

STATE OF NORTH CAROLINA

COUNTY OF VANCE

The Vance County Board of Commissioners met in regular session on Monday, February 2, 2009 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: Chairman Dan Brummitt, Commissioners Eddie L. Wright, Deborah F. Brown, Terry E. Garrison, A. Scott Hughes, J. Timothy Pegram, and Danny W. Wright.

Absent: None.

Also present were County Attorney Jonathan S. Care, County Manager Jerry L. Ayscue, Finance Director Steven C. Stanton, and Clerk to the Board Kelly H. Grissom.

Chairman Dan Brummitt gave the invocation.

As advertised, at 6:00 p.m., a public hearing was held to receive citizen input regarding a grant application for the Neighborhood Stabilization Program. Timmy Baynes, Council of Governments Executive Director, stated that the program is funded by the US Department of Housing and Urban Development. The proposed application will be in an amount between \$2 million and \$5 million of HUD NSP funds. The NSP funding will provide emergency assistance to state and local governments to acquire and redevelop foreclosed properties that might otherwise become sources of abandonment and blight within the community. The grant allows local communities to purchase foreclosed homes to rehabilitate, resell, or redevelop in order to stabilize neighborhoods and stem the decline of house values of neighboring homes. Mr. Baynes requested approval from the Board to submit the grant application.

Mary Somerville asked if certain areas were targeted and Mr. Baynes responded that North and South Henderson, Kittrell, and Vicksboro were the main target areas based on foreclosures.

Andrea Harris stated that she is pleased to see rural communities being targeted for this grant.

Commissioner Eddie L. Wright asked specifically about the former Beacon Light Apartments. Mr. Baynes responded that the Beacon Light property is not under foreclosure; therefore, it does not meet the criteria of the grant application.

As there were no other persons who wished to speak on the matter, Chairman Brummitt declared the public hearing closed.

Motion was made by Commissioner Danny W. Wright to approve the submission of the Neighborhood Stabilization Program grant application by resolution. This motion was seconded by

Commissioner Eddie L. Wright and unanimously approved.

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**RESOLUTION OF THE VANCE COUNTY
BOARD OF COMMISSIONERS
APPROVING SUBMISSION OF AN APPLICATION FOR
NEIGHBORHOOD STABILIZATION PROGRAM FUNDS**

WHEREAS, the North Carolina Department of Commerce, through the Division of Community Assistance, is administering the Neighborhood Stabilization Program and has invited entities in the 23 Counties of greatest need to apply for such funding; and

WHEREAS, the County of Vance is preparing an application requesting an amount not to exceed \$5,000,000 in Neighborhood Stabilization Program Funds to address the crisis resulting from housing foreclosures; and

WHEREAS, Vance County will meet all requirements in preparing the Neighborhood Stabilization Program Application, including one public hearing and citizen participation.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Vance County, that:

1. The Vance County Board of Commissioners hereby authorizes the preparation of an application to the North Carolina Department of Commerce, Division of Community Assistance, Neighborhood Stabilization Program Funds in an amount not to exceed \$5,000,000 to allow Vance County to acquire, rehabilitate and redevelop foreclosed or abandoned homes for homeowners whose income is at or below 50% or up to 120% of the area medium family income.
2. The Chairman of the Vance County Board of Commissioners is hereby authorized and directed to act on behalf of the Vance County Board of Commissioners in connection with the Neighborhood Stabilization Program Application to provide such additional information as may reasonably be required, and to execute any documents related to said application.
3. The Vance County Board of Commissioners acknowledges that it understands the Certifications to be included in said application, which are required in connection with the Neighborhood Stabilization Program.

ADOPTED, this the 2nd day of February, 2009.

