

STATE OF NORTH CAROLINA )  
 ) OFFICE OF THE COMMISSIONERS  
 ) STOKES COUNTY GOVERNMENT  
COUNTY OF STOKES )  
 ) DANBURY, NORTH CAROLINA  
 ) APRIL 14, 2003

The Board of Commissioners of the County of Stokes, State of North Carolina, met in regular session in the Council Chambers of the Administrative Building, located in Danbury, North Carolina, on Monday, April 14, 2003, at 7:00 pm with the following members present:

Chairman Sandy McHugh  
Vice-Chairman John Turpin  
Commissioner Howard Mabe  
Commissioner Leon Inman  
Commissioner Joe Turpin

Craig Greer, County Manager  
Darlene Bullins, Clerk to the Board

Chairman McHugh called the meeting to order.

Commissioner Mabe delivered the invocation.

#### **GENERAL GOVERNMENT-GOVERNING BODY-PLEDGE OF ALLEGIANCE**

Chairman McHugh opened the meeting by inviting the citizens in attendance to join the Board with the Pledge of Allegiance.

#### **GENERAL GOVERNMENT –GOVERNING BODY-APPROVAL OF MINUTES**

Chairman McHugh noted (March 24<sup>th</sup> – page 14 – date should be January 27<sup>th</sup> instead of January 22- SWIII-CPS unfrozen position).

Commissioner Mabe noted (March 24<sup>th</sup> – page 2 – sentence should read West Stokes soon to be completed: Dr. Green noted the successful effort for the Distance Education Classroom, which is currently at South Stokes, and soon to be completed at West Stokes and North Stokes).

Chairman McHugh entertained a motion to approve the minutes of the March 24<sup>th</sup> meeting and April 1<sup>st</sup> (Planning) meeting.

Commissioner Joe Turpin moved to approve the minutes of the March 24<sup>th</sup> meeting (with noted corrections) and the April 1<sup>st</sup> meeting. Commissioner Inman seconded and the motion carried unanimously.

#### **GENERAL GOVERNMENT – PUBLIC HEARING – FISCAL YEAR 2004 RURAL OPERATING ASSISTANCE PROGRAM**

Chairman McHugh called the Public Hearing for the Fiscal Year 2004 Rural Operating Assistance Program (ROAP) to order.

There were no public comments.

Chairman McHugh adjourned the Public Hearing.

#### **GENERAL GOVERNMENT – FISCAL YEAR 2004 RURAL OPERATING ASSISTANCE PROGRAM**

Mr. Charlie Walker, Transportation Manager-YVEDDI- reported to the Board that Stokes County will receive \$81,655 in Federal and State Assistance for Elderly/Disabled, Work First, and Rural General Public Transportation (no County match). Mr. Walker requested the approval from the Board for these funds to be managed by YVEDDI Transportation and Stokes County Department of Social Services.

The Funding is appropriated as follows:

##### **Elderly and Disabled**

|             |                  |
|-------------|------------------|
| Allocation  | Units of Service |
| \$45,736.00 | 3300             |

**Elderly** is defined as a person who has reached the age of 60 or more years.

**Disabled** is defined as a person less than 60 years of age who has a physical or mental impairment That an individual who has record of such impairment or an individual who is regarded as having such an impairment Each is participant is asked for a \$1.00 donation which is reverted back into the fund for providing additional travel. The fund is charge \$1.10 per mile.

##### **Work First/Employment**

|            |                  |
|------------|------------------|
| Allocation | Units of Service |
| \$5,819.00 | 120              |

Eligible passengers are defined as individuals with employment transportation needs that are from the Temporary Assistance for Needs Families (TANF) Program.

**Rural General Public**

|             |                  |
|-------------|------------------|
| Allocation  | Units of Service |
| \$30,100.00 | 3900             |

Rural General Public is defined as passenger whose transportation is not subsidized by any other human services program. Passengers are given a discount rate at \$.30 per mile. Funding usually is exhausted by February or March of the fiscal year. The fund is charged the remaining of the \$1.10 per mile (\$.80)

YVEDDI is requesting the North Carolina Department of Transportation allocate an additional \$40,000 from the Rural General Public and Discretionary Fund. This would be an additional \$10,000 for Stokes County

**Discretionary**

|            |                  |
|------------|------------------|
| Allocation | Units of Service |
| -0-        | -0-              |

**Units of Service** are defined as each and every time a passenger boards a vehicle at a location.

Chairman McHugh noted the possibility of Senior Services handling the Elderly and Disabled Funds due to agency already keeping records for senior citizens' travel.

Mr. Walker noted the following information about the ROAP Program: this funding also provides services for Disabled; State of North Carolina has designated YVEDDI as the lead transportation agency for Stokes County; drug/alcohol testing of drivers, and adequate carrier insurance.

Commissioner Mabe moved to table for further discussion until the next meeting.

Vice Chairman John Turpin seconded the motion.

Mr. Walker noted that the project must be in Raleigh-NCDOT by April 25<sup>th</sup> in order for Stokes County to receive funding.

Commissioner Mabe withdrew his motion to table due to the next meeting being April 28<sup>th</sup> after the project deadline.

Vice Chairman John Turpin withdrew his second to the motion.

Commissioner Mabe moved to accept the proposal as submitted by YVEDDI.

Commissioner Inman seconded the motion.

Chairman McHugh moved to amend the motion to allow Stokes County Senior Services to manage the funding for the Elderly and Disabled.

Commissioner Joe Turpin seconded the amendment.

The amendment carried 3-2 with Commissioners Mabe and Inman voting against the amendment.

The amended motion to approve the Fiscal Year 2004 Rural Operating Assistance Program Funds (\$81,655 in Federal and State Assistance: Elderly/Disabled to be administered by Senior Services, Work First to be administered by Social Services, and Rural General Public Transportation to be administered by YVEDDI) carried 3-2 with Commissioners Mabe and Inman voting against the amended motion.

**GENERAL GOVERNMENT – PUBLIC HEARING – PROPOSED VOLUNTARY FARMLAND PRESERVATION PROGRAM ORDINANCE**

Chairman McHugh called the Public Hearing for the Proposed Voluntary Farmland Preservation Program Ordinance to order.

There were no public comments.

Chairman McHugh adjourned the Public Hearing.

**GENERAL GOVERNMENT – PROPOSED VOLUNTARY FARMLAND PRESERVATION PROGRAM ORDINANCE**

District Supervisor James Booth, Soil & Water, stated that all parties involved in the development of the proposed ordinance had agreed to the final version submitted to the Board with the following exceptions:

- page 11 – Signed Registration – insert “**residential**” building permit
- page 12 – Conflict with other Ordinances and Statues – omit “**this**” and replace with “**other Stokes County**” ordinance shall govern.

Dale Hartman, Farm Bureau, requested the insertion of “**prime**” farmland on page 2.

County Attorney Tyrone Browder suggested the following amendments to the proposed ordinance:

- page 1 – Article III Purpose – Correction to spelling of “**Health**”
- page 2 – first sentence – substitute “**requests**” instead of “**requires**”
- page 2 – Appointments and Membership – insert of “**at**” least seven members
- page 4 – Meetings –Correction of “**An**” official business
- page 4 – Meetings – insert - a quorum of “**a majority of the**” Advisory Board members
- page 9 - #5- omit- “**not**”
- page 11 – Signed Registration – insert Stokes County shall “**request**” persons instead of “**require**”

Planning Director David Sudderth noted that if the County requires a person who applies for a residential permit to sign the statement pertaining to the viewing of the Agricultural Districting Map and that individual refuses to sign; there would be no other recourse other than to deny the permit.

County Attorney Browder stated that requesting and informing the individual of the Voluntary Farmland Preservation Program Ordinance would serve notice to the individual and refusal to sign should be documented.

Chairman McHugh entertained a motion concerning the Voluntary Farmland Preservation Program Ordinance with the noted amendments.

Commissioner Inman moved to approve the Voluntary Farmland Preservation Program Ordinance with the noted amendments.

Commissioner Mabe seconded and the motion carried unanimously.

