation in the amount of \$4.42 million to construct the Albemarle to NC Hwy 200 water transmission main project; and

**WHEREAS**, due to federal budget reductions and sequestration the required funding for the Albemarle to NC Hwy 200 water transmission main project has not been appropriated; and

**WHEREAS**, Stanly County is still committed to the required project match of 25% and seeks legislative support for the remaining 75% of funding necessary to construct the Albemarle to NC Hwy 200 water transmission main project; and

**NOW, THEREFORE**, the Stanly County Board of Commissioners urges its federal legislative delegation to seek support for appropriating the required federal funding in FY 2014-2015 that is necessary for the US Army Corps of Engineers to fully construct the Albemarle to NC Hwy 200 water transmission main project.

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Tony M. Dennis, Chairman  
Stanly County Board of Commissioners

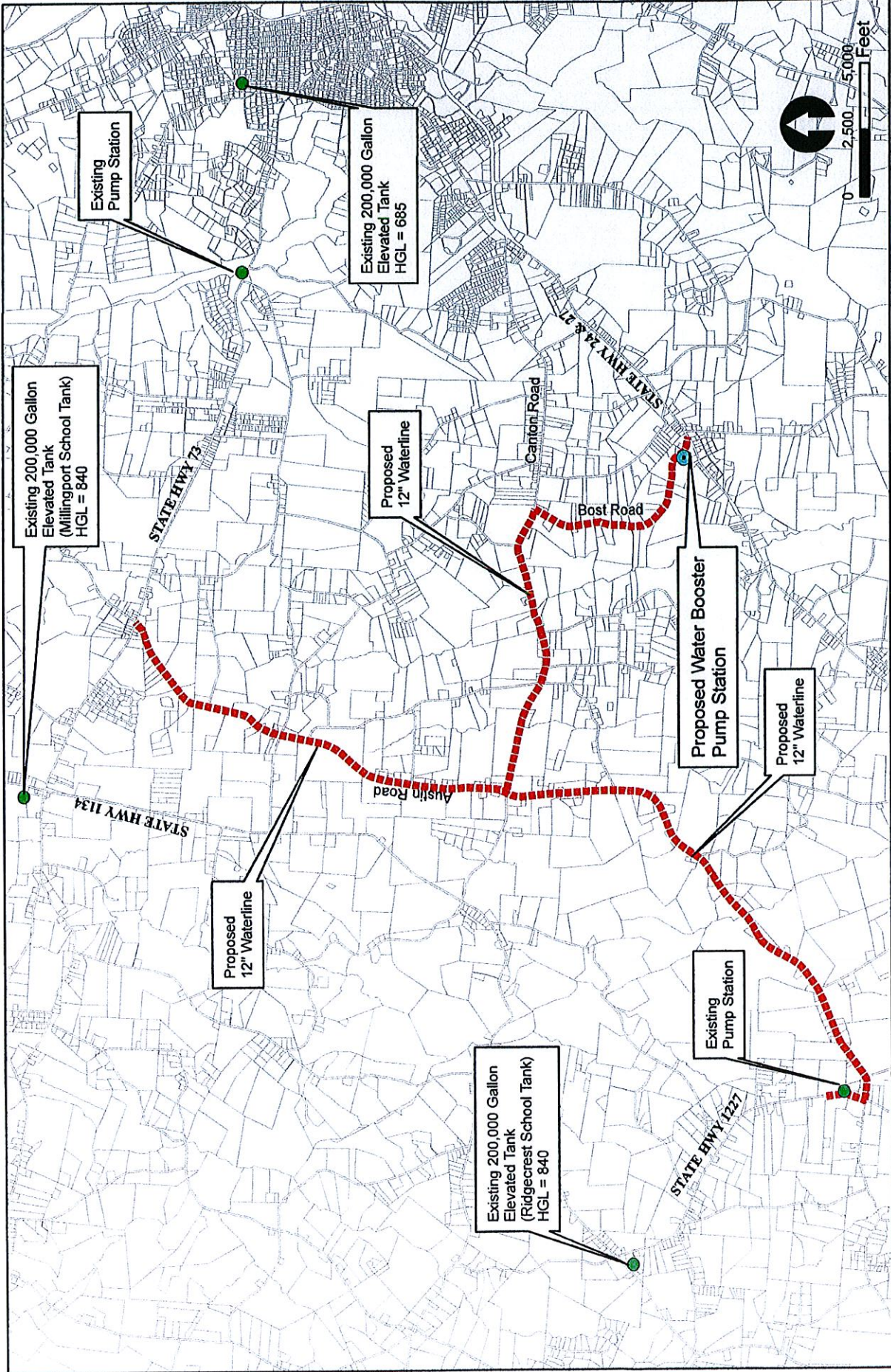
ATTEST:

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Tyler Brummitt, Clerk to the Board



