

STATE OF NORTH CAROLINA)
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COUNTY OF STOKES)
)

OFFICE OF THE COMMISSIONERS
STOKES COUNTY GOVERNMENT
DANBURY, NORTH CAROLINA
MARCH 23, 2009

The Board of Commissioners of the County of Stokes, State of North Carolina, met for regular session in the Commissioners' Chambers of the Ronald Wilson Reagan Memorial Building (Administration Building) located in Danbury, North Carolina on Monday, March 23, 2009 at 6:00 pm with the following members present:

Chairman J. Leon Inman
Vice-Chairman Jimmy Walker
Commissioner Ron Carroll
Commissioner Ernest Lankford
Commissioner Stanley Smith

County Personnel in Attendance:
County Manager K. Bryan Steen
Clerk to the Board Darlene Bullins
Finance Director Julia Edwards
Support Services Supervisor Danny Stovall
Economic Development Director Alan Wood
County Attorney Edward Powell

Chairman J. Leon Inman called the meeting to order.

Vice Chairman Walker delivered the invocation.

GENERAL GOVERNMENT-GOVERNING BODY-PLEDGE OF ALLEGIANCE

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

GENERAL GOVERNMENT – GOVERNING BODY – APPROVAL OF AGENDA

Chairman Inman entertained a motion to approve or amend the March 23, 2009 Agenda.

Vice Chairman Walker moved to approve the March 23, 2009 Agenda as presented.

Commissioner Lankford seconded and the motion carried unanimously.

PUBLIC COMMENTS

The following spoke during public comments:

Ms. Dee Luster

10003 HWY 89 W

Westfield, NC 27053

RE: **Clyde Amos Road**

Ms. Luster, who lost her daughter in a tragic accident last fall, spoke to the Board regarding the unsafe conditions regarding the Clyde Amos Road. Ms. Luster noted that NCDOT Engineer Pay Ivey had stated approximately \$18,000 has been committed for road improvements on the Clyde Amos Road. Ms. Luster stated that 19 accidents (3 fatalities) had occurred at the ends of Clyde Amos Road that connects to Highway 89 at one end and Piney Grove Church Road at the other and that most of the accidents occurred before and after school. Ms. Luster requested that the end of Clyde Amos Road that connects to Highway 89 be completely closed down and if that is not possible, make the Clyde Amos Road one way. Ms. Luster presented statistical information regarding the accidents on Clyde Amos Road. Ms. Luster expressed her appreciation for anything that the Board could do to help prevent other accidents at this location.

Mr. Clyde Amos

1085 Clyde Amos Road

Danbury, NC 27016

Re: **Clyde Amos Road**

Mr. Amos stated that he does not think the road should be closed and that the proposed changes scheduled for the end, which connects to Highway 89, should help prevent future accidents.

Ms. Bertha Amos

1085 Clyde Amos Road

Danbury, NC 27016

Re: **Clyde Amos Road**

Ms. Amos stated that a lot of the accidents that have occurred on the road have been because of excessive speeding. Ms. Amos also noted that four wheelers used the road and that the end which connects to Piney Grove Church Road is also very dangerous because trees block visibility.

Ms. Michelle Hutchins

1027 Clyde Amos Road

Danbury, NC 27016

Re: **Clyde Amos Road**

Ms. Hutchins stated that the road should not be closed on the end, which connects to Highway 89, this could create unsafe conditions on that end of the road such as a place for kids to park and drink. Ms. Hutchins noted that the proposed changes at the end of the road, which connects to Highway 89, should make a big difference.

Ms. Angie Hart
1175 Sunset Ridge Road
Westfield, NC 27053
Re: **Clyde Amos Road**

Ms. Hart, whose daughter was in the car driven by Ms. Luster's daughter, stated that if the road could not be closed another option would be to make the road one way. Ms. Hart also stated that more patrol is needed on the road and that school personnel could help discourage students from using the road.

Chairman Inman confirmed that NCDOT Engineer Pat Ivey has announced that funding has been allocated for road improvements on the Clyde Amos Road and work should start before June 2009.

CONSENT AGENDA

Chairman Inman entertained a motion to approve or amend the following items on the Consent Agenda:

Minutes

- Minutes of January 27, 2009
- Minutes of March 9, 2009
- Stokes County Nursing Home Community Advisory Committee – Correction

Clerk to the Board Darlene Bullins request the following correction to the minutes of February 23rd and March 9th:

- Rescind the nomination of Sylvia Gordon on February 23rd and the appointment of Sylvia Gordon on March 9th and approve the nomination and appointment of Sylvia Grogan (Minutes of February 23rd and March 9th will be amended)
(Correction of last name given – Gordon should be Grogan)

Social Services – Budget Amendment #58

Finance Director Julia Edwards submitted Budget Ordinance Amendment #58.

To amend the General Fund, the expenditures are to be changed as follows:

March 23, 2009

Account Number	Account Description	Current Budgeted Amount	Increase (Decrease)	As Amended
	Social Services			
100.5310.511	Equipment	\$00.00	\$29,000.00	\$29,000.00
	Totals	\$00.00	\$29,000.00	\$29,000.00

This budget amendment is justified as follows:

DSS has been approved by the State to purchase a computer, printer, and other equipment. Items purchased from the equipment line will be paid by MOE money.

This will result in a net increase of \$29,000.00 in the expenditures and other financial use to the County's annual budget. To provide the additional revenue for the above, the following revenues will increase. These revenues have already been received or are verified they will be received in this fiscal year.