County of Vance

**R. Dan Brummitt (signed)
R. Dan Brummitt, Chairman**

ATTEST:

**Kelly Grissom (signed)
Kelly Grissom, Clerk to the Board**

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Mr. Baynes then presented the next item on the agenda which was a bid tabulation sheet for 2016 Julia Avenue, which is in the CDBG Scattered Site Program. The bids were submitted as follows:

Contractor	Bid Amount
L. Roberts	\$ 26,680
Charles Fuller	\$ 29,941
A.M. Davis	\$ 20,880
Chris Clary	\$ 20,000

Mr. Baynes noted that Chris Clary of Lake Country Construction, Inc. in Bracey, Virginia came in as the low bidder, and therefore, recommended Mr. Clary for the project.

Commissioner Deborah F. Brown asked if Mr. Clary has done work for the County in the past and was told that he had not, but he is a licensed contractor with the State of North Carolina. Commissioner Brown expressed her concerns and asked Mr. Baynes to conduct a review on Mr. Clary's past work and references. She stated she was not comfortable awarding the bid to Mr. Clary without more information. Chairman Brummitt stated that Mr. Clary is a licensed contractor, which means he has passed standards and proficiency tests in order to perform this type of work.

Commissioner A. Scott Hughes stated that he would like to see the bid awarded to a local contractor.

Commissioner Danny W. Wright cautioned the Board not to undermine the bid process by picking and choosing bidders for whatever reason. This could discourage contractors from bidding on future projects. Not awarding a bid to a contractor because of lack of familiarity of the contractor could confuse the entire bidding process. He stated that he is prepared to award the bid to the low bidder.

After further discussion, motion was made by Commissioner Danny W. Wright to award the bid to the low bidder, Mr. Chris Clary, in the amount of \$20,000. This motion was seconded by Commissioner J. Timothy Pegram and the vote was ayes - five (5), noes - two (2), with the dissenting votes cast by Commissioner Deborah F. Brown and Commissioner A. Scott Hughes.

The next item on the agenda was the Community Hero Award recognition. Commissioner Eddie L. Wright nominated Ms. Andrea Harris for this month's award. Chairman Brummitt asked Ms. Harris and Commissioner Wright to come forward.

Ms. Andrea Harris is President of the NC Institute of Minority Economic Development, a statewide non-profit dedicated to building the assets of historically underutilized businesses, and limited resource communities. The Institute engages a multi-disciplinary strategy to achieve its mission. Through research and policy, education and training, and business and entrepreneurial

development, the Institute works to achieve its vision of creating an environment that is economically vibrant and socially responsible across lines of race, gender, and region.

Through partnerships with institutions of higher education the Institute works to build the capacity of HBCUs to contribute to the state's economic growth. As early as the 1990s, the Institute partnered with the NC Biotechnology Center to build the capacity of HBCUs to meet the growing workforce demands of the bioscience industry. This initiative was deemed a national model by the White House Initiative on HBCUs as it provided upwards of \$10 million to five public institutions. It was a true collaborative between the NC Institute of Minority Economic Development, the NC Biotechnology Center, and public HBCUs.

Additionally, Ms. Harris has led efforts to create a first quality Minority Executive Education Institute for minority and women owned businesses. Intensive education programs are provided through collaboration with the Kenan-Flagler School of Business at UNC Chapel Hill and NC Department of Transportation, the Babcock School of Management at Wake Forest University, and an upcoming series for Women Entrepreneurs in partnership with the Center for Creative Leadership, Bennett College, Meredith College, and Peace College. For the past two years, Ms. Harris has chaired the College Industry Cluster at NC Central University.

The Institute's most recent research includes a report that is currently in high demand – *Removing the Millstone: Student Debt and the Growing Wealth Gap*. The purpose of the study is to build the knowledge base of the spiraling debt placed on today's college students, the terms of that debt, and the potential impact of that debt on the future wealth and assets, especially for African American and Hispanic communities.

Ms. Harris also serves on the NC Economic Development Board, the Research Triangle Regional Partnership, the Johnnetta B. Cole Institute for Global Diversity and Inclusion, the NC Rural Economic Development Center, Community Development Advisory Council – Wachovia Bank, National Advisory Board – Institute for Emerging Issues, Minority Business Research Advisory Board – Congressional Black Caucus Foundation, and the Vance County Economic Development Commission.