D:\GIS\Projects\02285\_USACE-KansasCity\135814\_StanlyCoWaterline\map\_docs\mxd\working\Proposed\_Waterlines\_2010\_03\_09.mxd | Last Updated: 03-25-2010



**Water System Infrastructure**

**Figure 1**

Abemarle to NC Highway 200 Water Transmission Main



# Stanly County Board of Commissioners

Meeting Date September 2, 2014

Presenter: Andy Lucas, County Manager

Consent Agenda	5	Regular Agenda
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## ITEM TO BE CONSIDERED

### Public Safety Emergency Radio Project Refinancing

The County is seeking to refinance a \$6,897,940.57 lease purchase agreement executed with Motorola September 16, 2013 and finance \$1,139,820.80 associated with the EMS and volunteer fire department portable and mobile radios. The collective financing is \$8,037,761.37. The \$6.8 million lease purchase agreement is related to the radio system infrastructure (towers, microwave equipment, 911 console interface, etc.) and Sheriff's Office radios.

Attached please find the notice published in the Stanly News & Press regarding the required public hearing.

Subject

Requested Action

1. **Hold public hearing to receive public comment on the proposed refinancing and financing for the public safety emergency radio system.**
2. **Review and approve the associated resolution required by the Local Government Commission.**

<p>Date: <u>8/28/2014</u></p>	<p>Dept: <u>Central Administration</u></p> <p>Attachments: <input checked="" type="checkbox"/> yes <input type="checkbox"/> no</p>																										
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## NOTICE OF PUBLIC HEARING

The Stanly County Board of Commissioners will hold a public hearing on Tuesday, September 2, 2014 at 7:00 p.m. or as soon thereafter as the matter may be heard. The public hearing will be held in the Commissioner's Meeting Room located at the Stanly Commons Building, 1000 N. First Street, Albemarle, North Carolina.

In accordance with the North Carolina General Statutes §160A-20, the purpose of the hearing will be to receive public comments on the refinancing of an existing installment lease purchase arrangement for the 911 emergency radio system infrastructure and the installment financing of mobile radios and portable radios for Stanly County public safety services, volunteer fire department services and other public entities utilizing radio communication in an amount not to exceed \$8,500,000. The aforementioned financing will be secured by a security interest in or lien upon all or some portion of the project financed.

All persons interested in addressing the installment financing issue are invited to attend the public hearing and present their views.

This the 13th day of August 2014.

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

## **RESOLUTION**

### RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR APPROVAL OF A FINANCING AGREEMENT AUTHORIZED BY NORTH CAROLINA GENERAL STATUTE 160A-20

WHEREAS, Stanly County, North Carolina desires to refinance an existing lease purchase agreement and enter into a new installment financing arrangement not to collectively exceed the originally authorized loan amount of \$8.5 million to fund the construction and implementation of a new 800 MHz digital radio system and the purchase of 800 MHz mobile and portable radios (the "Project") to better serve the citizens and public safety officials of Stanly County; and

WHEREAS, Stanly County desires to refinance the Project by the use of an installment contract authorized under North Carolina General Statute 160A, Article 3, Section 20; and

WHEREAS, findings of fact by this governing body must be presented to enable the North Carolina Local Government Commission to make its findings of fact set forth in North Carolina General Statute 159, Article 8, Section 151 prior to approval of the proposed contract;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioner, in Stanly County North Carolina, meeting in regular session on the 2nd day of September, 2014, make the following findings of fact:

1. The Local Government Commission approved the County's request to enter into lease purchase agreement with Motorola in September 2013 for an amount not to exceed \$8.5 million with a blended interest rate no greater than 4.5% to implement the aforementioned public safety, emergency radio communications system.
2. The County entered into a lease purchase agreement with Motorola on September 16, 2013 in the amount of \$6,897,940.57 with an interest rate of 4.581%. The County planned to enter into a second lease purchase agreement with Motorola for the purchase of portable and mobile radios in the amount of \$1,145,841.93 with an interest rate of 3.434% after learning the outcome of a federal grant application to the Office of Homeland Security for an Assistance to Firefighters Grant (AFG).
3. The County did not receive the AFG award, and is ready to execute a contract to purchase the portable and mobile radios for the new emergency radio communications system.
4. The County initially entered into a lease purchase agreement with Motorola to expedite construction and provide flexibility with seeking grant funding to offset the cost of the system and radios. Since the County was unsuccessful in obtaining grant funds to offset the cost of the project, the County is seeking to refinance the debt to a more traditional and favorable installment financing arrangement in order to reduce its debt service obligations.
5. The County plans to refinance the \$6,897,940.57 lease purchase agreement executed September 16, 2013 and finance \$1,139,820.80 associated with the portable and mobile radios for a collective financing of \$8,037,761.37 with a blended interest rate of \_\_\_\_\_%
6. The proposed refinancing will save the County \$ \_\_\_\_\_ over the life of the aforementioned loans as compared to the previous lease purchase arrangement authorized with Motorola.

