

PERSON COUNTY BOARD OF COMMISSIONERS

JUNE 18, 2012

MEMBERS PRESENT

OTHERS PRESENT

Jimmy B. Clayton

Heidi York, County Manager

Kyle W. Puryear

C. Ronald Aycock, County Attorney

B. Ray Jeffers

Brenda B. Reaves, Clerk to the Board

Samuel R. Kennington

Frances P. Blalock

The Board of Commissioners for the County of Person, North Carolina, met in regular session on Monday, June 18, 2012 at 9:00 a.m. in the Commissioners' meeting room in the Person County Office Building.

Chairman Clayton called the meeting to order, led invocation and asked Commissioner Kennington to lead the Pledge of Allegiance.

DISCUSSION/ADJUSTMENT/APPROVAL OF AGENDA:

Chairman Clayton stated the need to add a Closed Session to the agenda for the purpose of consulting with the county attorney on a legal issue.

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

PUBLIC HEARING:

PROPOSED FISCAL YEAR 2013 RURAL OPERATING ASSISTANCE PROGRAM (ROAP) APPLICATION:

A **motion** was made by Vice Chairman Puryear, **seconded** by Commissioner Jeffers and **carried 5-0** to open the duly advertised Public Hearing for the proposed Fiscal Year 2013 Rural Operating Assistance Program Application.

Person Area Transportation System Manager, Kathy Adcock told the Board the Fiscal Year 2013 Rural Operating Assistance Program (ROAP) Application is due to be submitted to the NC Department of Transportation no later than June 29, 2012. Ms. Aycock stated the Person Area Transportation System (PATS) is requesting ROAP funding in the amount of \$142,801.00 for programs to assist with the operation of PATS for a lower trip rate for approved riders.

The Rural Operating Assistance Program (ROAP) is state-funded and formula based, administered by the NC Department of Transportation to provide funding for the operating cost of passenger trips and other transportation services for counties within the State.

The programs included in the Rural Operating Assistance Program application are:

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1. Elderly & Disabled Transportation Assistance (EDTAP) Program provides operating assistance for the public transportation of elderly and disabled citizens.
2. Employment Transportation Assistance Program provides operating assistance for the public transportation of persons with employment related transportation needs.
3. Rural General Public (RGP) Program provides operating assistance for the public transportation of persons living in non-urban areas of the county.

The period of performance for Rural Operating Assistance Program funds is July 1, 2012 through June 30, 2013. The FY2013 individual program totals are:

PROGRAM	TOTAL
EDTAP	\$58,294
EMPL	\$16,994
RGP	\$67,513
TOTAL	\$142,801

Ms. Aycock requested the Board to approve the submission of the Fiscal Year 2013 ROAP application to NC DOT as outlined in the Certified Statement.

There were no individuals appearing before the Board to speak in favor or in opposition to the proposed Fiscal Year 2013 Rural Operating Assistance Program Application.

A **motion** was made by Commissioner Blalock, **seconded** by Commissioner Jeffers and **carried 5-0** to close the Public Hearing for the proposed Fiscal Year 2013 Rural Operating Assistance Program Application.

CONSIDERATION TO GRANT OR DENY APPROVAL TO SUBMIT FISCAL YEAR 2013 ROAP APPLICATION TO NC DOT:

A **motion** was made by Commissioner Jeffers, **seconded** by Commissioner Kennington and **carried 5-0** to approve the proposed Fiscal Year 2013 Rural Operating Assistance Program Application and Certified Statement as presented.

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CERTIFIED STATEMENT
FY 2013
RURAL OPERATING ASSISTANCE PROGRAM
County of Person

WHEREAS, the state-funded, formula-based Rural Operating Assistance Program (ROAP) administered by the North Carolina Department of Transportation, Public Transportation Division provides funding for the operating cost of passenger trips and for other transportation services for counties within the state;

WHEREAS, the county uses the most recent transportation plans (i.e. CTSP, CTIP, LCP) available and other public involvement strategies to learn about the transportation needs of agencies and individuals in the county before determining the sub-allocation of these ROAP funds;

WHEREAS, the county government or regional public transportation authorities created pursuant to Article 25 or Article 26 of Chapter 160A of the General Statutes (upon written agreement with the municipalities or counties served) are the only eligible recipient of Rural Operating Assistance Program funds which are allocated to the counties based on a formula as described in the Program Guidelines included in the ROAP application. NCDOT will disburse the ROAP funds only to counties and eligible transportation authorities and not to any sub-recipients selected by the county;

WHEREAS, the county finance officer will be considered the county official accountable for the administration of the Rural Operating Assistance Program in the county, unless otherwise designated by the Board of County Commissioners;

WHEREAS, the passenger trips and transportation services provided with ROAP funds must be accessible to individuals with disabilities and be provided without discrimination on the basis of national origin, creed, age, race or gender (FTA C 4702.1A, FTA C 4704.1, Americans with Disabilities Act 1990); and

WHEREAS, the period of performance for these funds will be July 1, 2012 to June 30, 2013 regardless of the date on which ROAP funds are disbursed to the county.

NOW, THEREFORE, by signing below, the duly authorized representatives of the County of Person, North Carolina certify that the following statements are true and accurate:

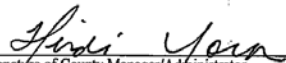
- The county employed a documented methodology for sub-allocating ROAP funds that involved the participation of eligible agencies and citizens. Outreach efforts to include the participation of the elderly and individuals with disabilities, persons with limited English proficiency, minorities and low income persons in the county's sub-allocation decision have been documented.
- The county will advise any sub-recipients about the source of the ROAP funds, specific program requirements and restrictions, eligible program expenses and reporting requirements. The county will be responsible for invoicing any sub-recipients for unexpended ROAP funds as needed.
- The county will monitor ROAP funded services routinely to verify that ROAP funds are being spent on allowable activities and that the eligibility of service recipients is being properly documented. The county will maintain records of trips and services for five years that prove that an eligible citizen was provided an eligible service or trip on the billed date, by whatever conveyance at the specified cost.
- The county will be responsible for monitoring the safety, quality and cost of ROAP funded services and assures that any procurements by subrecipients for contracted services will follow state guidelines.
- The county will conduct regular evaluations of ROAP funded passenger trips and transportation services provided throughout the period of performance.

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- The county will only use the ROAP funds to provide trips when other funding sources are not available for the same purpose or the other funding sources for the same purpose have been completely exhausted.
- The county assures that the required matching funds for the FY2013 ROAP can be generated from fares and/or provided from local funds.
- The county will notify the Mobility Development Specialist assigned to the county if any ROAP funded services are discontinued before the end of the period of performance due to the lack of funding. No additional ROAP funds will be available.
- The county will provide an accounting of trips, services and expenditures in semi-annual reports to NCDOT – Public Transportation Division or its designee.
- Any interest earned on the ROAP funds will be expended for eligible program uses as specified in the ROAP application. The County will include ROAP funds received and expended in its annual independent audit on the schedule of federal and state financial assistance. Funds passed through to other agencies will be identified as such.
- The county is applying for the following amounts of FY 2013 Rural Operating Assistance Program funds:

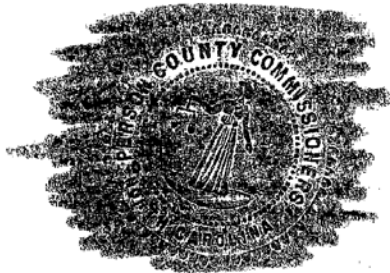
State-Funded Rural Operating Assistance Program	Allocated	Requested
Elderly & Disabled Transportation Assistance Program (EDTAP)	\$58,294	\$58,294
Employment Transportation Assistance Program (EMPL)	\$16,994	\$16,994
Rural General Public Program (RGP)	\$67,513	\$67,513
TOTAL	\$142,801	\$142,801

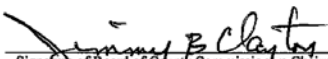

WITNESS my hand and county seal, this 18th day of June, 2012.


 Signature of County Manager/Administrator
 Heidi York
 Printed Name of County Manager/Administrator

State of North Carolina County of Person

County Seal Here




 Signature of Board of County Commissioners Chairperson
 Jimmy B. Clayton
 Printed Name of Chairperson

 Signature of County Finance Officer
 Amy Wehrenberg
 Printed Name of County Finance Officer

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INFORMAL COMMENTS:

The following individuals appeared before the Board to make informal comments:

Mr. Kenny Rickman of 3936 Allensville Road, Roxboro thanked Commissioner Kennington for his service, requested the Board to issue a non-binding resolution for the Board of Education to use the increase of local funds towards the 2% supplement for teachers as well as requested the Board to revisit the junk car ordinance.

Ms. Susie Dunn and husband, Mr. Burley Dunn of 686 Noah Davis Road, Roxboro stated their concerns related to their neighbor, Macbeth, keeping goats in her yard for pets noting the goats get out of the fence and become a nuisance as well as told the group the Animal Shelter was not cooperating and feared a health problem would result if allowed to continue.

Mr. Brad Morris and wife, Ms. Penny Morris of 721 Noah Davis Road, Roxboro were present to voice concerns related to their neighbor, Macbeth, related to her goats noting he would be taking legal action. Mr. Morris stated Animal Control was contacted twelve times and they responded to the site two times.

County Attorney, Ron Aycock informed the Board and the group that the Director of Animal Control had signed a complaint for a warrant. A warrant has been issued for the violation of the county ordinance with a scheduled court date of July 17, 2012.

APPROVAL OF MINUTES:

A **motion** was made by Commissioner Jeffers, **seconded** by Vice Chairman Puryear, and **carried** to approve the minutes of May 21, 2012, May 23, 2012, May 29, 2012, June 4, 2012, June 5, 2012 and June 7, 2012.

OLD BUSINESS:

REVIEW TABLED MOTION FOR A MORATORIUM ON THE ENFORCEMENT OF THE FALLS WATERSHED STORMWATER ORDINANCE FOR NEW DEVELOPMENT UNTIL THE BOARD CAN OBTAIN FURTHER INFORMATION FROM RALEIGH (STATE OF NC) SUBJECT TO THE COUNTY ATTORNEY'S LEGAL OPINION:

County Attorney, Ron Aycock reminded the Board that at its June 4, 2012 meeting, the Person County Board of Commissioners adopted the amendments to the Person County Zoning Ordinance mandated by the state related to the Falls watershed rules. After adoption of that amendment, a **motion** was made by Commissioner Kennington, **seconded** by Vice Chairman Puryear for a moratorium on the enforcement of the Falls Watershed Stormwater Ordinance for New Development until the Board can obtain further information from Raleigh (State of NC). On June 4, 2012 Mr. Aycock requested the Board to allow him time to research to give the Board a definitive opinion on what the affect of the passage of the motion on the floor would have. This request by Mr. Aycock resulted in the June 4, 2012 **motion** by Commissioner Kennington,

seconded by Commissioner Blalock and **carried 3-2** to table the motion on the floor (consideration for a moratorium on the enforcement of the Falls Watershed Stormwater Ordinance for New Development) until June 18, 2012 at which time to receive the County Attorney's legal opinion. Chairman Clayton and Commissioner Jeffers cast the dissenting votes.

Mr. Aycock presented the Board his legal opinion concluding that enactment of a moratorium on the enforcement of the required Falls Watershed zoning ordinance would subject the County and individual commissioners to enforcement action including an injunction as well as civil and criminal penalties.

A **motion** was made by Commissioner Kennington, **seconded** by Commissioner Blalock and **carried 5-0** to recommend removal of the tabled motion from the floor.

County Manager, Heidi York confirmed for the Board that there were no further updates from Representative Wilkins on the issue. Chairman Clayton commented educational meetings were in the process of being set up for Person County, Roxboro, Creedmoor, Stem, Durham, Hillsborough, and Raleigh's zoning personnel related to enforcement of the new ordinance. Chairman Clayton added an educational meeting for the public is also being planned.

A **motion** was made by Commissioner Kennington, **seconded** by Commissioner Blalock and **carried 5-0** for the County Attorney to prepare a Proclamation expressing Person County's disgust having the stormwater rules thrust upon the county and to send to all applicable people, i.e. Senators, House of Representative members, agencies, and the Governor.

SECOND READING OF THE ORDINANCE ESTABLISHING A STORMWATER MANAGEMENT UTILITY FOR PERSON COUNTY:

County Attorney, Ron Aycock reminded the Board that at its June 4, 2012 Board meeting, the Board was present with the first reading of the Ordinance Establishing a Stormwater Management Utility or Person County noting a **motion** was made by Commissioner Jeffers, **seconded** by Commissioner Blalock and **carried 3-2** to adopt an Ordinance Establishing a Stormwater Management Utility. Vice Chairman Puryear and Commissioner Kennington cast the dissenting votes. The second reading of the Ordinance Establishing a Stormwater Management Utility without any fees would take place at the Board's next regular scheduled meeting which is scheduled for June 18, 2012.

A **motion** was made by Commissioner Jeffers, **seconded** by Chairman Clayton and **carried 5-0** to adopt an Ordinance Establishing a Stormwater Management Utility.

County Manager, Heidi York confirmed there would be no fees assessed by the citizens for services related to the stormwater rules with an option to revisit after one year.

June 18, 2012

**ORDINANCE ESTABLISHING A STORMWATER MANAGEMENT UTILITY
FOR PERSON COUNTY**

BE IT ORDAINED by the Person County Board Commissioners (the "Board") as follows:

Section 1. Findings.

The Board does hereby find that:

- (a) Water quality standards mandated by state and federal law are requiring that local governments develop more detailed, advanced, and costly stormwater programs.
- (b) Effective stormwater management should be provided to protect, to the extent practicable, the citizens of the County from the loss of life and property damage from flooding.
- (c) The construction, operation, and maintenance of stormwater conveyance systems requires long term planning and stable and adequate funding.
- (d) Chapter 153A, Article 15 of the North Carolina General Statutes, authorizes the County to acquire, construct, establish, enlarge, improve, extend, maintain, own, operate, and contract for the operation of Stormwater Management Programs designed to protect water quality by controlling the level of pollutants in, and the quantity and flow of, stormwater and structural and natural stormwater and Drainage Systems of all types.
- (e) The establishment of a Stormwater Management Utility that would be accounted for as a separate enterprise fund and would facilitate the provision of a Stormwater Management Program is reasonable and in the public interest.
- (f) North Carolina General Statute § 153A-277 authorizes Person County to establish and revise, from time to time, a schedule of rates and charges to fund the Stormwater Management Program activities including both structural and natural stormwater conveyance and Drainage System services provided by the Stormwater Management Utility.