**STOKES COUNTY  
VOLUNTARY FARMLAND PRESERVATION PROGRAM  
ORDINANCE**

**ARTICLE I TITLE**

An ordinance of the Board of County Commissioners of STOKES COUNTY, NORTH CAROLINA entitled “VOLUNTARY FARMLAND PRESERVATION PROGRAM ORDINANCE.”

**ARTICLE II AUTHORITY**

The articles and sections of this program are adopted pursuant to authority conferred by the N.C.G.S. Sections 106-735 through 106-743.

**ARTICLE III PURPOSE**

The purpose of this ordinance is to promote agricultural values and the general welfare of the county and more specifically, increase identity and pride in the agricultural community and its way of life; encourage the economic and financial health of agriculture; and increase protection from non-farm development and other negative impacts on properly managed farms.

This ordinance establishes many benefits for participating farmers and other county residents. These benefits include:

- The program preserves and maintains agricultural areas within the county;
- The program informs non-farming neighbors and potential land purchasers that the participating farm may emit noise, dust, and smells (this feature may help avoid conflicts between neighbors and potential nuisance claims);
- The program gives the farming community a better voice in Stokes County Commissioners decisions affecting farmland;
- Farmer participation in the program is voluntary and the farmer may terminate his/her participation at any time;
- The program requests the Stokes County Commissioners to use prime farmland “as a last resort” if they are attempting to condemn county lands;
- The program would provide greenspace and natural resources as the county’s population and development expands.
- The program maintains opportunities to produce locally grown food and fiber.

**ARTICLE IV DEFINITIONS**

The following are defined for purposes of this ordinance:

**Advisory Board:** Stokes County Agricultural Advisory Board.

**Chairman:** Chairman of the Stokes County Agricultural Advisory Board.

**District:** Voluntary Agricultural District as established by this ordinance.

**Board of Commissioners:** Stokes County Board of Commissioners.

**ARTICLE V AGRICULTURAL ADVISORY BOARD**

**Creation**

The Board of Commissioners establishes an Agricultural Advisory Board to implement the provisions of this program.

### **Appointments and Membership**

The Agricultural Advisory Board shall consist of at least seven members appointed by the Stokes County Board of Commissioners.

#### **1. Requirements.**

- (a) Each board member shall be a Stokes county resident and legal voting age.
- (b) At least five of the seven members shall be actively engaged in farming.
- (c) The Advisory Board Members shall be selected for appointment by the Board of Commissioners from the names of individuals submitted to the Board of Commissioners by the Soil and Water Conservation District Natural Resources Conservation Service, the Cooperative Extension Service, the Farm Service Agency, and the Stokes County Farm Bureau, with an effort to have the broadest geographical representation possible.
- (d) Each district shall have a representative on the Advisory Board

2. **Tenure.** The members are to serve for terms of three years, except that the initial board is to consist of two appointee(s) for a term of one year, two appointees for terms of two years, and three appointees for terms of three years. Thereafter, all appointments are to be for terms of three years for a maximum of six consecutive years. Thereafter each member must be off the board at least one year before being re-appointed.

3. **Vacancies.** Any vacancy on the Advisory Board is to be filled by the Board of Commissioners for the remainder of the unexpired term from recommendations of above groups.

4. **Removal for Cause.** Any member of the Advisory Board may be removed for cause by the Board of Commissioners upon written charges and after a public hearing.

### **Funding**

The per diem compensation of the members of the Advisory Board shall be fixed by the Board of Commissioners and funds shall be appropriated to the Advisory Board to perform its duties.

### **Advisory Board Procedure**

#### **1. Officers**

The Advisory Board shall elect a chairman and vice-chairman each year at its first meeting of the fiscal year. The chairman shall preside over all regular or special meetings of the Advisory Board. In the absence or disability of the chairman, the vice-chairman shall preside and shall exercise all the powers of the chairman. Additional officers may be elected as needed.

#### **2. Rules of Procedure**

The Advisory Board may adopt rules of procedure not inconsistent with this ordinance or with other provisions of State/county law.

#### **3. Advisory Board Year**

The Advisory Board shall use the Stokes County fiscal year as its fiscal year.

#### **4. Meetings**

Meetings of the Advisory Board shall be held at the call of the chairman and at such other times as the Advisory Board may specify in its rules of procedure. A meeting shall be held at least every two months and notice of any meetings to the members shall be in writing unless otherwise agreed to by all Advisory Board members. An official business meeting will consist of a quorum of a majority of the Advisory Board members.

#### **5. Majority Vote**

The concurring vote of a majority of the members of the Advisory Board shall be necessary to constitute action by the Board.

#### **6. Records**

The Advisory Board shall keep minutes of the proceedings showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact and shall keep records of its examinations and other official actions, all of which shall be filed in the Office of the Advisory Board and shall be a public record.

### **Duties**

The Advisory Board shall:

- 1. Review and approve applications for qualified farmland and voluntary agricultural districts and make recommendations concerning the establishment and modification of agricultural districts.
- 2. Conduct public hearings in accordance with NCGS 106-740.
- 3. Advise the Board of Commissioners on projects, programs or issues affecting the agricultural economy or activities within the county that will affect agricultural districts, including but not limited to, the present use value tax program in Stokes County.
- 4. Review and make recommendations concerning proposed amendments to this ordinance.

5. Study additional methods of farmland preservation and make recommendations to the Board of Commissioners; and
6. Perform other agricultural related tasks or duties assigned by the Board of Commissioners.
7. Adhere to the "open meetings" law.

## **ARTICLE VI CREATION OF VOLUNTARY AGRICULTURAL DISTRICTS**

### **1. Implementation**

In order to implement the purposes stated in Article III, this program provides for the creation of voluntary agricultural districts which meet the following standards:

- (1) The district, when initially established, shall contain the minimum amount of land required for taxation based on farm use evaluation:
  - . . . 5 acres for horticulture use
  - . . . 10 acres for ag. use
  - . . . 20 acres for forestry use

when considering acreage, leased and/or rented land for the purpose of agriculture will be taken into account.
- (2) The landowner(s) requesting inclusion in the district shall execute an agreement with the county to sustain agriculture in the district in accordance with Article VII (5) of this program. Said agreement shall be in a form which is reviewed and approved by the Advisory Board.

### **Purpose**

The purpose of this section is to help meet the needs of agriculture as an industry and prevent conflicts between voluntary agricultural district participants and non-farm landowners in proximity to districts.

### **Procedure for Notification**

The Advisory Board, in cooperation with the county, shall provide notification to property owners, residents, and other interested persons within one mile and adjacent to any designated agricultural district. The purpose of such notification is to inform current and potential residents and property owners in and adjacent to an agricultural district, that farming and agricultural activities may take place in this district any time during the day or night. These activities may include, but are not limited to the following: pesticide spraying, manure spreading, machinery, truck, tractor operations, livestock operations, sawing, and similar activities.

#### **(1) Types of Notification**

- (a) Signs identifying approved agricultural districts shall be placed along the rights-of-way of major roads.
- (b) Maps identifying approved districts shall be provided to the Register of Deeds office, the Soil Conservation District Office, the Cooperative Extension Office, Farm Service Agency, the Natural Resources Conservation Service, the Inspections Department, the Stokes County Planning Department, and Stokes County GIS department.
- (c) The following notice shall be made available to everyone recording a deed or plat with the Register of Deeds:

#### **NOTICE TO REAL ESTATE PURCHASERS IN STOKES COUNTY. STOKES COUNTY AGRICULTURAL DISTRICTS**

Stokes County has established Agricultural Districts to protect and preserve agricultural lands and activities. These districts have been developed and mapped by the county to inform all purchasers of real property that certain agricultural activities, including but not limited to pesticide spraying, manure spreading, machinery, tractor, truck operations livestock operations, sawing, and similar activities may take place in these districts. This map can be obtained from the Register of Deeds office, Soil Conservation District Office, Cooperative Extension Office, Farm Service Agency, the Natural Resource Conservation Service, the Inspections Department and the Stokes County Planning Office, and Stokes County GIS department.