7. Stanly County's debt management procedures and policies are good because they are consistent with NC General Statutes and have been vetted by the County's auditors and rating agencies.
8. The increase in taxes necessary to meet the sums to fall due under the proposed financing and refinancing contracts will be [REDACTED] cents per \$100 valuation and is not deemed to be excessive. The County will seek alternative revenue and make expense reductions before taking any action to increase taxes.
9. Stanly County is not in default in any of its debt service obligations.
10. The attorney for Stanly County has rendered an opinion that the proposed Project is authorized by law and is a purpose for which public funds may be expended pursuant to the Constitution and laws of North Carolina.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Finance Director is hereby authorized to act on behalf of Stanly County in filing an application with the North Carolina Local Government Commission for approval of the Project and the proposed financing contract and other actions not inconsistent with this resolution.

This resolution is effective upon its adoption this 2nd day of September, 2014.

The motion to adopt this resolution was made by Commissioner \_\_\_\_\_,  
 seconded by \_\_\_\_\_ and passed by a vote of \_\_\_\_\_ to \_\_\_\_\_.

\_\_\_\_\_  
 Tony M. Dennis, Chairman

ATTEST:

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

This is to certify that this is a true and accurate copy of the radio communications refinancing resolution adopted by the Stanly County Board of Commissioners the 2<sup>nd</sup> day of September, 2014.

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


\_\_\_\_\_  
 Date



# Stanly County Board of Commissioners

Meeting Date September 2, 2014

Presenter: Andy Lucas, County Manager

Consent Agenda	 Regular Agenda
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**ITEM TO BE CONSIDERED**

**Criteria to Use Design-Build Construction Delivery Method for Stanly Community College**

Per NC General Statute 143-128.1A, the County must establish criteria to justify and utilize the design-build delivery method of construction contracts. Attached please find the proposed criteria.

**Subject**

**Requested Action**

**Review and adopt the proposed criteria to utilize a design-build construction delivery method for a new facility at Stanly Community College.**

Date: <u>8/27/2014</u>	Dept: <u>Central Administration</u> Attachments: <input checked="" type="checkbox"/> yes <input type="checkbox"/> no																												
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## Stanly County, North Carolina

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**Action Item:** Establishment of criteria used for the design-build delivery method of construction contracts and approval to use the design-build method for the proposed cosmetology facility on the campus of Stanly Community College in Albemarle.

**Explanation Abstract** In accordance with Session Law 2013-401 (design-build delivery method for construction projects) and NC General Statutes 143-128.1A, the Stanly Community College Board of Trustees is submitting, for approval, the criteria the County must establish to utilize this construction delivery method.

More specifically, the Stanly Community College Board of Trustees is requesting approval to utilize the design-build delivery method for the construction of a new facility (of approximately 13,000 square feet) on the Albemarle campus. Due to the need to have this project complete by no later than July 2015, this delivery method will provide the needed flexibility to complete the project on time, within budget and without jeopardizing quality.

**Establishment of Criteria** (Criteria 1) – *The extent to which the County can adequately and thoroughly define the project requirements prior to the issuance of a request for qualification (RFQ) for a design-builder*

**Response:** The County's legal, financial, and management staff will work collectively with the College's administration and program specific faculty to ensure the project requirements are thoroughly defined prior to the issuance of a request for qualifications for a design-builder. The relevant staff from both entities has experience planning and carrying-out efficient and high quality capital projects.

*(Criteria 2) – The time constraints for the delivery of the project*

**Response:** The cosmetology program is currently housed in leased space that does not adequately address the operational or enrollment needs of the program. The lack of high quality space has led to the decline in enrollment over the past three (3) years. The decline in enrollment has subsequently impacted revenue and the institution's ability to replace outdated equipment in order to remain relevant and compliant with State regulations. With this said, it is imperative a new facility be constructed prior to August 2015.

*(Criteria 3) – The ability to ensure a quality project can be delivered*

**Response:** Both the County and Community College have professional and experienced personnel to ensure the design-build firm provides a high quality project within the budget constraints established by the Count.

*(Criteria 4) – The capability of the County to manage and oversee the project, including the availability of experienced staff or outside consultants who are experienced with the design-build method of project delivery*

**Response:** The County and members of the Community College Board of Trustees, both have professional and experienced personnel and/or representatives knowledgeable of design-build projects. Should it become necessary to contract the construction management of a design-build contract, experienced consultants are readily available in the Charlotte region.

*(Criteria 5) – A good faith effort to comply with N.C.G.S 143-128.2, N.C.G.S. 143-128.4, and to recruit and select small business entities*

**Response:** The County has established and successfully carried out multiple capital projects involving State and Federal funds with mandated M/WBE goals.