Section 2. Purpose.

A Stormwater Management Utility is hereby created as an identified fiscal and accounting fund for the purpose of comprehensively addressing the Stormwater management needs of the County. The County's Stormwater management needs are met herein (1) through programs designed to protect and manage water quality and quantity by controlling the level of pollutants in Stormwater runoff, and the quantity and rate of Stormwater received and conveyed by structural and natural Stormwater and Drainage Systems of all types, (2) by establishing a schedule of charges, (3) by defining the control, collection, and disbursal of funds, and (4) by setting forth penalties, methods of appeals and exemptions. Provided however, at the option of the board of county commissioners the cost of the required program may be provided for by appropriation from the general fund into the enterprise fund established by this ordinance. A system of fees may be imposed or re-imposed by the board at any time.

Section 3. Definitions.

For the purpose of this Article, the following words, terms, and phrases shall have the meanings given to them in this section, except where the context clearly indicates a different meaning:

Developed land shall mean a land parcel altered from its Natural State.

Drainage System shall mean natural and structural channels, swales, ditches, swamps, rivers, streams, creeks, wetlands, branches, reservoirs, ponds, drainage ways, inlets, catch basins, gutters, pipes, culverts, bridges, head walls, storm sewers, lakes, and other physical works, properties, and improvements that transfer, control, convey or otherwise influence the movement of storm water runoff.

Equivalent Residential Unit (ERU) is a unit of measure of impervious surface (in square feet) that represents the impervious surface area on the average Single Family Residential Parcel in the underlying jurisdiction as a unit of comparison. ERU shall mean for the purposes of this Ordinance 4,300 square feet of impervious surface.

Gross Parcel Area shall mean the property area contained within the legally described boundaries of a property or the total lot size of a property, in acres.

Impervious Surface shall mean developed areas of land that prevent or significantly impede the infiltration of Stormwater into the soil. Typical Impervious Surfaces include, but are not limited to: roofs, sidewalks, walkways, patios, swimming pools, private driveways, parking lots, access extensions, alleys and other paved, engineered, compacted or gravel surfaces containing materials that prevent or significantly impede the natural infiltration of Stormwater into the soil. Impervious Surface Area is synonymous with *Built Upon Area* ("BUA") as defined in the Falls Model Stormwater Ordinance for New Development as approved by the North Carolina Environmental Management Commission on March 10, 2011.

Natural State shall describe existing Undeveloped Land where the soil and vegetation characteristics have not been substantially modified or disturbed by human activities and the hydrologic function is in an unaltered or natural condition.

Service Area shall mean all land within Person County excluding all land within the corporate limits of any municipalities located within the County.

Service Charge shall mean a Stormwater management service charge, applicable to a land parcel, which generally reflects the impact on or demand for Stormwater management services provided by the County to properly control and manage Stormwater runoff quantity and/or quality associated with the land parcel. The Service Charge will vary from one land parcel to another based on the Impervious Surface and Gross Parcel Areas. The Service Charge may vary for the same class of service in different areas of the Service Area and may vary according to classes of service.

Single Family Residential Parcel means a parcel with a single family residential structure used as a single family dwelling and whose primary use is as a single family residence.

Stormwater shall mean the runoff from precipitation that travels over Natural State or Developed Land surfaces and enters a Drainage System.

Stormwater Services Utility Manager. A person working for or on behalf of the County to administer the Stormwater Management Program.

Stormwater Management Program shall mean an identified set of measures and activities designed to protect, restore and/or manage stormwater quality by controlling and/or reducing pollutants and to reduce and/or manage stormwater quantity by controlling velocity, volume, and rate.

Stormwater Management Utility shall mean an organizational structure that is responsible for funding, administering, and operating the County's Stormwater Management Program, and that is supported through a rate structure based on the Impervious Surface Area and Gross Area found on land parcels located within the Service Area.

Undeveloped Land shall mean all land that is not altered from its Natural State.

Section 4. Establishment of a Stormwater Management Utility and Stormwater Management Enterprise Fund.

- (a) There is hereby established a Person County Stormwater Management Utility that shall be responsible for implementing, operating, and administering the County's Stormwater Management Program as defined herein.
- (b) There is hereby established a Person County Stormwater Management Enterprise Fund for the purpose of dedicating and protecting funding applicable to the responsibilities of the Stormwater Management Utility including, but not limited to, rents, rates, fees, charges, and penalties as may be established after due notice having been given and a public hearing held by the Board as required by G.S. §153A-277(a1)(1). The hearing may be held concurrently with the public hearing on the proposed budget ordinance. Funding may also include other funds transferred or allocated to the Stormwater Management Utility by the Board. All revenues and receipts of the Stormwater Management Utility shall be placed in the Stormwater Management Enterprise Fund and all expenses of the Stormwater Management Utility shall be paid from the Stormwater Management Enterprise Fund, except that other revenues, receipts, and resources not accounted for in the Stormwater Management Enterprise Fund may be applied to Stormwater management activities as deemed appropriate by the Board. Provided however, if the board of county commissioners elects to fund the required storm water program from the general fund, an amount estimated to have been generated by stormwater fees provided for hereunder shall be determined and be deposited in the Stormwater management Enterprise fund.

Section 5. Jurisdiction.

The jurisdiction of the Stormwater Management Utility shall extend throughout the Service Area.

Section 6. Rate Structure.

- (a) Unless the County elects to fund the required stormwater program from the general fund, every parcel within the Service Area shall be subject to a Stormwater Management Utility Service Charge derived from the rate structure described below. The rate structure to distribute the cost of services associated with the operation, repair, improvement and maintenance of public Drainage Systems and facilities through a schedule of rates, fees, charges, and penalties related to the operation of a Stormwater Management Utility and Stormwater Management Enterprise Fund as established in Section 4 shall be based on the following parameters:
1. *Fixed Charge Per Parcel* based on account existence which directly relates to certain administrative, billing, collections, public outreach, and other charges as may be allocated on a per parcel basis.
 2. *Gross Parcel Area* on a given land parcel, which is related to total pollutant loading of stormwater runoff discharged from that land parcel. The gross area blocks are as follows:
 - i. A parcel of 0 to <2 acres in gross area is 1 block.
 - ii. A parcel of 2 to <10 acres in gross area is 2 blocks.
 - iii. A parcel of 10 to <100 acres in gross area is 3 blocks.
 - iv. A parcel of 100 or greater acres in gross area is 4 blocks.
 3. *Impervious Surface Area* on a given land parcel, which directly relates to the volume, rate and pollutant loading of Stormwater runoff discharged from that land parcel to the County's structural and natural Drainage Systems and facilities. An Impervious Area Units Charge for stormwater costs shall be allocated to impervious area on an ERU basis. *Impervious Surface Area rates will apply to each unit or part thereof of impervious area.*
 - i. Based on an analysis by the County upon the enactment of this Ordinance of Impervious Surface Area on properties throughout the County, an Impervious Surface Area of 4,300 square feet is hereby designated as one (1) ERU.
- (b) Each Single Family Residential Parcel shall be charged for one ERU of impervious area.
- (c) Each residential unit in a townhome, condominium, or other multifamily structure with individual unit ownership and duplexes shall be billed for one (1) ERU of impervious area.
- (d) There will be no Impervious Area Units Charge for land parcels with fewer than 500 square feet of Impervious Surface Area.

Section 7. Schedule of Fees and Charges.

The schedule of rates, fees, charges, and penalties, if any, related to this Ordinance shall be adopted after notice and a public hearing as required by N.C. Gen. Stat. §153A-277. As set out in N.C. Gen. Stat. §153A-277, the hearing may be held concurrently with the public hearing on the County's proposed budget. The schedule of rates, fees, charges, and penalties shall apply to all land parcels within the Service Area, except as may be altered by credits or exemptions provided in this Article.

Section 8. Billing and Collection

- (a) *Method of billing.* Billing and collection of the Stormwater Management Utility Service Charges for Stormwater management services and facilities shall be billed with property taxes under the general administration of the County Manager and shall be payable in the same manner as property taxes.
- (b) *Delinquencies.* Stormwater Management Utility Service Charge billings that are not paid within the time allowed for the payment of property taxes shall be collected by any remedy provided by law for collecting and enforcing private debts or in any other manner authorized by law.
- (c) *Application of payment.* Payment will be applied to a customer's bill in the following order:
 - 1. Interest, to the extent allowed by law.
 - 2. Civil penalties assessed pursuant to this Ordinance.
 - 3. Stormwater Management Utility Service Charge.
- (d) *Appeal of disputed bills and adjustments.* If any citizen wishes to dispute a Stormwater Utility Service Charge, billing or any other rents, rates, fees, charges, or penalties adopted pursuant to this Article, that citizen must submit a written appeal within 60 days from the date of billing, stating the reasons for the appeal, and providing information pertinent to the calculation of the billed charge. A timely appeal shall stay the penalty deadlines. An appeal of a disputed bill shall be filed with the Stormwater Utility Manager for review and disposition. If the citizen is not satisfied with the disposition of the appeal, the citizen may further appeal the disputed charge to the County Manager or her designee who shall make the final ruling on the validity of the appeal.

Section 9. Disposition of Service Charges and Fees and/or Appropriations.

Stormwater Management Utility Service Charge and fee revenues and/or Appropriations shall be assigned and dedicated solely to the Stormwater Management Enterprise Fund in the County budget and accounting system, which shall be and remain separate from other funds, and shall be used only to fund identified Stormwater Management Program activities. The services charges and fees paid to and collected by virtue of the provision of this Article shall not be used for general or other governmental or proprietary purposes of the County, except to pay for costs incurred by the County in rendering services associated with the Stormwater Management Utility.

Section 10. Exemptions and Credits Applicable to Stormwater Management Service Charges.

- (a) *Statement of Policy.* Except as provided in this section, no public or private property shall be exempt from Stormwater Management Service Charges or receive a credit or offset against such Stormwater Management Service Charges. No exemption or reduction in Stormwater Management Service Charges shall be granted based on the age, tax or economic status, race, or religion of the customer, or other condition unrelated to the cost of providing stormwater services and facilities.
- (b) *Exemptions.* No public or private property shall be exempt from Stormwater Management Utility Service Charges, with the following exceptions:
 - 1. Publically dedicated roads, streets, greenways, sidewalks and other publically dedicated rights of way and easements for vehicular or pedestrian traffic that are available for use by the general public for transportation purposes, shall be exempt from County Stormwater Management Utility Service Charges. This exemption shall not apply to internal site roadways within public facilities.
 - 2. Railroad rights-of-way used or formerly used for trackage shall be exempt from County Stormwater Management Utility Service Charges. This exemption shall not be construed to apply to railroad stations, maintenance buildings, or other developed land used for railroad purposes.
- (c) *Credits.* The following credits may be allowed upon adoption of a Credit Application Instruction Manual by the Board:
 - 1. Non single family residential parcels that provide measures to mitigate the impacts of runoff on the Stormwater system may be eligible for one or more credits to the Impervious Area Units Charge portion of the Stormwater Management Utility Service Charge, proportional to the extent those measures address the impacts of peak discharge and total runoff volume from the site.
 - 2. The Credit Application Instruction Manual may be approved by the Board and placed on file with the County Clerk at which time it shall be followed in establishing applicable credits to a customer's Impervious Area Units Charge portion of the Stormwater Management Utility Service Charge.
 - 3. Each credit allowed against a customer's Impervious Area Units Charge portion of the Stormwater Management Utility Service Charge shall be conditioned on continuing compliance with the performance standards set forth in the Credit Application Instruction Manual and/or the applicable standards set out in the County's Land Development Ordinance existing at the time of construction of such facilities and may be rescinded for noncompliance with those standards.
 - 4. Each credit for which a customer applies shall be subject to review and approval by the Stormwater Utility Manager. The Stormwater Utility Manager may approve or reject any application for a credit in whole or in part.

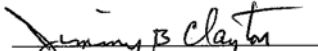
Section 11. Miscellaneous.


- (a) This Ordinance supersedes all other County ordinances, or parts of ordinances in conflict herewith.
- (b) Any part or provision of this Ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or of the State of North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the Ordinance.
- (c) This Ordinance shall become effective upon adoption.

This the 18th day of June, 2012.



PERSON COUNTY
BOARD OF COMMISSIONERS


Jimmy Clayton, Chairman


Brenda B. Reaves, Clerk to the Person
County Board of County Commissioners

RESOLUTION REQUESTING THE NC GENERAL ASSEMBLY'S ASSISTANCE TO PERSON COUNTY FOR THE PROMOTION OF BROADBAND INTERNET IN UNSERVED AREAS:

Vice Chairman Puryear presented a Resolution Requesting the NC General Assembly's Assistance to Person County for the Promotion of Broadband Internet in Unserved Areas for Board consideration to formally request the General Assembly to introduce a bill for Person County similar to the House Bill 593 passed in 2011 to authorize Nash County to provide grants to promote broadband services in unserved areas for economic development in the county. Vice Chairman Puryear stated he would like the Board members to support to adopt and send to Representative Wilkins to introduce as a local bill for approval by the General Assembly. Vice Chairman Puryear noted this would give Person County an option. Commissioner Jeffers requested also for the Resolution to be sent to the NC Association of County Commissioners.

A **motion** was made by Vice Chairman Puryear, **seconded** by Commissioner Jeffers and **carried 5-0** to adopt the Resolution Requesting the NC General Assembly's Assistance to Person County for the Promotion of Broadband Internet in Unserved Areas.

**RESOLUTION REQUESTING THE NC GENERAL ASSEMBLY'S
ASSISTANCE TO PERSON COUNTY
FOR THE PROMOTION OF BROADBAND INTERNET IN UNSERVED AREAS**

WHEREAS, the Person County Board of Commissioners has supported deployment of wireless broadband internet accessibility throughout Person County; and

WHEREAS, the Person County Board of County Commissioners' goal is to have 100% accessibility to high speed internet for all of its residents.

