

STATE OF NORTH CAROLINA

COUNTY OF VANCE

The Vance County Board of Commissioners met in regular session on Monday, October 1, 2007 at 6:00 p.m. in the Commissioners' Conference Room, Vance County Administration Building, 122 Young Street, Henderson, NC. Those Commissioners present were as follows: Chairperson Deborah F. Brown, Commissioners Danny W. Wright, Dan Brummitt, Terry E. Garrison, A. Scott Hughes, J. Timothy Pegram, and Eddie L. Wright.

Absent: None.

Also present were Assistant County Attorney Jonathan S. Care, County Manager Jerry L. Ayscue, and Finance Officer Jerry L. Tucker.

Rev. Rick Brand, First Presbyterian Church, gave the invocation.

Sheriff Peter White was first on the agenda with an update to the jail inspection report. Sheriff White stated that he had planned to come before the Board with facts and figures for repair work needed at the jail. He stated that he is not satisfied with the substantial amount of funds needed, so he and the Chief Jail Inspector will meet later this week in order to prioritize the repairs. After meeting with the Chief Inspector, he will come back before the Board during its November meeting to present final estimates on repair work.

The Board agreed to this, but asked if waiting another month would create any type of problem. Sheriff White stated that it would not cause any additional problems.

The 6:15 p.m. or 6:30 p.m. appointments were not yet present, so one public comment was heard next.

Rick Brand spoke and introduced himself as the new Chairman of the Henderson-Vance Economic Partnership and discussed the Partnership's Economic Implementation Plan which includes assisting and supporting existing businesses, increased communication between Vance County EDC and Research Triangle counterparts, regulatory infrastructure, zoning, etc.

Sam Jones, Tax Administrator, was next on the agenda and presented the September 2007 monthly report for tax collections which revealed an increase of 0.5% as compared to September 2006. The total 2006 collection rate is currently 94.86%.

Mr. Jones also presented a list of seven accounts which were listed as "value too low/poor condition" to proceed with foreclosure proceedings. The Board discussed the accounts and were not comfortable with removing them from foreclosure proceedings. The Board decided to refer this

matter to the General Government Committee in order to bring a recommendation back to the full Board regarding the removal of the accounts from foreclosure proceedings.

Judy Johnson and Deidra Baldwin with the North Central North Carolina Boys & Girls Club appeared before the Board along with six children to perform the "Six Pillars of Character". Ms. Johnson explained that the month of October is Character Month and the children will be learning all about good character. Ms. Deidra Baldwin introduced the children and they each presented a pillar of character. The pillars included Trustworthiness, Fairness, Responsibility, Caring, Citizenship, and Respect.

The remaining public comments were heard next.

Preston Floyd spoke and thanked the Board for considering shortening the duration of deer hunting with dogs. He stated that although it is not exactly what he would like, it is a fair compromise.

Rick Reitmeyer stated that he is not against deer hunting with dogs, but is against deer dogs coming on his private property. He stated that the change in the law that took place a couple of years ago has not helped matters and it is time to take the next step.

Danny Norwood spoke on behalf of the Twelve Point Hunting Club which has operated since 1968 and discussed programs offered by the Club. He stated that hunters are not "criminals" as they are portrayed in the local newspaper and asked the Board not to become a part of special interest groups.

James Morgan spoke and asked the Board to enforce the laws that are already on the books. He also asked the Board to hold a public hearing before any decisions are made.

At this time, the Board discussed deer hunting with dogs. County Manager Jerry L. Ayscue noted that a staff recommendation was made to Commissioners in its September meeting to shorten the length of time that deer hunting with dogs can occur from the current 11.5 weeks to 6.5 weeks. It was recommended that the season for deer hunting with dogs begin each year on the Saturday before Thanksgiving and continue until the end of regular deer season on January 1<sup>st</sup>. If the Board of Commissioners wishes to make any changes in hunting laws, specific changes will have to be approved in the next legislative session (which begins on May 13, 2008) and can become effective with the hunting season that begins in the Fall of 2008.

The Public Safety met on this matter and felt that reducing the duration of deer hunting with dogs was in order, but to perhaps reduce the time from 11.5 weeks to 7.5 weeks instead of the

recommended 6.5 weeks. The Committee also felt that there should be a public hearing on the issue.

Motion was made by Commissioner A. Scott Hughes to schedule a public hearing for the November Board meeting concerning proposed actions related to deer hunting with dogs in Vance County. This motion was seconded by Commissioner Danny W. Wright and unanimously approved.

Commissioner Dan Brummitt commented that the State has recently increased the limit of deer that may be harvested in order to reduce deer herd size. Reducing the time allowed to hunt deer with dogs may be contrary to what the State is trying to do as far as managing the deer population.