*(Criteria 6) – The criteria utilized by the County, including a comparison of the costs and benefits of using the design-build delivery method for a given project in lieu of other delivery methods identified*

**Response:** As stated under Criteria #2, one of the benefits of a design-build process is it may reduce the overall project schedule by six (6) to twelve (12) months. This has a direct benefit on the project budget and the financial viability of the cosmetology program. The design-build delivery method is not anticipated to involve any additional expense than those expenses associated with a traditional RFQ, study, design, bid and construct project. The budget for the construction of this new facility is estimated to not exceed \$1.95 million. The capital cost of the new facility is constrained by Stanly Community College's capacity to pay the associated facility debt service via a lease arrangement with Stanly County.

By reducing the time frame by at least 8 months, the County is mitigating the price escalation that would likely occur over the next several months. Additionally, the scope of the design efforts will be reduced. This will result in more funding being dedicated toward the construction of the facility and valued added equipment purchases. It is anticipated the design-build process will allow a minimum of 5% more of available funds to be allocated to construction versus the typical design-bid-build process.

The favorable project schedule and additional funds for construction make the design-build process the most appealing option in this instance.



# Stanly County Board of Commissioners

Meeting Date: September 2, 2014  
 Presenter: Andy Lucas

Consent Agenda | Regular Agenda

7

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

### DOMESTIC VIOLENCE AWARENESS MONTH PROCLAMATION

Subject

Please see the attached declaration for Board consideration and adoption.

Requested Action

Request adoption of the proclamation.

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

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

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

Attachments: Yes No   x  

#### Review Process

#### Certification of Action

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

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**

1000 NORTH FIRST STREET, SUITE 10  
ALBEMARLE, NORTH CAROLINA  
28001



Tony Dennis, Chairman  
Lindsey Dunevant, Vice Chairman  
Peter Ascitutto  
Gene McIntyre  
Josh Morton

**DOMESTIC VIOLENCE AWARENESS MONTH PROCLAMATION**

**WHEREAS**

The family is the foundation of a safe and healthy community. It is a goal of the Board of County Commissioners for our neighborhoods to be safe;

**WHEREAS**

The problem of domestic violence affects all citizens of North Carolina crossing all racial, social, religious, ethnic, geographic, and economic groups;

**WHEREAS**

**According to the NC Department of Justice, in 2013, there were 96 individuals (62 women and 46 men) who died as a result of domestic violence in North Carolina.**

**WHEREAS**

Domestic violence is an immense problem in Stanly County, where in 2013, 356 calls for service for domestic violence were answered by the Stanly County 911 Center;

**WHEREAS**

Batters of women are highly likely to abuse their children: 49% of batterers abuse their children, whereas 7% of non-abusive partners perpetrate violence against their children, according to a national study by Murray Strauss. The batterer's behavior often undermines the relationship between a mother and her children.

**WHEREAS**

**Esther House has served 53 women and 54 children in 2013, and 117 women and children since January 1, 2014, all who were victims of domestic violence and/or sexual assault;**

**WHEREAS**

Domestic violence is widespread, including one in three Americans who have witnessed an incident of domestic violence and with an annual cost to U. S. companies of billions of dollars in lost work time, increased health care costs, higher turnover, and lower productivity;

**NOW, THEREFORE**

In recognition of the impact that domestic violence has on the health and well being of our community, we, the Stanly County Board of Commissioners of North Carolina, do hereby proclaim October 2014 as Domestic Violence Awareness Month.

Further, we affirm the commitment of Stanly County to reducing violence in our homes, as well as on our streets. We urge all citizens to participate in the activities planned by battered women's programs and community organizations during this month. Citizens should also take this opportunity to educate themselves about the impact of domestic violence in North Carolina and to become familiar with resources and programs available. This month let us remember the victims of domestic violence, celebrate the survivors, and work together to eliminate violence against women and children from our community.

Adopted this the 2<sup>nd</sup> day of September 2014.

\_\_\_\_\_  
**Tony M. Dennis, Chairman**

\_\_\_\_\_  
**Lindsey Dunevant, Vice Chairman**

\_\_\_\_\_  
**Peter Ascitutto, Commissioner**

\_\_\_\_\_  
**Gene McIntyre, Commissioner**

\_\_\_\_\_  
**Josh Morton, Commissioner**



# Stanly County Board of Commissioners

Meeting Date: September 2, 2016  
 Presenter: Andy Lucas

\_\_\_\_\_ | 8  
 Consent Agenda | Regular Agenda

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

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## ITEM TO BE CONSIDERED

### MEETING REGARDING THE FORMER RIDGECREST ELEMENTARY SCHOOL

Subject

Attached please find a letter from Superintendent Dr. Terry Griffin regarding an upcoming meeting with Ridgecrest community members concerning the former Ridgecrest Elementary School facility. The meeting is scheduled for Thursday, September 4<sup>th</sup> at the Stanly County Schools Central Office at 7:00 p.m. It is recommended that two (2) members of the Board attend this meeting.