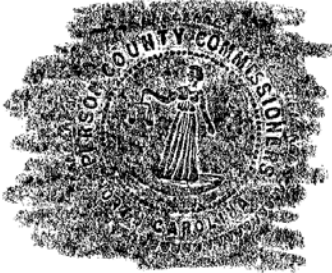
WHEREAS, there are areas within Person County that are non-covered for DSL services and the network laid out to these areas is projected to be costly; and

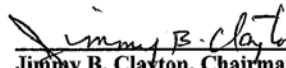
WHEREAS, Person County wishes to partner with unaffiliated providers of high-speed Internet broadband for the purpose of expanding service in unserved areas for economic development in the county; and

WHEREAS, the Person County Board of Commissioners formally requests the General Assembly to introduce a bill for passage to enact authorization for Person County to promote broadband in unserved areas within its county.

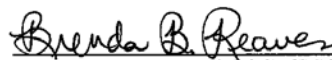
NOW, THEREFORE, BE IT RESOLVED the Person County Board of County Commissioners hereby requests a local bill be introduced into the General Assembly for consideration of enactment similar to House Bill 593 approved for Nash County to provide grants to unaffiliated providers of high speed Internet broadband for the purpose of expanding service in unserved areas for economic development in the county.

Adopted the 18h day of June, 2012.




Jimmy B. Clayton, Chairman
Person County Board of Commissioners

Attest:


Brenda B. Reaves, NCCCE, CMC
Clerk to the Board

June 18, 2012

NEW BUSINESS:

JOINT RESOLUTION APPROVING THE DISSOLUTION OF ORANGE PERSON CHATHAM MENTAL HEALTH, DEVELOPMENTAL DISABILITY AND SUBSTANCE ABUSE AUTHORITY AND ESTABLISHMENT OF AN AREA AUTHORITY FOR THE NEW FIFTEEN COUNTY CATCHMENT AREA:

Orange Person Chatham (OPC) Mental Health, Developmental Disability and Substance Abuse Authority Area Director, Judy Truitt reminded the Board that on June 23, 2011 House Bill 916, 2011 N.C. Session Laws 264, was enacted by the North Carolina General Assembly, which required both implementation of a statewide 1915(b)(c) Medicaid waiver for the public mental health system, as well as consolidation of existing area authorities based on total population. In the late spring of 2011 OPC's Area Board, as well as the Boards of County Commissioners in Orange, Person & Chatham Counties, voted to move forward in negotiations with PBH, the area authority serving Cabarrus, Davidson, Rowan, Stanly and Union Counties. Since that time Alamance, Caswell, Franklin, Granville, Warren, Vance & Halifax counties have joined with PBH.

Ms. Truitt noted on March 12, 2012 the Person County Board of County Commissioners approved the *Joint Resolution of the Boards of County Commissioners of Alamance, Cabarrus, Caswell, Chatham, Davidson, Franklin, Granville, Halifax, Orange, Person, Rowan, Stanly, Union, Vance and Warren Counties*, which created a new area authority known as Cardinal Innovations Healthcare Solutions, with a total covered population of 1,442,899.

Ms. Truitt further noted that on April 1, 2012 the Medicaid waiver was opened in Orange, Person and Chatham counties and a local community operations center was established. The community operations center has responsibility for managing local provider relations, consumer affairs, community relations, housing, system of care, quality management, and care coordination for all age and disabilities. The corporate offices in Kannapolis will manage screening, triage & referral, claims processing, financial management, human resources, information systems, and specialty operations support. Community operation centers will operate under their existing name, i.e. Orange, Person and Chatham counties will be known as the OPC Community Operations Center.

Ms. Truitt stated that on June 11, 2012 the OPC Area Board held a public hearing regarding the dissolution of Orange Person Chatham Mental Health, Developmental Disabilities and Substance Abuse Authority noting OPC believes that this model is strong and will create the greatest opportunity for successful implementation of a managed behavioral healthcare system for our three counties. The OPC Area Board requests that the Person County Board of Commissioners approve the resolution to dissolve Orange, Person, Chatham Mental Health, Developmental Disabilities and Substance Abuse Authority and establish an area authority for the new fifteen county catchment area.

Ms. Truitt explained the structure of the newly developed governance board and the local oversight board.

Chairman Clayton thanked Ms. Truitt and recognized board member, Amanda Blanks in the audience noting they, as well as Bill Gentry and Carol Mitchell, have represented Person County well during the transition.

A **motion** was made by Commissioner Jeffers, **seconded** by Vice Chairman Puryear and **carried 5-0** to approve the Joint Resolution Approving the Dissolution of Orange Person Chatham Mental Health, Developmental Disability and Substance Abuse Authority and Establishment of an Area Authority for the New Catchment Area.

Board of Commissioners of Person County

**Joint Resolution Approving the Dissolution of
Orange Person Chatham Mental Health, Developmental Disabilities and Substance
Abuse Authority and
Establishment of an Area Authority for the
New Catchment Area**

June 18, 2012

WHEREAS, House Bill 916, 2011 N.C. Session Laws 264, was enacted by the General Assembly of North Carolina effective June 23, 2011, and requires that the 1915(b)(c) Medicaid Waiver Program be completed statewide by July 1, 2013, and that each LME by such date shall have a minimum population of at least 500,000 within its catchment area, and further requires that all local management entities ("LMEs" or "LME") meet certain additional deadlines to participate in the waiver by either merging with other LMEs or entering into interlocal agreements with other LMEs; and

WHEREAS, the provisions of N.C. Gen. Stat. § 122C-115.3 govern the dissolution of an area authority, and said statute requires that a county demonstrate prior to the dissolution of an area authority that continuity of services will be maintained; and

WHEREAS, Orange Person Chatham Mental Health, Developmental Disabilities and Substance Abuse Authority d/b/a OPC Area Program ("OPC"), is currently established as a multi-county area mental health, developmental disabilities, and substance abuse authority and LME serving the counties of Orange, Person and Chatham ("OPC Catchment Area"); and

WHEREAS, PBH is currently established as a multi-county area mental health, developmental disabilities, and substance abuse authority, LME and Managed Care Organization ("MCO"); and

WHEREAS, Five County Mental Health Authority ("Five County") is currently established as a multi-county area mental health, developmental disabilities, and substance abuse authority and LME serving the counties of Franklin, Granville, Halifax, Vance and Warren; and

WHEREAS, OPC entered into a Management, Merger and Dissolution Agreement dated April 1, 2012, by which PBH was given the duty to perform the obligations under OPC's Contract #206-010, executed October 1, 2011, between OPC and the North Carolina Department of Health and Human Services for the period from January 1, 2012 through June 30, 2012, which further called for the three counties which currently comprise the OPC Catchment Area to jointly establish with PBH and Five County an area authority for Alamance, Cabarrus, Caswell, Chatham, Davidson, Franklin, Granville, Halifax, Orange, Person, Rowan, Stanly, Union, Vance, and Warren Counties ("New Catchment Area"), and at that time to dissolve OPC, in accordance with the terms and conditions of the said Management, Merger and Dissolution Agreement by and between PBH and OPC dated April 1, 2012, and with the approval of the Secretary of the N.C. Department of Health and Human Services; and

WHEREAS, consistent with the legislative mandate, PBH, an MCO and area authority acting pursuant to Chapter 122C of the North Carolina General Statutes, has been approved by the

June 18, 2012

State of North Carolina to operate as an LME/MCO under North Carolina's 1915(b)/(c) Medicaid Waiver Program to serve the New Catchment Area as a single prepaid inpatient health plan for mental health, intellectual/developmental disabilities and substance abuse services, effective July 1, 2012; and

WHEREAS, the Boards of County Commissioners of Orange, Person and Chatham Counties have previously approved OPC's entering into the Management, Merger and Dissolution Agreement with PBH, and approved by joint resolution the establishment of PBH as an area authority for the New Catchment Area, as of July 1, 2012; and

WHEREAS, OPC, PBH and Five County have jointly and separately recommended to their respective constituent counties a consolidation of those three distinct area programs into one single Area Authority, LME and MCO accountable to the counties of the New Catchment Area; and

WHEREAS, the Board of Commissioners of Orange County finds that the dissolution of OPC and the consolidation of its operations with those of PBH and Five County to serve the New Catchment Area under the 1915(b)/(c) Medicaid Waiver Program is in the public interest and would better meet the needs of persons with mental illness, developmental disabilities and substance abuse issues residing in the region in light of the provisions of 2011 N.C. Session Laws 264; and

WHEREAS, upon the dissolution of OPC, the Boards of County Commissioners of Orange, Person and Chatham Counties shall appoint the members of the Community Oversight Board for PBH in their respective counties to ensure that PBH properly maintains and provides mental health, developmental disabilities and substance abuse service programs in those counties; and

WHEREAS, if at any time PBH fails to provide any mental health, developmental disabilities and substance abuse services deemed necessary by said Counties, then the Counties may provide those services as an in-kind appropriation for purposes of N.C. Gen. Stat. § 122C-115; and

WHEREAS, a notice of the meeting of the Board of Commissioners has been duly published, and all other legal requirements have been satisfied in order for the Board to approve this resolution.

NOW, THEREFORE, be it jointly resolved as follows:

1. **PURPOSE.** In recognition of the fact that pursuant to the Management, Merger and Dissolution Agreement dated April 1, 2012, PBH has been performing OPC's obligations under Contract #206-010 with the North Carolina Department of Health and Human Services since April 1, 2012, and as of July 1, 2012, PBH will operate as the LME/MCO in the counties of Orange, Person and Chatham, and OPC shall be considered to have dissolved pursuant to N.C. Gen. Stat. § 122C-115.3.

2. **PRINCIPAL OFFICE, LOCAL PRESENCE AND COMMUNITY OVERSIGHT BOARD.** The principal office of PBH, under whatever name it shall be known in the future, is located at 4855 Milestone Avenue, Kannapolis, NC 28081. The current local offices of OPC will remain at 100 Europa Drive, Suite 490, Chapel Hill, NC 27517 and will become the Local Office of PBH following the Effective Date of the dissolution and has been identified by PBH and shall continue to be identified as "OPC Community Operations Center, a division of PBH." The Board of Commissioners of

Orange, Person and Chatham Counties, shall appoint the members of the Community Oversight Board for PBH in the OPC Catchment Area to ensure that PBH continues to properly maintain and provide comprehensive mental health, developmental disabilities and substance abuse services programs in said counties in accordance with the Joint Resolution dealing with the governance of the reorganized PBH adopted or to be adopted by the County Commissioners of all counties represented by the New Catchment Area.

3. **COUNTY APPROPRIATIONS.** The County Commissioners of each of the counties in the OPC Catchment Area may from time to time make, in their sole discretion, in kind contributions to and adjustments to the N.C. Gen. Stat. § 122C-115 appropriation for mental health, developmental disabilities and substance abuse services programs taking into consideration the cost of the liabilities to PBH. Said County Commissioners may elect to provide mental health, developmental disabilities, and substance abuse services programs, the costs of which shall be treated as in kind contributions to and adjustments to the N.C. Gen. Stat. § 122C-115 appropriation to the LME/MCO.

4. **REPRESENTATIONS OF PBH.** The Counties of the OPC Catchment Area explicitly state that PBH has represented to said Counties that it shall continue at all times to use its best efforts to deliver high quality mental health services to all residents of the OPC Catchment Area within existing finances on and after July 1, 2012. Other terms of the consolidation of Five County with PBH are set forth in the Management, Merger and Dissolution Agreement entered into by and between PBH and OPC, dated April 1, 2012, which terms are hereby incorporated by reference into this Joint Resolution and are acknowledged and accepted by the Board of Commissioners.

5. **AREA BOARD, GOVERNANCE AND FUNCTIONS.** The Counties of the New Catchment Area have adopted or will adopt prior to July 1, 2012, a Joint Resolution to establish Cardinal Innovations Healthcare Solutions as the new Area Authority as successor to PBH, Five County and OPC LMEs and to operate as a Managed Care Organization and Prepaid Inpatient Health Plan pursuant to the 1915(b)/(c) Medicaid Waiver and 42 C.F.R. § 438.2 as of that date. Said Joint Resolution shall, among other things, set forth the governance and structure of the new Area Board, and the functions, powers and duties of the new Area Authority and MCO.

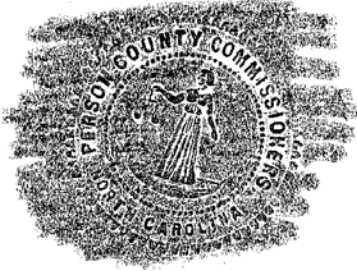
6. **CATCHMENT AREA.** The New Catchment Area for PBH, or by whatever name it shall be known in the future, as of July 1, 2012 shall be comprised of the Counties of Alamance, Cabarrus, Caswell, Chatham, Davidson, Franklin, Granville, Halifax, Orange, Person, Rowan, Stanly, Union, Vance, and Warren Counties.

7. **PLAN OF MERGER AND AGREEMENT.** The Area Board of OPC shall enter into a Plan of Merger and Agreement, by whatever name that agreement shall be known, with the Area Boards of OPC and PBH which shall set forth the terms and conditions of the consolidation.

8. **FURTHER ACTIONS.** The Board of Commissioners hereby authorizes the officers and Area Board of OPC to take any and all actions necessary or desirable to effectuate this action consistent with this Resolution.

9. **COUNTERPART RESOLUTIONS.** The Board of Commissioners understands that the same resolution, or one similar to this resolution in all material respects, approving the consolidation and dissolution of the LMEs as described herein has been or shall be adopted by the boards of county commissioners of the other counties affected by this resolution.

This 18th day of June, 2012.



PERSON COUNTY

By: *Jimmy B. Clayton*
Jimmy B. Clayton Chair, Board of Commissioners

Brenda B. Reaves ATTEST:
Brenda B. Reaves
Clerk to the Board

INTERLOCAL AGREEMENT FOR THE JOINT OPERATION OF A STORMWATER MANAGEMENT PROGRAM:

County Attorney, Ron Aycock presented the Board with the proposed interlocal agreement known as “Granville-Person Stormwater Services” which provides for the joint operations of most of the services required under the new Falls Lake Stormwater Regulations. The major services will be performed by a Stormwater Utility Services Manager, who will be employed by Granville County. Section 1(a) describes the duties of that Services Manager. Illustrative duties include:

- Coordinating and/or performing plan review, BMP maintenance monitoring and inspection and other functions on behalf of the Participating Jurisdictions to the extent desired by each jurisdiction.
- Identifying stormwater needs that are beyond the existing capabilities of the Participating Jurisdictions and assisting the Participating Jurisdictions in meeting those needs, individually or collectively, in the most cost effective manner.
- Staying abreast of water quality rules, regulations, and permit requirements affecting the Participating Jurisdictions.
- Acting as an advocate for the Participating Jurisdictions in various settings including, but not limited to, Upper Neuse River Basin Association meetings so that the Participating Jurisdictions can have a larger voice through collective representation (this shall not imply that the Stormwater Utility Services Manager shall act as a Registered Lobbyist).
- Inventorying and coordinating the resources of the Participating Jurisdictions to determine possibilities for contracting among jurisdictions for necessary personnel, equipment, and services.

Mr. Aycock noted a major component of the agreement has to do with the relationship between Granville County and municipalities within Granville County, primarily involved with Granville County’s collection of fees. Mr. Aycock stated that since Person County has elected not to assess fees but to pay for the services from the General Fund, the Person County Tax office will have minimal involvement. Mr. Aycock confirmed that all of the provisions having to do with fees in the agreement will not be effective in Person County. Mr. Aycock noted it is still necessary to specify the entirety of the plan of organization in the interlocal agreement since the law requires the adoption of an identical agreement by all jurisdictions.

Mr. Aycock further noted Person County expects to have substantial cost savings, estimated at 30% savings, as a result of the services that are shared.

A **motion** was made by Commissioner Jeffers, **seconded** by Chairman Clayton and **carried 5-0** to approve the Interlocal Agreement

June 18, 2012

**STATE OF NORTH CAROLINA
COUNTY OF PERSON
COUNTY OF GRANVILLE
CITY OF CREEDMOOR
TOWN OF BUTNER
TOWN OF STEM**

INTERLOCAL AGREEMENT FOR THE JOINT OPERATION OF A
STORMWATER MANAGEMENT PROGRAM IN PERSON COUNTY,
GRANVILLE COUNTY, THE CITY OF CREEDMOOR, THE TOWN OF
BUTNER, and THE TOWN OF STEM, KNOWN AS GRANVILLE-PERSON
STORMWATER SERVICES

**THIS INTERLOCAL AGREEMENT FOR THE JOINT OPERATION OF A
STORMWATER MANAGEMENT PROGRAM IN PERSON COUNTY, GRANVILLE
COUNTY, THE CITY OF CREEDMOOR, THE TOWN OF BUTNER, and THE TOWN
OF STEM** (hereinafter the "Agreement") is made as of June 18, 2012 by and between
PERSON COUNTY, a body politic and corporate of the State of North Carolina, (hereinafter
"Person County"), **GRANVILLE COUNTY**, a body politic and corporate of the State of
North Carolina, (hereinafter "Granville County"), the **CITY OF CREEDMOOR**, North
Carolina, a municipal corporation of the State of North Carolina (hereinafter "Creedmoor"),
the **TOWN OF BUTNER**, North Carolina, a municipal corporation of the State of North
Carolina (hereinafter "Butner"), and the **TOWN OF STEM**, North Carolina, a municipal
corporation of the State of North Carolina (hereinafter "STEM") (collectively, Person
County, Granville County, Creedmoor, Butner and Stem are referred to herein as the
"Participating Jurisdictions").

WITNESSETH:

WHEREAS, Water quality standards mandated by state and federal law are requiring that
local governments develop more detailed, advanced, and costly stormwater programs;

WHEREAS, effective stormwater management should be provided to protect, to the
extent practicable, the citizens of the Participating Jurisdictions from the loss of life and property
damage from flooding;

WHEREAS, the construction, operation, and maintenance of stormwater conveyance
systems requires long term planning and stable and adequate funding;

WHEREAS, aging stormwater conveyance systems and increasing demand upon those
systems from development require that local governments engage in long term planning and
increasingly depend upon stable and adequate funding;

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WHEREAS, the Participating Jurisdictions have worked together for many months to determine how best to provide stormwater management services within their respective jurisdictions in a cost-effective manner;

WHEREAS, the Participating Jurisdictions have determined that significant economies of scale can be achieved from joining together in a joint Stormwater Management Program to be known as "Granville-Person Stormwater Services;"

WHEREAS, the goal of Granville-Person Stormwater Services is to provide comprehensive storm water services in an efficient, effective, and equitable manner by using, in an efficient manner, resources that are available to each jurisdiction to avoid excessive staffing and purchases of equipment and duplication of services;

WHEREAS, the governing boards of Person County, Granville County, Creedmoor, Butner and Stem have each enacted an Ordinance Establishing A Stormwater Management Utility in each of their jurisdictions;

WHEREAS, North Carolina General Statutes §§153A-277 and 160A-314 require that no storm water service fee may be levied whenever two or more units of local government operate separate structural and natural stormwater and drainage system services in the same area within a County unless units of local government allocate among themselves the functions, duties, powers, and responsibilities of jointly operating a stormwater management program and structural and natural stormwater and drainage system service in the same area within a county; and

WHEREAS, the Participating Jurisdictions should have certain distinct responsibilities in connection with the operation, maintenance and financing of separate systems.

NOW, THEREFORE, IN CONSIDERATION OF THE PREMISES AND FULFILLMENT OF THE TERMS OF THIS AGREEMENT, THE PARTICIPATING JURISDICTIONS AGREE AS FOLLOWS:

1. Shared Administrative Costs. The Participating Jurisdictions shall share the costs of the following services based upon the funding allocation set forth in the Work Plan described below:

- (a) Stormwater Utility Services Manager. Granville County shall hire a Stormwater Utility Services Manager who, upon his or her effective date of employment, each of the Participating Jurisdictions hereby designates as its Stormwater Utility Manager as defined in each jurisdiction's "Ordinance Establishing a Stormwater Management Utility." The Participating Jurisdictions shall reimburse Granville County for all costs reasonably associated with employing a Stormwater Utility Services Manager for Granville-Person Stormwater Services including, but not limited to, costs of salary, cost employment benefits, cost of office space, equipment and furnishings and all other reasonable costs customarily associated with similar positions. The Stormwater Utility Services Manager shall perform

such duties as the Participating Jurisdictions shall jointly agree shall be assigned to him or her in the annual Work Plan (as described herein below). The Participating Jurisdictions shall develop a budget for the Stormwater Utility Services Manager that shall be included as part of the annual Work Plan. The duties of the Stormwater Utility Services Manager shall include, but not be limited to:

- i. Staying abreast of water quality rules, regulations, and permit requirements affecting the Participating Jurisdictions.
- ii. Attending relevant local, state, federal and associational meetings to monitor and report on developments related to water quality including, but not limited to, Upper Neuse River Basin Association meetings.
- iii. Acting as an advocate for the Participating Jurisdictions in various settings including, but not limited to, Upper Neuse River Basin Association meetings so that the Participating Jurisdictions can have a larger voice through collective representation (this shall not imply that the Stormwater Utility Services Manager shall act as a Registered Lobbyist).
- iv. Inventorying and coordinating the resources of the Participating Jurisdictions to determine possibilities for contracting among jurisdictions for necessary personnel, equipment, and services.
- v. Identifying stormwater needs that are beyond the existing capabilities of the Participating Jurisdictions and assisting the Participating Jurisdictions in meeting those needs, individually or collectively, in the most cost effective manner.
- vi. Developing a Credit Application Instruction Manual in coordination with all of the Participating Entities which may be adopted by the Participating Entities.
- vii. Reviewing credit applications in coordination with each Participating Jurisdiction's staff as necessary and approving or rejecting any application for a credit in whole or in part.
- viii. Coordinating and/or performing plan review, BMP maintenance monitoring and inspection and other functions on behalf of the Participating Jurisdictions to the extent desired by each jurisdiction.
- ix. Assisting the Participating Jurisdictions with customer service and particularly interfacing with the tax offices and planning offices in Granville County and Person County to assist with customer service issues.
- x. Hearing and deciding First-Level Appeals for the Participating Jurisdictions as set out in more detail below.
- xi. Coordinating stormwater utility-related communications and information flow between jurisdictions.

xii. Performing such other duties as may be assigned to the Stormwater Services Director in the Work Plan.

- (b) Cost of Monitoring. The Participating Jurisdictions shall share the costs of any monitoring determined by the Participating Jurisdictions to be beneficial to the interests of all of the Participating Jurisdictions. Participating Jurisdictions shall develop a budget for any monitoring that shall be included as part of the annual Work Plan.
- (c) Appeals. As set out in each Participating Jurisdiction's "Ordinance Establishing a Stormwater Management Utility," all appeals shall be timely filed with the Stormwater Utility Services Manager for review and disposition within 60 days of billing, stating the reasons for the appeal, and providing information pertinent to the calculation of the billed charge. The Stormwater Utility Services Manager shall make the initial decision and disposition on the appeal ("First Level Appeal") with any further appeal from the Stormwater Utility Services Manager's decision being decided by the County Manager (or his or her designee) of the County from which the appeal arose (which County Manager is hereby designated as the person to hear such appeals by each of the Participating Jurisdictions).
- (d) Annual Billing Update. Each year Granville-Person Stormwater Services, under the management of the Stormwater Utility Services Manager, shall cause updated tax data to be gathered from each taxing jurisdiction. Using such information determined to be reasonably necessary, Granville-Person Stormwater Services shall update its billing records to reflect any new impervious surface added during the previous year and shall correct any errors that it discovers. The budget for this work shall be set out in the annual Work Plan and shall be performed by such person or persons as shall be determined by Granville County in accordance with its contracting policy following consultation by the Stormwater Utility Services Manager with the Participating Jurisdictions.
- (e) Aerial Photography/ GIS Reconciliation. Once every four years when new aerial photography is available, Granville-Person Stormwater Services, under the management of the Stormwater Utility Services Manager, may reconcile the impervious area calculations obtained from the updated GIS data generated from the review process set out in subparagraph iv. Above with aerial imagery data in order to ensure accurate billing data. The budget for this work shall be set out in the annual Work Plan for the applicable review years and shall be performed by such person or persons as shall be determined by Granville County in accordance with its contracting policy following consultation by the Stormwater Utility Services Manager with the Participating Jurisdictions.

2. Shared Administrative Costs for Granville County, Creedmoor, Butner, and Stem.

Granville County shall perform the following functions on behalf of Granville County, Creedmoor, Butner and Stem:

- (a) Billing and collections. Granville County will bill and collect stormwater fees on behalf of Creedmoor, Butner, and Stem (the "Participating Granville Municipalities") on the following terms and conditions:
 - i. Pursuant to the provisions of Chapter 160A, Article 20, Part One of the General Statutes of North Carolina, and the provisions of G.S. 153A-445 of the General Statutes of North Carolina, Granville County and the Participating Granville Municipalities agree that Granville County will undertake the collection of stormwater utility fees ("Stormwater Management Utility Service Charges") and penalties which the Participating Granville Municipalities may lawfully impose, effective on the 1st day of July, 2012.
 - ii. On and after July 1, 2012, all Stormwater Management Utility Service Charge and penalties due the Participating Granville Municipalities shall be collected by the Granville County Tax Collector and remitted to the respective Participating Granville Municipalities less the fee described in subparagraph iv. below. In addition to the collection efforts described herein, the Granville County Tax Office shall provide basic customer service functions including answering basic questions about bills and referring more complex questions to the appropriate person or entity for further attention.
 - iii. For the purposes hereof, the operation of the office of the Granville County Tax Collector shall be under the supervision of the Granville County Manager, except as herein otherwise provided.
 - iv. For the fiscal year beginning July 1, 2012 and ending June 30, 2013, the Participating Granville Municipalities shall pay to Granville County as reimbursement for its services in billing and collecting Stormwater Management Utility Service Charges and penalties, a fee of one and one-half percent (1.5%) of Stormwater Management Utility Service Charges and penalties collected, said fee to be withheld from each remittance to the Participating Granville Municipality for which such fees and penalties are collected. This Section 2(a) of this Agreement shall continue in effect from year to year so long as the parties are able to agree upon a renewal fee, as hereinafter provided.
 - v. The fee for services herein provided shall be subject to negotiation annually and shall be agreed upon ninety (90) days prior to the end of the current fiscal year. In the event that Granville County and the Participating Granville Municipalities parties or any combination thereof fail to reach an agreement ninety (90) days prior to the end of the current fiscal year then and in that event this Agreement shall terminate at the end of the current fiscal year as to those entities with whom no agreement is reached; provided, however, in the absence of actual communication

between the parties, it shall be assumed that both parties consent to a fee of one and one-half percent (1.5%) of taxes and fees collected and this Section 2(a) of this Agreement shall automatically renew from year to year.

- vi. Records showing separately the amount of Stormwater Management Utility Service Charges and penalties billed and collected for each of the Participating Granville Municipalities and Granville County shall be maintained by the Granville County Tax Collector.
- vii. Separate bonds shall be given by the Granville County Tax Collector and such of his/her assistants and clerks as may be requested or required by each of the Participating Granville Municipalities.
- viii. Each of the Participating Granville Municipalities shall exercise their best efforts to determine which ratepayers are residents of their respective Participating Granville Municipality and shall inform Granville County of their determination. Granville County assumes no liability for the collection of Stormwater Management Utility Service Charges and penalties from residents of the Participating Granville Municipalities who have not been identified as residents thereof by the relevant municipality or for the accuracy of any records provided by the Participating Granville Municipalities.
- ix. Upon the discovery of parcels that have not been properly billed, Granville County or the respective Participating Granville Municipality, as the case may be, shall notify the other of the previous failure to bill and will work in good faith to add such parcel to the billing database.
- x. Unless otherwise specifically designated, a partial payment on a consolidated tax bill shall be proportionately credited against taxes, fees and penalties due each unit or as otherwise required by law.
- xi. The billing records shall be audited annually by Granville County's independent Certified Public Accountant, or each Participating Granville Municipality may, at its own expense, provide for the auditing of the records relating to the fees and penalties due it. In the event of separate audits, the unit desiring the audit to be made shall bear the expense thereof. The Stormwater Management Utility Service Charge and penalty records relating to Stormwater Management Utility Service Charges and penalties due each of the Participating Granville Municipalities shall be available to the respective Participating Granville Municipality, its agents and employees, at all reasonable times.
- xii. In the event that legislative authorization is obtained to collect the Stormwater Management Utility Service Charges and penalties in the same manner as a property tax, the Granville County Tax Collector shall perform all duties imposed by law upon the Municipal Tax Collector

(with respect to Municipal taxes) and County Tax Collectors or Sheriffs
(with respect to County taxes).

- xiii. With respect to delinquent Stormwater Management Utility Service Charges and penalties, Granville County shall report delinquent accounts to the North Carolina Debt Setoff program. Further efforts to collect delinquent accounts by any remedy provided by law for collecting and enforcing private debts shall only be undertaken with the specific authorization of the affected Participating Granville Municipality which shall bear all costs associated with such collection action. In the event that legislative authorization is obtained to collect the Stormwater Management Utility Service Charges and penalties in the same manner as a property tax, with respect to accounts where delinquent tax items and/or Stormwater Management Utility Service Charges and penalties are due both the County and the Town, the Granville County Tax Collector shall report the same to the attorney handling those cases at the same time, and actions for foreclosure of tax liens shall be brought in the name of the County and Town. If taxes are delinquent for one of the taxing units and not to the other, tax suits shall be brought in the name of the unit to which the taxes and/or Stormwater Management Utility Service Charges and penalties are due. All Stormwater Management Utility Service Charges and penalties delinquent for a period of three (3) years shall be reported to the attorney handling the tax foreclosures.
 - xiv. The Participating Granville Municipalities shall be furnished a report of all tax parcels when it is compiled. All other reports requested by a Participating Granville Municipality that require an additional cost to Granville County will be paid for by the Participating Granville Municipality.
 - xv. Either the County or any Participating Granville Municipality may, upon appropriate action by said party's governing board, terminate this section 2(a) of this Agreement by giving the other party written notice of termination. The effective date of termination shall be two (2) months from the notice date if such notice is given on or before April 1 of the calendar year and shall be March 31 of the following calendar year if the notice is given after April 1 of the calendar year.
- (b) Enhanced Customer Service Support. In conjunction with the Stormwater Utility Services Manager, Granville County shall provide customer service to the Participating Granville Municipalities to supplement the basic customer service provided by the Granville County Tax Collector's Office. Such support shall include, but shall not be limited to, assisting the Stormwater Utility Services Manager and the Granville County Tax Collector in reviewing the accuracy of bills, performing or assisting in database updates as inaccuracies are detected and rectified, and performing such other customer service functions as may be reasonably required to provide a unified customer service function in conjunction with the Stormwater Utility Services Manager.

(c) Other Shared Administrative Costs May Be Added By Mutual Agreement.

Granville County and the Participating Granville Municipalities may agree that other tasks and functions may be added by mutual agreement as shared administrative costs on an Annual Work plan as may be from time to time amended by Granville County and the Participating Granville Municipalities. In addition, functions specifically enumerated herein as shared administrative costs can be deleted by mutual agreement on an Annual Work plan as may be from time to time amended by Granville County and the Participating Granville Municipalities.

3. Jurisdiction Specific Stormwater Costs. Each Participating Jurisdiction, by mutual agreement with another jurisdiction through the Work Plan or separate contract, may acquire, lease as lessor or lessee, construct, establish, enlarge, improve, extend, maintain, own, operate, and contract for any component of said jurisdiction's Stormwater Management Program as defined in each Participating Entity's "Ordinance Establishing A Stormwater Management Utility" from any other Participating Entity.

4. Work Plan. In or before January of each year, the Participating Entities with the coordination of the Stormwater Utility Services Manager shall begin meeting to discuss the services to be provided pursuant to the terms of this Agreement. On or before March 1 of each year, each jurisdiction shall deliver to the Stormwater Utility Services Manager its jurisdiction specific work plan. The jurisdiction specific work plan shall specify which services the jurisdiction proposes to acquire as a Shared Administrative Cost, a Shared Administrative Cost for Granville County and the Participating Granville Municipalities, or a Jurisdiction Specific Stormwater Cost. On or before April 1 of each year, the Stormwater Utility Services Manager shall deliver a proposed Work Plan to each of the Participating Entities that shall take into account each Participating Entity's goals. In doing so, the Stormwater Utility Services Manager shall assist the Participating Entities in coordinating services across the jurisdictions so that resources are allocated in a manner that takes into account each jurisdiction's capabilities and needs in an effort to achieve maximum efficiencies. Subject to such revisions as the Participating Entities may agree on, each Participating Entity shall adopt or reject the final Work Plan on or before May 15 of each year. Such Work Plan shall be attached to this Agreement and shall set out the scope of services to be provided under the terms of this Agreement by each of the Participating Jurisdictions until the Work Plan may be revised or otherwise modified. In the event that a Participating Entity fails to adopt rates, fees, or charges sufficient to fund its share of the Work Plan in accordance with N.C. Gen. Stat. §153A-277(a1)(1) or N.C. Gen. Stat. §160A-314(a1)(1) or otherwise fails to appropriate sufficient funds, the Participating Entity shall fund its share of the Shared Administrative Costs and the Shared Administrative Costs for Granville County and the Participating Granville Municipalities respectively before funding Jurisdiction Specific Stormwater Costs. The Work Plan for fiscal year 2012-2013 is attached hereto and incorporated herein by reference as Exhibit "A".

5. Billing and Collection for Services Hereunder. Each Participating Jurisdiction providing services hereunder shall send an invoice for services provided during the previous calendar month (as defined by the Work Plan) on or before the 20th day of the month following the month in which the services were provided. The Participating Entity receiving an invoice for services hereunder shall pay such invoice, less any amount in dispute, within 21 days of receipt.

6. Designation of Raftelis Financial Consultants, Inc. as Interim Stormwater Services Manager. Until a Stormwater Utility Services Manager is hired as set out herein, Raftelis Financial Consultants, Inc. is designated as the Stormwater Services Manager. In the event of a vacancy in the position of Stormwater Utility Services Manager, Granville County may take such steps as it in its reasonable discretion feels necessary to fill the position on an interim basis and may appoint one of its existing employees as the interim Stormwater Utility Services Manager.

7. Responsibility for Compliance With Applicable Law. Each Participating Jurisdiction understands and agrees that it is solely responsible for complying with all applicable laws, rules, ordinances, permit requirements and other applicable legal authority related to water quality within its jurisdictional boundaries.

8. Granville-Person Stormwater Services Working Group. Each of the Participating Jurisdictions shall select up to two representatives to meet with representatives from the other Participating Jurisdictions and the Stormwater Utility Services Manager on a regular basis at such times as the Participating Jurisdictions shall determine to coordinate service provision.

9. Methods of Amending this Agreement. This Agreement may be amended by written agreement authorized by the governing bodies of each party and signed by authorized representatives of each party.

10. Term of Agreement-Methods of Terminating the Agreement. The initial term of this Agreement shall be from July 1, 2012 to June 30, 2013, and shall be automatically renewed each fiscal year thereafter unless notice of non-renewal is given in writing at least 6 months prior to the beginning of the fiscal year when termination is intended. This Agreement may also be terminated by court order upon the finding that there has been substantial breach of this agreement by the non-complaining party so as to entitle the complaining party to be relieved of its obligations under this Agreement.

11. Enforcement of Agreement. The parties agree that the remedy of specific performance would be an appropriate remedy, among others, for the enforcement of this Agreement.

12. Failure to Adopt. In the event that any Participating Entity fails to adopt this Agreement, then this Agreement shall be effective with respect to those Participating Entities which adopt this Agreement provided, however, that if Granville County fails to adopt this Agreement, then this Agreement shall be null and void and of no effect. If less than all of the Participating Entities fail to adopt this Agreement, any of the other Participating Entities may withdraw from this Agreement prior to July 1, 2012 by appropriate board action.

13. Amendment of Stormwater Utility Ordinances. Each Participating Jurisdiction shall use its best efforts to give advance notice to other Participating Jurisdictions of any proposed amendments to its "Ordinance Establishing a Stormwater Management Utility."

14. Pre-Audit. This Agreement has been pre-audited in the manner required by the North Carolina Local Government Budget and Fiscal Control Act as evidenced by the signatures

of the finance officers of each of the Participating Jurisdictions as set out on Exhibit B attached hereto and incorporated herein by reference.

15. Entire Agreement. This Agreement is the entire agreement of the parties.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the day and year first above written by the authority duly granted by their respective governing bodies.

[SIGNATURES ON FOLLOWING PAGES]

ATTEST:

Debra A. Weary, Clerk

ATTEST:

Brenda B. Reaves
Brenda B. Reaves, Clerk

ATTEST:

Korena Weichel, Clerk

ATTEST:

Dianne E. White, Clerk

ATTEST:

_____, Clerk

GRANVILLE COUNTY

By: _____
Chairman, Board of County Commissioners

Approved as to form:

County Attorney

PERSON COUNTY

By: Jimmy B. Clayton
Chairman, Board of County Commissioners

Approved as to form:

C. Randall
County Attorney

CITY OF CREEDMOOR

By: _____
Mayor, City of Creedmoor

Approved as to form:

City Attorney

TOWN OF BUTNER

By: _____
Mayor, Town of Butner

Approved as to form:

Town Attorney

TOWN OF STEM

By: _____
Mayor, Town of Stem

Approved as to form:

Town Attorney

{A0087526.DOCX}

EXHIBIT A

Work Plan for Fiscal Year 2012-2012

{A0087526.DOCX}

12

June 18, 2012

34

EXHIBIT B

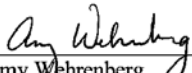
PRE-AUDIT CERTIFICATION

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Michael A. Felts
Finance Director, Granville County

PRE-AUDIT CERTIFICATION

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.



Amy Wehrenberg
Finance Director, Person County

PRE-AUDIT CERTIFICATION

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Ren Wiles
Finance Director, City of Creedmoor

PRE-AUDIT CERTIFICATION

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Susan C. Hiscocks
Finance Director, Town of Butner

PRE-AUDIT CERTIFICATION

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

James P. Winston II
Finance Director, Town of Stem

PERSON COUNTY AIRPORT LAND ACQUISITION:

County Manager, Heidi York told the Board that several years ago the County applied for and received a \$500,000 federal grant for the purchase of land, surrounding the County Airport to allow for airport expansion at some point in the future. Ms. York noted that due to the failing economy, this grant and any action regarding it was put on the back burner of priorities. However, with the grant expiring July 1, 2013, these funds had to either be spent or risk losing these funds. Ms. York stated the grant stipulates that the fair market appraised value must be offered, without allowance for negotiation of price.

Ms. York stated that based on the recommendations of the County's engineers, Talbert & Bright, and the Airport Commission, it is recommended that the County purchase two tracts of property near the airport.

Tract 1 is owned by JES Properties and is made up of 14.68 acres. This property appraised at \$77,100, but the recommended offer is \$74,569, allowing a credit of \$2,531 for the easement that the County will give JES Properties for the power line coming from the solar farm to the Progress Energy line.

Tract 2 is owned by S. T. Wooten Corporation and is made up of 26.43 acres. This property was formerly used as an asphalt plant. A Phase 1 environmental study was done on the property and no evidence was found that supported any type of contamination. However, the Airport Commission felt it appropriate to pursue this matter further and require a Phase 2 environmental study. The Phase 2 study will test both soil and ground water samples and is scheduled to take place within the next couple of weeks. The appraised value of this property is \$239,500 and the recommended offer is \$239,500 pending that no concerns are found in the Phase 2 environmental study.

Ms. York presented survey maps for each property as well as a cost summary for the expenditure of grant funds. Commissioner Kennington identified a discrepancy in the map related to the acreage in the JES Properties' tract. General Services Director, Ray Foushee stated the discrepancy may be a result of initially reviewing partial property of the JES Properties' tract for land acquisition and then the full tract was considered without the maps being updated. Ms. York stated she would send to the Board the final corrected maps related to the land acquisition.

Ms. York asked the Board to receive the recommendation of the Airport Commission and approve the Offer to Purchase from JES Properties as well as the S. T. Wooten Corporation, pending an approved Phase 2 environmental study.

A **motion** was made by Commissioner Kennington, **seconded** by Vice Chairman Puryear and **carried 5-0** to accept the recommendation of the Airport Commission and approve the Offer to Purchase from JES Properties as well as the S. T. Wooten Corporation, pending an approved Phase 2 environmental study.

DESIGNATE NACO VOTING DELEGATE:

Chairman Clayton requested Board consideration to designate Commissioner Jeffers as Person County's delegate as the Voting Credentials for the 2012 Annual Conference must be submitted by June 22, 2012 in order for Person County's delegate to participate in the association's annual election of officers and policy adoption.

A **motion** was made by Chairman Clayton, **seconded** by Vice Chairman Puryear and **carried 5-0** to designate Commissioner Jeffers as Person County's voting delegate for the 2012 National Association of Counties (NACo) Annual Conference.

FISCAL YEAR 2012-2013 ANNUAL BUDGET ORDINANCE:

County Manager, Heidi York presented to the Board for adoption the Fiscal Year 2012-2013 Budget Ordinance for a total amended budget for \$56,860,636. General Statute 159-13(a) directs that the annual budget must be adopted by July 1. The budget ordinance may be adopted at any regular or special meeting at which a quorum is present, by a majority of those present and voting and having fulfilled the legal requirements including the conducting of a public hearing.

Commissioner Kennington requested the Expenditures item titled Addition of Contingency line for Board Member Expense be corrected to Mileage Reimbursement for Appointed Boards and Committees.

Board members commended the County Manager, Finance Director and staff involved for preparing a budget reflecting the priorities of the Board.

A **motion** was made by Commissioner Blalock, **seconded** by Chairman Clayton and **carried 5-0** to adopt the Fiscal Year 2012-2013 Budget Ordinance.



PERSON COUNTY,
NORTH CAROLINA

2012-2013



BUDGET ORDINANCE

BE IT ORDAINED by the Board of Commissioners of Person County, North Carolina (the "Board"):

Section 1. The following amounts are hereby appropriated in General Fund for the operation of the county government and its activities for the fiscal year beginning July 1, 2012 and ending June 30, 2013, in accordance with the chart of accounts heretofore established for this county and by function as listed below:

<u>EXPENDITURES</u>	<u>AMOUNT</u>	<u>PERCENT OF BUDGET</u>
<i>GENERAL GOVERNMENT:</i>		
General Government	\$ 5,368,230	10.1
Public Safety	11,291,409	21.3
Transportation	1,013,763	1.9
Human Services	14,584,076	27.4
Education	10,405,781	19.6
Environmental Protection	399,589	0.7
Economic and Physical Development	739,732	1.4
Culture and Recreation	1,463,375	2.8
Debt Service	4,229,471	8.0
Transfers to Other Funds and Component Unit	3,251,387	6.1
Contingency	351,508	0.7
TOTAL GENERAL FUND APPROPRIATIONS	\$ 53,098,321	100.0

Section 2. The appropriations to the Board of Education for current expense, firstly, shall be made from any funds that are dedicated to the use of the schools and secondly, shall be made from general county revenues to the extent necessary and for capital expenditures shall be by project, as listed in the the categories in the budget of the Board of Education, to the extent of the amount available for capital appropriations. Capital outlay will be distributed on a requisition basis as expenditures are incurred. Documentation of expenditures must be submitted to the Person County Finance Office in such form as they prescribe prior to reimbursement.

The appropriation of state funds from the State Library of North Carolina shall be used exclusively for operating expenditures of the Person County Public Library.

The appropriations made and revenues estimated hereafter shall be for the fiscal year beginning July 1, 2012 and ending June 30, 2013.

June 18, 2012

Section 3. It is estimated that the following revenues will be available in the General Fund:

REVENUES	AMOUNT	PERCENT OF BUDGET
Ad Valorem Taxes	\$ 28,008,350	52.8
Local Option Sales Taxes	6,035,525	11.4
Other Taxes	247,500	0.5
Licenses and Permits	204,000	0.4
Intergovernmental Revenues	8,416,217	15.9
Investment Income	15,000	0.0
Charges for Services	4,793,259	9.0
Other Revenues	700,233	1.2
Transfers from Component Unit	185,000	0.3
Fund Balance Appropriated	4,493,237	8.5
TOTAL GENERAL FUND REVENUES	\$ 53,098,321	100.0

Section 4. The following amounts are hereby appropriated, and included in the General Fund, for Debt Service for the payment of principal and interest on the outstanding debt of the county, and the expenses relating thereto:

Principal – 1996;1999;2000 Installment Financing Contract – 2008 Refinancing	\$ 2,055,000
Interest – 1996;1999;2000 Installment Financing Contract – 2008 Refinancing	213,888
Principal – 2006 Installment Financing Contract – Reroof and Paving	225,000
Interest – 2006 Installment Financing Contract – Reroof and Paving	105,915
Principal – 2007 Installment Financing Contract - Sch Bldg/Health Bldg	750,000
Interest – 2007 Installment Financing Contract - Sch Bldg/Health Bldg	43,652
Prin - 2010 Installment Financing Contract–Cthouse Renov & Various Re-Roofing	300,000
Int - 2010 Installment Financing Contract–Cthouse Renov & Various Re-Roofing	162,180
Prin - 2012 Installment Financing Contract–Schools Re-Roofing	208,836
Int - 2012 Installment Financing Contract–Schools Re-Roofing	165,000
Total Debt Service	\$ 4,229,471

Section 5. The following amounts are hereby appropriated in the Person Industries & PI Material Recovery Facility (MRF) Fund:

Community Rehabilitation Program Services	\$ 2,155,097
Material Recovery Facility	752,870
Total	\$ 2,907,967

Section 6. It is estimated that the following revenues will be available in the Person Industries & PI Material Recovery Facility (MRF) Fund:

Intergovernmental Revenues	\$ 1,144,012
Other Taxes	41,400
Charges for Services	62,050
Other Revenues	1,051,600
Fund Balance Appropriated	30,000
Transfers	578,905
Total	\$ 2,907,967

Section 7. The following amounts are hereby appropriated in the Emergency Telephone System Fund:

Emergency Telephone System \$ 424,348

Section 8. It is estimated that the following revenues will be available in the Emergency Telephone System Fund:

E-911 State Charges \$ 424,348

Section 9. The following amounts are hereby appropriated in the Economic Catalyst Fund for future industrial incentives and expansion efforts of current industry facilities:

Industrial Recruitment Incentives \$ 400,000

Section 10. It is estimated that the following revenues will be available in the Economic Catalyst Fund:

Transfer from General Fund \$ 400,000

Section 11. The following amounts are hereby appropriated in the Water and Sewer Construction Reserve Fund for the future funding of water and sewer construction:

Reserve for Water and Sewer Construction \$ 30,000

Section 12. It is estimated that the following revenues will be available in the Water and Sewer Construction Reserve Fund:

Shared Fees \$ 30,000

Section 13. There is hereby levied a tax at the rate of seventy cents (\$0.70) per one hundred dollars (\$100) valuation of property listed for taxes as of January 1, 2012 for the purpose of raising revenues from property taxes included in "Ad Valorem Taxes" in the General Fund in Section 3 of this Ordinance.

This rate of tax is based on an estimated total valuation of property for the purpose of taxation of \$3,990,000,000 and an estimated collection rate of 97%.

Section 14. Charges for services and fees by County departments, excluding those established by state statute, are levied in the amounts set forth in the attached Fee Schedule. (Attachment 1)

Section 15. The budget officer is hereby authorized to transfer appropriations within a fund as contained herein under the following conditions:

a. She may transfer amounts between objects of expenditure within a department and between departments within the same functional area without limitation and without a report to the Board of Commissioners.

b. She may transfer amounts up to \$10,000 between functional areas of the same fund with an official report on such transfers at the next regular meeting of the Board of Commissioners.

c. She may not transfer any amount between funds or from the regular contingency appropriation within any fund without a report to the Board of Commissioners.

Section 16. The County Manager is hereby authorized to execute contractual documents under the following conditions:

a. She may execute contracts for construction repair projects which do not require formal competitive bid procedures.

b. She may execute contracts for: (1) purchase of apparatus, supplies and materials, or equipment which is within budgeted department appropriations, (2) leases of personal property for a duration of one year or less and within budgeted department appropriations and (3) services which are within department appropriations.

c. She may execute grant agreements to or from public and nonprofit organizations that are within budgeted appropriations, unless grantor organization requires execution by the Board of Commissioners.

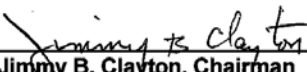
d. She may execute contracts, as the lessor/lessee of real property, which are of one-year duration or less, if funds are within budgeted appropriations.

e. She may execute contracts for consultant services, which consultant fees are estimated to be less than \$10,000 and if funds are within budgeted appropriations.

Section 17. The Finance Director may make cash advances between funds during the fiscal year without reporting to the Board of Commissioners. Any advances outstanding at fiscal year-end must be reported to the board except those involving funds where grant revenues or unreimbursed debt proceeds arise from prior county expenditures.

Section 18. Copies of the Budget Ordinance shall be furnished to the Budget Officer, the Finance Director, and the Tax Administrator for direction in the carrying out of their duties.

Adopted this the 18th day of June 2012.


Jimmy B. Clayton, Chairman
Person County Board of Commissioners


Brenda B. Reaves, Clerk to the Board



June 18, 2012

**FY 2012-2013
Adopted Fee Schedule**

Attachment 1

Department	Fee Type	FY 2011-2012 Adopted Fees	FY 2012-2013 Adopted Fees
Animal Control	Adoption Fees		
	Adoption Fee - Includes age appropriate vaccinations	\$25	Same
	Deposit required for unaltered animal (Deposit will be refunded if completed before the deadline that is stated on adoption contract)	\$75	Same
	Reclaim Fees		
	1st Offense Reclaim	\$25	Same
	2nd Offense Reclaim (in one year period)	\$50	Same
	Regular holding per night	\$5	Same
	Quarantine holding per night	\$10	Same
	Rabies Vaccination (if unvaccinated or no proof of vaccination)	\$5	\$10
	Animal Pick Up Fees		
	Pick up litter of puppies or kittens (if mother of litter is surrendered at time of pickup, there will be no charge)	\$25	Same
	Pick up injured or sick animals	\$25	Same
	Deposit fee for Humane Dog or Cat Trap	New	\$25
Note: Upon adoption of the new Animal Control Ordinance, these fees will need to be revised.			
Recreation/Arts and Parks			
Mayo Park			
	Cabins		
	Small (Per Night)	\$50	Same
	Large (Per Night)	\$65	Same
	Camp Sites		
	RV (1-4) and (9-18) (Per Night)	\$3	Same
	Waterfront Tent Sites (5-8) (Per Night)	\$18	Same
	Non-Waterfront Primitive Sites (19-30) (Per Night)	\$10	Same
	Non-Waterfront Group Site (Per Night)	\$75	Same
	Shelters (Numbered 1-9)		
	Four Hours or Less	\$25	Same
	Four Hours or More	\$50	Same
	Environmental Education and Community Center		
	Resident (Hourly)	\$35	Same
	Resident (Daily, 8 Hours)	\$200	Same
	Resident Deposit	\$200	Same
	Non-Resident (Hourly)	\$53	Same
	Non-Resident (Daily, 8 Hours)	\$300	Same
	Non-Resident Deposit	\$500	Same
	Amphitheatre		
	Local Non-Profit Agencies (Rental)	\$150	Same
	Local Non-Profit Agencies Rehearsal (Per Hour)	\$25	Same
	Private Profit Making Organizations (Rental)	\$500	Same
	Private Profit Making Organizations Rehearsal (Per Hour)	\$50	Same
	Private Organizations or Individuals, Non-Performance (Rental)	\$250	Same
	Private Organizations or Individuals, Non-Performance Rehearsal (Per Hour)	\$20	Same
	Resident Security Deposit	\$200	Same
	Non-Resident Security Deposit	\$500	Same
	Staffing of Rangers and Officers for the rental or events (Requested)	\$15	Same
	Canoes and Kayaks		
	Four Hours or Less (Per Vessel)	\$10	Same
	Half Day (12 Hours) (Per Vessel)	\$15	Same
	Full Day (24 Hours) (Per Vessel)	\$20	Same
	Weekend (48 Hours) (Per Vessel)	\$40	Same
	Security Deposit	\$25	Same

June 18, 2012

**FY 2012-2013
Adopted Fee Schedule**

Attachment 1

Department	Fee Type	FY 2011-2012 Adopted Fees	FY 2012-2013 Adopted Fees
	Horse Shoes	\$5	Same
	Corn Hole Set	\$5	Same
	Lake Maps		
	Purchased at Office (Each)	\$6	Same
	Purchased by Mail or Internet	\$7	Same
	Bundle of Fire Wood	\$5	Same
	RV Dump Station (Non-Camper) Per Use	\$20	Same
	FECC Equipment		
	Chairs and Tables		
	Resident Chairs (Indoor)	\$1	Same
	Resident Chairs (Outdoor)	\$1	Same
	Resident Tables (Indoor)	\$2	Same
	Resident Tables (Outdoor)	\$3	Same
	Non-Resident Chairs (Indoor)	\$1	Same
	Non-Resident Chairs (Outdoor)	\$2	Same
	Non-Resident Tables (Indoor)	\$3	Same
	Non-Resident Tables (Outdoor)	\$5	Same
	AV Equipment		
	Resident Hourly (Per Unit)	\$5	Same
	Resident Daily (Per Unit) (8 Hours)	\$25	Same
	Non-Resident Hourly (Per Unit)	\$8	Same
	Non-Resident Daily (Per Unit) (8 Hours)	\$40	Same
	Power Point Projector		
	Resident Hourly	\$10	Same
	Resident Daily (8 Hours)	\$50	Same
	Non-Resident Hourly	\$15	Same
	Non-Resident Daily (8 Hours)	\$75	Same
	Rental		
Kirby Civic Auditorium and Gallery	Private for Profit Performance	\$300	Same
	Private Non-Profit Org Performance	\$200	Same
	School and Government Org	N/A	N/A
	Private for Profit Rehearsal	\$25	Same
	Private Non-Profit Rehearsal	\$25	Same
	Lighting Technician	\$17	Same
	Spotlight Technician	\$10	\$12
	Spotlight Equipment (All Categories)	\$10	Same
	Sound Technician	\$17	Same
	Sound Equipment (All Categories)	\$10	Same
	Piano Tuning Request or Move	\$150	Same
	All Security Deposits	\$200	Same
	Concession Stand Fee (per Day)	NEW	\$25
	Staff Utilization Fee (Hourly)	NEW	\$10
Recreation Program and Facilities	Athletic Programs	Registration fees are set to cover the expense to offer and operate each program	
	Recreational Programs	Registration fees are set to cover the expense to offer and operate each program	
	Facilities		
	Picnic Shelters (4 hours or less)	\$25	Same
	Picnic Shelters (4 hours or more)	\$50	Same
	Field Rentals (4 hours or less)	\$75	Same
	Field Rental (4 hours or more)	\$150	Same
	Field Rental (Full Weekend)	\$200	Same
	Field Light Rental (per hour)	\$25	Same
	Gym Rental (per hour, min of 2 hours)	\$35	Same
	Concession Stand Rent (Hot Foods, Per Season)	\$200	Same

June 18, 2012

Attachment 1

FY 2012-2013
Adopted Fee Schedule

Department	Fee Type	FY2011-2012 Adopted Fees	FY 2012-2013 Adopted Fees
	Concession Stand Rent (Pre-packed Food, Per Season)	\$100	Same
	Tennis Courts (One Court) 4 hours or less	\$15	Same
	Tennis Courts (One Court) 4 hours or more	\$25	Same
	Tennis Courts (weekend rental)	\$125	Same
	Bleacher Rental	\$100	Same
	All Security Deposits	\$200	Same
	Person County Office Building Auditorium Rental Fee	Hours 1-4-\$38.50 rent, Hours 5-\$77, Supervision Fees	\$25/hr
	Person County Office Building Auditorium Security Deposit	\$25	\$200
	Person County Office Building Auditorium Kitchen Fee	NEW	\$15
Planning			
	ZONING PERMITS		
	Residential: SFD, MH, Modular Home, or Duplex Construction, Additions, Alterations, and Accessory Structures (storage sheds, garages, pools, etc.)	\$40	\$50
	All other structural permits	\$25	N/A
	Installation/Construction of Multi-Family	\$40	\$75
	Location of Business in Existing Building	\$40	\$60
	Accessory Structure for Business or Industry	\$40	\$75
	All other construction/Uses not listed	\$40	\$75
	Off premises sign zoning permit	\$200	Same
	All other sign zoning permits	\$40	Same
	Structures built without a permit	DOUBLE	Same
	Home occupations	\$40	\$50
	Variance request	\$250	Same
	Appeals	\$250	Same
	Rezoning requests	\$250 + \$10 PER ACRE	Same
	Special use permit	\$250 + \$10 PER ACRE	Same
	Conditional use permit	\$250	Same
	Text amendment	\$250	Same
	Vested rights	\$250	Same
	Minor plats approval fee	\$25 + \$10 PER LOT	Same
	Major plats approval fee	\$200 + \$10 PER LOT	Same
	Final subdivision plat approval	\$200	Same
	Revisions to approved subdivision	\$100	Same
	Variation to subdivision ordinance	\$200	Same
	Bond review	\$30	Same
	Street renaming	\$200	Same
	Review fee exceeding density levels in watershed	\$100	Same
	Cellular tower re-certification	\$100	Same
	Cellular tower fee	\$5,000	Same
	Co-Locate fee	\$2,000	Same
	Consultant fee for towers	\$6,500	Same
Library			
	Overdue fines for books, audios, CDs, magazines (individual item cap \$5)	\$0.10/day	Same
	Overdue fines for DVD's (individual item cap \$5)	\$1/day	Same
	Photocopies/Computer Print-outs	\$0.10 per page	Same
	Replacement Cards for lost, stolen, missing cards	\$5.00	Same
	Sales	\$0.50 for book bags	Same
Emergency Medical Services (EMS)			
	Basic Life Support	\$425	Same
	Advanced Life Support 1	\$475	Same
	Advanced Life Support 2	\$575	Same
	Specialty Care Transport	\$650	Same

June 18, 2012

Attachment 1

FY 2012-2013
Adopted Fee Schedule

Department	Fee Type	FY2011-2012 Adopted Fees	FY 2012-2013 Adopted Fees
GIS	Loaded Mileage Charge	\$9.75 per mile	Same
	Special Event Coverage (3 hour minimum)	\$100 per hour	Same
	8.5 X 11 or 11 X 17	\$2	Same
	18 X 24	\$5	Same
	24 X 36	\$10	Same
	Wall Map (95 X 40)	\$20	Same
Shelby County	CD/DVD	\$20	Same
	Person County Mapbook	\$40 (Pages only- notebook not included)	Same
	500' Buffer Map & Property owner list	\$5 (8.5 X 11); \$10 (18 X 24)	Same
	Custom requests requiring extensive personnel time	\$40/hour	Same
Civil Process	Service Fee (In State)	\$15	Same
	Service Fee (Out of State)	\$100	Same
Records Division	Fingerprints	\$15	Same
	Concealed Weapon Permits	\$90	Same
	Concealed Weapon Permits - Renewal	\$85	Same
	Concealed Weapon Permits - Duplicate	\$15	Same
	Pistol Permits	\$5	Same
	Report Copy	\$3	Same
Attorney's Request	Criminal History Check	\$10	Same
	Driver History Check	\$10	Same
	National History Check	\$10	Same
Firearm Storage Fee	1-5 Weapons	\$5 per month	Same
	6-10 Weapons	\$10 per month	Same
	11-15 Weapons	\$15 per month	Same
	16 or more Weapons	\$20 per month	Same
Public Health	Collection by Venipuncture	\$16	Same
	IUD Insertion	\$150	Same
Public Health	IUD Removal	\$175	Same
	Fetal Nonstress Test	\$50	Same
	Antepartum Care 4-6 visits	\$1,154	Same
	Antepartum Care 7+ visits	\$1,706	Same
	Ultrasound	\$100	Same
	Lipid Profile	\$25	Same
	Urine Profile	\$10	Same
	Pregnancy Test	\$25	Same
	Amines	\$10	Same
	Blood Oculi, Feces	\$14	Same
	Cholesterol	\$19	Same
	Glucose Screening	\$19	Same
	One Hour GTT	\$20	Same
	GTT 3hr	\$48	Same
Public Health	GTT 3hr added samples	\$19	Same
	A1C	\$35	Same
	Diagnostic Panel	\$40	Same
	Blood Lead	\$26	Same
	PSA	\$26	Same
	Thyroid Profile w TSH	\$40	Same
	Hemoglobin	\$12	Same
	Rabies Titer	\$40	Same
	PPD	\$25	Same

June 18, 2012

Attachment 1

FY 2012-2013
Adopted Fee Schedule

Department	Fee Type	FY2011-2012 Adopted Fees	FY 2012-2013 Adopted Fees
Varicella Titer		\$43	Same
GC Culture		\$21	Same
Vag B Strep		\$21	Same
Urinalt		\$30	Same
Wetmount		\$19	Same
Inm Adm w counseling		\$28	Same
Inm Adm w counseling each add'l		\$14	Same
Inm Adm nasal/oral		\$15	Same
Inm Adm nasal/oral each add'l		\$12	Same
Inm Adm single		\$28	Same
Inm Adm each add'l		\$12	Same
Hep A (p=19)		\$70	\$73
Hep A (1-18)		\$35	Same
Twinrix		\$100	\$105
Hib		\$28	Same
Gardasil		\$156	Same
Influenza (6-35 mo)		\$30	Same
Influenza (3yr+)		\$30	Same
Flu Mist		\$30	Same
Influenza High Dose			•
Kinrix		\$55	Same
Pentacel		\$85	Same
PCV - 13 Prevnar		\$120	Same
Rabies IM		\$190	\$205
Rotavirus		\$77	Same
MMR		\$55	\$60
MMRV		\$142	Same
IPV		\$28	\$31
Td		\$22	Same
DTAP (Daptacel, Tripedia, Infanrix)		\$25	Same
Tdap (Adacel, Boostrix)		\$42	\$44
Varicella		\$89	\$98
Pediarix		\$78	Same
Proemunia		\$47	\$67
Menomune		\$106	\$108
Menactra		\$114	\$123
Zoster Shingles		\$170	Same
Hep B (0-19)		\$25	Same
Hep B (20+)		\$65	\$59
Hearing Screen		\$25	Same
Developmental Screen		\$35	Same
Therapeutic Injection		\$25	Same
Handling Fee		\$25	Same
Vision Screen		\$20	Same
New Problem Focused		\$88	Same
New Exp Problem Focus		\$153	Same
New Detailed		\$165	Same
New Comprehensive		\$344	Same
New Comp/High Severity		\$275	Same
Minimal Nurse		\$50	Same
Est Problem Focused		\$100	Same
Est Exp Problem Focus		\$149	Same
Est Detailed		\$224	Same

Attachment 1

FY 2012-2013
Adopted Fee Schedule

Department	Fee Type	FY2011-2012 Adopted Fees	FY 2012-2013 Adopted Fees
	Est Comprehensive	\$205	Same
	99381 New Physical Exam	\$259	Same
	99382 New Physical Exam	\$279	Same
	99383 New Physical Exam	\$277	Same
	99384 New Physical Exam	\$244	Same
	99384EP New Physical Exam	\$297	Same
	99385 New Physical Exam	\$244	Same
	99385EP New Physical Exam	\$297	Same
	99386 New Physical Exam	\$286	Same
	99391 Est Physical Exam	\$120	Same
	99392 Est Physical Exam	\$246	Same
	99393 Est Physical Exam	\$245	Same
	99394 Est Physical Exam	\$212	Same
	99394EP Est Physical Exam	\$265	Same
	99395 Est Physical Exam	\$213	Same
	99395EP Est Physical Exam	\$233	Same
	Autism Screen	\$21	Same
	PPHV	\$278	Same
	NBHV	\$278	Same
	Dental Screen	\$59	Same
	Dental Varnish	\$51	Same
	Influenza Adm	*	*
	Pruemonia Adm	*	*
	Depo Provera	\$60	Same
	Rhogam Injection	\$140	Same
	Alpha Hydrocortisone	\$27	Same
	Paragard IUD	\$587	Same
	Mirena IUD	\$535	\$750
	OCP	\$6.50	Same
	RN Services (TB/STD)	\$84	Same
	Returned Check	\$25	Same
	Medical Record Copy (per page)	\$0.50	Same
	Accounting of Disclosure	\$0.25	Same
	LIJ Kansas State Overnight Fee (1 specimen)	\$70	Same
	LIJ Kansas State Overnight Fee (1+ specimen)	\$35	Same
	Hep B Surface Ab	\$40	Same
	Note: * LHO Cost According to Current Medicare Rate		
Environmental Health	Improvement Permit (Site Evaluation) <600 gpd	\$200	Same
	Improvement Permit (Site Evaluation) >600 gpd	\$300	Same
	Construction Authorization (Type Ila and Ilii)	\$150	Same
	Construction Authorization (Type Ilii)	\$300	Same
	Construction Authorization (Type IV)	\$400	Same
	Construction Authorization (Type V and VI)	\$500	Same
	Construction Authorization (Repairs) Type Ila and Ilii	\$150	Same
	Construction Authorization (All others)	\$300	Same
	Required Maintenance Inspections V(a)	\$1.25	Same
	Mobile Home Replacement	\$150	Same
	Building Addition (with site visit)	\$150	Same
	Permit Revision (no site visit)	\$75	Same
	Revisit Fee	\$30	Same
	Well Permit (new/replacement) (includes water analysis)	\$500/\$200	Same
	Well Repair Permit	\$75	Same
	Bacteriological Water Samples	\$50/\$25 (resample)	Same

June 18, 2012

Attachment 1

FY 2012-2013
Adopted Fee Schedule

Department	Fee Type	FY2011-2012 Adopted Fees	FY 2012-2013 Adopted Fees
	Chemical Water Sample	\$40	Same
	Nitrate Water Sample	\$40	Same
	Petroleum Water Sample	\$55	Same
	Pesticide Water Sample	\$50	Same
	Well Camera	\$150	Same
	Restaurant Plan Review	\$100	Same
	Temporary Food Establishment Plan Review	\$75/event	Same
	Pool permits	\$150/yr	Same
	Tattoo Artist permits	\$200/yr	Same
Register/Deeds			
	INSTRUMENTS IN GENERAL:		
	1* Page thru 15 pages	\$26	Same
	Page 16 and subsequent pages (each page)	\$4	Same
	Additional multi-instrument filing	\$10	Same
	DEEDS OF TRUST - MORTGAGES:		
	1st Page thru 15 pages	\$56	Same
	Page 16 and subsequent pages (each page)	\$4	Same
	Additional multi-instrument filing	\$10	Same
	EXCISE TAX (DOCUMENTARY STAMPS):		
		(\$1.00 Per \$500.00/\$2.00 per \$1,000.00)	Same
	PLATS:		
	Record	\$21	Same
	Highway Right-of-Way Plans	\$21	Same
	Additional Page	\$5	Same
	Certified copies	\$5	Same
	UNIFORM COMMERCIAL CODE (UCC FINANCING STATEMENTS) -		
	1 - 2 Pages (effective date 7-15-2003)	\$38	Same
	3 - 10 Pages	\$45	Same
	Over 10 Pages	(\$45.00 plus \$2.00 per page)	Same
	UCC copy request (mailed copies - per page)	\$1	Same
	UCC search request prior to 7-1-2001	\$50	Same
	NON-STANDARD DOCUMENT FEE: (Effective 7-1-2002)		
		\$25	Same
	MARRIAGE LICENSES:		
	Issuing License	\$60	Same
	Delayed Certificate with copy	\$20	Same
	Corrections	\$10	Same
	NOTARY QUALIFICATION/OATH:		
		\$10	Same
	NOTARY AUTHENTICATION:		
		\$5	Same
	NOTARIZATION OF SIGNATURES (per signature):		
		\$5	Same
	CERTIFIED COPIES OF OTHER DOCUMENTS:		
	1st Page	\$5	Same
	2nd and subsequent pages (each page)	\$2	Same
	Comparing copies for certification	\$5	Same
	VITAL RECORDS: (Birth/Death/Marriage)		
	Certified copy of birth/death/marriage	\$10	Same
	Delayed Birth Applications/Registration (for another county)	\$10	Same
	Delayed Birth Applications/Registration (received from another county)	\$10	Same
	Delayed Birth Applications/Registration (same county)	\$20	Same
	Amendments (Preparation)	\$10	Same
	Legitimations	\$10	Same
	NC Vital Records Certified Copy	\$24	Same
	NC Vital Records Amendments & Legitimations	\$15.00 payable to NC Vital Records	Same
	COPY MACHINE OR LASER PRINTER (each page)	\$0.50	Same
	MAILED PHOTOCOPIES (each page) (up to 20 pages - \$.50 per page)	\$1	Same

June 18, 2012

**FY 2012-2013
Adopted Fee Schedule**

Attachment 1

Department	Fee Type	FY 2011-2012 Adopted Fees	FY 2012-2013 Adopted Fees
Tax Administration	PLAT COPIES (Whole page 18 X 24) (Half page 11 X 17)	\$2	Same
	FAX USAGE (send or receive; per document)	\$1	Same
	Color GIS Printout	\$2	Same
	Black/White Copies	\$0.10	Same
Inspections	Tax Card	\$0.25	Same
	Large Format Copy-3ft	\$2	Same
	Large Format Copy-2ft	\$1	Same
	Copy of Tax Database (Access)	\$40	Same
New Homes	Up to 1200 sq ft	\$485	Same
	1201 to 2000 sq ft	\$615	Same
	2001 to 3000 sq ft	\$780	Same
	3001 to 5000 sq ft	\$875	Same
	5001 sq ft and up	\$875 plus \$0.20 per sq ft + 500 sq ft	Same
	Fees reflect all trades		
	Homeowners Recovery Fee	\$10	Same
	Separate Inspection for Temp Serv. Pole	\$55	Same
	Single Wide	W/O AC & With AC	Same
	Double Wide	\$209.00 / \$259.00	Same
Mobile Homes	Triple Wide & tag units	\$259.00 / \$309.00	Same
	Fees reflect all trades	\$275.00 / \$325.00	Same
	Deck fees (2 trips)	\$100	Same
	On-frame (including triple & tag units)	\$451	Same
	Off-frame (w/no finishable attic)	\$451	Same
	Off-frame (w/ a finishable attic or 2nd story)	\$501	Same
	**No plan review is needed for on-frame modulars.		
	Please have plans on site for all inspections**		
	Fees reflect all trades		
	Deck fees (2 trips)	\$100	Same
Multi-Family Dwellings	First Unit	\$550	Same
	Each Additional Unit	\$165	Same
	Fees reflect all trades		
	Up to 400 sq. ft. plus trade fees	\$93	Same
Residential Additions/Remodel/ Fire Damage	401 to 800 sq. ft. plus trade fees	\$142	Same
	801 to 1200 sq. ft. plus trade fees	\$20 per sq. ft.	Same
	Over 1200 sq. ft.	use new home fees	Same
	Trade Fees:		
	Plumbing	\$50	Same
	Electrical	\$50	Same
	Mechanical	\$50	Same
	** Additions & Remodel fees do not include trade fees**		
	** Additions often do not utilize all 4 trades**		
	** Trade fee for electrical does not reflect change of service construction**		
	* Trade fee for mechanical doesn't reflect installation or change out of HVAC units*		
Non-Residential Fees	Job Cost:		
	\$0 - \$2500.00	\$250	Same
	\$2501 - \$25,000	\$375	Same
	\$25,001 - \$50,000	\$500	Same

June 18, 2012

FY 2012-2013
Adopted Fee Schedule

Department	Fee Type	FY2011-2012 Adopted Fees	FY 2012-2013 Adopted Fees
	\$50,001 - \$100,000.....	\$750	Same
	\$100,000 - \$200,000.....	\$1,318	Same
	\$200,000 - \$350,000.....	\$2,572	Same
	\$350,000 - \$500,000.....	\$3,825	Same
	\$500,001 - \$750,000.....	\$5,060	Same
	\$750,000 - \$1,000,000.....	\$6,185	Same
	\$1,000,001+ Jobs..... Add \$2.75 per \$1000 over		
	Miscellaneous Non-Residential		
	Foundation Permit (4trips)	\$200	Same
	Demolition Permit (2trips)	\$100	Same
	Modular Classrooms/office	\$282 w/out AC	Same
		\$350 w/AC	Same
	Temp. Work Trailer	\$228 w/out AC	Same
		\$278 w/AC	Same
	Electrical:		
	New service/New Const.	Included in fee	
	Residential Serv.Charge--		
	"up to 200 amp	\$50	Same
	"exceeding 200 amps	\$96	Same
	Farm Buildings/ Shops/ Agriculture		
	"up to 200 amp	\$50	Same
	"exceeding 200 amps	\$96	Same
	Temporary Power Permit (Residential)	New	\$100
	Fine for occupying a residence before CO is issued.	New	\$2,000
	Non-residential Services:		
	100 amp service	Current Fee(\$60) + (Based on Job Cost)	Same
	150 amp service	Current Fee(\$70) + (Based on Job Cost)	Same
	200 amp service	Current Fee(\$80) + (Based on Job Cost)	Same
	300 amp service	Current Fee(\$90) + (Based on Job Cost)	Same
	400 amp service	Current Fee(\$110) + (Based on Job Cost)	Same
	service increase per amp .40		
	480 volt system up to 400amp		
	480 volt system Over 400 use formula	Current Fee(\$300)+ (Based on Job Cost)	Same
	.00050 per volt amp		
	amps x voltage x .00050 = fee (added to the original \$300)		
	Alarm Systems	\$50 Plus (Based on Job Cost)	Same
	Temporary Power Permit (Commercial)	New	\$100
	Fine for occupying a commercial building before CO is issued.	New	\$2,000
	Mechanical:		
	Non-Residential:		
	Hood-Commercial Cooking Equipment-	\$50 plus Fee (Based on Job Cost)	Same
	Refrigeration -	\$50 plus Fee (Based on Job Cost)	Same
	Residential:		
	Replacement/Changeout	\$50 per trip	Same
	"with or without increase in BTU's"		
	Does not include electrical permit fee if a permit is needed		
	Plumbing:		
	Residential:	\$50 per trip	Same
	Non-Residential:	Based on Job cost	Same
	Unfinished walls	\$99	Same
	Finished/closed walls	\$132	Same
	Pre-Fab placed on lot	\$50	Same
	Trade Fees	\$50 each	Same

**FY 2012-2013
Adopted Fee Schedule**

Attachment 1

Department	Fee Type	FY 2011-2012 Adopted Fees	FY 2012-2013 Adopted Fees
Signs	Farm Accessory Bldg. (Trade fees that apply)	\$50 each	Same
	Base Fee	\$100	Same
	Wall-mount Base Fee	\$50	Same
Swimming Pools	Trade Fee (Electrical)	\$50	Same
	Base Fee	\$99	Same
	Trade Fees	\$50	Same
Miscellaneous	Permit Fee for Single Trade	\$50 (per trip)	Same
	Gas piping Permit	\$50	Same
	Moved Homes plus trade fees	\$162	Same
	Building Compliance Inspect per trip	\$60	Same
	Issuance of Duplicate Placard per card	\$5	Same
	Searching & or duplication for past permit inspection records or		
	Certificate Of Occupancy	\$1 per page	Same
	Restamp Plans (lost original sets)	\$25	Same
	Work begun w/out permits	Double Fees	Same
	Permit Renewal/Expired Permit	50% of original fee	Same
	Any Special Inspection	\$65	Same
	Re-inspection Fee	\$60 per trip	Same
	Not ready for inspection	\$60/trade	Same
	10 or more code violations	\$100	Same
	2nd Reinspection	\$100	Same
	3rd Reinspection	\$150	Same
	4th Reinspection	\$300	Same
	Minimum Fee (not covered in fee schedule)	\$50	Same
	Residential Decks (2 trips)	\$100	Same
	Change of Occupancy Permit (No Building permit required)	\$60	Same
	REFUND POLICY - A refund will be issued when requested in writing for any residential permit which has not expired and the construction has not been started.		
	ABC Inspection (all trades)	\$100	Same
	AES (hood) Field Performance Test	\$75	Same
	Fire Alarm Performance Test	\$75	Same
	Carnivals & Fairs	\$150	Same
	Amusement Buildings	\$100	Same
	Tent Inspection	\$60	Same
	Blasting		
	Blasting Permit & Inspection (30 days)	\$150	Same
	(30 days)	\$300	Same
	Fireworks Event	\$100	Same
	Plan Reviews: (Fire code approval)		
	Building :		
	0-999 sq. ft.	\$25	Same
	1,000-2,499 sq. ft.	\$50	Same
	2,500-9,999 sq. ft.	\$100	Same
	10,000-49,999 sq. ft.	\$200	Same
	50,000+ sq. ft.	\$300	Same
	AES Plan Review	\$50	Same
	Fire Alarm Plan Review	\$75	Same
	Sprinkler (per riser)/Standpipe/Pump Plan Review	\$75	Same
	Tank Plan Review (per tank)	\$50	Same
	Compliance Inspections:		
	Residential Care/Group Homes	\$100	Same
	Institutional Facility/Nursing Home	\$100	Same

June 18, 2012

Attachment 1

FY 2012-2013
Adopted Fee Schedule

Department	Fee Type	FY 2011-2012 Adopted Fees	FY 2012-2013 Adopted Fees
	Foster Care	\$55	Same
	Daycare	\$55	Same
	Misc. Compliance Inspections (Not listed)	\$50	Same
	Tank Inspection	\$100	Same
	UGST/AGST (Install, Remove, Abandon, Alter)	\$100	Same
	Re-Inspection Fees:		
	1st visit Violations corrected	No Charge	Same
	2nd visit	\$50	Same
	3rd visit	\$75	Same
	4th visit & subsequent visits	\$150	Same
	Fines:		
	Burning w/out Permit		
	Residential 1st Offense	\$50	Same
	Residential 2nd Offense	\$100	Same
	Burning w/out Permit		
	Commercial 1st Offense	\$500*	Same
	Commercial 2nd Offense	\$1000*	Same
	Based on Per Pile / or Stack		
	Locked Exit / Exit Obstructed		
	1st Offense	\$200	Same
	2nd Offense	\$500	Same
	Overcrowding		
	1st Offense	\$300	Same
	2nd Offense	\$600	Same
A double Permit Fee will be charged for any permit for which work was done without a permit being issued.			

June 18, 2012

BUDGET AMENDMENT:

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

Upon a motion by Commissioner Kennington, and a second by Commissioner Jeffers 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 18th day of June 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	6,186
	Human Services	17,529
	Transfer to Other Funds	50,000
<u>REVENUES</u>	<u>General Fund</u>	
	Intergovernmental Revenues	67,529
	Charges for Services	3,004
	Other Revenues	3,182
<u>EXPENDITURES</u>	<u>PI Rehabilitation & MRF Fund</u>	
	Person Industries	10,653
	MRF	5,000
<u>REVENUES</u>	<u>PI Rehabilitation & MRF Fund</u>	
	Other Revenues	15,653
<u>EXPENDITURES</u>	<u>E911-Emergency Telephone System Fund</u>	64,000
<u>REVENUES</u>	<u>E911-Emergency Telephone System Fund</u>	
	Fund Balance Appropriation	64,000

Explanation:

Appropriating additional Inmate Phone Card Commission revenues received for support of expenses in the Detention Center (\$696); Concealed Weapons Fees received in the Sheriff's Department (\$2,300); various revenues received associated with the Animal Control Department including Animal fees (\$2,465), Rabies Vaccinations (\$704) and an Animal Control donation (\$21); amending the occupancy tax revenue for anticipated collections to transfer to the TDA (\$50,000); program assistance funding in DSS (\$17,529); sales (\$14,090) and donations (\$1,563) received at Person Industries and the Material Recycling Facility; and a fund balance appropriation (\$64,000) representing half of the balance in the E911 Fund for one time public safety items recently approved by the N.C. E-911 Board regulations.

June 18, 2012

CHAIRMAN'S REPORT:

Chairman Clayton reported on the following:

- A defibrillator that was on-site at the Mayo Educational Building and the fact that trained personnel was available saved the life of a county employee last week.
- Highlighted the GKN expansion in the community
- Commended the Chamber of Commerce on the recent ribbon cutting at Tractor Supply

MANAGER'S REPORT:

County Manager, Heidi York reported on the following:

- Thanked the Board for the adopted budget
- Introduced the newly hired Assistant County Manager, Sybil Tate
- Introduced the Summer Intern, Will Brooks, an NC State graduate student
- Noted the Economic Development Director interviews are scheduled for June 25, 2012

COMMISSIONER REPORT/COMMENTS:

Commissioner Kennington had no comments.

Commissioner Blalock welcomed Ms. Tate onboard, noted her pleasure that the budget was behind them and that the Economic Development Director would soon be in place as well as acknowledged her continuation to serve on the Senior Center Advisory Council.

Commissioner Jeffers invited the group to attend a meeting with the Friends of the Senior Center on June 20, 2012 at 1:00 pm at the Senior Center as well as commended the media info-cast by Marcia O'Neil, Margaret McMann and Erin Ganey.

Vice Chairman Puryear had no comments

CLOSED SESSION:

A **motion** was made by Vice Chairman Puryear, **seconded** by Commissioner Jeffers, and **carried 5-0** to enter Closed Session at 10:25 am, pursuant to General Statute 143-318.11(a)(3) for the purpose to consult with the county attorney with the County Manager, Clerk to the Board, Assistant County Manager and the Summer Intern to attend. Chairman Clayton announced a brief recess prior to the Closed Session.

Chairman Clayton reconvened the Board at 10:30 am.

A **motion** was made by Commissioner Blalock, **seconded** by Vice Chairman Puryear, and **carried 5-0** to return to open session at 11:03 am.

A **motion** was made by Commissioner Kennington, **seconded** by Commissioner Blalock, and **carried 5-0** that the Board communicate with the Economic Development Commission (EDC) and the Person County Business Industrial Center (PCBIC) urging both boards to take the necessary action to preserve the rights of PCBIC and Person County to enforce the contract with Force Protection (now owned by General Dynamics). That contract requires a claw-back of the amount of incentives given Force Protection if standards set in the incentive contract are not met. The Board further urges PCBIC and EDC to take action in a timely manner so as not to lose the contractual rights it has under the Force Protection contract. That the Board also informs PCBIC and EDC it has set a meeting for consideration of this issue for Wednesday, June 20, 2012 at 7:00 pm.

Chairman Clayton reminded the Board that following the recessed meeting on June 20, 2012, the Board will then again recess until 6:00 pm on July 2, 2012 to hold the informal interview process for the two boards selected by the Board (Person-Caswell Lake Authority and Piedmont Community College Board of Trustees). Clerk to the Board, Brenda Reaves, informed the Board there are two applicants each for the above named boards for the informal interview process noting one late application was received on June 15, 2012. It was the consensus of the Board to not consider the late application for the Person-Caswell Lake Authority. Ms. Reaves stated she would inform the applicant of such as well as schedule the four informal interviews for July 2, 2012.

RECESS:

A **motion** was made by Vice Chairman Puryear, **seconded** by Commissioner Blalock, and **carried 5-0** to recess the meeting at 11:21 am until June 20, 2012 at 7:00 pm.

Brenda B. Reaves
Clerk to the Board

Jimmy B. Clayton
Chairman