For these accomplishments, Ms. Andrea Harris is to be recognized as a Vance County Community Hero. Ms. Harris was presented a certificate and a check for \$25.00.

Terri Hedrick, Vance County Appearance Commission Chairperson, appeared before the Board to present a letter of recognition to Mr. Vincent Jefferson on behalf of the Appearance Commission. Mr. Jefferson served on the Appearance Commission from May 2004 to January 2009. Several members of the Appearance Commission were also present to present the letter which reads as follows:

“The Vance County Appearance Commission recognizes your outstanding leadership and dedication as a member of the Commission since May of 2004.

During most of your time as a member of the Appearance Commission, you have served as Chairperson and shown great leadership and initiative in efforts to improve the appearance of our community. You have been instrumental in working with County officials on environmental issues, calling attention to problems with littering and illegal dumping, working to expand our county’s recycling efforts, helping to educate local school children about environmental concerns and assisting with the establishment of the local Vance County Community Hero Award.

You have done all of this on a volunteer basis as a member of the Vance County Appearance Commission. We are grateful for your hard work and we know you will continue your efforts as a concerned citizen.

On behalf of the Vance County Appearance Commission, I offer you a heartfelt “thank you” for everything you have done. You are truly a hero to all of us!”

The letter was signed by Terri Hedrick, Chairperson, Vance County Appearance Commission.

Mr. Jefferson expressed his pleasure in serving on the Appearance Commission for the past several years and thanked the Board for its support over the years.

Jackie Sergent, Granville-Vance Health District, was next on the agenda and presented a report on the State of the County’s Health. The report included statistics on mortality data, teen pregnancy & STDs, chronic disease, cancer, and drug abuse and gang activity. Also included was the child fatality prevention team report. A copy of the report is on file at the Health Department and the County Manager’s Office.

Ms. Sergent informed the Board that grant funds were received recently that have funded the YMCA for a beginner yoga class, Zeb Vance Elementary School will be creating a walking trail for students and staff, Western Vance High School is also working on a walking trail as well as a green house that will be incorporated into its curriculum, and the Senior Center has started a supervised

walking program in conjunction with the Aycock Recreation Center.

Ms. Sergent also informed the Board that over 1,000 participants have been enrolled in the Eat Smart Move More program.

Surapon Sujjavanich, Architect, appeared before the Board and requested authority to solicit bids for jail renovations. Bids would be due Thursday, March 26 at 2:00 p.m. He would then come back to the Board for an award of bid during its April meeting - if the bid amount is within budget requirements. Construction would begin May 1, 2009 with a scheduled completion date of April 30, 2010.

Commissioner Danny W. Wright asked where the funds for renovations would come from, and Mr. Ayscue stated that the County has budgeted to finance the cost of the jail renovations.

Motion was made by Commissioner Eddie L. Wright to approve the solicitation of bids for the renovations at the jail. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Motion was made by Commissioner Danny W. Wright, seconded by Commissioner Terry E. Garrison, vote unanimous, that the following consent agenda items be approved as presented: Budget Amendment #18, January 2009 Refunds, December 2008 Rebates, January 2009 Ambulance Charge-Offs in the amount of \$2,976.77, January 2009 Monthly Reports received and filed, and the minutes of the January 5, 2009 regular meeting.

Commissioner Deborah F. Brown noted that the Board is still without monthly reports that have been requested. She would like those at the next meeting in March.

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**Budget Amendment #18
General Fund**

Expenditures	Code	Debit	Credit
HLSG Turnout Gear	10-530-500290		<u>68,496.00</u>
Total Increase in Expenditures			\$ 68,496.00
Revenues/Expenditures			
Homeland Security Grant	10-380-438031	61,647.00	
Contingency	10-999-500099	<u>6,849.00</u>	
Total Decrease in Expenditures/ Increase in Revenues		\$ 68,496.00	

Purpose: To record grant from US Department of Homeland Security (FEMA) for federal funds to replace all firefighting protective clothing and self-contained breathing apparatus.

Authorization: Vance County Board of Commissioners
February 2, 2009

REFUNDS
January 2009

Name	Year	Amount	Reason
Robert A. Fuller	2008	66.44	Vehicle Tax
Alfonso L. Bernal	2008	8.32	Vehicle Tax
Sherrill L. Moss	2008	12.36	Vehicle Tax
Chris E. Collie	2008	4.80	Vehicle Tax
Chris E. Collie	2008	11.12	Vehicle Tax
William L. Gibbs	2007	11.99	Vehicle Tax
James P. Frey	2008	86.88	Vehicle Tax
Richard W. Clegg	2008	17.40	Vehicle Tax
Durwood Watkins	2008	20.88	Vehicle Tax
Ruby P. Booth	2008	2.40	Vehicle Tax
Renee R. Anderson	2008	35.67	Vehicle Tax
Charles J. Myers	2008	14.68	Vehicle Tax
Chase Ventures, Inc.	2008	67.56	Vehicle Tax
Leon Perry	2008	15.60	Vehicle Tax
Freddie Willis	2007	8.91	Vehicle Tax
Melissa H. Brown	2008	8.88	Vehicle Tax
Beverly Daeke	2008	14.36	Value Reduced
James T. Alston	2007	112.09	Vehicle Tax
Robert A. Fuller	2008	2.16	Fire Tax
Alfonso L. Bernal	2008	.24	Fire Tax
Sherrill L. Moss	2008	.42	Fire Tax
Chris E. Collie	2008	.15	Fire Tax
Chris E. Collie	2008	.40	Fire Tax
James P. Frey	2008	2.82	Fire Tax
Ruby P. Booth	2008	.08	Fire Tax
Renee R. Anderson	2008	1.17	Fire Tax
Charles J. Myers	2008	.48	Fire Tax
Freddie Willis	2007	.30	Fire Tax
Melissa H. Brown	2008	.30	Fire Tax
Beverly Daeke	2008	.47	Fire Tax
James T. Alston	2007	3.63	Fire Tax
Total		\$ 532.96	Fiscal y-t-d - \$ 6,368.66

REBATES
December 2008

Name	Year	Amount	Reason
Eva J. Adams heirs	2008	350.48	Value Correction
Carol K. Bordeaux	2008	22.82	Value Correction
Elizabeth Brame	2008	280.89	Value Correction
C&C Collins Properties	2008	470.33	Value Correction
Blanche W. Cheatham	2008	798.00	Value Correction
Bryan & Emma Currin	2008	79.00	Value Correction
Ralph J. Daniel	2008	13.01	Billing Correction
Gus P. Demetriades	2008	196.46	Value Correction
Double H. Properties, LLC	2008	230.78	Value Correction
George W. Elmore, Jr.	2008	15.96	Value Correction
Five Star Properties	2008	541.84	Value Correction
Joe Hayes	2006-08	1,422.35	Listing Error - Business Closed

Name	Year	Amount	Reason
William E. Hissong, Jr.	2008	368.26	Value Correction
Jimmy & Violet Hoyle	2008	75.89	Value Correction
D.B. Kimball, Jr.	2008	244.82	Value Correction
Charles & Andrew Kurz	2008	629.38	Listing Correction
Randy & Carmen Moody	2008	59.85	Listing Correction
Christopher A. Morgan	2008	159.60	Value Correction
Robert & Geraldine Oakes	2008	558.60	Value Correction
Virginia Peace	2008	15.96	Value Correction
Mrs. Frank Powell, Jr.	2008	656.03	Listing Correction
W&W Properties & Rentals	2008	2,744.40	Value Correction - Value Reduced
Theodore L. Wade	2008	15.96	Value Correction
Wester Investment Co.	2008	82.51	Value Correction
Phillip & Curtis White	2008	114.60	Value Correction
Johnnie Williams	2008	384.96	Billing Correction
Mary E. Wills	2008	140.44	Value Correction
Total		\$ 10,673.18	Fiscal y-t-d - \$ 121,297.30

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, Tax Office

See on file monthly report, Veterans Service Office

Finance Director's Report

Award of Bid - Law Enforcement Vehicles. Mr. Steve Stanton stated that the Sheriff's Department has solicited bids for the purchase of nine law enforcement vehicles. One bid was received from Advantage Ford in the amount of \$202,793.40. Mr. Stanton requested approval of Advantage Ford being awarded the bid.

Commissioner Danny W. Wright asked if only one bid can be excepted and was told that only one bid is required.

Motion was made by Commissioner Danny W. Wright to award the bid to Advantage Ford in the amount of \$202,793.40 for nine law enforcement vehicles. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Sale of Surplus Personal Property. Mr. Stanton requested the Board to declare a 1998 Toyota Camry as surplus property in order for it to be sold by the Finance Director.

Motion was made by Commissioner Deborah F. Brown to declare the 1998 Toyota Camry

as surplus property so that the Finance Director may take the proper steps in selling said vehicle. This motion was seconded by Commissioner A. Scott Hughes and unanimously approved.

Audit Committee. Mr. Stanton noted that several months ago, the Board appointed members to serve on the County's newly formed Audit Committee. Mr. Stanton stated that Lynn Harper was not able to serve and recommended the appointment of Braxton Poythress for that position.

Motion was made by Commissioner Eddie L. Wright to appoint Braxton Poythress to serve on the Vance County Audit Committee. This motion was seconded by Commissioner A. Scott Hughes and unanimously approved.

Committee Reports and Recommendations

Human Resources Committee - Position Vacancies. Argretta Johen, HR Director, requested the Board to allow filling the following position vacancies which have been endorsed by the Human Resources Committee:

Jail

Detention Officer - three positions
Detention Supervisor

Department of Social Services

Social Worker IAT

Tax Office

Tax Administrator

Motion was made by Commissioner A. Scott Hughes to fill the position vacancies as requested. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Ms. Johen informed the Board that the Sheriff has requested the reclassification of some positions within the Sheriff's Department: upgrade a Lieutenant position to that of a Chief Deputy, upgrade a Deputy Sergeant position to that of a Deputy Lieutenant, and downgrade a Deputy position to that of a non law enforcement officer position. No additional funds are needed for the reclassifications of these positions, and the Human Resources Committee has endorsed this request.

Motion was made by Commissioner Eddie L. Wright to approve the reclassifications as presented. This motion was seconded by Commissioner Terry E. Garrison and unanimously approved.

Ms. Johen then reported that the HR Committee received information last month regarding adding prescription drug coverage to retiree health insurance (for those retirees that do not have it now). The HR Committee studied the information and it is their recommendation to leave the

prescription drug coverage plan as is due to budget constraints.

Planning & Environmental Committee - Neighborhood Stabilization Program. This item was handled during the public hearing at the beginning of this meeting.

Pending Business

County Water Project. Mr. Ayscue stated that work continues on this major project. County staff and engineers will be meeting again with the City of Henderson during the second week of February regarding arrangements to purchase water in bulk rates and to consider contracting with the City for operation and maintenance of the system.

Warrenton Road Sewer Project. Mr. Ayscue informed the Board that grant funds have been approved by the NC Rural Economic Development Center in the amount of \$115,132. The total budget is in excess of \$230,000 with the County assuming the matching share. The Rural Center is working on the final details of the contract with the County. Construction is anticipated to begin in early summer.

Building Reuse Project. Mr. Ayscue reported that a pre-development application for grant funds in the amount of \$25,000 was submitted in December to the NC Rural Economic Development Center for the purpose of studying the former Vance Manor building and developing a building use plan. A local match of \$4,000 is required. An award decision by the Rural Center is anticipated by the end of February 2009. Rural Center staff visited the building in early January and seemed satisfied that the building will meet basic funding eligibility requirements.

County Manager's Report

ADM Fund Application. Mr. Ayscue stated that there was a recent mechanical failure of the HVAC units in the Northern Vance High School band room. Replacement costs are \$17,450 and are proposed to be paid with ADM funds which require approval by the Board of Education and the Board of Commissioners. The Board of Education took the needed action and now requests the County Commissioners to do the same. Funds are available.

Motion was made by Commissioner Eddie L. Wright to approve the joint application for ADM funds in the amount of \$17,450 for replacement of HVAC units in the NVHS band room. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Revision of Corps of Engineers Line to 320 Feet. Mr. Ayscue reported that the developer of the Peninsula at Kerr Lake sub-division is seeking Congressional approval to revise the Army Corps of Engineers (COE) property line at Kerr Lake to the 320' line. Interestingly enough, the COE

property line varies significantly due to the lack of adequate surveying relative to the purchase of the land in the early 1950's. The developer has requested a letter of support from Granville and Vance County Boards of Commissioners. Granville has acted to support the request in the form of a letter of support. The Planning & Environmental Committee endorses the request, consistent with action taken by Granville County.

Motion was made by Commissioner Deborah F. Brown to authorize the Chairman of the Board to sign a letter of support, consist with previous action by the Granville County Board of Commissioners. This motion was seconded by Commissioner Eddie L. Wright and unanimously approved.

Mr. Randy Parker, Vance Granville Community College, was next on the agenda for his 7:30 appointment. Mr. Parker noted that he had approached the Board in November 2008 regarding planning funds for the college's new allied health building. The Education Committee met and discussed its desire to pursue State funding for building construction on the main campus. Mr. Ayscue stated that a commitment from Vance and Granville Counties for maintenance and operation funding is necessary in order to obtain State funds for building design and ultimate construction. The college has already received a letter of support from Granville County stating its intent to fund partial maintenance and operation of the building.

Mr. Parker stated that State funds to be accessed are approximately \$140,000 to be provided by the Legislature to be used toward the initial planning and programing for the allied health building. Funds would also be used in planning for renovations to Buildings 5 and 6, which would include HVAC, and fire and safety items.

Commissioner Danny W. Wright asked how much Vance County would be committing to, and when would the funds be needed. Mr. Parker stated that the prepared analysis showed that Vance County's share would be approximately \$210,000 per year of additional County funding to the project. This additional funding would span over a four year time period, and the first payment from the County would be in FY 2012-13.

After further discussion, motion was made by Commissioner Deborah F. Brown that the Board intends to fund operation and maintenance costs of the new allied health building on the main campus of Vance Granville Community College. This motion was seconded by Commissioner Eddie L. Wright and unanimously approved.

County Manager's Report - cont'd

Funding for New Elementary School. Mr. Ayscue noted that in a special called meeting on September 9, 2009, the Board of Commissioners unanimously authorized the Schools to proceed with construction of a new elementary school and that the staff review funding options. The Schools are ready to go out for bids in early February. County staff will present a funding recommendation to the Education Committee on Friday, January 30. An application for financing must be submitted to the NC Local Government Commission and a public hearing is also required. In March, the Commissioners must authorize submission of the application to the LGC.

The Education Committee met to discuss the payback plan for the elementary school. The economic stimulus program was a main topic of discussion and the Committee recommended that any stimulus funding be the first option to fund the project. Bids for the project will be due February 25 and will be good for 60 days. The economic stimulus funding is only good for "shovel ready" projects, which would be ideal for the school project. In the event that the project cannot be funded by stimulus monies, a payback plan has been developed that involves paying back a loan of \$13,000,000: sales tax proceeds earmarked for schools, 40% of lottery proceeds, and as existing debts are being paid off, those monies can be used towards paying off the debt. No property tax increase is proposed.

In summary, the recommendation of the Education Committee is that economic stimulus monies be used in any amount received. If that money does not become available, the payback plan presented will be used as a means of incurring and paying off the debt for the elementary school, with no tax increase.

Motion was made by Commissioner A. Scott Hughes to approve the recommendation of the Education Committee as presented. This motion was seconded by Commissioner Deborah F. Brown.

Commissioner Terry E. Garrison asked what kind of time frame the Board is up against. Mr. Ayscue responded that it is a little less than three months from now before the Board will need to make a decision about whether or not the second option will need to be implemented. Commissioner Garrison asked what would happen if, after 60 days, it looks as if stimulus funding is not an option, so the Board decides to pursue option two - what happens if, in July, the Board finds out that the entire project could have been funded with stimulus funds? Mr. Ayscue responded that the Board would need to make some mighty tough decisions if that were to happen.

Commissioner Garrison stated that when this project first began, the knowledge of a stimulus bill did not exist. This could possibly change the entire funding picture. He stated that all possibilities of securing stimulus funding must be exhausted before making a decision of incurring a debt of \$13,000,000. A few months of waiting time is a small risk for the possible return that may develop.

Vote to approve the funding proposal as recommended by the Education Committee was ayes - six (6), noes - one (1), with the dissenting vote being cast by Commissioner Terry E. Garrison.

Motion was then made by Commissioner Danny W. Wright to schedule a public hearing on the funding matter for the March 2nd Commissioners' meeting per Local Government Commission requirements. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Jail Inspection Report. Mr. Ayscue stated that as required by law, the most recent jail inspection report is being submitted to the Board of Commissioners. The Sheriff and jail staff are formulating their responses which are due to the State by February 15, 2009. Action from the Board to receive the report is needed.

Motion was made by Commissioner Deborah F. Brown to receive the jail inspection report as presented. This motion was seconded by Commissioner A. Scott Hughes and unanimously approved.

Declaration of Surplus Property. Mr. Ayscue informed the Board that K-9 Officer Rex has to be retired due to medical reasons as certified by a local veterinarian. Rex is ten years old and has been with the Sheriff's Office since June 2000. His handler, Sgt. N.R. Shearin, has expressed a desire in keeping Rex as a pet. In order to do so, the Board should declare the canine as surplus property and act to sell him to his handler.

Motion was made by Commissioner Eddie L. Wright to declare K-9 Officer Rex as surplus property so that he may be sold to his handler for the total sum of \$1.00, effective immediately. This motion was seconded by Commissioner Deborah F. Brown and unanimously approved.

Annual Planning Retreat. Mr. Ayscue noted that the Board of Commissioners has set its 2009 Planning Retreat for Friday, February 20. The location will be the Ambassador's Inn and Suites on Parham Road. The retreat is set to begin at 10:00 a.m. and will conclude around 3:00 p.m.

Abandoned Mobile Home Park. Mr. Ayscue stated that the County has worked for about three years with the owner of a local mobile home park to have the fifty or so severely deteriorated

units demolished and properly disposed. Minimal progress was made within the past two years, but very little has since been accomplished. In the meantime, there has been significant littering and related problems on the property. County ordinance requires the next step to be action by the Board of Commissioners authorizing the County Attorney to proceed through the courts for enforcement of the order by the County's building inspectors to clean up the property. Mr. Ayscue presented a resolution which would direct the County Attorney to petition the courts to direct the property owner to comply with the inspectors' orders, per Vance County Ordinance 33.

Motion was made by Commissioner Danny W. Wright to adopt the resolution which directs the County Attorney to petition the courts to direct the property owner to comply with the inspectors' orders, per Vance County Ordinance 33. This motion was seconded by Commissioner Eddie L. Wright.

Commissioner Danny W. Wright stated that the property owner was present and asked if he would like to make any comments. At the request of Mr. Max Wilson, the resolution was read aloud. Mr. Wilson stated that he disagreed with the resolution as it stated he had refused to have any further work performed upon the property. Mr. Wilson stated that he has 23 units left to be torn down.

Commissioner Deborah F. Brown asked Mr. Wilson how much more time he needed to complete the clean-up of the property. Mr. Wilson stated that he should be able to complete the clean-up by September of this year.

Chairman Brummitt asked Mr. Wilson how many units have been removed in the past six months. Mr. Wilson responded that he did not have a record of that. Mr. Jordan McMillen, County Planner, was present and stated that no progress has been made in the last six months.

After further discussion, vote on the motion to adopt the resolution which directs the County Attorney to petition the courts to direct the property owner to comply with the inspectors' orders, per Vance County Ordinance 33 was unanimous.

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RESOLUTION
By the Vance County Board of Commissioners

Authorizing "*In Personam*" Civil Action in the matter of Max H. Wilson and Francis Faye Wilson and "*In Rem*" Civil Action against Tax Map 533-02-01, Vicksboro Road pursuant to An Ordinance Establishing Minimum Standards For Continued Use of Existing Buildings, Ordinance # 33.

WHEREAS, the Vance County Board of County Commissioners has heretofore passed Ordinance #33 wherein certain minimum standards for existing buildings were established; and,

WHEREAS, also included therein were procedures for enforcement of said Ordinance #33; and,

WHEREAS, in accordance with Ordinance #33, the Vance County Building Inspector has inspected, cited, and held a hearing on the conditions of the buildings located on tax map reference number 533-02-01, and has duly served notice of such hearing on the owners of record, to wit: Max H. Wilson and Francis Faye Wilson, whereupon the buildings and improvements located upon the real estate were found to be dilapidated and unfit for human habitation, and ordered to have been demolished and removed within 60 days of November 18, 2008; and

WHEREAS, since the issuance of the order, the real property remains in a condition substantially similar to the condition at the time of the hearing, and the owners of the property have refused to have any further work performed upon the property; and,

WHEREAS, Pursuant to Section 14 (C) of the Ordinance #33, the owners have failed to comply with the Order as issued within the time period and extensions provided, and therefore the Building Inspector has petitioned the Board to move forward and authorize the Vance County attorney to seek any and all legal means of redress to resolve this matter.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners for the County of Vance as follows:

1. Pursuant to Vance County Ordinance #33, the Vance County Building inspector has properly made a finding of dilapidated structures located upon lands identified within the County's tax records as 533-02-01 and currently owned by Max H. Wilson and wife Francis Faye Wilson and issued an order to remove the structure located thereon; and,
2. The Building Inspector, as authorized, has provided ample time within which the owners were to comply with the Order, including extensions thereto; and,
3. The County Attorney is hereby instructed to proceed with any and all legal remedies including but not limited to those set forth in Ordinance #33 as "*In Rem*" and "*In Personam*"
4. This resolution shall be effective upon its adoption.

ADOPTED this the 2nd day of February, 2009.

R. Dan Brummitt (signed)
R. Dan Brummitt, Chairman
Vance County Board of Commissioners

Attest:

Kelly H. Grissom (signed)
Kelly H. Grissom
Clerk to the Board

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Appointments. The following appointments were presented for the Board's consideration:

Henderson-Vance County Human Relations Commission - three-year term
Re-appoint Tandra Henderson and Marvin Williams
No other applications received.

Vance County Planning Board - three-year term
Re-appoint Thomas Wille (District 7)
One application was received from Ruth Jones Brummitt - District 7.

Commissioner A. Scott Hughes stated that he had spoken with Mr. Thomas Wille regarding his re-appointment to the Planning Board. Mr. Wille stated that because of time constraints with his

job, he would be willing to resign his seat on the Planning Board if there was another applicant interested in serving. He also stated that he would like to be considered in the future if that seat became available again.

Motion was made by Commissioner Deborah F. Brown to re-appoint Tandra Henderson and Marvin Williams to the Vance County Planning Board for three-year terms. This motion was seconded by Commissioner Danny W. Wright and unanimously approved.

Commissioner Deborah F. Brown then moved to appoint Ruth Jones Brummitt to the Vance County Planning Board for a three-year term. Commissioner Danny W. Wright seconded the motion and it was unanimously approved. Chairman Dan Brummitt abstained from voting on this matter.

As there was no further business, at 8:30 p.m., motion was made by Commissioner A. Scott Hughes, seconded by Commissioner Deborah F. Brown, vote unanimous, that the meeting be adjourned.

Approved and signed March 2, 2009.

Chairman