Requested Action

Request two (2) members of the Board be selected to attend the meeting.

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 Schools**  
Dr. Terry Griffin  
*Superintendent*

August 18, 2014

Mr. Andy Lucas  
Stanly County Manager  
1000 N First Street  
Albemarle, NC 28001

Dear Mr. Lucas,

Several members of the Ridgecrest community have requested that I facilitate a meeting with representatives from Stanly County Schools, Stanly Community College and Stanly County Government officials. I have scheduled this meeting for Thursday, September 4, 2014 at the Stanly County Schools Central Office, beginning at 7:00 P.M.

It is my understanding that the purpose of this requested meeting is to hear and discuss suggestions and/or ideas from members of the community regarding future use of the facility.

I hope that you and/or a representative from the County Commissioners will be able to attend. If you have any questions, please contact me at 704-961-3000 or by email at [terry.griffin@stanlycountyschools.org](mailto:terry.griffin@stanlycountyschools.org).

Sincerely,

Dr. Terry Griffin  
Superintendent  
Stanly County Schools



# Stanly County Board of Commissioners

Meeting Date: September 2, 2014  
 Presenter:

X  9  
 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

For the Board's information, M&M Fireworks will be conducting two fireworks displays on the following dates and locations: September 20, 2014 – Best of Badin Festival and October 4, 2014 – Stanly County Fairgrounds. The Fire Marshal's Office will handle the permitting and inspections of both shows.

Subject

The City of Locust also plans to have a fireworks display on Saturday, September 20, 2014. Please see the enclosed letter from Tate Osborne, Director of Parks & Recreation for the City of Locust regarding this event.

Requested Action

For Board approval.

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

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

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

Attachments: Yes No  x

### Review Process

### Certification of Action

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

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



# City of Locust

Post Office Box 190  
Locust, North Carolina 28097-0190  
(704) 888-5260

Ms. Brummitt,

This letter is to inform the Stanly County Board of Commissioners that it is the intention of the City Of Locust to have a fireworks display September 20, 2014 in the Locust Town Center. All permits will be secured by East Coast Pyrotechnics. Please contact Tate Osborne, Director of Parks and Recreation, with any questions you may have. Thank you for your time.

Tate Osborne  
Director Of Parks and Recreation, City Of Locust





# Stanly County Board of Commissioners

Meeting Date: September 2, 2014  
 Presenter:

10

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

### CONSENT AGENDA

- A. Minutes – Special meeting of July 28, 2014, regular meeting of August 4, 2014 and recessed meeting of August 12, 2014
- B. Finance – Request approval of the attached vehicle tax refunds
- C. Finance – Request approval of budget amendment # 2015-05 and the project ordinance to create the Stanly Community College Cosmetology Fund 214

Subject

Requested Action

Request approval of the above items as presented.

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

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

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

Attachments: Yes No   x  

#### Review Process

#### Certification of Action

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

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  
JULY 28, 2014**

**COMMISSIONERS PRESENT:** Tony Dennis, Chairman  
Peter Asciutto  
Gene McIntyre (Left at 5:05)  
Josh Morton

**COMMISSIONERS ABSENT:** Lindsey Dunevant

**STAFF PRESENT:** Andy Lucas, County Manager  
Jenny Furr, County Attorney  
Paul Stratos, EDC Director

**CALL TO ORDER**

The Stanly County Board of Commissioners (the "Board") met in special session on Monday, July 28, 2014 in the County Manager's Conference Room, Stanly Commons. Chairman Dennis called the meeting to order at 4:00 p.m.

**PRESENTATION BY BRANDING CONSULTANTS NORTH STAR DESTINATION STRATEGIES**

**Presenter: Adam Winstead, North Star Destination Strategies**

The County Manager introduced Mr. Adam Winstead, consultant for North Star Destination Strategies. Mr. Winstead presented a powerpoint presentation that included information recently obtained through surveys completed by local residents, community leaders and individuals from surrounding counties regarding their perceptions of Stanly County's strengths and weaknesses. Based on the information received, having access to water was noted as the county's greatest asset that differentiates it from other communities in the region as well as affordable land and a lower cost to conduct business.

Based on the Board's feedback, the consultants plan to revisit the proposed branding platform to include the additional resources discussed. The consultants will then bring this information back to the Board at a later date.

Commissioner McIntyre left the meeting at 5:05 p.m.

**ADJOURN**

By motion, Commissioner Ascitutto moved to adjourn the meeting and was seconded by Commissioner Morton. The motion carried unanimously at 5:11 p.m.