Account Number	Account Description	Current Budgeted Amount	Increase (Decrease)	As Amended
100.3301.202	SS County Federal	\$00.00	\$29,000.00	\$29,000.00
	Totals	\$00.00	\$29,000.00	\$29,000.00

Social Services - Budget Amendment #59

Finance Director Julia Edwards submitted Budget Ordinance Amendment #59.

To amend the General Fund, the expenditures are to be changed as follows:

Account Number	Account Description	Current Budgeted Amount	Increase (Decrease)	As Amended
	Social Services			
100.5310.314	Work First Travel	\$60,000.00	\$20,000.00	\$80,000.00
100.5850.001	Day Care TANF	\$51,577.00	\$(20,000.00)	\$31,577.00
	Totals	\$111,577.00	\$00.00	\$111,577.00

This budget amendment is justified as follows:

To appropriate additional funding for Work First Travel, which is 100% Federal Funding.

This will result in a net increase of \$00.00 in the expenditures and other financial use to the County's annual budget. To provide the additional revenue for the above, the following revenues will increase. These revenues have already been received or are verified they will be received in this fiscal year.

Tax Administration Report – February 2009

Tax Administrator Jake Oakley submitted the following Real and Personal Property Releases (February 2009), which are more than \$100 at the March 9th meeting, with a request for action by the Board of Commissioners at the March 23rd meeting:

Real and Personal Property Releases More than \$100–Feb. 09-Per NCGS 105-381 (b)

Name	Account Number	Amount	Reasons
John Phillip Abbot	08A697101451309	\$305.50	Hose damaged by fire in 09-2007
Donald Ray Stewart	08A691404634448	\$1,863.33	Parcel double billed
Rebecca Cain	08A155923335.09.2	\$289.24	Single wide mobile home listed/taxed in another county
Angela Bowman	08A691800400608	\$166.92	Acreage correction
		\$2,624.99	

Tax Administrator Jake Oakley submitted the following Real and Personal Property Refund (February 2009) which is more than \$100 at the March 9th meeting, with a request for action by the Board of Commissioners at the March 23rd meeting:

Real and Personal Property Releases More than \$100–Feb. 09-Per NCGS 105-381 (b)

Name	Account Number	Amount	Reasons
Angela Bowman	07A691800400608	\$166.92	Acreage correction
	06A691800400608	\$164.41	Acreage correction
	05A2005002526	\$164.41	Acreage correction
	04A2004002550	\$114.72	Acreage correction
		\$610.46	

Tax Administrator Jake Oakley submitted the following EMS Delinquent Release Report (February 2009) at the March 9th meeting, with a request for action by the Board of Commissioners at the March 23rd meeting:

Date of Service	Call Number	Amount	Reason
10-28-2000	4269	\$241.00	BK 7
08-23-2007	704865	\$91.45	Deceased
Total		\$332.45	

Tax Administrator Jake Oakley presented the following appeal from Mr. Douglas Moorefield:

- Appeal from Douglas Nelson Moorefield
- Appealing the assigned value of \$21,270 for a 2008 Nissan Frontier Truck
- Mr. Moorefield is requesting a reduction to \$16,922.33 per bill of sale (a \$2500 Rebate was given to Mr. Moorefield)
- NADA Guide suggest \$21,500 value which is within the price range of TEC values of \$21,270 normally listed for the vehicle
- TEC is the Motor Vehicle Pricing Schedule adopted by the Board of Commissioners

Tax Administrator Oakley recommended the Board of Commissioner deny the appeal and uphold the assigned value of \$21, 270.

Proposed Resolution – Support of Criminal Justice Partnership Program

County Manager Bryan Steen submitted the following proposed Resolution in Support of the Criminal Justice Partnership Program for the Board’s approval: (County Attorney Edward Powell approved the proposed Resolution as to Form and Legal Sufficiency)

RESOLUTION OF THE STOKES COUNTY BOARD OF COMMISSIONERS

WHEREAS, the future continued socio-economic progress of individuals placed into community-based correction programs of Stokes County is dependent upon funds and services provided through the Criminal Justice Partnership Program; and

WHEREAS, nationwide studies have shown reductions in recidivism, drug use and unemployment when offenders participate in appropriate treatment programs; and

WHEREAS, the Stokes County Board of Commissioners in concert with the Stokes County Criminal Justice Partnership Program are committed to the principles of Evidence Based Practices within community-based programs; and

WHEREAS, the Stokes County Criminal Justice Partnership Program addresses issues of Alcohol and Substance Abuse, Domestic Violence, Cognitive Behavioral Intervention, Education and Employment needs; and

WHEREAS, Criminal Justice Partnership Programs – with strong, involved local leadership and adequate funding- can help relieve prison and jail cost, reduce recidivism and dependency on Social Welfare programs while providing appropriate community responses to crime; and

WHEREAS, the increased quality of life and respect for Societies Rules attained by program participants plays a vital role in creating strong, self sufficient, productive individuals having a direct bearing on the present and future of our communities; and

WHEREAS, the County of Stokes provides these services and treatments to community-base program participants for whom it would otherwise be unaffordable without Criminal Justice Partnership Grant Funds; and

WHEREAS, in order to adequately address both the immediate and future needs of these community-based programs with all of its valuable assets, it is necessary that revenue continue to be provided, funding the Criminal Justice Partnership Program; and

WHEREAS, the North Carolina General Assembly, has budgeting powers to insure continued funding for the North Carolina Criminal Justice Partnership Programs; and

THEREFORE, BE IT RESOLVED, the Stokes County Board of Commissioners request support of the North Carolina General Assembly during its budgeting processes to secure funding for the North Carolina Department of Community Correction, Criminal Justice Partnership Programs thereby insuring continued continuity and progress in addressing treatment and rehabilitation needs of individuals within our community.