At this time, motion was made by Commissioner Danny W. Wright, seconded by Commissioner Dan Brummitt, vote unanimous, that the Board approve Budget Amendments #8 and #12 as follows for the purposes noted therein: (note: amendments #9, #10 and #11 were approved during the special meeting held September 20, 2007)

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**Budget Amendment #8  
General Fund**

<u>Expenditures</u>	<u>Code</u>	<u>Debit</u>	<u>Credit</u>
SHIP Grant	10-611-500148		\$ 5,000.00
Total Increase in Expenditures			\$ 5,000.00
<u>Revenues</u>			
SHIP Grant	10-349-434904	\$ <u>5,000.00</u>	
Total Increase in Revenues		\$ 5,000.00	

Purpose: To appropriate State funds for SHIP Grant to promote Medicare preventative benefits to senior citizens.

Authorization: Vance County Board of Commissioners  
October 1, 2007

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**Budget Amendment #12  
General Fund**

<u>Expenditures</u>	<u>Code</u>	<u>Debit</u>	<u>Credit</u>
Day Care - Smart Start	10-610-500051		\$ 74,992.00
Day Care - State/Federal	10-610-500048		<u>124,878.00</u>
Total Increase in Expenditures			\$ 199,870.00

Revenues

Day Care - Smart Start	10-348-434816	\$ 74,992.00
Day Care - State/Federal	10-348-434815	<u>124,878.00</u>
Total Increase in Revenues		\$ 199,878.00

Purpose: To appropriate additional State and Federal funds for Day Care.

Authorization: Vance County Board of Commissioners  
October 1, 2007

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Motion was made by Commissioner A. Scott Hughes, seconded by Commissioner Dan Brummitt, vote unanimous, that the Board approve the following Refunds as requested by the Tax

Office:

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**REFUNDS**  
**September 2007**

<b>NAME</b>	<b>YEAR</b>	<b>AMOUNT</b>	<b>REASON</b>
Ida W. Cranz	2006	50.76	Vehicle Tax
Laura Chavis	2007	3.72	Vehicle Tax
Wanda Hunt	2007	20.00	Overage Tax
Hector Nonato	2007	24.01	Vehicle Tax
George E. Williams	2006	34.65	Vehicle Tax
Gladys Hinsley	2007	49.28	Vehicle Tax
Rochelle Hilliard	2006	1.00	Vehicle Tax
Tiffany L. Robinson	2007	30.18	Vehicle Tax
Michael Jones	2007	75.44	Vehicle Tax
M.R. Williams, Inc.	2006	4.16	Vehicle Tax
Jewel E. Royster	2004	36.27	Vehicle Tax
Jewel E. Royster	2005	37.08	Vehicle Tax
Jewel E. Royster	2006	37.08	Vehicle Tax
Curtis L. Jones	2007	4.62	Vehicle Tax
Gracie A. Medlin	2006	23.10	Vehicle Tax
John F. Duncan	2006	38.05	Vehicle Tax
Lorena Brown	2007	37.19	Overage Tax
George A. Duke	2007	5.39	Vehicle Tax
Randy Abbott	2006	3.50	Vehicle Tax
Earnest A. Robinson	2006	2.91	Vehicle Tax
Brenda A. Herbin	2006	2.30	Vehicle Tax
Jesse J. Stem, Jr.	2006	20.37	Vehicle Tax
Ginealla L. Hart	2006	38.58	Vehicle Tax
Jewel E. Royster	2004	75.00	Solid Waste Household Fee
Jewel E. Royster	2005	90.00	Solid Waste Household Fee
Jewel E. Royster	2006	90.00	Solid Waste Household Fee
Laura Chavis	2007	.12	Fire Tax
Hector Nonato	2007	.56	Fire Tax
George E. Williams	2006	1.15	Fire Tax
Tiffany L. Robinson	2007	.96	Fire Tax
Michael Jones	2007	2.48	Fire Tax
Jewel E. Royster	2004	1.21	Fire Tax
Jewel E. Royster	2005	1.21	Fire Tax
Jewel E. Royster	2006	1.21	Fire Tax
Gracie A. Medlin	2006	.75	Fire Tax
John F. Duncan	2006	1.25	Fire Tax

NAME	YEAR	AMOUNT	REASON
George A. Duke	2007	.21	Fire Tax
Randy Abbott	2006	.12	Fire Tax
Earnest A. Robinson	2006	.09	Fire Tax
Jesse J. Stem, Jr.	2006	.66	Fire Tax
<b>Total</b>		<b>\$ 846.62</b>	Fiscal y-t-d - \$ 1,758.99

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Motion was made by Commissioner A. Scott Hughes that the Board approve Ambulance Charge-offs in the amount of \$7,281.69 for those persons deceased with no estate listing. This motion was seconded by Commissioner Danny W. Wright and unanimously approved.