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**Tony M. Dennis, Chairman**

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**Tyler Brummitt, Clerk**

**STANLY COUNTY  
BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
AUGUST 4, 2014**

**COMMISSIONERS PRESENT:**

Tony Dennis, Chairman  
Lindsey Dunevant, Vice Chairman  
Peter Ascitutto  
Gene McIntyre  
Josh Morton

**COMMISSIONERS ABSENT:**

None

**STAFF PRESENT:**

Andy Lucas, County Manager  
Jenny Furr, County Attorney  
Tyler Brummitt, Clerk

**CALL TO ORDER**

The Stanly County Board of Commissioners (the "Board") met in regular session on Monday, August 4, 2014 at 7:00 p.m. in the Commissioners Meeting Room, Stanly Commons. Chairman Dennis called the meeting to order with Commissioner McIntyre gave the invocation and led the pledge of allegiance.

**APPROVAL /ADJUSTMENTS TO THE AGENDA**

With no amendments to the agenda, Commissioner McIntyre moved to approve it as presented. His motion was seconded by Commissioner Morton and passed by unanimous vote.

**ITEM # 1 – TAX COLLECTOR’S ANNUAL SETTLEMENT FOR FY 2013-2014**

**Presenter: Clinton Swaringen, Tax Administrator**

Mr. Swaringen presented the annual settlement report to the Board which summarized the tax collection activity for FY 2013-2014. Additionally, the Board is required to charge the Tax Collector with the collection of taxes for the current fiscal year and authorize the use of enforced collection measures to give notice that the tax lien is first in priority.

By motion, Commissioner McIntyre moved to accept the annual settlement report and charge the Tax Collector with collecting FY 2014-2015 taxes. The motion was seconded by Commissioner Ascitutto and carried with a 5 – 0 vote.

**ITEM # 2 – PRESENTATION & APPROVAL OF THE AGREEMENT WITH SEGAL REVENUE & EXPENSE SPECIALISTS, INC. TO PERFORM SALES TAX AUDITS**

**Presenter: Toby Hinson, Finance Director**

The County was recently notified by Tax Reduction Specialists that they will no longer be able to provide to services to perform sales tax audits. As a result, Segal Revenue & Expense Specialists, Inc. is willing to provide this service to the County. Mr. Hinson presented the Letter of Agreement for Board approval.

Commissioner Ascutto moved to approve the agreement to perform sales tax audits and was seconded by Commissioner McIntyre. Motion carried with a 5 – 0 vote.

**ITEM # 3 – REVIEW & APPROVAL OF THE NAMING RIGHTS RFP FOR THE AGRI-CIVIC CENTER LIVESTOCK ARENA**

**Presenter: Andy Lucas, County Manager**

The County Manager presented the “Instructions to Respondents - Request for Proposals” which provides an outline for parties or vendors who are interested in submitting proposals for the naming rights for the proposed Livestock Arena to be constructed on the grounds of the Agri-Civic Center.

After a brief review, Vice Chairman Dunevant moved to approve the RFP and was seconded by Commissioner McIntyre. Motion passed by unanimous vote.

**ITEM # 4 – 2014 SINGLE FAMILY REHAB & URGENT REPAIR GRANTS POLICY APPROVAL**

**Presenter: Andy Lucas, County Manager**

The County was recently received a Single Family Rehabilitation (SFR) grant in the amount of \$170,000 and an Urgent Repair grant in the amount of \$100,000. Funds from both grants will be used to assist low-to-moderate income homeowners in making needed improvements to their homes. Board approval was requested for the housing assistance policies and the procurement and disbursement policies for both grants.

By motion, Commissioner McIntyre moved to approve the policies as presented. The motion was seconded by Commissioner Ascutto and passed by unanimous vote.

**ITEM # 5 – RESOLUTION OF SUPPORT OF THE NC 24/27/73 WIDENING PROJECT**

**Presenter: Andy Lucas, County Manager**

The County Manager presented the resolution to communicate the county’s concerns for the current prioritization of the NC 24/27 project at the state, region and division levels and the

formula being used to evaluate such projects. It was requested the Board review, consider and approve the resolution.

After a period of comments by the Board, Vice Chairman Dunevant moved to approve the resolution which was then seconded by Commissioner Ascitutto. Motion carried with a vote of 5-0.

#### **ITEM # 6 – CONSENT AGENDA**

- A. Minutes – Regular meeting of July 7, 2014
- B. Sheriff's Office – Request approval of budget amendment # 2015-02
- C. Senior Services – Request acceptance of the In Home Aide Program Annual Evaluation

By motion, Commissioner McIntyre moved to approve the above items as presented and was seconded by Commissioner Morton. The motion passed unanimously.

**PUBLIC COMMENT** – None

#### **GENERAL COMMENTS & ANNOUNCEMENTS**

Each Board member took a moment to welcome Commissioner Ascitutto back from his recent surgery.

Vice Chairman Dunevant stated that the Economic Development Commission will continue with their planning efforts and will report back to the Board with these results at a later date. He also noted the efforts being made to move forward with both the Broadband and branding initiatives.