ADOPTED this 23rd day of March, 2009.

J. Leon Inman - Chairman

Jimmy Walker – Vice Chairman

Ron Carroll - Commissioner

Ernest Lankford - Commissioner

Stanley Smith – Commissioner

Attest: _____
Darlene M. Bullins – Clerk to the Board

Policy for Fire Service District and Fire Commission and Use of Service District Funds – Renewal

Chairman Inman presented the following Policy for Fire Service District and Fire Commission and Use of Service District Funds at the March 9th meeting for renewal consideration, with a request for action by the Board of Commissioners at the March 23rd meeting:

**County of Stokes
Policy for
Fire Service District and Fire Commission
and Use of Service District Funds**

I. Purpose and Objectives of Fire Commission

The Stokes County Fire Commission is established for the oversight of revenue generated within the Stokes County Fire Service District and serves as an advisory group for the Stokes County Board of Commissioners on matters pertaining to the fire service district. All decisions made by the Fire Commission shall require final approval by the Stokes County Board of Commissioners. The following shall be the objectives and duties of the Fire Commission:

1. During the annual budget process, the Fire Commission shall review each submitted budget item from each service district agency and make recommendations to the Board of Commissioners as to the final approved amount of each submitted agency budget.
2. During the annual budget process, after meeting with representatives from each service district agency, the Fire Commission shall recommend to the Board of

Commissioners any additions or cuts to budget items based on the needs of the specific agencies and the priority of needs. The Fire Commission shall ensure that the total recommended budget does not exceed available service district revenues and that the recommended service district tax rate does not exceed fifteen cents (\$0.15) per \$100 property valuation as specified by North Carolina statute. The Fire Commission shall always be aware of the tax burden that their budget recommendations could place on the taxpayers of the Stokes County Fire Service District and therefore be fiscally responsible in making their budget recommendations. The Board of Commissioners shall evaluate the recommendations from the Fire Commission and make a final decision on the service district budget and tax rate.

3. The Fire Commission shall hear and make recommendations on any emergency requests by a service district agency for funds from the service district fund balance during the budget year. Before approving such emergency requests, the Fire Commission shall consult with the Stokes County Fire and Rescue Association and give due consideration to any recommendation received from that organization. After approval from the Fire Commission, the request will be forwarded without delay to the Board of Commissioners for a final decision.
4. Individual Fire Commissioners shall establish communications with each service district agency and work with the agency representatives to maintain a “needs assessment” for the specific agency.

II. Size and Selection of Fire Commission

The Stokes County Fire Commission shall consist of eight members with no more than one member affiliated with a single service district agency:

1. ***Three appointed Members Affiliated with a Service District Agency:*** The Stokes County Board of Commissioners shall appoint three individuals who are affiliated with a service district agency to serve on the Fire Commission. In making these appointments, the Board of Commissioners shall give priority consideration to candidates recommended by the Stokes County Fire and Rescue Association. Each member shall serve a term of two years without a limit on the number of terms to which he/she can be re-appointed provided that he/she continues to meet the qualifications and duties described in Parts III and IV of this document. During the term in which the member is serving, if the member’s status changes and he/she no longer meets the qualifications described in Part III, the member shall resign and the Board of Commissioners shall appoint a successor to complete the remainder of his/her term, following the same process used in making the initial appointment. Each member will have one vote on any item of business that comes before the Fire Commission, except as limited in Part VI of this document.
2. ***Three appointed Civilian Members Not Affiliated with a Service District Agency:*** The Stokes County Board of Commissioners shall appoint three individuals who have *no* affiliation with a service district agency to serve on the Fire Commission. In making these appointments, the Board of Commissioners shall identify possible candidates by using the same

recruitment procedures as with other appointed boards, committees, and commissions, but shall specifically invite recommendations from the Stokes County Fire and Rescue Association. Each member shall serve a term of two years without a limit on the number of terms to which he/she can be re-appointed provided that he/she continues to meet the qualifications and duties described in Parts III and IV of this document. During the term in which the member is serving, if the member's status changes and he/she no longer meets the qualifications described in Part III, the member shall resign and the Board of Commissioners shall appoint a successor to complete the remainder of his/her term, following the same process used in making the initial appointment. Each member will have one vote on any item of business that comes before the Fire Commission, except as limited in Part VI of this document.

3. ***Stokes County Fire Marshal:*** The Fire Marshal shall serve as an ex-officio, non-voting member of the Fire Commission. This member will advise the Commission as an unbiased member on the needs of the service district agencies and on the constantly changing standards and regulations from the state and federal government. This person will also serve as Secretary of the Fire Commission. The Fire Marshal may designate another member of his/her department to attend any meeting in his/her absence.
4. ***President of the Stokes County Fire and Rescue Association.*** The President of the Stokes County Fire and Rescue Association shall serve as an ex officio member of the Fire Commission. This member shall provide technical advice to the Fire Commission, serve as a liaison to the Association and its member agencies, and facilitate coordination among the various agencies and the Fire Commission to promote fiscally responsible use of available resources. This member shall not vote except to break a tie among the appointed members.