## **ARTICLE VII QUALIFICATIONS AND CERTIFICATION OF FARMLAND**

### **Requirements**

In order for farmland to qualify for participation under the terms of this program, it shall meet the following requirements:

1. The farmland shall be real property.
2. The farm property shall be participating in the farm present-use-value taxation program established by G.S. 105-277.2 through 105.277.7, or is otherwise determined by the county to meet all the qualifications of this program set forth in G.S. 105.277.3.
3. The property is certified by the Stokes Soil and Water Conservation District Office to USDA Natural Resources Conservation Service standards and specifications, in consultation with the Cooperative Extension Service and the Farm Service Agency as being a farm on which at least two-thirds of the land is composed of soils that :
  - (a) are best suited for providing food, seed, fiber, forage, timber, and horticultural crops, including Christmas trees and ornamentals;
  - (b) have good soil qualities;
  - (c) are favorable for all major crops common to the county where the land is located;
  - (d) have a favorable growing season; and

(e) receive the available moisture needed to produce high yields for an average of eight out of ten years.

**OR**

Soils on which at least two-thirds of the land has been actively used in agricultural, horticultural or forestry operations as defined in G.S. 105-277.2 (1,2,3) during each of the five previous years, measured from the date on which the determination must be made as to whether the land in question qualifies.

4. The property, if highly erodible land exists on the farm, is managed in accordance with the USDA Natural Resources Conservation Service defined erosion control practices that are addressed to said highly erodible land.
5. The property is the subject of a conservation agreement, as defined in G.S. 121-35, between the county and the owner of such land that prohibits non-farm use or development of such land for a period of at least ten years, except for the creation of not more than three lots that meet applicable subdivision regulations, or the regulations of any municipality which apply to the farm property. The property owner may at any time voluntarily revoke this conservation agreement by submitting a written request to the Advisory Board in accordance with Article VIII.

### **Certification**

The owner of the farm seeking to qualify his property for participation in the farmland preservation program shall submit written evidence that the property conforms with the requirements of Article VII of this ordinance. This written information shall be submitted to the Chairman of the Advisory Board or the designated staff person on forms provided by the board. The certification may be submitted at the time the owner applies for inclusion in a district.

## **ARTICLE VIII APPLICATION, APPROVAL AND APPEAL PROCEDURE**

### 1. Application Procedure

- (a) A landowner may apply to participate in the program by making application to the chairman of the Advisory Board or a designated staff person. The application shall be on forms provided by the Advisory Board. The application to participate in a district may be filed with the certification for qualifying farmland.
- (b) An agreement to sustain, encourage, and promote agriculture must be executed by the landowner and recorded with the Advisory Board.

### 2. Approval Process

- (a) Upon submission of the application to the Advisory Board, the Advisory Board shall meet within 90 days to approve or disapprove the application. The chairman shall notify the applicant by first class mail of approval or disapproval of participation in the district.
- (b) Upon receipt of an application, the chairman will forward copies immediately to:
  - the Stokes County Tax Assessor's Office, and
  - the Stokes County Soil and Water Conservation District Office. The office shall evaluate, complete and return their copies to the chairman within 30 days of receipt.

### 3. Appeal

If an application is denied by the Advisory Board, the petitioner has 30 days to appeal the decision to the Board of Commissioners. Such appeal shall be presented in writing. The decision of the Board of Commissioners is final.

## **ARTICLE IX REVOCATION OF PRESERVATION AGREEMENT**

By written notice to the Advisory board, a landowner of qualifying farmland may revoke the Preservation Agreement or the Advisory Board may revoke the same Preservation Agreement based on non-compliance by the landowner subject to the same provisions as contained in Article VIII for appeal of denials. Such revocation shall result in loss of qualifying farm status and loss of eligibility to participate in a District.

## **ARTICLE X PUBLIC HEARINGS**

### 1. Purpose

Pursuant to N.C.G.S. 106-740, which provides that no state or local public agency or governmental unit may formally initiate any action to condemn any interest in qualifying farmland within a District until such agency or unit has requested the Advisory Board hold a public hearing on the proposed condemnation, this ordinance provides for such hearing.

### 2. Procedure

- (a) Upon receiving a request from a state, local public agency or governmental unit, the Advisory Board shall publish notice describing the proposed action in the appropriate newspapers of Stokes County within five business days of the request, and will in the same notice notify the public of a public hearing on the proposed condemnation to be held within 20 days of receipt of the request.
- (b) The Advisory Board shall meet to review:
  - if the need for the project has been satisfactorily established by the agency or unit of government involved, including a review of any fiscal impact analysis conducted by the agency involved;
  - alternatives to the proposed action that have less impact and are less disruptive to the agricultural activities of the District within which the proposed action is to take place.

3. The Advisory Board shall consult with the County Agricultural Extension Agent, Soil and Water Conservation District Office and the Stokes County Farm Bureau. The Advisory Board may consult with any other individuals, agencies or organizations deemed by the Advisory Board to be necessary for its review of the proposed action. Land value will not be a factor in the selection between properties under consideration for the proposed action.
4. Within 30 days after receiving the request for public hearing, the Advisory Board shall make a report to the agency containing its findings and recommendations regarding the proposed action. The report shall be made available to the public for comment prior to its being conveyed to the decision-making body of the agency proposing acquisition.
5. No agency shall permit any formal initiation of condemnation action while the proposed condemnation is properly before the Advisory Board with these time limitations.

#### **ARTICLE XI PUBLIC NOTICE**

1. **Procedure**

Upon certification of qualifying farmland and designation of real property as a District, the Stokes County GIS Department and the Stokes County Planning Department shall be notified and shall indicate on their records that such real property is within one aerial mile of a voluntary agricultural district. Such records shall also include some form of notice reasonably calculated to alert a person researching a title to a particular tract of land that such a tract is located within one-half mile of a confined animal operation.

2. **Limit of Liability**

In no event shall the County or any of its officers, employees, or agents be held liable in damages for any misfeasance, malfeasance, or nonfeasance occurring in good faith in connection with the duties or obligations imposed by this ordinance.

3. **No Cause of Action**

In no event shall any cause of action arise out of the failure of a person researching the title of a particular tract to report to any person the proximity of the tract to a qualifying farm or voluntary agricultural district as defined in this ordinance.

#### **ARTICLE XII SUBDIVISION ORDINANCE AND ZONING ORDINANCE REVIEW**

Developers of major subdivisions or planned unit developments shall designate on preliminary development plans, the existence of the Districts within one aerial mile of the proposed development.

#### **ARTICLE XIII WAIVER OF WATER AND SEWER ASSESSMENTS**

1. **Abeyance**

Water and sewer assessments will be held in abeyance, without interest for farms whether inside or outside of a District until improvements on such property are connected to the water or sewer system for which the assessment was made.

2. **Termination of Abeyance**

When the period of abeyance ends, the assessment is payable in accordance with the terms set out in the assessment resolution.

3. **Suspension of Statute of Limitations**

Statutes of limitations are suspended during the time that any assessment is held in abeyance without interest.

4. **Other Statutory Abeyance Procedures**

Nothing in this section is intended to diminish the authority of the County to hold assessments in abeyance under N.C.G.S. 153A-201.

#### **ARTICLE XIV COUNTY LAND-USE PLANNING**

1. **Signed Registration**

Stokes County shall request persons applying for a residential building permit to sign the following statement which shall be maintained at the office of the Advisory Board: "I certify that I have reviewed the most current Stokes County Agricultural Districting Map found in the Stokes County Planning Department, GIS Mapping Department, or Register of Deeds Office. I, or my agent have noted the proximity of Agricultural District Boundaries to my property. I understand that activities such as pesticide spraying, manure spreading, machine operation, livestock operations and other common farming activities may occur at any time in these areas."

2. **Condemnation Proceedings**

Prior to initiating condemnation proceedings which would convert land in a District to non-farm uses, the Advisory Board requests county or any other unit of government to submit to the Advisory Board a statement that the governmental unit has considered alternatives to condemning farmland in the District.

#### **ARTICLE XV CONSULTATION AUTHORITY**

The Advisory Board may consult with the Cooperative Extension Office, the Stokes County Soil and Water Conservation District Office, the North Carolina Department of Agriculture, the Stokes County Farm Bureau, the North Carolina Farm Bureau, and any other such agency the Advisory Board deems necessary to properly conduct its business.

#### **ARTICLE XVI NORTH CAROLINA AGENCY NOTIFICATION**

1. **Record Annually with the Department of Agriculture**

A record of this ordinance shall be recorded with the North Carolina Commissioner of Agriculture and Consumer Service's office after adoption. At least once a year the Advisory Board shall submit a written report to the Commissioner of Agriculture, and Stokes\ County Commissioners concerning the status, progress and activities of the county's Farmland Preservation Program including District information regarding:

- (a) Number of landowners enrolled
- (b) Number of acres applied
- (c) Number of acres certified
- (d) Number of acres denied
- (e) Date certified

#### ARTICLE XVII LEGAL PROVISIONS

##### 1. Severability

If any article, section, subsection, clause, phrase or portion of this ordinance is for any reason invalid or unconstitutional as determined by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

##### 2. Conflict with other Ordinances and Statutes

Whenever the provisions of this ordinance conflict with other ordinances within Stokes County, other Stokes County ordinances shall govern. Whenever the provisions of any federal or state statute require more restrictive provisions than are required by this ordinance, the provisions of such statute shall govern.

##### 3. Amendments

This ordinance may be amended from time to time by the Board of Commissioners.

#### ARTICLE XVIII ENACTMENT

The Stokes County Board of Commissioners hereby adopts and enacts the preceding articles and sections of this ordinance. Stokes County shall have all other powers not specifically enumerated herein as more particularly set forth in Article 61 of the North Carolina General Statutes entitled "Preservation of Farmland".

#### ARTICLE XIX REVOCATION OF PRESERVATION AGREEMENT

By written notice of the Advisory board, a landowner of qualifying farmland may revoke the Preservation Agreement or the Advisory Board may revise the same Preservation Agreement based on non-compliance by the landowner subject to the same provisions as contained in Article IX for appeal of denials. Such revocation shall result in loss of qualifying farm status and loss of eligibility to participate in a District.

**Adopted** this the 14<sup>th</sup> day of **April 2003**. Motion of adoption by **Commissioner Leon Inman** and seconded by **Commissioner Howard Mabe**.

#### STOKES COUNTY BOARD OF COMMISSIONERS

\_\_\_\_\_  
**Sandy McHugh, Chairman**

ATTEST:

\_\_\_\_\_  
**(Clerk to Board of County Commissioners)**  
Approved as to form:

\_\_\_\_\_  
**Tyrone Browder - County Attorney**

#### PUBLIC COMMENTS

The following citizen spoke to the Board:

**Steven Aldridge**  
8008 NC HWY 66 S  
Rural Hall, NC 27045

Mr. Aldridge commented on the dedicated service provided by the Stokes Family Health Clinic in King. Mr. Aldridge stressed the need for this facility in the King area.

#### GENERAL GOVERNMENT – BOARD OF ELECTION - UPDATE

Director of Elections Olivia Robbins presented the Board with a detailed handout which contained the following:

- Report of Registration Totals and Source
- State Computer System (SEIMS)
- Order of Events for an Election



- Help America Vote Act
- State Board of Elections State Plan for HAVA

Ms. Robbins noted that the County's voting machines would be obsolete after the 2004 election, which would result in a major expense for the County.

Ms. Robbins spoke briefly to the Board concerning the compliance summary designed to comply with the six following provisions of the Help American Vote Act (HAVA):

Statewide voter registration system  
 Standards for voting equipment  
 Provisional voting  
 ID for certain 1<sup>st</sup> time voters who register my mail  
 Administrative complaint procedure  
 Uniformed and overseas absentee voters

The State expects to receive an estimated \$39 to \$59 million depending on appropriations and Counties have no idea what amount of funding they will receive for implementation.

Ms. Robbins concluded with upgrades that would have to be made to the polling sites to be more accessible for the disabled (parking, walkways, ramps, doors, etc).

#### **GENERAL GOVERNMENT – EMERGENCY MEDICAL SERVICES –UPDATE**

EMS Director Ricky Tuttle presented an Emergency Medical Services' update to the Board. Director Tuttle noted a timeline of the EMS Program and statistical information of the current program, which consist of (4) ambulances (paramedic level), (1) quick response vehicle (paramedic level), (3) stations- Walnut Cove, Lawsonville, and Pinnacle (2 ambulances).

#### **GENERAL GOVERNMENT – EMERGENCY MANAGEMENT –RESOLUTION DESIGNATION OF APPLICANT'S AGENT**

EMS Director Ricky Tuttle informed the Board that Stokes County had been federally declared as a disaster area due to the severe ice storm on February 27th. Director Tuttle noted in order to receive funding, the County must designate a primary and secondary agent who would be authorized to execute and file applications for federal and/or state assistance on behalf of the County for the purpose of obtaining certain federal financial assistance.

Director Tuttle requested the Board's approval by Resolution to designate EMS Director Ricky Tuttle as the Primary Agent and Fire Marshal Brad Cheek as the Secondary Agent.

Chairman McHugh entertained a motion to approve by Resolution to designate EMS Director Ricky Tuttle as the Primary Agent and Fire Marshal Brad Cheek as the Secondary Agent.

Commissioner Inman moved to approve by Resolution to designate EMS Director Ricky Tuttle as the Primary Agent and Fire Marshal Brad Cheek as the Secondary Agent.

Commissioner Mabe seconded and the motion carried unanimously.

#### **GENERAL GOVERNMENT–SOCIAL SERVICES-WORK FIRST PLAN –REVISIONS**

Interim Director Jan Spencer requested the approval of the Revisions to the Stokes County Work First Plan 2003-2005. The original plan was submitted to the State for approval on October 22, 2002.

The following revisions/clarifications were made per the request of the Economic Independence Section of the North Carolina Department of Health and Human Services, Division of Social Services:

#### **REVISION TO THE STOKES COUNTY WORK FIRST PLAN 2003-2005**

*The following revisions/clarifications were made per the request of the Economic Independence Section of the North Carolina Department of Health and Human Services, Division of Social Services.*

- I. A copy of the current, signed MOU with ESC regarding First Stop registration is attached.
- II. Under section VI. Emergency Assistance, page 14 of the Plan, the following revisions were made:
  - A. The Stokes County Work First Program will not provide Emergency Assistance to pregnant females who do not have other children.
  - B. Definition of emergency:
    - a. A crisis situation resulting from a catastrophic illness
    - b. A substantial loss of shelter, food, clothing, or household furnishings due to a fire, flood, or similar natural or man-made disaster; or a crime of violence.
    - c. An emergency situation over which there was no control and which left the family homeless or in immediate danger of eviction of foreclosure.
    - d. A situation in which the TANF-EA is necessary to avoid destitution of a child or to provide shelter for a child. The emergency situation which could lead to destitution and the destitution or need for a living arrangement did not arise because the child or a relative refused, without good cause, to accept employment or training

- for employment.
- e. Loss of a relative who had been responsible for support and/or care of one of his family members. This may include but is not limited to the death or separation.
- f. Mass emergencies.
- g. Substantiated abuse, neglect, or dependency of children.
- h. Child is in a setting that is physically and/or emotionally harmful to him.
- i. Child is at risk of removal from home, dangerous or potentially dangerous to self/others.
- j. Child is at risk of removal from home, adjudicated juvenile court.
- k. Child is at risk of removal from home due to the family not being able to access needed human services.
- l. A situation in which return of the child who is currently separated from the family may create an emergency.

Approved by the Stokes County Board of Commissioners:

\_\_\_\_\_  
Sandy McHugh, Chairperson

\_\_\_\_\_  
Date

Chairman McHugh entertained a motion to approve the revisions submitted by Interim Director Jan Spencer to the Stokes County Work First Plan 2003-2005.

Commissioner Inman moved to approve the submitted revisions by Interim Director Jan Spencer to the Stokes County Work First Plan 2003-2005.

Commissioner Mabe seconded and the motion carried unanimously.

#### **GENERAL GOVERNMENT –SOCIAL SERVICES-STAFF SHORTAGE/COMP. TIME ISSUE**

Vice Chairman Reba Elliott, DSS Board, presented information to the Board concerning the impact from the recent cuts, resignations, and retirements that have been placed on the Department of Social Services.