Commissioner Ascitutto thanked EMS, the Sheriff's Office and fire department for their quick response during his personal medical emergency several weeks earlier. He also thanked Becky Weemhoff and the staff at the Senior Center for their hard work and noted the recent birthday party held for residents 90 years and older in which 94 attended. Commissioner Ascitutto stated he hopes to resume his work day a month with the county departments in September.

#### **CLOSED SESSION**

Vice Chairman Dunevant moved to recess into closed session to discuss economic development in accordance with G. S. 143-318.11(a)4). The motion was seconded by Commissioner McIntyre and carried by unanimous vote at 7:30 p.m.

**RECESS**

Commissioner Ascitutto moved to recess the meeting until Tuesday, August 12, 2014 at 6:00 p.m. in the County Manager's Conference Room, Stanly Commons. The motion was seconded by Commissioner Morton and passed with a 5 – 0 vote.

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**Tony M. Dennis, Chairman**

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**Tyler Brummitt, Clerk**

**STANLY COUNTY  
BOARD OF COMMISSIONERS  
RECESSED MEETING MINUTES  
AUGUST 12, 2014**

**COMMISSIONERS PRESENT:**

Tony Dennis, Chairman  
Peter Ascitutto  
Gene McIntyre  
Josh Morton

**COMMISSIONERS ABSENT:**

Lindsey Dunevant, Vice Chairman

**STAFF PRESENT:**

Andy Lucas, County Manager  
Jenny Furr, County Attorney  
Tyler Brummitt, Clerk

**CALL TO ORDER**

The Stanly County Board of Commissioners (the "Board") reconvened the regular meeting of Monday, August 4, 2014 in the County Manager's Conference Room, Stanly Commons. Chairman Dennis called the meeting to order at 6:00 p.m.

**ITEM # 1 – PUBLIC HEARING FOR AN APPLICATION TO THE NCDENR FOR CDBG-I FUNDS****Presenter: Donna Davis, Utilities Director**

Ms. Davis stated that the County intends to submit a second application for the 2014 CDBG-I for funding of a potential project in the amount of \$612,500. If approved, these funds will aid in the installation of a water line along Austin Road from Highway 73 to the Sundale Village Mobile Home Park. The County will invest \$15,000 in additional funds as a local match to cover the cost of hook-up fees and once completed will benefit sixty-three (63) families with low-to-moderate income. The purpose of the public hearing is to receive comments on the County's application to NCDENR to fund the project.

With no questions from the Board, Chairman Dennis declared the public hearing open. With no one coming forward, the hearing was closed.

By motion, Commissioner Ascitutto moved to approve the County's application for \$612,500 with a local match of \$15,000. The motion carried by unanimous vote.

**ITEM # 2 – AMENDMENT TO THE ENVIRONMENTAL HEALTH FEE SCHEDULE TO INCLUDE A FEE FOR LIMITED FOOD SERVICE ESTABLISHMENTS**



**Presenter: David Ezzell, Environmental Health Director**

Per NCGS 130A-248(d2), the Local Health Department is required to charge a fee of \$75.00 for Temporary Food Establishments (TFE) and Limited Food Service Establishments (LFSE). The current fee schedule includes TFE's, but does not specifically reference LFSE's. Since LFSEs require separate permits and have somewhat different requirements, Board approval was requested to amend the fee schedule to reflect and include Limited Food Service Establishments with a fee of \$75.00.

Commissioner Ascitutto moved to approve an amendment to the fee schedule to include LFSEs for \$75.00. His motion was seconded by Commissioner McIntyre and passed with a 4 – 0 vote.

**ITEM # 3 – BUDGET AMENDMENTS**

**Presenter: Andy Lucas, County Manager**

**A. Library – Budget Amendment # 2015-03**

Board approval of budget amendment # 2015-03 was requested to accept the \$15,000 in funding received from the Stanly County Historical Society to be used towards the cost of exterior repairs and painting of the Snuggs House.

**B. Finance – Budget Amendment # 2015-04**

Board approval of budget amendment # 2015-04 was requested in order to re-appropriate funds in the amount of \$25,000 received in FY 2013-14 from the school system for the purchase of a school resource officer vehicle. Since the vehicle was not received prior to June 30, 2014, the funds will be charged to FY 2014-15.

By motion, Commissioner McIntyre moved to approve budget amendment # 2014-03 and #2014-04 and was seconded by Commissioner Ascitutto. The motion carried unanimously.

**ADJOURN**

There being no further discussion, Commissioner Morton moved to adjourn the meeting. His motion was seconded by Commissioner McIntyre and passed with a 4 – 0 vote.