Committee Reports and Recommendations

*Human Resources Committee.* Mr. Ayscue requested the Board to allow filling the following position vacancies which have been endorsed by the Human Resources Committee:

Department of Social Services  
 Social Worker I  
 Social Worker IAT (two positions)  
 Daycare Coordinator I

Sheriff's Department  
 Deputy Sheriff

Fire and Ambulance  
 Firefighter/EMT-I

Finance Office  
 Finance Director

Motion was made by Commissioner Dan Brummitt, seconded by Commissioner Terry E. Garrison, vote unanimous, to approve the position requests as presented.

The Human Resources Committee also discussed the Finance Officer's pending retirement. Mr. Ayscue explained that the Board has traditionally adjusted salaries of department heads two months before retirement in order to help with retirement benefits. The Committee recommended increasing the Finance Officer's salary by 10%, effective December 1, 2007, in recognition of his pending retirement on February 1, 2008.

Motion was made by Commissioner Danny W. Wright to approve this recommendation as presented. This motion was seconded by Commissioner Eddie L. Wright and unanimously approved.

The Committee then discussed salary adjustments for part-time employees which include the departments of Fire and Ambulance, 911, Jail, and Elections. The Committee recommended a salary

increase to be phased in over two years, effective October 1, 2007. The projected costs for the remainder of the fiscal year is \$12,500 which would need to be appropriated from Contingency.

Motion was made by Commissioner A. Scott Hughes to accept the Committee recommendation and appropriate \$12,500 from Contingency for this purpose. This motion was seconded by Commissioner Dan Brummitt and unanimously approved.

Commissioner Danny W. Wright stated that this adjustment will be consistent with the MAPS adjustment for full-time employees.

*Public Safety Committee.* This Committee met and discussed deer hunting with dogs which was addressed earlier during this meeting.

Substance Abuse and the need for additional treatment programs were also discussed by the Committee with an interest to make sure the County is doing what it should be doing to help with this problem. The Committee will be meeting with the Mental Health Director to see what his thoughts are on this matter. A progress report will be provided during the November Board meeting.

The Committee also addressed implementation of the Fire and EMS Study and Request For Proposals will be sent out to consulting firms this week. The firms will be asked to provide proposals on costs for the Fire and EMS Study, to assess where the County stands now on fire and EMS services, and to make recommendations to the County in terms of efficiency and cost effectiveness. The proposals are to be submitted back to the County by October 29, 2007. If adequate proposals are received, the appropriate firm may be selected during November Board meeting.

#### Pending Business.

*Jail Inspection Report.* This matter was addressed as an appointment item on the agenda.

*County Water Project.* As reported last month, previous project delays require that engineering updates be made, particularly in the Environmental Assessment. At the advice of the NC Rural Water Association, the County Manager has identified an advisory group to assist in promoting and implementing the project. The group will meet later this month to begin its planning. A strong public education program will be critical in promoting the merits of a county water system. Commissioners are asked to identify key individuals in rural areas that will be willing to work with County staff in canvassing areas where water will be made available. Sufficient user participation is critical in determining economic feasibility for routes in various areas of the County. Further, the County needs to engage in specific discussions with the City regarding water acquisition as well as

system operation and maintenance.

Commissioner Danny W. Wright questioned when public information sessions will be held. Mr. Ayscue replied that they will probably be held in late winter / early spring in order to coincide with the needed referendum. Commissioner Wright stated that the current drought situation has caught the attention of many citizens regarding public water and this may be an appropriate time to begin those sessions. Mr. Ayscue stated that he would discuss this matter with the Advisory Committee during its meeting later this month.

*Deer Hunting with Dogs.* This matter was addressed earlier during the meeting.

*Jointly Owned City/County Properties.* Mr. Ayscue noted that per previous directions from the County Commissioners (and the City Council), the City and County Managers have sought quotes on appraisals of the former library and the museum. The lowest quote from an outside appraisal firm is \$5,000 for the two properties. Therefore, the cost to the City and County is \$2,500 each. Mr. Ayscue requested the Board to appropriate \$2,500 from the Contingency for the County's half of the costs of the two appraisals.

Motion was made by Commissioner Terry E. Garrison to appropriate \$2,500 from the Contingency for the County's half of the cost of the two appraisals. This motion was seconded by Commissioner Eddie L. Wright and unanimously approved.