Ms. Elliott spoke on Adult Medicaid, Family & Child's Medicaid, Food Stamp Program, Work First Program, Child Welfare, Support Services, and Program Integrity.

Ms. Elliott noted the increased caseload for workers (comparison to surrounding counties), overtime hours, possibility of legal action if clients are not served adequately and timely, Work First-Meeting the required Maintenance of Effort (MOE), and the loss of federal/state revenue as a result of the staff cuts.

Ms. Elliott presented the Board with a chart indicating eliminated positions, resignations, and retirements.

Ms. Elliott also presented the Board with DSS 2001-2002 Budget Report.

Ms. Elliott presented the following written request to the Board:

The Stokes County Board of Social Services **THANKS** for the four positions you recently unfroze. We respectfully ask that the additional positions (listed in report) be unfrozen or reinstated. In addition, when promotions are from the current staff, we ask you not to automatically freeze the open position. With constant resignations, this causes unworkable situations for the department, staff, and clients.

Reba C. Elliott, Chairman  
Stokes County Social Services Board

Chairman McHugh stated that the vacant positions that had been given to the Board had been unfrozen except for the Acc. Tech II (50%) and that resignations/retirements that had been received by DSS, but not yet vacated, since the April 1<sup>st</sup> meeting at which time 4 positions were unfrozen. An additional Social Worker III-CPS had been unfrozen at the January 27<sup>th</sup> meeting.

#### **Compensatory Time for Sharon Scott**

The Stokes County Board of Social Services requests that previous DSS Director Sharon Scott, who resigned effective March 28, 2003, be paid for all hours of accumulated compensatory time that were incurred due to reductions in force and completing the 2003/04 budget. Ms. Scott was unable to use the accumulated time before her termination date.

#### **GENERAL GOVERNMENT – HEALTH – HIPAA – UPDATE**

Health Director Steve Smith presented the Board with an Health, Insurance, Portability, & Accountability Act (HIPAA) update. Director Smith noted the County was in compliance with the provisions of the HIPAA - April 14<sup>th</sup> deadline

#### **GENERAL GOVERNMENT – CLOSED SESSION**

Vice Chairman John Turpin moved to enter into closed session to consider the performance, and conditions of appointment of an individual public employee pursuant to G.S. 143-318.11. Commissioner Joe Turpin seconded and

the motion carried unanimously.

**The Board reconvened to regular April 14<sup>th</sup> meeting.**

**GENERAL GOVERNMENT – SOCIAL SERVICES BOARD – APPOINTMENT**

Chairman McHugh requested submission of candidates for the vacant DSS Board member recently vacated by Dennis Covington. (Board notified at the March 24<sup>th</sup> meeting)

Chairman McHugh submitted the name of Christine Hopkins to serve on the DSS Board.

There were no other names submitted.

**GENERAL GOVERNMENT – BOARD OF EDUCATION- MEETING –PRESENTATION OF “NO CHILD LEFT BEHIND”**

Chairman McHugh noted the meeting with the Board of Education for the presentation of “No Child Left Behind” on April 28 at 6:00pm would interfere with the scheduled Volunteer Reception, which starts at 5:00pm.

Chairman McHugh suggested possibility a later time on the April 28<sup>th</sup> agenda or May 12<sup>th</sup> –King Library.

**GENERAL GOVERNMENT – BUDGET AMENDMENTS #46 -62**

**BUDGET AMENDMENT #46 - Jail**

Finance Director Julia Edwards requested the approval of Budget Amendment #46 which is necessary to appropriate funds from state inmate reimbursement for inmate medical cost and upgrade to the Jail computer programs.

| GENERAL FUND                  |              | INCREASE       | DECREASE |
|-------------------------------|--------------|----------------|----------|
| <b>REVENUES</b>               |              |                |          |
| Inmate Reimbursement          | 100.3301.412 | \$ (28,000.00) |          |
|                               |              |                |          |
| <b>EXPENDITURES</b>           |              |                |          |
| Jail                          |              |                |          |
| Misc. Expense-Bd of Prisoners | 100.4320.390 | \$ 21,300.00   |          |
| Equipment                     | 100.4320.510 | \$ 6,700.00    |          |

**BUDGET AMENDMENT #47 – Emergency Medical Services**

Finance Director Julia Edwards requested the approval of Budget Amendment #47 which is necessary to appropriate funds for auto supplies cost and part time.

| GENERAL FUND               |              | INCREASE       | DECREASE |
|----------------------------|--------------|----------------|----------|
| <b>REVENUES</b>            |              |                |          |
| Ambulance Fees             | 100.3437.410 | \$ (75,000.00) |          |
|                            |              |                |          |
| <b>EXPENDITURES</b>        |              |                |          |
| Emergency Medical Services |              |                |          |
| Salaries & Wages-Overtime  | 100.4370.010 | \$ 5,000.00    |          |
| Salaries & Wages-Part Time | 100.4370.020 | \$ 50,000.00   |          |
| Auto Supplies              | 100.4370.250 | \$ 20,000.00   |          |

**BUDGET AMENDMENT #48 –Tax Administration – Revaluation Fund**

Finance Director Julia Edwards requested the approval of Budget Amendment #48 which is necessary to appropriate funds from fund balance for payoff of employee.

| REVALUATION FUND    |              | INCREASE      | DECREASE |
|---------------------|--------------|---------------|----------|
| <b>REVENUE</b>      |              |               |          |
| Fund Balance        | 202.3991.000 | \$ (6,585.00) |          |
|                     |              |               |          |
| <b>EXPENDITURES</b> |              |               |          |
| Salaries & Wages    | 202.4140.000 | \$ 6,600.00   |          |

|                       |              |           |             |
|-----------------------|--------------|-----------|-------------|
| Social Security       | 202.4140.090 | \$ 160.00 |             |
| Medicare Tax          | 202.4140.091 | \$ 40.00  |             |
| Retirement            | 202.4140.100 | \$ 375.00 |             |
| BB&T 401K             | 202.4140.101 |           | \$ (100.00) |
| Departmental Supplies | 202.4140.260 |           | \$ (500.00) |
| Printing              | 202.4140.340 | \$ 10.00  |             |

**BUDGET AMENDMENT #49 - Grants**

Finance Director Julia Edwards requested the approval of Budget Amendment #49 which is necessary to appropriate funds for farmer's market, scattered site housing, and rural internet access grant.

| GRANT FUND                  |              | INCREASE        | DECREASE |
|-----------------------------|--------------|-----------------|----------|
| <b>REVENUES</b>             |              |                 |          |
| Z. Smith Reynolds Grant     | 203.3301.001 | \$ (25,000.00)  |          |
| Tobacco Trust Fund          | 203.3301.006 | \$ (69,420.00)  |          |
| Scattered Site Housing Fund | 203.3301.004 | \$ (400,000.00) |          |
| Rural Internet Access Grant | 203.3301.005 | \$ (11,500.00)  |          |
| Interest                    | 203.3831.450 | \$ (175.00)     |          |
| <b>EXPENDITURES</b>         |              |                 |          |
| Farmer's Market             |              |                 |          |
| Misc. Contractual Services  | 203.4760.440 | \$ 94,420.00    |          |
| Scattered Site Housing      |              |                 |          |
| Departmental Supplies       | 203.4910.260 | \$ 2,000.00     |          |
| Travel                      | 203.4910.310 | \$ 1,000.00     |          |
| Postage                     | 203.4910.330 | \$ 800.00       |          |
| Printing                    | 203.4910.340 | \$ 1,500.00     |          |
| Advertising                 | 203.4910.370 | \$ 2,500.00     |          |
| Misc. Contractual Services  | 203.4910.440 | \$ 32,200.00    |          |
| Misc. Contractual Services  | 203.4911.440 | \$ 18,000.00    |          |
| Misc. Contractual Services  | 203.4912.440 | \$ 342,000.00   |          |
| <b>Economic Development</b> |              |                 |          |
| Departmental Supplies       | 203.4920.260 | \$ 11,675.00    |          |

**BUDGET AMENDMENT #50 - Economic Development**

Finance Director Julia Edwards requested the approval of Budget Amendment #50 which is necessary to appropriate Rural Internet Access Grant funds to complete the learning center at North Stokes and purchase equipment for learning center at West Stokes.

| GRANT FUND                  |              | INCREASE       | DECREASE |
|-----------------------------|--------------|----------------|----------|
| <b>REVENUES</b>             |              |                |          |
| Rural Internet Access Grant | 203.3301.005 | \$ (63,000.00) |          |
| <b>EXPENDITURES</b>         |              |                |          |
| Economic Development        |              |                |          |
| Schools                     | 203.4920.441 | \$ 63,000.00   |          |

**BUDGET AMENDMENT #51 – Sheriff’s Dept. and Public Buildings**

Finance Director Julia Edwards requested the approval of Budget Amendment #51 which is necessary to appropriate funds from insurance claims to repair windshield damage and replace damaged dock at Old Courthouse.

| GENERAL FUND    |  | INCREASE | DECREASE |
|-----------------|--|----------|----------|
| <b>REVENUES</b> |  |          |          |

|                           |              |             |  |
|---------------------------|--------------|-------------|--|
| Insurance Claims          | 100.3839.850 | \$ (816.00) |  |
|                           |              |             |  |
| <b>EXPENDITURES</b>       |              |             |  |
| Sheriff's Department      |              |             |  |
| Maint. & Repairs Auto     | 100.4310.351 | \$ 350.00   |  |
|                           |              |             |  |
| Public Buildings          |              |             |  |
| Maint. & Repairs Building | 100.4190.352 | \$ 466.00   |  |

**BUDGET AMENDMENT #52 - E911**

Finance Director Julia Edwards requested the approval of Budget Amendment #52 which is necessary to appropriate funds from fund balance, E911 fees, and interest for the debt payment, radio upgrade contract, other fees for the upgrade and the final payment on the maps.

| E911 FUND                  |              | INCREASE        | DECREASE |
|----------------------------|--------------|-----------------|----------|
| <b>REVENUES</b>            |              |                 |          |
| Interest                   | 200.3831.451 | \$ (5,000.00)   |          |
| E911 Fund                  | 200.3255.420 | \$ (32,150.00)  |          |
| Fund Balance               | 200.3991.000 | \$ (585,070.00) |          |
|                            |              |                 |          |
| <b>EXPENDITURES</b>        |              |                 |          |
| E911                       |              |                 |          |
| Misc. Contractual Services | 200.4325.440 | \$ 537,150.00   |          |
|                            |              |                 |          |
| <b>Debt Service</b>        |              |                 |          |
| Principle                  | 200.9100.800 | \$ 62,220.00    |          |
| Interest                   | 200.9100.810 | \$ 22,850.00    |          |

**BUDGET AMENDMENT #53- Medical Examiner**

Finance Director Julia Edwards requested the approval of Budget Amendment #53 which is necessary to appropriate funds for medical examiners.

| GENERAL FUND          |              | INCREASE       | DECREASE |
|-----------------------|--------------|----------------|----------|
| <b>REVENUES</b>       |              |                |          |
| Miscellaneous Revenue | 100.3839.000 | \$ (10,000.00) |          |
|                       |              |                |          |
| <b>EXPENDITURES</b>   |              |                |          |
| Medical Examiner      | 100.4360.000 | \$ 10,000.00   |          |

**BUDGET AMENDMENT #54 – Sheriff's Department**

Finance Director Julia Edwards requested the approval of Budget Amendment #54 which is necessary to appropriate funds from state fines and forfeitures to purchase protective gloves for officers.

| GENERAL FUND              |              | INCREASE    | DECREASE |
|---------------------------|--------------|-------------|----------|
| <b>REVENUES</b>           |              |             |          |
| State Fines & Forfeitures | 100.3301.413 | \$ (884.00) |          |
|                           |              |             |          |
| <b>EXPENDITURES</b>       |              |             |          |
| Sheriff's Department      |              |             |          |
| Departmental Supplies     | 100.4310.260 | \$ 884.00   |          |

**BUDGET AMENDMENT #55 – Health Department**

Finance Director Julia Edwards requested the approval of Budget Amendment #55 which is necessary to appropriate funds from Healthy Carolinians for suicide prevention and program for cardiovascular education and evaluation of youth.

| GENERAL FUND |  | INCREASE | DECREASE |
|--------------|--|----------|----------|
|--------------|--|----------|----------|

| <b>REVENUES</b>       |              |    |            |
|-----------------------|--------------|----|------------|
| Healthy Carolinians   | 100.3301.250 | \$ | (7,500.00) |
| <b>EXPENDITURES</b>   |              |    |            |
| Health Department     |              |    |            |
| Professional Services | 100.5100.180 | \$ | 1,200.00   |
| Office Supplies       | 100.5100.261 | \$ | 2,917.00   |
| Employee Training     | 100.5100.311 | \$ | 1,883.00   |
| Printing              | 100.5100.340 | \$ | 1,500.00   |

**BUDGET AMENDMENT #56 – Health Department – Bioterrorism Grant**

Finance Director Julia Edwards requested the approval of Budget Amendment #56 which is necessary to appropriate funds from Bioterrorism to purchase a computer and printing of educational materials for improved health preparedness.

| <b>GRANT FUND</b>        |              | <b>INCREASE</b> | <b>DECREASE</b> |
|--------------------------|--------------|-----------------|-----------------|
| <b>REVENUES</b>          |              |                 |                 |
| Bioterrorism             | 203.3301.255 | \$              | (4,300.00)      |
| <b>EXPENDITURES</b>      |              |                 |                 |
| Health Department        |              |                 |                 |
| Printing                 | 203.5100.340 | \$              | 1,000.00        |
| Equipment-Non Capitalize | 203.5100.511 | \$              | 3,300.00        |

**BUDGET AMENDMENT #57 – Health Department**

Finance Director Julia Edwards requested the approval of Budget Amendment #57 which is necessary to un-appropriate state funds due to reduction.

| <b>GENERAL FUND</b>     |              | <b>INCREASE</b> | <b>DECREASE</b> |
|-------------------------|--------------|-----------------|-----------------|
| <b>REVENUES</b>         |              |                 |                 |
| Communicable Disease    | 100.3301.245 |                 | \$ 3,000.00     |
| Tuberculosis            | 100.3301.235 |                 | \$ 500.00       |
| Family Planning Title X | 100.3301.247 |                 | \$ 5,364.00     |
| WIC Administration      | 100.3301.230 |                 | \$ 669.00       |
| WIC Client Services     | 100.3301.232 | \$              | (837.00)        |
| WIC Nutr. Education     | 100.3301.229 |                 | \$ 258.00       |
| Environmental Health    | 100.3301.246 |                 | \$ 210.00       |
| Home Health             | 100.3301.228 |                 | \$ 4,931.00     |
| <b>EXPENDITURES</b>     |              |                 |                 |
| Health Department       |              |                 |                 |
| Salaries & Wages        | 100.5100.000 |                 | \$ (2,954.00)   |
| Social Security         | 100.5100.090 |                 | \$ (1,500.00)   |
| Retirement              | 100.5100.100 |                 | \$ (1,250.00)   |
| Group Insurance         | 100.5100.110 |                 | \$ (1,750.00)   |
| Professional Services   | 100.5100.180 |                 | \$ (150.00)     |
| Office Supplies         | 100.5100.261 |                 | \$ (200.00)     |
| Medical Supplies        | 100.5100.230 |                 | \$ (1,150.00)   |
| Employee Training       | 100.5100.311 |                 | \$ (210.00)     |
| Home Health             |              |                 |                 |
| Professional Services   | 100.5100.180 |                 | \$ (4,931.00)   |

**BUDGET AMENDMENT #58 – Health Department - Bioterrorism**

Finance Director Julia Edwards requested the approval of Budget Amendment #58 which is necessary to appropriate funds for Bioterrorism to purchase equipment and supplies to outfit an Emergency Operations Center in the County.

| GRANT FUND                 |              | INCREASE       | DECREASE |
|----------------------------|--------------|----------------|----------|
| <b>REVENUES</b>            |              |                |          |
| Bioterrorism               | 203.3301.255 | \$ (48,900.00) |          |
| <b>EXPENDITURES</b>        |              |                |          |
| Health Department          |              |                |          |
| Office Supplies            | 203.5100.261 | \$ 5,000.00    |          |
| Maint. & Repairs Buildings | 203.5100.352 | \$ 5,000.00    |          |
| Equipment-Non Capitalize   | 203.5100.511 | \$ 38,900.00   |          |

**BUDGET AMENDMENT #59 –Health Department**

Finance Director Julia Edwards requested the approval of Budget Amendment #59 which is necessary to appropriate funds from the state to purchase two laser packages for the On-Site Waste Water Sewage Disposal Program.

| GENERAL FUND             |              | INCREASE      | DECREASE |
|--------------------------|--------------|---------------|----------|
| <b>REVENUES</b>          |              |               |          |
| Food & Lodging           | 100.3480.130 | \$ (1,525.00) |          |
| <b>EXPENDITURES</b>      |              |               |          |
| Health Department        |              |               |          |
| Equipment-Non Capitalize | 100.5100.511 | \$ 1,525.00   |          |

**BUDGET AMENDMENT #60 – Sheriff’s Department**

Finance Director Julia Edwards requested the approval of Budget Amendment #60 which is necessary to appropriate funds for personnel to attend training in Effective Methods to Handle Difficult People.

| GENERAL FUND              |              | INCREASE    | DECREASE |
|---------------------------|--------------|-------------|----------|
| <b>REVENUES</b>           |              |             |          |
| State Fines & Forfeitures | 100.3301.413 | \$ (149.00) |          |
| <b>EXPENDITURES</b>       |              |             |          |
| Sheriff’s Department      |              |             |          |
| Travel                    | 100.4310.310 | \$ 149.00   |          |

**BUDGET AMENDMENT #61 – Social Services**

Finance Director Julia Edwards requested the approval of Budget Amendment #61 which is necessary to appropriate and transfer funds from additional federal and state funds.

| GENERAL FUND                     |              | INCREASE       | DECREASE  |
|----------------------------------|--------------|----------------|-----------|
| <b>REVENUES</b>                  |              |                |           |
| Special Children’s Adoption Fund | 100.3301.216 | \$ (9,000.00)  |           |
| Welfare Federal                  | 100.3301.202 | \$ (50,928.00) |           |
| Welfare State                    | 100.3301.203 | \$ (14,504.00) |           |
| Day Care                         | 100.3301.208 |                | \$ 928.00 |
| Smart Start Day Care             | 100.3301.260 | \$ (13,271.00) |           |
| Medicaid-PCS                     | 100.3540.423 | \$ (55,000.00) |           |
| IV-B Foster Care                 | 100.3301.214 | \$ (44,000.00) |           |
| IV-E Foster Care                 | 100.3301.213 | \$ (43,575.00) |           |
| Transitional Housing             | 100.3301.219 | \$ (7,000.00)  |           |
| TANF County Initiated            | 100.3301.209 | \$ (70,000.00) |           |
| <b>EXPENDITURES</b>              |              |                |           |
| Social Services                  |              |                |           |
| Food Stamp Employment & Training | 100.5310.313 | \$ 1,000.00    |           |

|                                  |              |              |                |
|----------------------------------|--------------|--------------|----------------|
| Departmental Supplies            | 100.5310.260 |              | \$ (1,133.00)  |
| Travel                           | 100.5310.310 |              | \$ (1,400.00)  |
| Employee Training                | 100.5310.311 |              | \$ (1,900.00)  |
| Title XIX Travel                 | 100.5310.315 | \$ 45,000.00 |                |
| TANF Child Enrichment            | 100.5310.186 | \$ 12,000.00 |                |
| Prof. Services-PCS               | 100.5810.185 | \$ 55,000.00 |                |
| Independent Living Services      | 100.5310.394 | \$ 8,607.00  |                |
| BB&T 401(k)                      | 100.5310.101 | \$ 2,883.00  |                |
|                                  |              |              |                |
| <b>Public Assistance</b>         |              |              |                |
| TANF-County Initiated            | 100.5410.001 | \$ 70,000.00 |                |
| TANF Domestic Violence           | 100.5470.004 | \$ 6,129.00  |                |
| Special Children's Adoption Fund | 100.5470.003 | \$ 9,000.00  |                |
| TANF Emergency Assistance        | 100.5410.002 | \$ 10,477.00 |                |
| Crisis Intervention              | 100.5480.000 | \$ 7,610.00  |                |
| IV-B Special Foster Care         | 100.5440.001 | \$ 44,000.00 |                |
| IV-E Special Foster Care         | 100.5540.002 | \$ 43,575.00 |                |
| Federal Adoption Incentive Fund  | 100.5470.005 | \$ 5,636.00  |                |
|                                  |              |              |                |
| <b>Day Care</b>                  |              |              |                |
| Day Care TANF                    | 100.5850.001 |              | \$ (22,477.00) |
| Day Care                         | 100.5850.002 |              | \$ (928.00)    |
| Day Care Smart Start             | 100.5850.003 | \$ 13,271.00 |                |

#### BUDGET AMENDMENT #62 – Sheriff's Department

Finance Director Julia Edwards requested the approval of Budget Amendment #62 which is necessary to appropriate funds from calendar funds to purchase 6 full security partitions/cages for the patrol cars.

| GENERAL FUND                 |              | INCREASE    | DECREASE |
|------------------------------|--------------|-------------|----------|
| <b>REVENUES</b>              |              |             |          |
| Sheriff's Dept-Miscellaneous | 100.3839.001 | \$ (150.00) |          |
|                              |              |             |          |
| <b>EXPENDITURES</b>          |              |             |          |
| Sheriff's Department         |              |             |          |
| Maint. & Repairs Equipment   | 100.4310.350 | \$ 150.00   |          |

Chairman McHugh entertained a motion to approve Budget Amendments #46-62.

Commissioner Joe Turpin moved to approve Budget Amendments #46-62.

Commissioner Inman seconded the motion.

Vice Chairman John Turpin questioned the appropriation of funds from the Revaluation Fund to payoff an employee.

Finance Director Edwards explained the funding was needed to pay for unused vacation for a terminated employee in the Tax Department.

The motion to approve Budget Amendments #46-62 carried 4-1 with Vice Chairman John Turpin voting against the motion.

#### GENERAL GOVERNMENT-ADMINISTRATION-HEALTH INSURANCE-FISCAL YEAR 2003/2004

County Manager Craig Greer and Darlene Bullins, Admin. requested the Board's approval to accept the North Carolina Association of County Commissioners' renewal rate of 11.845% (Blue Cross/Blue Shield) for the upcoming fiscal year 2003/04.

Ms. Bullins noted the increase from the Association (11.845%) was one of the lowest in the State. A survey of counties in the State revealed that most groups are expecting an average increase of 20-25 %, some are expecting as high as 40%. Some counties are changing benefits to decrease premium amounts, which would result in an increase of out of pocket expenses for employees. There would be an additional loss of \$2800 for multi pool discount if coverage is not



renewed with the NCACC.

The following reflects the quotes to be effective July 1, 2003 – June 30, 2004:

| <b>NCACC</b>                     |                    | <b>Proposed</b>    | <b>Proposed Increase</b> | <b>Proposed Increase</b> |
|----------------------------------|--------------------|--------------------|--------------------------|--------------------------|
| <b>BC/BC</b>                     | <b>Current</b>     | <b>Premium</b>     | <b>Per employee</b>      | <b>Per employee</b>      |
|                                  | <b>F/Y 2002/03</b> | <b>F/Y 2003/04</b> | <b>Per month</b>         | <b>Per year</b>          |
| Individual (paid by County)      | \$ 213.45          | \$ 238.74          | \$ 25.29                 | \$ 303.48                |
| One Child (paid by employee)     | \$ 110.98          | \$ 124.13          | \$ 13.15                 | \$ 157.80                |
| Family (paid by employee)        | \$ 379.93          | \$ 424.95          | \$ 45.02                 | \$ 540.24                |
|                                  |                    |                    |                          |                          |
| Total Annual Increase for County |                    |                    |                          |                          |
| Est. 270 employees @\$303.48     | \$81,939.60        |                    |                          |                          |

Chairman McHugh entertained a motion to accept the renewal rating with the North Carolina Association of County Commissioners (Blue Cross and Blue Shield) for the upcoming fiscal year (July 1, 2003-June 30, 2004) for health insurance for county employees.

Commissioner Inman moved to accept the renewal rating with the North Carolina Association of County Commissioners (Blue Cross/Blue Shield) for the upcoming fiscal Year (July 1, 2003-June 30, 2004) for employee/dependent insurance coverage.

Vice Chairman John Turpin seconded and the motion carried unanimously.

**GENERAL GOVERNMENT-FINANCE-LIABILITY AND PROPERTY-FISCAL YEAR 2003/2004**

Services Support Supervisor Danny Stovall requested the Board's approval for renewal of the Liability and Property Insurance currently administered by the North Carolina Association of County Commissioners for the upcoming fiscal year July1, 2003/June 30, 2004.

Mr. Stovall noted the changes in the collision insurance on older vehicles being discontinued which resulted in a decrease in this year's premium \$235,540 and the multi pool discount of \$5600.00

Chairman McHugh entertained a motion to accept the renewal for Liability and Property Insurance with the North Carolina Association of County Commissioners for the upcoming fiscal year.

Commissioner Mabe moved to accept the renewal for Liability and Property Insurance with the North Carolina Association of County Commissioners for the upcoming fiscal year July 1, 2003/June 30, 2004.

Commissioner Joe Turpin seconded and the motion carried unanimously.

**GENERAL GOVERNMENT-FINANCE-WORKER'S COMPENSATION FISCAL YEAR 2003/2004**

Services Support Supervisor Danny Stovall requested the Board's approval for renewal of Worker's Compensation Insurance currently administered by the North Carolina Association of County Commissioners for the upcoming fiscal year July1, 2003/June 30, 2004. Mr. Stovall noted 3 major claims over the past three years that has resulted in an increase from fiscal year 2002/03 (\$192,693) to fiscal year 2003/04 (\$243,717). Mr. Stovall noted by taking the \$5600 multi pool, there would be a \$43,411 cost increase for fiscal year 2003/04.

Chairman McHugh entertained a motion to accept the renewal for Worker's Compensation Insurance with the North Carolina Association of County Commissioners for the upcoming fiscal year.

Commissioner Mabe moved to accept the renewal for Worker's Compensation Insurance with the North Carolina Association of County Commissioners for the upcoming fiscal year July 1, 2003/June 30, 2004.

Commissioner Inman seconded and the motion carried unanimously.

**GENERAL GOVERNMENT-GOVERNING BODY-ADDITIONS TO THE NC SECONDARY ROAD SYSTEM- WILLOW CREEK DRIVE/WILLOW CREEK COURT IN WILLOW CREEK-ENTRANCE ONTO NC 268**

Chairman McHugh presented a request from the North Carolina Department of Transportation for the following addition to the North Carolina Secondary Road System:

Willow Creek Drive and Willow Creek Court in Willow Creek Subdivision \*Entrance onto NC 268

No state funding is needed to improve the maintenance condition of this addition.

Commissioner Mabe moved to approve the requested addition to the NC Secondary Road System.

Commissioner Inman seconded and the motion carried (4-1) with Vice Chairman John Turpin voting against the motion.

**NORTH CAROLINA DEPARTMENT OF TRANSPORTATION  
DIVISION OF HIGHWAYS  
REQUEST FOR ADDITION TO THE STATE MAINTAINED  
SECONDARY ROAD SYSTEM**

**NORTH CAROLINA  
COUNTY OF STOKES  
ROAD DESCRIPTION – Willow Creek Drive and Willow Creek Court in Willow  
Creek- Subdivision – Entrance onto NC 268**

**WHEREAS**, the attached petition has been filed with the Board of County Commissioners of the County of Stokes requesting that the above described road, the location of which has been indicated in red on the attached map, be added to the Secondary Road Systems; and

**WHEREAS**, the Board of County Commissioners is of the opinion that the above described road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Division of Highways of the Department of Transportation for the addition of roads to the System.

**NOW, THEREFORE**, be it resolved by the Board of County Commissioners of the County of Stokes that the Division of Highways is hereby requested to review the above described road, and to take over the road for maintenance if it meets established standards and criteria.

**CERTIFICATE**

The foregoing Resolution was duly adopted by the Board of Commissioners of the County of Stokes at a meeting on the 14<sup>th</sup> day of **April, 2003**.

**WITNESS** by hand and official seal this the 14<sup>th</sup> day of **April, 2003**.

\_\_\_\_\_  
**Clerk, Board of Commissioners  
County of Stokes**

**GENERAL GOVERNMENT-INVITATION –WINSTON SALEM URBAN AREA METROPOLITAN PLANNING ORGANIZATION (MPO)**

Chairman McHugh presented an invitation to join the Winston Salem Urban Area Metropolitan Planning Organization (MPO), which would allow the County to be a partial voting member on issues that impact the entire MPO, as well as road projects located within the portion of the County that is within the Winston Salem Urban area.

No action taken on the invitation to join the Winston Salem Urban Area Metropolitan Planning Organization.

**GENERAL GOVERNMENT- E911 COMMUNICATIONS-INTERIM DIRECTOR'S SALARY**

County Manager Craig Greer requested the approval to supplement a salary bonus to Ms. Christi Fulp in the amount of \$1,151.28 for the time worked as Interim Communications Director.

Chairman McHugh entertained a motion to approve the salary bonus for Ms. Christi Fulp in the amount of \$1,151.28 for the time worked as Interim Communications Director.

Vice Chairman John Turpin moved to approve the salary bonus for Ms. Christi Fulp in the amount of \$1,151.28 for the time worked as Interim Communications Director.

Commissioner Joe Turpin seconded and the motion carried unanimously.

**GENERAL GOVERNMENT-JAIL- SERGEANT POSITION**

County Manager Craig Greer submitted a request from Jail Captain Craig Carico to establish a Jail Sergeant in the County's current salary classification plan. Captain Carico has been given a resignation from the Jail Lieutenant and would like to restructure job classifications at the jail. Captain Carico is requesting to eliminate the Lieutenant's position and replacing it with a Jail Sergeant. Other restructuring would be done during the upcoming budget, but this Jail Sergeant position is needed immediately due to the resignation of the Lieutenant. The Jail Sergeant would be a grade 66 which is lower than a Lieutenant. Duties of the Jail Sergeant would not be the same as the current Lieutenant's position.

Chairman McHugh entertained a motion to establish the position of the Jail Sergeant in the County's current salary classification plan.

Chairman McHugh moved to approve the establishment of the position of Jail Sergeant in the County's current salary classification plan.

Vice Chairman John Turpin seconded and the motion carried unanimously.

**GENERAL GOVERNMENT-GOVERNING BODY-DSS STAFFING**

Commissioner Mabe reiterated the need for the eliminated positions that had been requested earlier in the meeting

by the DSS Board.

Commissioner Mabe moved to reinstate the following nine positions that had been requested by the DSS Board:

- Human Resource Placement Specialist (Work First Program)
- Human Resource Placement Specialist (Work First Program)
- Income Maintenance Caseworker II (Food Stamps Program)
- Income Maintenance Caseworker II (Family and Children's Medicaid)
- Income Maintenance Caseworker II (Family and Children's Medicaid)
- Social Worker II (Child Protective Services)
- Accounting Tech II (this is a half time position)
- Program Integrity Investigator
- Income Maintenance Supervisor I (Medicaid Program)

Commissioner Joe Turpin seconded the motion.

The motion failed 2-3 with Chairman McHugh, Vice Chairman John Turpin, and Commissioner Joe Turpin voting against the motion.

There being no further business to come before the Board, Commissioner Joe Turpin moved to adjourn meeting.

Commissioner Inman seconded and the motion carried unanimously.

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**Darlene Bullins**  
Clerk to the Board

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**Sandy McHugh**  
Chairman