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**Tony M. Dennis, Chairman**

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**Tyler Brummitt, Clerk**



# Stanly County Board of Commissioners

Meeting Date: September 2, 2014

Presenter: Consent Agenda

<p>10B</p>	<p>Consent Agenda Regular Agenda</p>
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**ITEM TO BE CONSIDERED**

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

**Subject**

**Requested Action**

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

Signature: *Judy R. Vannoy*

Dept: \_\_\_\_\_

Date: 8-19-14

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



# North Carolina Vehicle Tax System

## NCVTS Pending Refund report

Report Date 8/12/2014 9:03:15 AM

Name	Address 1	Address 2	Address 3	Refund Type	Bill #	Plate Number	Status	Transaction #	Refund Description	Refund Reason	Create Date	Tax Jurisdiction	Levy Type	Change	Interest Change	Total Change
HENRY DAVID CLONTZ, JR	734 AQUADALE RD		ALBEMARLE, NC 28001	Proration	0016492207	4X3012	AUTHORIZED	14486204	Refund Generated due to proration on Bill #0016492207-2013-2013-	Vehicle Sold	07/29/2014	01	Tax	(\$60.43)	(\$3.02)	(\$63.45)
MELTON WORTH MULLINIX, JR	PO BOX 467		RICHFIELD, NC 28137	Adjustment >= \$100	0021625830	CKE9260	AUTHORIZED	26870320	Refund Generated due to adjustment on Bill #0021625830-2014-2014- 0000	Situs error	07/08/2014	50	Tax	(\$129.56)	\$0.00	(\$129.56)
MELTON WORTH MULLINIX, JR	PO BOX 467		RICHFIELD, NC 28137	Adjustment >= \$100	0021625879	CKE9261	AUTHORIZED	26870324	Refund Generated due to adjustment on Bill #0021625879-2014-2014- 0000	Situs error	07/08/2014	18	Tax	\$16.47	\$0.00	\$16.47
												30	Tax	(\$21.96)	\$0.00	(\$21.96)
												01	Tax	\$0.00	\$0.00	\$0.00
												50	Tax	(\$120.07)	\$0.00	(\$120.07)
												18	Tax	\$15.26	\$0.00	\$15.26
												30	Tax	(\$20.35)	\$0.00	(\$20.35)
															Refund	\$125.16



10c

AMENDMENT NO: 2015-05

**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, 2015:

To create Fund 214, the expenditures are to be changed as follows:

FUND/DEPART NUMBER	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	CURRENT BUDGETED AMOUNT	INCREASE (DECREASE)	AS AMENDED
214.5920	190.000	Professional Services	\$ -	\$ 12,000	\$ 12,000
TOTALS			\$ -	\$ 12,000	\$ 12,000

This budget amendment is justified as follows:

To create the Stanly Community College Cosmetology Project Fund 214.

This will result in a net increase \$ 12,000 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
214.3590	330.48	From SCC	\$ -	\$ 12,000	\$ 12,000
TOTALS			\$ -	\$ 12,000	\$ 12,000

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 \_\_\_\_\_

Department Head's Approval	Date	Posted by
<i>Jody R. [Signature]</i>	8-25-14	
Finance Director's Approval	Date	Journal No.
County Manager's Approval	Date	Date

**STANLY COUNTY  
PROJECT ORDINANCE  
STANLY COMMUNITY COLLEGE COSMETOLOGY 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 engineering design and construction of a new cosmetology facility located on the campus of Stanly Community College located in Albemarle, North Carolina.

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 is initially appropriated for this project:

Professional Services	\$ 12,000
<b>TOTAL</b>	

SECTION 4: The following revenue is initially anticipated for this project:

Reimbursement from SCC	\$ 12,000
------------------------	-----------

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

SECTION 6: Funds from Stanly Community Collect will be submitted to the County once the engineering services are complete.

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.

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 2nd day of September, 2014.

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Tony M. Dennis, Chairman

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Tyler L. Brummitt, Clerk to the Board



141 College Drive, Albemarle, NC 28001

[www.stanly.edu](http://www.stanly.edu)

Telephone (704) 982-0121  
FAX (704) 982-0819

August 22, 2014

Andy Lucas  
County Manager  
Stanly County  
1000 N First Street  
Albemarle, NC 28001

**RE: Design Quotation for the Stanly Community College Cosmetology Project**

Dear Mr. Lucas:

This letter confirms Stanly Community College's intent to provide a check payable to Brite Engineering Consultants, Inc. in an amount not to exceed \$12,000.00 for the civil engineering design work fee associated with the work to be performed by the firm in connection with the above-referenced project. Upon receipt of the final deliverable, please forward the invoice to Ms. Becky Wall at Stanly Community College and she will in turn process the payment.

Furthermore, at the time of the loan closing, it is understood that that College will be reimbursed in full from the loan proceeds for the amount of the design work fee.

Thank you for your assistance and collaboration on this project.

Sincerely,

Brenda S. Kays, Ed.D.  
President-Stanly Community College