Note 1 — Geographical Representation: Whenever possible, appointed members shall reside in different geographical locations of the fire service district/county in an effort to give fair representation to each region. The Stokes County Fire Marshal shall assist the Board of Commissioners in the appointment process by identifying and reporting the geographical residence of Fire Commission members and prospective members.

Note 2 — Staggered Terms: Terms of the six appointed members shall be staggered so that half of the members are appointed every year. During the transition period following approval of this document by the Board of Commissioners, terms of Fire Commissioners shall be structured as follows:

- The Board of Commissioners shall in a timely manner appoint a third civilian member to the Fire Commission in accordance with Part II.2 above to serve a two-year term, expiring October 31, 2010.
- The two incumbent Fire Commissioners appointed for two-year terms during 2008 shall serve terms expiring October 31, 2010.

- The two incumbent Fire Commissioners appointed for two-year terms during 2007 and the one incumbent Fire Commissioner appointed during 2008 to fill the remaining one-year of an unexpired term shall serve terms expiring October 31, 2009.
- Beginning in 2009, the Board of Commissioners shall appoint or reappoint three members as provided in Part II above, representing the same categories as those members whose terms expire October 31, 2009, to serve two year terms, effective November 1, 2009.
- In 2010, the Board of Commissioners shall appoint or reappoint three members as provided in Part II above, representing the same categories as those members whose terms expire October 31, 2010, to serve two year terms, effective November 1, 2010.

III. Qualifications of Appointed Fire Commissioners

A. Commissioners Appointed From Service District Agencies

The three appointed members affiliated with a service district agency shall possess the following qualifications:

1. The member shall possess a basic understanding of volunteer fire departments, rescue squads, and rural fire protection within the topography of Stokes County.
2. The member shall be an active member or an active Board member of a fire department and/or rescue squad that serves a response district within the Stokes County Fire Service District.
3. The member shall have a minimum of ten years of fire and/or rescue service experience.
4. The member shall have a basic knowledge of fire/rescue tools and equipment, North Carolina fire protection laws, NFPA Standards, along with other fire/rescue regulations and standards.
5. The member shall be a resident of Stokes County.
6. The member shall not hold any public office while serving as a Fire Commissioner.

B. Commissioners Not Affiliated with Service District Agencies

The three appointed members not affiliated with a service district agency shall possess the following qualifications:

1. The member shall have business management skills and experience.
2. The member shall *not* be an active member or an active Board member of a fire department and/or rescue squad that serves a response district within the Stokes County Fire Service District.
3. The member shall be a resident of Stokes County and reside in a location served by a Fire Service District agency.
4. The member shall not hold any public office while serving as a Fire Commissioner.

IV. Duties of the Members of the Fire Commission

Each member of the Fire Commission shall perform the following duties:

1. The secretary of the Fire Commission shall assign each appointed commissioner a number of specific agencies. A commissioner shall not be assigned to an agency in which the commissioner is an active member. The secretary of the Fire Commission shall have the authority to make any needed changes to the assignments, as he/she thinks necessary.
2. The commissioner shall meet with the representatives of each agency that he/she is assigned at least twice each year, including at least once during the agency's development of its annual budget. The commissioner is responsible for initiating contact with the agency to determine a convenient time for both parties to meet.
3. Each commissioner shall attend the annual service district budget workshop sessions.
4. Each commissioner shall receive a copy of the budget request of each service district agency from the secretary of the Fire Commission prior to the scheduled service district budget workshop sessions.
5. Each commissioner shall attend called emergency sessions of the Fire Commission during the county budget process as needed.
6. After the Fire Commission completes its annual budget duties, the chairperson of the Fire Commission shall present the recommended combined service district budget and recommended service district tax rate to the Board of Commissioners.

Members not performing their duties as described above will be terminated from the Fire Commission by the Stokes County Board of Commissioners. A recommendation for termination may come from a majority vote of a quorum of the Stokes County Fire and Rescue Association or be initiated by the Board of Commissioners following consultation with the Association. Members may be excused from their duties because of a *temporary* incapacitation such as a short-term illness, family problem, or occupational priority. Members not performing their duties because of a *long-term* incapacitation shall submit their resignation. Any member who is terminated or submits his/her resignation will be replaced by another member appointed by the Board of Commissioners, following the same process used in making the initial appointment, to serve the remainder of the term.

V. Meetings of the Fire Commission

Meetings of the Fire Commission shall be conducted as follows:

1. The Fire Commission shall observe all requirements of the North Carolina Open Meetings law. The secretary of the Fire Commission shall be responsible for providing to the Clerk of the Board of Commissioners a schedule of the regular meeting dates of the Commission and any changes or additions to the schedule.
2. The appointed members of the Fire Commission shall elect a chairperson and a vice-chairperson from its membership. The chairperson of the Fire Commission shall be responsible for notifying each commissioner of all regularly scheduled meetings and emergency sessions and shall preside over all meetings of the Commission unless excused under the provisions of Section VI below. The vice-

chairperson shall assume the duties of the chairperson in the chairperson's absence from the meeting.

3. The chairperson shall maintain an atmosphere conducive for the free exchange of ideas and an orderly and timely flow of business in all meetings.
4. During the annual service district budget workshop process (including appeal hearings) with agency representatives, the only active participants shall be members of the Fire Commission and the service district agency representative(s) for the budget request being considered. This requirement may be waived if both the Fire Commission and the agency agree to hear from or consult with another party. All budget sessions will be open to the public for observation.
5. During Fire Commission meetings in which the proposed service district budget is revised or finalized, the only active participants in the deliberations shall be members of the Fire Commission. This requirement shall not limit the ability of the Commission to seek information from other parties as necessary to make informed decisions. These meetings will be open to the public for observation.
6. The process of developing the final proposed budget and proposed tax rate shall follow these general steps.
 - a) The service district agency will receive its budget package from the Fire Commission secretary. The package will contain instructions on how to prepare its budget. The agency's Fire Commissioner will ensure that the agency has the needed resources for budget preparation. Any agency that does not follow the instructions contained in the package will lose its right to appeal any budgetary disagreements before the Fire Commission and a chance to review their final line-item budget before it is presented to the Board of Commissioners.
 - b) After the agency completes its budget, it will send the budget to the secretary of the Fire Commission. The secretary will distribute copies of each individual agency's budget documents to all members of the Fire Commission.
 - c) After each Fire Commissioner has reviewed each agency's budget, a notice will be sent to each agency containing the date and time in which its representatives are to meet with the Fire Commission for the budget workshop process.
 - d) After meeting with all agencies during the budget workshop process, the Fire Commission will develop a revised budget (if necessary) for each agency showing the line-by-line amount approved by the Fire Commission. The secretary will then send each agency its revised budget for review, provided that the agency followed the instructions in the budget package. The secretary will at the same time notify each eligible agency of the time and date that it may appeal its revised budget.
 - e) If an agency is satisfied with the results of the revised budget, no further meeting will be necessary. If an agency wishes to appeal its budget, it will meet with the Fire Commission at the appropriate time to give its reasons. The Fire Commission shall respond to each appealed item and will either approve or deny the item in the presence of the agency's representatives.

- f) After considering appeals made by the agencies, the Fire Commission will approve a final recommended budget for each agency, a recommended combined budget for the service district, and a recommended service district tax rate. These recommendations will then be submitted to the Board of Commissioners. Each agency that followed the instructions in the budget package shall receive from the secretary of the Fire Commission a copy of the Fire Commission's recommendations to the Board of Commissioners at least one week prior to their submission to the Board.
- g) As part of the total county budget process, the County Budget Officer shall review the recommendations from the Fire Commission and suggest any modifications to the proposed service district budget and service district tax rate. If the Budget Officer proposes any changes to the Fire Commission's recommendations, then the Board of Commissioners shall schedule a meeting with the Fire Commission or its chairman to discuss their recommendations.
- h) If the Board of Commissioners approves a service district tax rate different from that recommended by the Fire Commission, then the Fire Commission will develop a revised budget for each agency as described in Part V.6.d of this document. The process will continue with Parts V.6.e and V.6.f until the Board of Commissioners approves a final service district budget package.
- i) After approval by the Board of Commissioners, the secretary will provide each agency with its line-by-line approved budget.
- j) The Fire Commission's review and approval of agency budgets and allocation of funds on a line-item basis shall not be construed to restrict the authority of an agency's board of directors to modify, adjust, or amend the agency's budget, including transferring funds among line items, during the fiscal year as necessary to best meet the needs of the agency.

VI. Elimination of Potential Conflicts of Interest

The following step shall be taken to eliminate the possibility of conflicts of interest and to maintain the credibility of the Fire Commission:

- o During the meetings in which the service district budget is developed, revised, or finalized, any Fire Commissioner who is an active member or board member of the agency being examined shall be excused from consideration and action on that particular budget. Control of the meeting shall be passed to the vice-chairperson should the chairperson need to be excused for this purpose. This action does not prohibit this person from being physically present during the meetings.

VII. Compensation

Fire Commission members, except the Fire Marshal, shall receive monetary compensation for each regularly scheduled or called meeting of an amount determined by the Board of Commissioners; however, this amount will not be less than \$30 per meeting.

Each Fire Commissioner will receive travel compensation from the county for each meeting that he/she attends with their assigned service district agency. Compensation

will be at the “per mile” rate that is paid to Stokes County employees for use of their personal vehicles.

Fire Commissioners who receive monetary compensation shall keep an expense report detailing any Fire Commission meetings along with the date attended and a mileage report along with the date while attending meetings with assigned agencies. The Fire Commissioners shall submit annually their expense reports, on the supplied forms, to the secretary of the Fire Commission to be forwarded to the Stokes County Finance Office. These reports shall be submitted at least 30 days prior to the new budget year. These funds shall be budgeted and paid from the appropriate line item of the Stokes County Governing Body budget.

VIII. Use of Service District Funds

A. Valid Use of Service District Funds

Service district funds are collected from the citizens of Stokes County to provide fire suppression and rescue services by service district agencies that operate within the boundaries of Stokes County. *Service District Agency* is defined as a *volunteer* fire or rescue agency that has been approved to receive service district funds by the Stokes County Board of Commissioners. These funds should be limited to costs directly related to operating expenses incurred by these agencies in their provision of contracted services. Examples of these expenses include — but are not limited to — the following:

1. Purchase of apparatus and equipment as determined by the agency using good business practices to assure that the apparatus and equipment will be usable within the vast majority of its response district.
2. Purchase of supplies, equipment, and services necessary for support of fire/rescue/EMS operations such as fire suppression supplies, EMS and rescue supplies, insurance and bonds, fuel, pension fund payments in accordance with the agency’s policies, and other items determined by the agency’s representatives necessary to support the services available to taxpayers of the service district.
3. Operation and maintenance of apparatus and equipment needed for fire suppression and rescue operations including installation, maintenance, and upkeep of rural water supply sites.
4. Building and grounds expenses (including construction, maintenance, and utilities) to house apparatus and equipment along with providing space for training, department business, and community activities.
5. Debt service payments for buildings and/or equipment that have been financed, provided such debt incurred after July 1, 2007 received prior consent and approval from the Board of Commissioners, following a review by and recommendation from the Fire Commission, if the agency receives more than 50% of its budget from Stokes County tax revenues; prior consent and approval is not required if the agency receives less than 50% of its budget from Stokes County tax revenues.
6. Limited professional services such as nominal fees to contract the services of time consuming administrative activities such as secretary and treasurer, and

including fees and other expenses for preparation of the agency's annual audit report.

7. Expenses incurred by the Stokes County Fire and Rescue Association, if budgeted in accordance with the Association's constitution and by-laws, that directly support activities of service district agencies, provided that other fire districts within the county contribute on a pro rata basis if they benefit from such expenditures. Examples include — but not limited to — training expenses, child-safety trailer expenses, insurance payments, etc.
8. Other equipment that *directly* benefits the service district agencies upon approval of the Stokes County Fire Commission. Examples include — but not limited to — hose testers, air bottles, foam, pump test equipment, spill absorbent products, etc.
9. Equipment purchased and/or personnel employed by the Stokes County Fire Marshal's office that directly support fire suppression activities of service district agencies, provided that other fire districts within the county contribute on a pro rata basis if they benefit from such expenditures.
10. Contingency fund for emergency use by service district agencies to repair or replace equipment that was damaged or destroyed or funds expended through unforeseen circumstances that were not otherwise included in the agency's annual budget.
11. Support of full-time and/or part-time compensated firefighters upon approval from the Stokes County Fire Commission following consultation with the Chiefs Council of the Stokes County Fire and Rescue Association.
12. Expenses of the Fire Commission, including stipends and travel for fire commissioners, and supplies and postage needed by the secretary of the Fire Commission to ensure that the agencies receive their budget packages as described in Part V.6 of this document.

B. Improper Use of Service District Funds

Service district tax funds shall be used only to support the volunteer service district agencies serving the Stokes County Fire Service District. Such funds shall *not* be used for expenses incurred by other Stokes County agencies unless specifically allowed under North Carolina law; these other agencies include, but are not limited to, the following:

1. Emergency Medical Services
2. Communications
3. Law Enforcement
4. Tax Administration

(Note 1: Under the *Local Government Budget and Fiscal Control Act*, costs associated with levying and collecting the service district tax can legally be charged against revenues collected, but it is the policy of the Board of Commissioners not to use service district funds for this purpose)

5. Mapping Office.
6. Fire Marshal – except as provided in Part VIII.A.9

(Note 2 – County Employee Salaries: Service district tax funds shall not be used to directly pay salaries of employees in any Stokes County government agency except as provided in Part VIII.A.9)

IX. Amending This Document

In accordance with state law, the Stokes County Board of Commissioners may modify or amend this document as it deems necessary to properly provide services for the citizens of Stokes County.

1. The Board of Commissioners shall promptly consider requests for changes to this document that are submitted by the Stokes County Fire and Rescue Association and which have been developed in accordance with the by-laws of the Association.
2. The Board of Commissioners may on its own initiative propose amendments to this document. Before adopting any changes to this document, the Board shall seek input from the Stokes County Fire and Rescue Association and provide a review and comments period of at least 30 days before enacting such changes.
3. This document is an official policy of the Stokes County Board of Commissioners, and the Board retains final authority to enact any changes or amendments thereto.

X. Renewal of This Document

This document, along with any modifications or amendments made in accordance with Part IX, shall be the policy of the Stokes County Board of Commissioners during the term of the Board that adopted it. To remain in effect, this policy must be renewed by each newly constituted Board within 90 days following the seating of new members on the first Monday in December of every even-numbered year.

Space Request – Clerk of Superior Court

County Manager Bryan Steen presented the following space request from the Clerk of Superior Court Jason Tuttle at the March 9th meeting, with a request for action by the Board of Commissioners at the March 23rd meeting:

- Current Clerk of Superior Court’s office is in desperate need of additional file storage space, particularly for Estates
- All original estates files are mandated by the North Carolina Retention Schedules to be kept for 60 years
- State Archives will not accept estate files; therefore, the responsibility falls on the County Clerk to protect and preserve these records
- Request to use the empty office, previously occupied by Juvenile Services, which is within secured area of the building and in close proximity of the Clerk’s office

Application for ADM Funding – Debt Service

Finance Director Julia Edwards submitted the following Application for Public School Building Capital Fund (ADM Funding) for debt service payment for Fiscal Year 2008-09 for the Board's consideration:

- County's Fiscal Year Budget appropriated \$88,315 from Public School Capital Funding (ADM Funding) for debt services
- Due to the recent actions taken by Governor Perdue, NCACC has requested that all Counties submit their applications for ADM funding as soon as possible

Proposed Resolution – Proclaiming Farmer Appreciation Day in Stokes County

County Manager Bryan Steen submitted the following proposed Resolution – Proclaiming Farmer Appreciation Day in Stokes County for the Board's approval:
(County Attorney Edward Powell approved as to Form and Legal Sufficiency)

**RESOLUTION PROCLAIMING
FARMER APPRECIATION DAY
IN STOKES COUNTY**

Whereas, the County of Stokes, the Stokes Soil & Water Conservation District, the Cooperative Extension, Farm Service Agency, the Natural Resources Conservation Service and the NC Forest Service desire to sponsor the Farmer Appreciation Day to recognize the contributions of our farmers to Stokes County; and

Whereas the Board of Commissioners recognizes that the county's farmers contribute greatly to Stokes County's economic base; and

Whereas the Board believes that all county citizens benefit from farming activities in some manner; and

Whereas the Board agrees that a Farmer Appreciation Day would show our county's support for the existing farming community and honor past activities that have contributed so much to the culture and heritage of Stokes County; and

Whereas the Board recognizes and supports a BBQ and Chicken Dinner along with live entertainment that will be held at North Stokes High School with all Stokes County citizens invited.

NOW THEREFORE BE IT RESOLVED, THAT

The Stokes County Board of Commissioners hereby proclaims **April 9, 2009** as **Farmer Appreciation Day** in Stokes County and extends its appreciation and gratitude to the county's farmers for their many contributions to Stokes County.

Adopted by the Stokes County Board of Commissioners this **23rd** day **March, 2009**.

Chairman J. Leon Inman

Vice Chairman Jimmy Walker

Commissioner Ron Carroll

Commissioner Ernest Lankford

Commissioner Stanley Smith

Attest:

Darlene M. Bullins
Clerk to the Board

Commissioner Lankford moved to approve the Consent Agenda as submitted.

Commissioner Smith seconded and the motion carried unanimously.

GENERAL GOVERNMENT – GOVERNING BODY – INFORMATION AGENDA

Mental Health Transportation – Update

Director Cathy Long, Stokes Opportunity Center, presented the following Mental Health Transportation Update as requested by the Board of Commissioners:

- Amount available January 1, 2009 = \$8,100.00
- Amount owed to YVEDDI for services rendered (07/08-12/08) = \$3,099.29
- Amount available after paying YVEDDI = \$5,000.71
- Voucher Program implemented in January 2009
- Amount paid to YVEDDI in January 2009 = \$872.30
- Amount of vouchers issued in January 2009 = \$15.00
- Amount paid to YVEDDI in February 2009 = \$594.00
- Amount of vouchers issued in February 2009 = \$65.00
- 12 Vouchers have been issued during the time of January 1st to March 17th
- Estimate significant savings with voucher program
- Consumers are working very hard to use voucher system if possible
- Mr. Ben Vernon, Apple Foundation, has donated \$5,000 for mental health transportation in Stokes County
- Grant from Apple Foundation should cover expenses through December 2009

Director Long submitted a proposed letter to Mr. Ben Vernon expressing the County's appreciation for donations made to Stokes County. The Board had no issues with the proposed

letter to Mr. Vernon.

Chairman Inman, on behalf of the Board, expressed appreciation to Director Long for her hard work and dedication.

Economic Development Commission Strategic Plan

EDC Chairman Worth Hampton presented and discussed the following Stokes County Economic Development Commission's Strategic Priorities 2009-2010: (Economic Development Director Alan Wood was also present for the presentation

- EDC Mission Statement is pending
- **Four Areas of Concentration:**
 - Business retention/expansion
 - Business/Industry recruitment
 - Entrepreneurial activities
 - Travel/Tourism Development
- **Business retention/expansion -Short term objectives (6 to 12 months)**
 - Letter to local businesses: Offering assistance and appreciation
 - List of major employers: Public and Private
 - Updates to web site
 - Business/Industry Directory located on Web Site
 - Business appreciation meetings/ business/industry appreciation week
- **Business retention/expansion - Long term objectives**
 - Incentive program for business/industry: new and existing
 - Create Business/Industry Council
 - Mentoring program/ Retired Executive program
 - Create Permanent Channels of Communication with businesses
 - Revive Stokes County Trust
 - Develop & Catalog Allies and Resources
- **Business/Industry recruitment – Short term objectives (6 to 12 months)**
 - Website enhancement
 - Update building/site listing (commercial/retail and industrial
 - Internet based marketing: keyword analysis
 - Develop Broker Network
- **Business/Industry recruitment – Long term objectives**
 - Gain control of and develop industrial site or sites with ultimate goal of having these sites certified and project ready
 - Look to expand areas where needed infrastructure is located
 - Develop and carry out long term strategic marketing campaign
- **Entrepreneurial activities – Short term objectives (6 to 12 months)**
 - ID existing entrepreneurs in county
 - Local promotion/marketing our county: what is needed?

- Promote Entrepreneurial programs from FTCC and SBTDC
- ID possible funding sources to assist with growth/development
- Host meetings locally in concert with PTP entrepreneurial group
- **Entrepreneurial activities – Long term objectives**
 - Develop programs in HS and Jr. High (Junior Achievement)
 - Look for and develop partnership opportunities with local colleges (UNCG, WFU and others)
 - Leverage available partners to create county-wide broadband communication
 - Develop rural distribution network for area farmers: providing produce for local communities
 - Develop a community foundation to assist entrepreneurs and the travel/tourism industry
- **Travel/Tourism Development –Short term objectives (6 to 12 months)**
 - Update website: changing pictures to coincide with seasons
 - Enhance and broaden calendar of events
 - Develop contacts and build relationships with existing organizations, working with them to promote current events and create new opportunities
 - Develop printed materials to mirror web-site: promoting consistent message
- **Travel/Tourism Development –Long term objectives**
 - Establish Welcome Center or Centers
 - Establish Inn and Conference Center
 - Identify a county image: who are we and who do we want to be?
 - ID and develop co-op advertising opportunities

The Board discussed the Strategic Plan submitted by Chairman Hampton on behalf of the Economic Development Commission.

Chairman Hampton, on behalf of the EDC, expressed appreciation to Economic Development Director Alan Wood for his time and dedication who facilitated the work sessions and helped develop the Strategic Plan.

The Board expressed their appreciation to Chairman Hampton, the Economic Development Commission, and Economic Development Director Alan Wood for their hard work developing the Strategic Plan and look forward to working with the EDC to bring Economic Development to Stokes County.

Update – Manager and Board of Commissioners

County Manager Bryan Steen noted the following:

- Financial reviews of the expenditures and revenues are ongoing

- Working with Work Force Development regarding employment with summer youth

Commissioner Lankford reiterated the need for the County to try to secure as much stimulus funding as possible.

GENERAL GOVERNMENT – GOVERNING BODY – DISCUSSION AGENDA

Proposed Pinnacle EMS Station Floor Plan

Support Services Supervisor Danny Stovall presented the following additional information as requested by the Board at the March 9th meeting:

- Per EMS Director Monty Stevens, four sleeping quarters are sufficient to meet the needs at the present time (Employees in training do not work a 24-hour shift)
- Presented the following floor plans
 - #1 -Original floor plan as previously discussed by the Board
 - #2 -Revised floor plan which reflects removal of a bay area window and replaced by a door; reduction of the size of the kitchen area, bathroom, and storage area and added 2 ½' to the storage area
 - #3- Proposed site layout – emergency vehicles will access Chestnut Grove Road from the bay area with parking area accessing Netherby Lane (note: Netherby Lane is a private drive that will require maintenance in the future)
 - #4 –Proposed site layout – emergency vehicles from the bay area and parking area will both access Chestnut Grove Road
- Need to have direction and approval from the Board regarding the floor plan and road access for emergency vehicles

The Board discussed the revised floor plan, proposed site layout, and whether to use Chestnut Grove Road or Netherby Lane as the emergency vehicle access.

Commissioner Smith noted the need to check to see if there was a road maintenance agreement regarding Netherby Lane that the County may be included in.

Commissioner Lankford confirmed with Mr. Stovall that final plans and specifications will be submitted back to the Board before the RFP is released.

The Board unanimously agreed to direct Mr. Stovall to use the revised floor plan (#2) and the parking area and bay area access entrance onto Chestnut Grove Road (#4).

Proposed Courtroom “C” Renovation Project – Cost Proposals for Drawings

Support Services Supervisor Danny Stovall noted that the Board would need to approve to hire an architect to complete sealed drawings and approve the renovations, scope of work, and space assignments that were presented at the March 9th meeting. Mr. Stovall noted bids received for architectural services were as follows:

- Robbins Architecture = \$10,800.00
- Peterson/Gordon Architects = \$13,500.00

Mr. Stovall noted that Planning Director David Sudderth stated that before a permit could be approved by the Planning Department, sealed architectural plans would have to be submitted.

Commissioner Lankford recommended that the Board table the issue in order to review possible other options before moving forward. Commissioner Lankford noted possible other options could save money on the architectural fees and would like to have additional time to research the agenda item.

The Board discussed tabling the agenda item.

Vice Chairman Walker confirmed with Mr. Stovall that waiting until the next meeting would cause no issues.

The Board unanimously agreed to hold further discussion until the April 14th meeting. Chairman Inman directed the Clerk to place the item on the April 14th Discussion Agenda with opportunity to move to the Action Agenda.

Proposed Resolution – Support of a New I-85 Bridge Over the Yadkin River in Davidson County

Chairman Inman presented the following proposed Resolution – Support of a New I-85 Bridge Over the Yadkin River in Davidson County:

RESOLUTION IN SUPPORT OF A NEW I-85 BRIDGE OVER

THE YADKIN RIVER IN DAVIDSON COUNTY

WHEREAS, the Piedmont Authority for Regional Transportation (PART) was created by enabling legislation in 1997 to coordinate the multi-modal transportation activities in the ten-county Piedmont Triad Region of North Carolina; and

WHEREAS, PART coordinates transportation planning among four metropolitan planning organizations and four Divisions of the North Carolina Department of Transportation; and

WHEREAS, PART is primarily focused on the planning, design, construction, maintenance and operation of a balanced transportation system which includes roadways of regional significance; and

WHEREAS, Interstate 85 passes through Davidson, Randolph, Guilford and Alamance Counties and crosses the Yadkin River in Davidson County; and

WHEREAS, the multi-lane 1-85 Bridge over the Yadkin River is in need of total replacement at an estimated cost of \$300,000,000; and

WHEREAS, allocation of sufficient funds through the statewide equity distribution formula would take all of the construction funds for all projects allocated to Division 9 for the entire seven-year Transportation Improvement Plan program; thereby, making this action extremely burdensome.

NOW, THEREFORE, BE IT RESOLVED, that the Piedmont Authority for Regional Transportation Board of Trustees supports Governor Bev. Perdue and the grant application in the amount of \$300,000,000 from the American Recovery and Reinvestment Act Discretionary Fund for construction of a new 1-85 Bridge over the Yadkin River in Davidson County.

BE IT FURTHER RESOLVED that the PART Board of Trustees encourages all local government agencies in the region to support Governor Perdue's effort to secure federal American Recovery and Reinvestment Act (Stimulus) Funds for this needed roadway of regional, statewide and national significance.

Motion made by _____ and seconded by _____ and approved this ___ day of _____ 2009.

J. