

PERSON COUNTY BOARD OF COMMISSIONERS
MEMBERS PRESENT

FEBRUARY 20, 2012
OTHERS PRESENT

Jimmy B. Clayton
Kyle W. Puryear
B. Ray Jeffers
Samuel R. Kennington
Frances P. Blalock

Heidi York, County Manager
C. Ronald Aycock, County Attorney
Brenda B. Reaves, Clerk to the Board

The Board of Commissioners for the County of Person, North Carolina, met in regular session on Monday, February 20, 2012 at 9:00 a.m. in the Commissioners' meeting room in the Person County Office Building.

Chairman Clayton and Commissioner Jeffers were present. Vice Chairman Puryear was present via telephone conference call. Commissioners Blalock and Kennington were absent.

Chairman Clayton called the meeting to order.

A **motion** was made by Commissioner Jeffers, **seconded** by Vice Chairman Puryear and **carried 3-0** to open the duly advertised public hearing for the request by Carolina Solar Energy, LLC for a Special Use Permit for a Solar Energy Generator on Montgomery Drive in the Flat River Township.

A **motion** was made by Commissioner Jeffers, **seconded** by Vice Chairman Puryear and **carried 3-0** to recess the public hearing for the request by Carolina Solar Energy, LLC for a Special Use Permit for a Solar Energy Generator on Montgomery Drive in the Flat River Township as well as the remainder of the Board meeting at 9:01 a.m. until 11:00 a.m. due to inclement weather.

Chairman Clayton called the recessed meeting to order at 11:00 a.m. All Board members were in attendance. Chairman Clayton led the invocation and asked Commissioner Kennington to lead the Pledge of Allegiance.

DISCUSSION/ADJUSTMENT/APPROVAL OF AGENDA:

A **motion** was made by Vice Chairman Puryear, **seconded** by Commissioner Jeffers and **carried 5-0** to add a Closed Session to the agenda for the purpose to consult with the attorney.

A **motion** was made by Commissioner Jeffers, **seconded** by Vice Chairman Puryear and **carried 5-0** to approve the agenda as adjusted.

REQUEST FOR SPECIAL USE PERMIT BY CAROLINA SOLAR ENERGY, LLC FOR A SOLAR ENERGY GENERATOR ON MONTGOMERY DRIVE, FLAT RIVER TOWNSHIP:

The public hearing set to hear a request by Carolina Solar Energy, LLC for a Special Use Permit for a Solar Energy Generator on Montgomery Drive, in the Flat River Township required a quasi-judicial zoning decision whereby witnesses are to be sworn in and subject to cross examination, no ex parte communication and requires findings of fact. Chairman Clayton administered the Oath of Sworn Testimony to the following individuals who would offer testimony during the public hearing:

Ms. Paula Murphy
Mr. Jim Stovall
Mr. Gerry Dudzik

Mr. Richard Harkrader
Mr. Gene Moore

Planning Director, Paula Murphy stated Person County has received a Special Use Permit request from Carolina Solar Energy, LLC for a solar energy generator off Montgomery Drive, Flat River Township, adjacent to the Person County Airport. The proposed property consists of 36.4 acres. Carolina Solar Energy, LLC plans to purchase 24.2 acres for the solar farm. Ms. Murphy noted a subdivision of the property will be required and the site plan shows a 50 foot easement to the proposed 24.2 acres. Ms. Murphy stated the facility being considered will be similar in design to the previously installed systems by Carolina Solar on US 501 and would be unmanned and only visited periodically for maintenance. Ms. Murphy noted the plans show two 9' x 18' parking spaces and an access road off of Montgomery Drive. The drive is shown as 12 feet in width with 4 inches ABC stone. Ms. Murphy stated a Class B road will be required along with road construction plans and final road approval by the County. Within the Special Use Permit process, all setbacks, parking and height restrictions must be met. Ms. Murphy stated Montgomery Drive is a private road at the point of access for the solar farm and the applicant will have to show that they have legal authority to use this private road. Ms. Murphy stated it was noted at the Planning Board meeting that the Airport Commission had granted approval for the use of the road. Ms. Murphy noted the proposed parcel is located in the Flat River Watershed with no flood areas. Ms. Murphy stated Parcel A will have 5,940 square feet of impervious area and Parcel B will have 10,800 square feet of impervious area. Ms. Murphy noted the new Falls Lake Rules require Best Management Practices (BMP) for commercial or Industrial property over 12,000 square feet. Ms. Murphy stated if the noted parcels were further developed, BMP would likely be required.

Ms. Murphy noted on receiving the recommendation of the Planning Board the County Commissioners shall consider the application and said recommendation and may grant or deny the Special Use Permit requested. The Special Use Permit, if granted, shall include such approved plans as may be required. In granting the permit, the County Commissioners shall consider Section 74-4 and find:

1. that the use will not materially endanger the public health or safety if located where proposed and developed according to the plan as submitted and approved.
2. that the use meets all required conditions and specifications.
3. that the use will not substantially injure the value of adjoining or abutting property, or that the use is a public necessity, and
4. that the location and character of the use if developed according to the plan as submitted and approved will be in harmony with the area in which it is to be located and in general conformity with the comprehensive plan.

Ms. Murphy reminded the Board of Section 160-5(B) of the Zoning Ordinance which states: “The Planning Board shall provide a written recommendation to the Board of County Commissioners that addresses that the proposed amendment is consistent with the comprehensive plan, but a comment by the Planning Board that a proposed amendment is inconsistent with the comprehensive plan shall not preclude consideration or approval of the proposed amendment by the Board of County Commissioners. Prior to adopting or rejecting any zoning amendment, the Board of County Commissioners shall adopt a statement describing whether its action is consistent with an adopted comprehensive plan and why such action is reasonable and in the public interest. The Land Use Plan has this area identified as Office and Institutional/Commercial which is defined as “commercial uses, office and public/institutional uses, light industrial, limited residential uses. Residential uses can be located near non-residential uses with appropriate buffers. Development should be limited to areas identified for economic development and with public water and sew. The Land Use Plan in Section 2.1 states “Promote continued economic investment through retention and expansion of existing industrial concerns and the recruitment of new industries and commercial businesses.

Ms. Murphy told the Board that should the Board decide to grant approval of the Special Use Permit, the following conditions should be included:

1. Applicant to obtain all Federal, State and Local permits that are required.
2. Applicant to subdivide the property as shown on the plat and the recorded plat presented to the Planning Department prior to the issuance of a zoning permit.
3. Access to the site by a “Class B” private road per the Person County Subdivision Ordinance. Construction plans (drawn by a licensed professional) to be submitted to the County Planning Department for approval. Final Road approval to be approved by the Planning Department prior to the issuance of a Zoning Permit.

4. Parcel A and B to meet the new Falls Lake Rules with Best Management Practices and the reduction of nitrogen and phosphorus if they exceed state requirements.
5. Applicant to show that they have legal access to use the private portion of Montgomery Drive.
6. Applicant to meet all required conditions and specifications of the Person County Zoning Ordinance.

Ms. Murphy stated the Board should address the findings of fact in Section 74-4 and whether the proposal is in keeping with the comprehensive plan.

Ms. Murphy noted the Planning Board held a Public Hearing on January 5 and January 26, 2012 and voted 5-0 to recommend approval of the solar farm as presented with staff comments and that it met the findings of fact and was in keeping with the comprehensive plan.

Commissioner Blalock asked Ms. Murphy if the applicant was subdividing the property to keep from doing the BMPs. Ms. Murphy stated Carolina Solar only wanted part of the 36 acres property and it was subdivided for the access otherwise they would have had road frontage.

Commissioner Kennington asked for clarification on the agenda items 1 and 2. Chairman Clayton stated item 1 is the public hearing and item 2 is the action related to the consideration once the public hearing (item 1) is closed. Commissioner Kennington asked if the recommendations from the Airport Commission could be presented during item 2 and the County Attorney confirmed.

Individuals speaking in favor of the request by Carolina Solar Energy, LLC for a Special Use Permit for a Solar Energy Generator on Montgomery Drive in the Flat River Township were:

Mr. Jim Stovall of 261 Wimbledon Drive, Roxboro introduced to the Board Mr. Richard Harkrader, CEO of Carolina Solar Energy and Mr. Gerry Dudzik, COO of Carolina Solar Energy. Mr. Stovall told the Board that the Airport was considered previously as a potential site for a solar farm but was told by FAA the approval time for an on-site solar farm at an airport was 1-2 years which is the reason for pursuing the two sites at PCBIC which now houses a 2-mega watt solar farm. Mr. Stovall addressed the question related to the subdivision of property noting the Airport was seeking to obtain part of the proposed property, the Barton property as well as the ST Wooten property. Mr. Stovall stated Carolina Solar was recruited to place the 3-mega watt farm on the proposed site adjacent to the Airport. Mr. Stovall noted solar farms are extremely popular at airports, nationally and locally filling the large footprints with renewable energy sources, recruiting such as a revenue stream, a good visual reference for pilots along with potential grants. Mr. Stovall proceeded to name the following airports with on-site solar farms:

Tallahassee, Chicago, Fresno, Indianapolis, Denver International, Boston, San Francisco, Long Beach, Oakland, Rochester, Asheville, Cherry Point Marine Base, noting Raleigh Durham is currently planning one with a recycling, composting component, Ocracoke, Billy Mitchell, Concord, Global Transpark, Douglas with Shelby-Cleveland County leasing one at no cost.

Mr. Richard Harkrader of 400 W. Main Street, Durham, and Chief Executive Officer of Carolina Solar Energy thanked the Board for continuing the meeting and not canceling. Mr. Harkrader stated Progress Energy has requested more solar energy noting the project size is limited by Progress Energy. Mr. Harkrader stated the operations will be exactly the same as the 501 site further noting the panels generate electricity with the sun and converted by an inverter to AC electricity and synchronized with a grid to travel over the power lines. Mr. Harkrader asked Mr. Dudzik how many homes would be powered on an annual basis. Mr. Dudzik responded 280 average NC homes would be powered by the proposed solar farm site. Commissioner Blalock asked Mr. Harkrader of the size comparison to the existing 501 solar farm site. Mr. Harkrader stated the 501 solar farm site is approximately 8 acres and the proposed solar farm off Montgomery Road would be double that size. Commissioner Jeffers asked Mr. Harkrader what the production would be for both the 501 site and the proposed site off Montgomery. Mr. Harkrader estimated producing power for 500 homes.

Mr. Gerry Dudzik of 400 W. Main Street, Durham, and Chief Operating Officer of Carolina Solar Energy stated he was available to answer any technical questions.

Mr. Stovall stated the Planning Board had technical concerns and Mr. Steve Bright of Talbert and Bright along with the Airport Commission found out that the FAA, the Department of Transportation and the Aviation Division are all in favor of solar parks in NC. Mr. Stovall stated he hoped all concerns were answered noting the Airport Commission and Planning Board have approved and requested the Board to approve the Special Use Permit.

Mr. Gene Moore of 131 Lee Bradsher Road, Hurdle Mills representing the Moore Farm adjacent to the proposed solar farm site requested verification to his January 5, 2012 public hearing question addressed to Carolina Solar about any emissions from a farming operation settling on the solar panels would not create any liability to the farm. Mr. Harkrader stated Mr. Moore referred to harvest operations and plowing that could cause dust to come off his farm; Mr. Harkrader stated the next rain would take care of the dust and Carolina Solar would not have any problems with the issue as described.

Commissioner Jeffers made the group aware of the Voluntary Agricultural Districts in Person County.

There were no individuals appearing before the Board to speak in opposition of the request by Carolina Solar Energy, LLC for a Special Use Permit for a Solar Energy Generator on Montgomery Drive in the Flat River Township.

A **motion** was made by Vice Chairman Puryear, **seconded** by Commissioner Jeffers and **carried 5-0** to close the public hearing for the request by Carolina Solar Energy, LLC for a Special Use Permit for a Solar Energy Generator on Montgomery Drive in the Flat River Township.

CONSIDERATION OF REQUEST FOR SPECIAL USE PERMIT BY CAROLINA SOLAR ENERGY, LLC FOR A SOLAR ENERGY GENERATOR ON MONTGOMERY DRIVE, FLAT RIVER TOWNSHIP:

Commissioner Kennington stated the Airport Commission had met several times on the issue before the Board and referred the Board to the handout provided by the Airport Commission with the written recommendations including also the recommendations from the FAA through Steve Bright and Brantley Burnette, requesting the Board of Commissioners to consider adding all recommendations to the Special Use Permit. Commissioner Kennington noted Mr. Stovall and the other gentlemen were present at the meeting and accepted the Airport Commission recommendations along with the recommendation from the FAA as conditions of the Special Use Permit. Commissioner Kennington requested the additional recommendations by the Airport Commission be included in the motion for the Special Use Permit. Mr. John Rimmington, Chairman of the Airport Commission noted FAA support of the recommendations noting no issue with the requested easement if all recommendations are included in Board approval. Mr. Rimmington noted the Airport Commission vote was 5-1 with opposition relating to interference by the solar farm on aviators approaching the Airport. Mr. Rimmington described a test by one of their aviators of any sighting or interference related to the 501 solar farm and there was none. Mr. Steve Watkins, a licensed pilot and member of the Airport Commission noted his agreement with the statement made by Mr. Rimmington, further noting no glare issues or any deterrent for use of the solar farm adjacent to the airport.

Vice Chairman Puryear requested clarification of item 2a of the FAA recommendations questioning if the Special Use Permit would be delayed waiting for a response. Mr. Stovall stated the Special Use Permit would allow the applicant to start the process noting the 7460 as referred in 2a has been filed with an expected favorable response, further noting the FAA review is expected to be several months but will not delay Special Use Permit process. Mr. Stovall noted Carolina Solar will be in complete compliance with the height restrictions.

Chairman Clayton stated that Carolina Solar Energy should understand that they are responsible for the easement preparation for Person County's attorney to review.