Mr. Ayscue then informed the Board that Century 21 was the only real estate firm that expressed an interest in representing the two governing boards for the sale of the Armory, so they are being engaged to market that property and possibly the museum, depending upon the need.

*Status of School Properties.* Options to purchase three tracts of land were exercised last month and the County Attorney's office is currently completing all of the closings. Assistant County Attorney Jonathan Care stated that two of the properties have been closed and he is waiting on one signature in order to close the third property. Once all three properties are closed, copies of closing statements will be distributed to the Board.

Attorney Care also stated that a draft lease agreement between the County and the Schools is currently being developed. This will be presented to the Board for approval before it is executed.

*Filling of Positions.* Mr. Ayscue explained that County administration is recruiting and interviewing to fill two key positions - Community Improvement Specialist and Environmental Manager. Interviews have been scheduled for both positions for the next few work days.

ADM Applications were presented next. Mr. Ayscue reported that the Board of Education

has approved joint applications for ADM (Public School Building Capital Fund) funds for renovations/repairs at several schools for \$441,029. These funds are now available. Approval is necessary from both boards. No additional local funding is needed.

Motion was made by Commissioner Eddie L. Wright to approve the applications for ADM funds for 16 school renovation projects. This motion was seconded by Commissioner A. Scott Hughes and unanimously approved.

Mr. Ayscue reported that bids were recently advertised and received for renovations at the Social Services Building on Ruin Creek Road. The base bid addresses flooring, walls, damaged or stained ceiling tiles, and minor repairs and renovations of the building interior. The alternative bid includes replacement of all ceiling tiles, whether they are damaged or not. There were six bids received, the lowest of which is Vance Construction Company in the amount of \$157,652.

Motion was made by Commissioner Danny W. Wright, seconded by Commissioner Eddie L. Wright, vote unanimous, to award the bid for interior renovation of the Social Services Building to Vance Construction Company in the amount of \$157,652.

Mr. Ayscue then reminded the Board that the Fall Planning Retreat is set for Thursday, October 11, at 1:00 p.m. at the Ambassador Inn and Suites on Parham Road. This represents a change in the date as discussed in the August Commissioners' meeting.

Mr. Ayscue stated that the Register of Deeds has requested approval from the Board of Commissioners to destroy uniform commercial code statements for the period of time of 1968 - 1995 and applications for birth and death certificates for the years of 1997 - 2003. This request is consistent with records retention and destruction policy approved by the Board of Commissioners in 2003.

Motion was made by Commissioner A. Scott Hughes, seconded by Commissioner Dan Brummitt, vote unanimous, to approve the request by the Register of Deeds to properly destroy UCC financing statements for the years of 1968 - 1995 and applications for birth and death certificates for 1997 - 2003.

Motion was made by Commissioner Danny W. Wright that the Board approve the minutes of the regular meeting held September 4, 2007 and the special meeting held September 20, 2007 as presented by the Clerk to the Board. This motion was seconded by Commissioner A. Scott Hughes and unanimously approved.

Motion was made by Commissioner Terry E. Garrison, seconded by Commissioner Eddie

L. Wright, vote unanimous, that the Board approve the following Rebates for August 2007 as requested by the Tax Office:

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**REBATES**  
**August 2007**