A **motion** was made by Commissioner Kennington, **seconded** by Vice Chairman Puryear and **carried 5-0** to approve the request by Carolina Solar Energy, LLC for a Special Use Permit for a Solar Energy Generator on Montgomery Drive in the Flat River Township with the conditions as outlined and presented by the Planning Board and Airport Commission as well as with easement preparation by the applicant attorney and reviewed by Person County's attorney.

By reference the conditions as outlined and presented by the Planning /Board and Airport Commission follow:

Planning Board:

1. Applicant to obtain all Federal, State and Local permits that are required.
2. Applicant to subdivide the property as shown on the plat and the recorded plat presented to the Planning Department prior to the issuance of a zoning permit.
3. Access to the site by a "Class B" private road per the Person County Subdivision Ordinance. Construction plans (drawn by a licensed professional) to be submitted to the County Planning Department for approval. Final Road approval to be approved by the Planning Department prior to the issuance of a Zoning Permit.
4. Parcel A and B to meet the new Falls Lake Rules with Best Management Practices and the reduction of nitrogen and phosphorus if they exceed state requirements.
5. Applicant to show that they have legal access to use the private portion of Montgomery Drive.
6. Applicant to meet all required conditions and specifications of the Person County Zoning Ordinance.

Airport Commission:

1/27/2011

To the Person County Board of Commissioners

The Person County Airport Commission was asked by the County Planning and Zoning Board for a recommendation on a request from a Solar Farm developer (hereafter referred to as JES) for an access easement. This easement would connect the proposed Solar Site (adjacent to the airport) to Montgomery Drive. This easement will have to cut across airport property.

The Airport Commission has reviewed the plans provided by the Planning and Zoning Board and recommends approval of the easement. This easement would also be subject to approval by the State and the FAA. Work should not commence until these approvals have been obtained since these airport properties were purchased with grant funds.

Preliminary discussions with NC DOT do not reveal any major problems in obtaining the required approvals.

The Airport Commission made several recommendations and requested agreement of the following issues:

- A. The land owner and or the Solar Company agree to move the easement if the Airport ever buys adjacent property (such as the Barton property) – at their expense at which time the Airport will grant a new easement from the JES Farm for access to Montgomery Drive.
- B. JES and EDC will assist the Airport in negotiating the purchase of the land needed for Airport expansion with all affected landowners.
- C. JES and the EDC will assist the Airport in leasing the land southwest of the GTE hangar to a Solar Farm company to be operated at a profit for the Airport.

The easement was discussed with the FAA in Atlanta and, following their review, they stipulated the following: (courtesy of Mr. Rusty Nealis, Program Manager, Atlanta Airports District Office)

1. The County should retain the right to control, but not deny, access to comply with existing and future airport safety and security requirements.

February 20, 2012

2. Continued access should be contingent on development on the JES parcel being compatible with airport operations and with applicable federal, state, and local laws and regulations including
 - a. Development should be submitted to FAA/County for review and a 7460 filed with FAA to assure that it will not create any obstructions to air navigation, or interfere with airport navigational aids, AWOS, or communications equipment.
 - b. Comply with FAA/NCDOA grant assurance and regulations, including protection of the Airport's current and future operations, and avoidance of creating wildlife attractants.
 - c. Comply with Person County's Airport Height Control Zoning Ordinance.
3. The easement should only provide access to the solar farm development located on the Farm property. If the use of the Farm property changes or the ownership transfers, the County should retain the right to renegotiate or cancel the easement, if the proposed land use is not compatible with the Airport.
4. If the Farm requires access prior to hangar development by the County, JES should be responsible for the costs associated with providing and maintaining an access road. Once the airport develops the hangar area, maintenance of the access road should be shared on a pro-rata basis between the County and the Farm.
5. If the County acquires a portion of the Barton property in the future, the County should retain the right to relocate the easement.

Prepared by the Person County Airport Commission

INFORMAL COMMENTS:

There were no comments from the public.

APPROVAL OF MINUTES:

A **motion** was made by Commissioner Blalock, **seconded** by Commissioner Jeffers, and **carried 5-0** to approve the minutes of January 30, 2012 and February 6, 2012.

TAX ADMINISTRATIVE REPORT:

A **motion** was made by Vice Chairman Puryear, **seconded** by Commissioner Jeffers, and **carried 5-0** to approve the Tax Administrative Report noting the Releases for the month of January, 2012.

PROPOSAL TO CONVERT VEHICLES FROM GASOLINE TO PROPANE USE:

General Services Director, Ray Foushee provided information to the Board on the current trend in the marketplace related to converting vehicles from gasoline to propane noting many surrounding jurisdictions (21 municipalities in NC and SC) have switched or have plans to switch from gasoline to propane for their fleets. Mr. Foushee introduced Mr. Steve Whaley of Alliance Auto-Gas Research & Development to give the Board a presentation on the costs and benefits of the proposed conversion. Mr. Foushee stated Mr. Whaley has already shown his proposal to the Sheriff and PATS management.

Mr. Whaley gave the Board the following reasons to consider switching to propane:

- Change the fuel, not the vehicle
- Lower fuel costs, less expensive alternative to foreign oil, approximately 90% gasoline gallon equivalency, 92,000 BTUs of energy in propane comparing to 126,000 BTUs of energy in gasoline thereby a 10% loss in miles/gallon
- Reduced emissions - propane is greener and cleaner -less carbon monoxide, nitrogen oxides, and carbon dioxide
- Domestic produced fuel - 90% from US Refineries which means more jobs
- Conversion System includes Vapor Sequential Injection with a manual fuel switch on dash, 20X more impact resistant Auto-Gas fuel tank than gasoline tanks and remote fill with zero spillage and no fumes with a \$5000 to \$6000 conversion cost per vehicle. Conversion costs cheaper than purchasing hybrids
- After-market conversion process provides for EPA certification for conversion systems and training for certified technicians takes approximately 10 man-hours for installation
- Competitive Fuel agreement with infrastructure in place to save over \$1 a gallon on fuel costs
- Alliance Auto-Gas will provide filling station at desired location
- Return on Investment based on number of gallons consumed
- Reduced maintenance, oil changes extended

- Warranty is 3 years/36,000 miles with an extension offered for 5 year/100,000 miles
- Conversion process for maintenance equipment, i.e. lawn mowers is also available at a cost of \$800 per unit.

Mr. Whaley stated Auto-Gas also has options for a 36 month lease with no buyout at the end for \$201 per month per vehicle. Mr. Whaley noted he has worked with and managed grants for federal funds further noting most of the grant funds options have been depleted. Mr. Whaley offered to receive a fleet inventory list to review the data for each vehicle fuel usage adding comparable data related to the cost savings by using propane. Mr. Whaley recommended prioritizing by the high volume users.

Mr. Foushee confirmed for the Board that a vehicle fuel consumption tracking is in place to acquire data noting the county purchased 136,121 gallons of gas last year. Person County total fleet is at 147 vehicles.

Vice Chairman Puryear noted the recent additional fuel funding by the Sheriff Department further noting an ideal time for review of cost savings and advocated for the study to illustrate the costs savings per vehicle.

Mr. Whaley clarified the \$5,800 costs of the conversion/installation with \$4,375 is the actual component costs with \$1,425 costs for the installation. To transfer the system from one car to another, the costs would include the \$1,425 plus the cost of taking it off the vehicle(s).

Commissioner Kennington commented that a full fleet conversion (147 vehicles x \$5,800 conversion) would cost \$852,000 noting savings \$122,508 per year based on .90 cents savings which would equal 6.9 years to break even with the conversion costs, not to account for any conversion costs to transfer from one vehicle to another.

Mr. Whaley stated Auto-Gas would only recommend converting the high use vehicles only for a substantial return.

COUNTY FLEET MANAGEMENT PROGRAM:

General Services Director, Ray Foushee noted at the beginning of the current Fiscal Year, the County implemented a Vehicle Replacement Policy and provided an update to the Board on this initiative. Mr. Foushee stated the Policy developed criteria for replacement of vehicles based on mileage. This program began with an appropriation of \$150,000 for the purchase of six new vehicles with 90,000 miles being the threshold to replace for the Sheriff's Department. As vehicles are rotated and sold, the proceeds remain in the Fleet Management Program to continue funding future needs. To date, General Services has:

- Sold obsolete vehicles = \$14,542
- Sold a retired PATS vehicle= \$5,019
- Plan to sell between 7-9 surplus vehicles this spring

Mr. Foushee confirmed the plan is to sell surplus vehicles locally by advertising in the local newspaper and receive sealed bids. Person County does not currently participate with GovDeals.

Mr. Foushee noted 95% of all County vehicles have been marked with a County Seal for identification.

Mr. Foushee stated a Fleet Management Program is being reviewed for a coordinated maintenance program for all vehicles, including discussion related to a potential partnership with the City of Roxboro and/or Person County Schools through their existing maintenance programs. Mr. Foushee stated if those options did not work out, a consolidated local vendor could be bid out for all departments to use. Mr. Foushee and the County Manager noted tracking of maintenance costs is available for review. Commissioner Jeffers stated his support for a consolidated maintenance program.

Chairman Clayton asked Mr. Foushee about state contract pricing. Mr. Foushee noted recent vehicles were purchased from University Ford for a price that met the state contract pricing through their Fleet Program.

County Manager, Heidi York stated a Vehicle Use Policy as well as a list of the vehicle inventory and their uses will be given to the Board soon. Ms. York explained during the recommended budget, a list of the vehicles based on demand, usage, mileage were ranked by priority to make a recommendation that fit the budget constraints. Mr. Foushee confirmed the Sheriff purchases vehicles through the Sheriff budget and all other county vehicles are purchased through Fleet in the General Services Department.

MEMORANDUM OF UNDERSTANDING FOR LIBRARY SERVICES:

Library Director, Christy Bondy stated as part of the Dissolution Plan for the Hyconeechee Regional Library System, a Memorandum of Understanding (MOU) was developed between the three counties to continue selected library services for the benefit of all citizens. The MOU outlines data migration dates, transfer of assets, vendor selections, remaining debts and news services. Ms. Bondy noted Person County will continue with the Polaris Program at a cost of \$17,000 per year. Ms. Bondy noted Person County will not have any anticipated debt as of June 30, 2012 related to the Dissolution. Ms. Bondy stated the County Attorney has reviewed and approved the MOU. Ms. Bondy recommended that the Board of County Commissioners approve the Memorandum of Understanding and direct the Board Chairman to sign the document to be sent to the North Carolina Department of Cultural Resources State Library.

A **motion** was made by Commissioner Blalock, **seconded** by Vice Chairman Puryear and **carried 5-0** to approve the Memorandum of Understanding for Library Services as presented.

MEMORANDUM OF UNDERSTANDING

This Memorandum of Agreement is hereby made and entered into by and between Caswell, Orange, and Person County, to continue selective library services of the Hyconeechee Regional Library Systems for the benefit of the residents of all three counties.

WITNESSETH:

Whereas, the Counties of Caswell, Orange, and Person entered into a joint agreement to provide Library Services through the Hyconeechee Regional Library System ("Regional Library"), according to the procedures and provisions of Chapter 160A, Article 20, Part 1 of the North Carolina General Statutes as provided in the North Carolina General Statutes 153A-270; and

Whereas, the Hyconeechee Regional Library in addition to providing library services to the three counties also provided regional policy and priorities related to public library service, programming, collection development, materials selection, grant funds, regional budget approval, and appointment and evaluation of the regional library director, and all other functions not covered or controlled by the Counties; and

Whereas, because over the years Caswell, Orange and Person Counties have developed into distinct library services areas that now require targeted, focused library services based on each county's unique population as determined by the 2009 Technology Planning Report commissioned by the Regional Board of Trustees; and

Whereas, a recent change in the Administrative Rules and Regulations governing public libraries would increase costs to the Regional Library System; and

Whereas, the North Carolina State Librarian recommended that in light of the changes to the Regional Library that it was in the best interest of the residents to have three independent library systems; and

Whereas, the Hyconeechee Regional Library Board of Trustee on April 13, 2011 approved a resolution and transition plan to dissolve the Hyconeechee Regional Library, Incorporated effective, July 1, 2012; and

Whereas, in May 2011 all three County Board of Commissioners approved the Plan of Dissolution developed by the Hyconeechee Regional Library Board of Trustees and their intent to withdraw from the Regional Library on June 30, 2012, and

Whereas, Caswell, Orange and Person Counties desire to enter into a Memorandum of Understanding to continue select library services for the benefit of all residents.

NOW THEREFORE, do we, the Board of County Commissioners of Caswell, Orange and Person Counties hereby agree to the following:

1. **Migration Date.** The Parties agree that migration of services from the Regional Library to the independent county library systems shall be completed by April 30, 2013.
2. **Transition Plan.** The Parties will move from the Regional Library to independent county library systems in accordance with the Hyconeechee Regional Library System Plan of Dissolution approved by the County Boards in May 2011, which is hereby incorporated by reference and attached herein as Exhibit A.
 - a. **Transfer of Assets**
 - i. **Asset Purchase.** Orange County shall purchase the Honda Civic Hybrid owned by the Regional Library at the fair market value as determined in Kelly's Blue Book (private party) as of May 31, 2012. The proceeds from the sale of the vehicle shall be divided among the three counties on an equal basis.
 - ii. **Remaining Assets.** Any remaining assets shall be transferred as provided in Exhibit A.
 - b. **Integrated Library System ("ILS") – Polaris System.** Each County shall migrate from the ILS as provided in Attachment B.
 - c. **Vendors.** All vendor agreements shall end for the Regional Library System effective June 30, 2012. Each county library system shall directly negotiate with each vendor for individual county services after July 1, 2012.
 - d. **Debts.** All remaining debts of the Regional Library System shall be paid as of June 30, 2012. Any debts remaining after June 30, 2012 shall be paid by three counties or pro-rata by the county or counties incurring such debts.
3. **Failure to Transition Prior Migration Date.** Any county not transitioning to an independent county library system by June 30, 2013 shall be responsible for any debts incurred as a result of its failure to migrate off the system. If one or more Counties fail to transfer to an independent system, each County that fails to transfer shall be responsible for its pro-rata cost incurred as a result of its failure to migrate to another system.

4. **After Migration Date.** The following Regional Library Services shall continue after the Migration Date.
 - a. Each County agrees to provide FAQs to county residents based on mutually agreed upon library services.
 - b. The Regional Librarian's contract will continue until June 30, 2013 or until full dissolution of the Regional Library System to complete any administrative matters. There will be no compensation associated with this contract extension. The Regional Librarian will provide notice to each County Manager of any substantive administrative matters.
5. **New Services.** Each independent county library for a period of five years beginning, July 1, 2012 through June 30, 2017 shall offer residents within the three counties a free library card. The period may be extended an additional five years by written agreement of each of the three Counties.
6. **Compliance with Law.** The Counties agree that their officers and employees shall be required to comply with all federal, state and local laws, regulations and policies in compliance with the performance of this Memorandum of Understanding.
7. **Amendments.** The Memorandum of Understanding may be modified or amended only by written amendments that are approved and signed on behalf of all the Counties.
8. **Notices.** All notice or other communications required or permitted by this Plan must be in writing, addressed as follows:

For Caswell County	For Orange County	For Person County
Library Director	Library Director	Library Director
161 Main Street East	137 W. Margaret Lane	319 S. Main Street
Yanceyville, NC 27379	Hillsborough, NC 27278	Roxboro, NC 27573
9. **No Third Party Beneficiaries.** Nothing expressed or implied in this Memorandum of Understanding shall give any person other than the Counties any rights to enforce the provision of this MOU. There are no intended third-party beneficiaries.
10. **Severability.** If any provision of this Memorandum of Understanding shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision of this MOU.

IN WITNESS WHEREOF, the parties have hereunto signed this Contract in their official capacities on the day and year listed below.

CASWELL COUNTY

Nathaniel Hall
Nathaniel Hall, Chair
Caswell County Board of County Commissioners

2/20/12
Date

ORANGE COUNTY

Bernadette Pelissier
Bernadette Pelissier, Chair
Orange County Board of County Commissioners

2/23/12
Date

PERSON COUNTY

Jimmy B Clayton
Jimmy Clayton, Chair
Person County Board of County Commissioners

2/20/2012
Date

Attachment A

Hyconeechee Regional Library System Plan of Dissolution

HYCONEECHEE REGIONAL LIBRARY SYSTEM DISSOLUTION

Whereas, the Hyconeechee Regional Library was incorporated under Chapter 55A of the North Carolina General Statutes on November 8, 1948 to establish and maintain free public libraries in the Counties of Orange, Person and Caswell for the use and the benefits of the general public; and

Whereas, in 1992, the Hyconeechee Regional Library Board of Trustees and the governing bodies of Orange, Person and Caswell Counties desired to provide an improved level of public services and established county libraries as departments within each respective county to establish policies and procedures regulating procurement, personnel, accounting, travel, and facility maintenance activities thereby affording each local library the rights and responsibilities of department status within their respective county; and

Whereas, the Orange, Person and Caswell Counties entered into a joint contract with the Hyconeechee Regional Library to provide joint services, according to the procedures and provisions of Chapter 160A, Article 20, Part 1 of the North Carolina General Statutes as provided in the North Carolina General Statutes 153A-270; and

Whereas, Hyconeechee Regional Library continued to receive and distribute to each County all regional funds from the North Carolina Department of Cultural Resources and other grants and or donations provided to the Regional Library System; and

Whereas, in addition the Hyconeechee Regional Library retained the functions of establishing regional policy and priorities related to public library service, programming, collection development, materials selection, grant funds, regional budget approval, and appointment and evaluation of the regional library director, and all other functions not covered or controlled by the Counties; and

Whereas, over the years Orange, Person and Caswell Counties have developed into distinct library services areas that require targeted, focused library services based on each county's unique population, which has been substantiated by the 2009 Technology Planning Report commissioned by the Regional Board of Trustees; and

Whereas, a recent change in the Administrative Rules and Regulations governing public libraries would require increased costs to the Regional Library System that could be more appropriately absorbed by County Departments; and

Whereas, the North Carolina State Librarian met with the County Library Director's and it was recommended that in light of the changes to the Regional Library System that it may be in the best interest of the residents to have three independent library systems; and


Whereas, the Hyconeechee Regional Library Board of Trustees now believes that the residents of each county would benefit from three independent library systems that could develop specific policies, procedures, catalog, electronic resource offerings and long range strategic plans that benefit each county's unique populations and allow for greater opportunity to apply for state and federal grants based on each county's individual needs and demographics.

NOW THEREFORE, we the Board of Trustees of the Hyconeechee Regional Library, Incorporated pursuant to N.C. Gen. Stat. §55A-14-02, do hereby vote to dissolve the corporation effective July 1, 2012, conditioned upon the following:

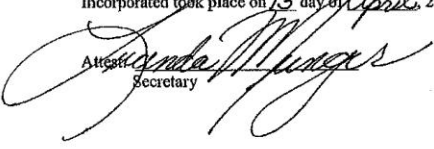
1. That the Counties of Orange, Person and Caswell Board of County Commissioners vote their intent to withdraw from the Hyconeechee Regional Library System on June 30, 2012; and
2. That the Plan of Dissolution (Attachment A) put forward by the Hyconeechee Regional Library Board of Trustees is agreed upon by each County.

NOW THEREFORE, we the Board of Trustees of the Hyconeechee Regional Library, Incorporated do agree that if the above stated conditions are met, after winding up the corporation, we shall deliver to the North Carolina Secretary of State the Articles of Dissolution of the Hyconeechee Regional Library Incorporated pursuant to N.C. Gen. Stat. §55A-14-04.

This the 13 day of April 2011


Betty C. Nottingham
Chair, Board of Trustees
Hyconeechee Regional Library Inc.

The vote of the Board of Directors of the Hyconeechee Regional Library Board, Incorporated took place on 13 day of April, 2011. 5 Ayes 0 No


Janda M. Mungas
Secretary

Attachment B

Outline of Polaris Services for 2012 - 2013

1. Billing
 - a. Annual Maintenance for 7/1/2012 to 6/30/2013
 - i. In January 2012, Hyconeechee Regional Library System will send a formal letter to Polaris to outline the cost breakdown by county
 - ii. Polaris will bill each county directly for their portion of the annual maintenance
 - iii. Each county may contact Polaris directly to negotiate prorated maintenance costs for their portion of the annual maintenance fees
 - b. Additional Purchases beginning January 30, 2012
 - i. To maintain the integrity of the formal cost distribution letter submitted to Polaris, any additional hardware, software, or service purchases placed January 30, 2012 or later should be requested by, billed to, shipped to and paid by the county library identified as the end user
2. Systems Administration Support (includes Systems Administrator and County IT support)
 - a. Special Projects and Training Requests –
 - i. County directors should contact the Systems Administrator to request assistance with any special ILS projects, including but not limited to migration preparations, database maintenance and implementing new Polaris features no later than March 30, 2012
 - ii. The Systems Administrator is available to provide basic training to County Directors or delegate regarding Polaris operation or management. This training is not intended to replace the recommended vendor training proposed as part of the ILS migration process. Requests for training should be made no later than March 30, 2012
 - b. Actual project implementation and training dates will be based on the nature of the support or training request. All requests are subject to approval by the Orange County Public Library Director

End of Year Maintenance – The Systems Administrator will perform typical end-of-year maintenance, outlined below. Any additional end of year maintenance should be treated as a special project.

- i. Within 2 months of the end of the 2011 – 2012 Fiscal Year, the Systems Administrator will delete: 1) withdrawn items; 2) items lost, missing or claimed for at least 2 years; 3) unlinked bibliographic records; and 4) unlinked authority records
 - ii. They Systems Administrator will prepare Polaris collection statistics for the State Aid Report
- c. End of Intralibrary Loan Services
- i. The systems administrator will update Polaris Holds Routing information to limit intralibrary loans within the timeline agreed upon by the county library directors
 - ii. Local catalogers will be responsible for making any desired changes to the holdability information at the item record level
- d. Migration Support
- i. Data Extraction
 - 1. For each data migration, a copy of the database will be made for the purpose of extracting data. Data will not be extracted directly from the live database
 - 2. Copies of the database must be made by staff of the Polaris Library System; each county library will be responsible for the service charges associated with their migration process
 - 3. In the case of complication, the live database will not be compromised in order to facilitate a migration process
 - 4. The Systems Administrator will not be responsible for extracting data from Polaris
 - 5. The Systems Administrator will not be responsible for reformatting data as it is migrated to the new system
 - ii. Data Cleanup – For the benefit of remaining libraries and their customers, the Systems Administrator will perform the following cleanup within the existing Hyconeechee Polaris ILS database following each data migration

1. The week of data migration
 - a. Suppress branch and item information associated with the departing library from the online catalog
2. Within one month following data migration
 - a. Delete the library's item records and orphaned bibliographic and authority records
 - b. Delete the library's patron records
- e. Support to remaining libraries following Orange County's data migration will be limited to
 - i. Adding new users and computers
 - ii. Running daily backups
 - iii. Patching servers as needed
 - iv. Working with Polaris to address critical failures
3. Local Administrative Permissions - After Orange County has migrated off of the existing Polaris ILS, staff at each county will be given permission to
 - i. Modify their own staff member's permissions
 - ii. Modify their branch's parameters and profiles
 - iii. Modify their branch's policy and database tables
 - iv. Open Help Tickets with the Polaris Support Team
4. Server Access
 - a. All support for and access to the Polaris database will end June 30, 2013
 - b. All migration processes must be completed and finalized prior to this date
 - c. Access extensions and related support fees must be negotiated directly with the Orange County Information Technologies Director, Todd Jones, and with Polaris Library Systems

COMMUNITY CHILD PROTECTION TEAM ANNUAL REPORT:

Interim Department of Social Services Director, Carlton Paylor stated the Community Child Protection Team (CCPT) was established to form a partnership to strengthen child protection in our community. In NC Administrative Code 10A NCAC 70.0201 the nature and purpose of the team shall be established in every county of the state of NC consisting of representatives of public and non-public agencies in the community that provide a services to children and their families. The function of the CCPT is to:

- Identify gaps in deficiencies in community resources which have impact on the incidence of abuse, neglect or dependency
- Advocate for a system of improvements and needed resources where and deficiencies exists in the child protection system
- Promote collaboration from agencies in the creation or improvement of resources for children as result of their review from cases
- Inform the county commissioners about the actions needed to prevent or change child abuse, neglect or dependency.

Mr. Paylor acknowledged the following participating agencies:

Guardian Ad Litem	District Attorney’s Office
Roxboro Police Department	Partnership for Children
Cooperative Extension	Local Mental Health
Person County Schools	Health Department
Local Medical Office	Dept. of Social Services
Sheriff’s Department	

Mr. Paylor introduced the CCPT Chair, Ms. Nancy Wagstaff, to present the Annual Report to the Board.

Ms. Wagstaff read the CCPT Mission Statement as follows:

Recognizing that child protection is the responsibility of everyone and responding to child protection needs in more effective ways for a child that is harmed. The CCPT, a team composed of agency representatives, child advocates and citizens at large will take action to identify and address gaps of deficiencies in services and resources through the Annual Report to the Board of County Commissioners. Collaboration with community partners promoting public awareness and advocating for action that address the child protection needs for each county.

Ms. Wagstaff outlined the following Annual Report:

Person County Community Child Protection Team 2011 Year End Report

- In 2011,
- 592 Reports were received
 - 110 Reports were screened out
 - 51 Reports were provided assistance to other agencies
 - There were more neglect than abuse cases
 - 261 followed the Investigative Track (abuse, neglect or both)
 - 170 followed the Family Assistance Track (neglect)

Concerns of CCPT	CCPT Responsibilities	Needs from County Commissioners
Neglect	CCPT reviewed four cases in 2011. The majority of the meetings were spent reviewing Person County data. Improper Supervision, Improper Discipline and Substance Abuse are the most frequently reported concerns.	Issues such as poverty, lack of employment, lack of affordable after school and summer care and other services affect the lives of our children. These issues impact parenting and can lead to abuse and neglect and sometimes death.
Substance Abuse Services	Site the need for providers that are certified in the area of substance abuse for families, especially for adolescents.	Increase the number of Substance Abuse treatment options in the county emphasizing resources for adolescents and their families.
Mental Health Services	We have learned more about concerns with the Mental Health Services and are trying to find ways around the lack of state funding for these necessary services.	Encourage development of and access to prevention and intervention programs such as Day Treatment programs. Provide oversight during the transition of mental health services from OPC to PBH to assure access to services.
Sexual Abuse Cases	We are concerned by the lack of professional services, including trauma treatment, for victims and offenders.	Support the need for Certified Therapists, counselors, programs and providers in Person County to help tackle this issue, offer support to victims and offenders and develop a trauma-focused treatment modality.
Domestic Violence Services	There continues to be a need for supportive services as well as a safe place for victims. Available resources are limited and inadequate.	Recognize that domestic violence is under-reported in Person County. Support creative prevention and intervention programs that address Domestic Violence.

Accomplishment of Person County CCPT and Community Partners

1. Community Awareness
 - Stewards of Children (Darkness to Light) training.
 - Safe Kids Initiative
 - Participated in Operation Medicine Drop
 - Public awareness by submitting articles to the Courier=Times
 - Information provided to the community re: child safety and protection
 - Car Seat Safety Clinics
 - Supported community activities
 - Week of the Young Child
 - April is Child Abuse Month
2. Collaboration between agencies to provide services to Person County children and their families

Gaps in Services

1. Trauma-focused treatment options
2. Day Treatment services
3. Substance Abuse Services
4. After school and summer programs particularly for middle-school age children
5. Domestic Violence resources
6. Increased capacity in parenting classes

Goals for 2012

- Educating Community about Neglect/Abuse
- Advocate for treatment resources including trauma focused treatment
- Active participation by all mandated team members

Chairman Clayton offered his assistance related to the transition of OPC to PBH. Commissioner Blalock noted a public awareness forum which is scheduled for April 2, 2012 at 5:30 pm in the Auditorium prior to the Board meeting.

MEMORANDUM OF AGREEMENT BETWEEN PERSON COUNTY AND SPUNTECH:

County Manager, Heidi York stated representatives of Spuntech have requested to install an industrial process well on County-owned property (Tax Map A58-86 – approximately 25 acres) adjacent to North Park Drive, LLC (Spuntech). Ms. York pointed out the general location on property tax map A58-124. The facility is currently served by city water; however, Spuntech is exploring the possibility of utilizing groundwater for the water needed for industrial processing. Ms. York noted that recently, one well was drilled on the Spuntech property with low yield. Spuntech has agreed to assume all costs associated with the project. Ms. York stated if after completion of the well, it proves to be productive, the County will transfer no more than .6 acre to Spuntech as an incentive for future expansion of business. Ms. York noted if the well proves to be unproductive, Spuntech will be responsible for all regulations for abandoning the well.

Ms. York presented a Memorandum of Agreement outlining the responsibilities of Spuntech, i.e., well permit, all fees, contract for well drilled at their expense, preparation of a plat and deed of transfer plus recording fees, no cross connections, etc. for Board approval.

Mr. Jim Stovall offered the Board information related to the request noting an industrial process well will lower the costs for Spuntech by \$10,000 per month, further noting the city water will be retained for domestic use, preventive fire use and in case the well does not produce.

A **motion** was made by Commissioner Kennington, **seconded** by Commissioner Blalock and **carried 5-0** to approve the Memorandum of Agreement between Person County and Spuntech and authorize the County Manager to sign.



PERSON COUNTY

OFFICE OF THE COUNTY MANAGER
Person County Office Building, Room 212
304 South Morgan Street
Roxboro, North Carolina 27573-5245
(336) 597-1720
FAX (336) 599-1609

Memorandum of Agreement

February 20, 2012

North Park Drive, LLC
555 North Park Drive
Roxboro, NC 27573

Dear Gary Becker:

This Memorandum of Agreement is between North Park Drive, LLC (Spuntech) of 555 North Park Drive, Roxboro, North Carolina, 27573 and Person County Government (Person) of 304 South Morgan Street, Roxboro, North Carolina 27573. The effective date of this Agreement is February 20, 2012.

The County will allow Spuntech to drill and construct a well for the advancement and potential expansion of its business on a portion of County-owned property, identified as Tax Map A58-86 (Record 16841), which is adjacent to Tax Map A58-124 (Record 20988). If the well proves to be productive to the extent that it will meet the needs of Spuntech, the County will transfer the portion of its property that the proposed well is built upon to Spuntech.

Terms:

- 1) Spuntech will:
 - a. Prepare an Application for Services with Person County Environmental Health on behalf of Person County, requesting an industrial process well permit and will submit all required application fees.
 - b. Contract with a certified well driller for the proper construction of the well and will assume all costs associated with the construction of said well.

February 20, 2012

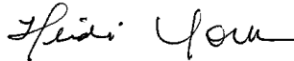
- c. Adhere to the North Carolina Plumbing Code 608.6.1, to assure that no cross-connections will occur between the City of Roxboro's water supply and the industrial process well.
- d. Prepare a revised plat and a deed of transfer regarding the aforementioned properties and will assume all preparation and recording fees.
- e. If the aforementioned well does not render an adequate yield of gallons per minute, the well must be properly abandoned in accordance with the Person County Well Ordinance, and all abandonment costs will be assumed by Spuntech.

2) Person will:

- a. Transfer a portion of A58-86 not to exceed .6 acre adjacent to A58-124 which is also adjacent to North Park Drive in the north east corner of said property if the well is deemed to produce an adequate quantity of industrial process water.

If the foregoing terms and conditions are acceptable to you, please so indicate by signing the enclosed copy of this letter and returning it to the attention of the undersigned.

Sincerely,



Heidi York
Person County Manager
304 South Morgan Street
Roxboro, NC 27573

ACCEPTED AND AGREED

Gary Becker
Spuntech
Title: _____
555 North Park Drive
Roxboro, NC 27574

February 20, 2012

REQUEST TO AMEND THE EMERGENCY MEDICAL SERVICES BUDGET FOR FISCAL YEAR 2011-2012:

County Manager, Heidi York informed the Board that due to severe cuts in the current fiscal year operating budget of Emergency Medical Services and many unanticipated costs and events that further depleted the operating budget, a request for additional funding is necessary. In order to maintain services through the current fiscal year, an appropriation of \$60,000 is needed to cover the following shortages:

- \$16,000 in Personnel Overtime due to an unexpected increase in workers compensation cases and a lack of part-time personnel able to cover shifts
- \$3,000 in Professional Services due to the transition of the Medical Director
- \$20,000 in Medical Supplies due to an initial purchase in July of \$20,000 to reach a basic operational level of supplies
- \$1,000 in Postage to cover the costs of mailing the trade-in monitors, parts shipping and loaner equipment returns
- \$5,000 in Maintenance and Repair of Vehicles due to unexpected vehicle repairs and maintenance and associated deductibles
- \$5,000 in Capital Equipment for statutorily-required body storage equipment. Person Memorial Hospital has agreed to reimburse the County for half of the cost
- There were several invoices that came in after July that were for services prior to June

The total requested funds Emergency Medical Services are in the amount of \$50,000.

The Emergency Management budget was depleted to cover many of the shortages in the Emergency Medical Services budget. With the hiring of the new director and the payout of the previous director, the following appropriations are requested:

- \$9,750 in Salary and Benefits
- \$250 in Uniforms

The total requested funds for Emergency Management are in the amount of \$10,000.

Ms. York recommended the Board to appropriate the requested \$60,000 funding from the Courthouse Contingency Fund that was an approved line item in the CIP to cover any cost shortages in the Courthouse Renovation Project. Ms. York noted the project has not been completed but determined that the contingency of \$100,000 will not be needed.

Ms. York commended the Interim EMS Director, Penny Payne for decreasing departmental costs by cutting oxygen fees in half by renegotiating the price, reducing laundry costs by \$7,500, saving over \$10,000 by switching vendors for laptops, cutting medical supply costs by \$1,000 as well as implemented new billing software that is estimating to save \$200,000 annually.

Commissioner Kennington asked for clarity related to the \$5,000 capital equipment with Person Memorial Hospital. Ms. York noted a recent agreement with Person Memorial Hospital to share costs 50/50 for body storage equipment as well as provide a location at the hospital to store the equipment. Commissioner Kennington and Ms. Payne acknowledged the community partner Person Memorial Hospital has been.

Board members complimented Ms. Payne's efforts.

A **motion** was made by Commissioner Kennington, **seconded** by Vice Chairman Puryear and **carried 5-0** to approve the additional funding requests to the Emergency Medical Services (\$50,000) and Emergency Management (\$10,000) budgets as well as appropriate the funding from the Courthouse Contingency Fund as presented.

REQUEST FOR VOTING PRIVILEGE FOR TOURISM DEVELOPMENT AUTHORITY BOARD MEMBER:

A letter dated February 4, 2012 from the Director of Person County Tourism Development Authority, Margaret McMann was received by Chairman Clayton requesting the Board to grant county appointee, Tammy Woods, voting privileges on the Person County Tourism Development Authority Board. Ms. Woods who is the General Manager of the Hampton Inn does not live in Person County yet represents county hotel/motel as mandated in legislative on the board.

A **motion** was made by Commissioner Kennington, **seconded** by Commissioner Blalock and **carried 4-1** to grant voting privileges to Tammy Woods as a non resident on the Person County Tourism Development Authority Board. Commissioner Jeffers cast the lone dissenting vote noting his opposition to the recently revised Resolution not allowing county appointed members to boards and commissions a vote unless they are a resident of the county.

ENVIRONMENTAL JUSTICE INITIATIVES:

Commissioner Blalock congratulated the Health Department on exceeding expectations on a recent accreditation site visit. Commissioner Blalock noted health can be influenced by policies. Commissioner Blalock told the group that Health in All Policies (HiAP) is a strategy to help strengthen the environment, fiscal policies, housing, and transportation. Commissioner Blalock stated the Board should make sure HiAP be included in Person County policies because of looming obesity, chronic diseases such as cancer, diabetes, and the cognitive decline associated with aging.

The United States Environmental Protection Agency has released its overarching strategy for advancing Environmental Justice (Plan EJ 2014). It seeks to:

- Protect the environment and health in overburdened communities
- Empower communities to take action to improve their health and environment
- Establish partnerships with local, state, tribal, and federal governments and organizations to achieve healthy and sustainable communities.

Commissioner Blalock asked the Board as they look to the future and focus on bringing jobs to Person County to remember the described two key goals, HiAP and Environmental Justice to help provide a safe, healthy environmental for all citizens.

BUDGET AMENDMENT:

Finance Director, Amy Wehrenberg presented and explained the following Budget Amendment.

Upon a motion by Commissioner Jeffers, and a second by Commissioner Blalock and majority vote (5-0), the Board of Commissioners of Person County does hereby amend the Budget of the Fund(s) listed below on this, the 20th day of February 2012, as follows:

<u>Dept./Acct No.</u>	<u>Department Name</u>	<u>Amount</u> Incr / (Decr)
<u>EXPENDITURES</u>	<u>General Fund</u>	
	Public Safety	984
	Culture & Recreation	17,166
	Human Services	122,120
 <u>REVENUES</u>	 <u>General Fund</u>	
	Other Revenue	984
	Fund Balance Appropriation	17,166
	Intergovernmental Revenues	122,120

Explanation:

Received insurance claim for vehicle damage in Sheriff's Department (\$984); funding for Energy/Heating Programs in DSS (\$122,120); and appropriating fund balance in the Library Fund to cover cost of software contract (\$17,166).

CHAIRMAN'S REPORT:

Chairman Clayton reported the following:

- The Board will be updated soon related to stormwater meeting actions
- All paperwork has been signed by Board of Education Chairman, Gordon Powell to transfer the old Helena School property to the county
- Community interests in an advisory group for the use of the old Helena School building and grounds
- Noted a letter of response from the Board to the gentlemen complaining of the Tax Administrator related to his automobile tax will be signed and mailed this date.

MANAGER'S REPORT:

County Manager, Heidi York stated she has not received the paperwork related to the transfer of the old Helena property noting the community college is eager to move forward on that project as a partner.

Ms. York noted she had communicated the position the community college had taken related to the old Post Office.

COMMISSIONER REPORT/COMMENTS:

Commissioner Kennington advocated for the county to acquire the old Post Office property and requested to add this item for discussion on the next Board agenda.

Commissioner Blalock asked if the Board was scheduled for a Community Conversations Meeting at the old Helena site. Commissioner Blalock suggested having community input related to the old Helena School site. Chairman Clayton suggested having community input regarding the stormwater issues. Ms. York confirmed the date for the Community Conversations Meeting is April 30, 2012 at 6:30 pm at the old Helena School cafeteria.

Commissioner Jeffers reported the following:

- he and Chairman Clayton would be attending a NC Association of County Commissioners Board of Directors meeting on Wednesday, February 22, 2012
- he would attend a Public Education Steering Committee meeting on Thursday, February 23, 2012
- confirmed for the County Manager the three roads with severe littering are Allensville, Lawson Chapel, and Dirgie Mine
- announced the Recreation Board is recruiting volunteers for sub-committees, i.e. Facilities, Athletics, Special Programs, Mayo Park, etc.
- requested clarification related to the fire contract investigations for several suspected arson for recent fires. Ms. York stated she would try to obtain a report.

Vice Chairman Puryear had no report.

County Attorney, Ron Aycock reported to the Board on the following:

- Mable Watkins, citizen, appearing before the Board relating to a dispute of her property. Upon review of the paperwork provided by Ms. Watkins, Mr. Aycock, in his opinion, believes a private dispute, not a dispute involving the county. Mr. Aycock stated he would call Ms. Watkins to advise of his opinion.
- Patrick Riley, citizen with two property tax appeals before the Property Tax Commission relating to the present-use valuation of his property was heard on Thursday, February 16, 2012. The Property Tax Commission ruled by dismissing the two appeals. Mr. Riley has the option to appeal to the Court of Appeals.

Commissioner Kennington asked the County Manager if a date had been set for the Board to meeting in joint session with the Board of Education. Ms. York noted the joint session with the Board of Education is planned for April 16, 2012 at 6:00 pm in the Auditorium.

Ms. York announced a joint session meeting with the City of Roxboro is scheduled for March 27, 2012 at 5:30 pm for dinner with the meeting starting at 6:00 pm at the Perfect Venue. Ms. York noted the meeting would not be streamed at that location. It was the consensus of the Board to video and archive to the web site any such meetings that are unable to be streamed live.

CLOSED SESSION:

A **motion** was made by Commissioner Blalock, **seconded** by Vice Chairman Puryear, and **carried 5-0** to enter into Closed Session per General Statute 143-318.11(a)(2) for the purpose to consult with the county attorney in order to preserve the attorney-client privilege at 1:17 p.m. and to allow the County Manager, Clerk to the Board, County Attorney and Tax Administrator to attend.

A **motion** was made by Commissioner Blalock, **seconded** by Vice Chairman Puryear and **carried 5-0** to return to open session at 1:44 p.m.

ADJOURNMENT:

A **motion** was made by Commissioner Blalock, **seconded** by Commissioner Jeffers, and **carried 5-0** to adjourn the meeting at 1:45 p.m.

Brenda B. Reaves
Clerk to the Board

Jimmy B. Clayton
Chairman