<b>NAME</b>	<b>YEAR</b>	<b>AMOUNT</b>	<b>REASON</b>
Jerry A. Ayscue, Jr.	2007	38.64	Value Correction
Juanita S. Ayscue	2007	59.28	Listing Correction
John Barnes	2007	266.80	Value Correction
Carol K. Bordeaux	2007	196.09	Listing Correction
Mrs. Elmus M. Boyd	2007	136.80	Value Correction
William S. Burnette	2007	21.25	Listing Correction
Steven & Karen Cada	2007	162.30	Listing Correction
Gregory Lifton	2007	269.84	Listing Correction
Clarence E. Coggins	2007	29.28	Listing Correction
Connected Office Products	2007	2,824.39	Value Correction
			Business Personal Property Cost Was Not Depreciated
Richard & Judy Daigle	2007	84.85	Listing Correction
Greg Edwards	2007	33.10	Value Correction
Charles & Susan Elliott	2007	308.52	House burned 10/06 - not reported
John D. Faucette	2007	860.84	Listing Correction
James M. Garrett, Jr.	2007	38.37	Listing Correction
Alan S. Glover	2007	175.54	Value Correction
C.L. & Jenkins Grant	2007	633.51	Listing Correction
Marvin & Mary Hargrove	2007	36.89	Listing Correction
John & Thelma Hedgpeeth	2007	147.20	Listing Correction
John & Rhonda Hopkins	2007	100.84	Listing Correction
Elissa B. Hurt	2007	165.50	Listing Correction
Carolyn & Woltz Isley	2007	46.00	Value Correction
Ethel & Michael Jethro	2007	17.62	Listing Correction
Jerry & Helen Johnson	2007	476.10	Listing Correction
James & Jean Kelly	2007	91.17	Value Correction
Gerald A. Knowles	2007	224.11	Listing Correction
Donald & Alice Kohl	2007	101.20	Listing Correction
Joseph B. Leahy	2007	212.70	Value Correction
John Leonard	2007	176.51	Value Correction
Walter Lewis	2007	139.56	Listing Correction
John Richard Lowery, Sr.	2007	68.91	Value Correction
Phyllis Maynard	2007	5.52	Value Correction
Stephen G. Morgart	2007	23.35	Listing Correction
Brent & Angela Morton	2007	55.29	Listing Correction
Jerry & Patsy Moss	2007	18.40	Value Correction
Michael Nicholson	2007	7.82	Listing Correction
Robert L. Overton	2007	65.78	Value Correction
Joseph Poythress, Jr.	2007	67.62	Listing Correction
Quick Print of Henderson	2007	170.02	Listing Correction
Vincent R. Roberts	2007	25.38	Listing Correction
Stanley D. Robertson	2007	138.00	Value Correction
Thomas G. Smith	2007	128.80	Listing Correction
Ronald W. Spjut	2007	64.55	Listing Correction
Roger Stanley	2007	363.88	Listing Correction
Barbara E. Stroud	2007	160.58	Value Correction
Jarrett Terry	2007	53.18	Value Correction
Bessie E. Vann	2007	276.00	Listing Correction
David C. Williamson	2007	38.00	Value Correction

NAME	YEAR	AMOUNT	REASON
Gary & Pam Willis	2007	170.07	Listing Correction
Gladys M. Worley	2007	94.50	Listing Correction
<b>Total</b>		<b>\$ 10,070.45</b>	Fiscal y-t-d - \$ 11,854.23

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The following appointments were presented for Board approval:

Appearance Commission - three-year term

Re-appoint Marion Perry (appointed 04/2000)  
Ruth Wilson (appointed 10/1995)  
Olivia Kemp (appointed 03/1999)

Local Firefighter’s Relief Fund Board (Golden Belt District)

Appoint a Commissioner to fill the position formerly held by Tommy Hester

Airport Authority - one-year term

Appoint Joe Mahaffey to fill the position formerly held by Durwood Turner

Motion was made by Commissioner Danny W. Wright to appoint A. Scott Hughes to the Local Firefighter’s Relief Fund Board (Golden Belt District). This motion was seconded by Commissioner Terry E. Garrison and unanimously approved.

Motion was made by Commissioner Terry E. Garrison to approve the remaining appointments as presented. This motion was seconded by Commissioner Eddie L. Wright.

Commissioner Dan Brummitt asked if the re-appointment of Ruth Wilson would be contrary to the policy that was adopted last month as far as the number of years served. The Board discussed this matter in length and decided to table Ruth Wilson’s appointment until next month in order to allow the Appearance Commission to find someone to fill this position. If they are unable to find a replacement, then Ms. Wilson may be re-appointed if the Board desires to do so.

After further discussion, the motion was amended to approve the appointments of Marion Perry, Olivia Kemp, and Joe Mahaffey and to exclude Ruth Wilson from re-appointment at this time and refer this to the Appearance Commission for review and recommendation. This amended motion was seconded by Commissioner Dan Brummitt and unanimously approved.

Motion was made by Commissioner Danny W. Wright that the Board approve a road petition to add Green Meadow Road and Pin Oak Circle to the State System and forward same to the Department of Transportation for consideration. This motion was seconded by Commissioner Dan Brummitt and unanimously approved.

Motion was made by Commissioner J. Timothy Pegram, seconded by Commissioner Danny W. Wright, vote unanimous, that the following monthly reports be received and filed:

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See on file monthly report, 911 Emergency Operations

See on file monthly report, Vance County ABC Board

See on file monthly report, Administrative Ambulance Charge-offs

See on file monthly report, Fire and Ambulance Service

See on file monthly report, Human Resources Department

See on file monthly report, Planning and Development Department

See on file monthly report, Veterans Service Office  
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As there was no further business, at 7:50 p.m. motion was made by Commissioner Dan Brummitt, seconded by Commissioner A. Scott Hughes, vote unanimous, that the meeting be adjourned.

Approved and signed November 5, 2007.

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Chairperson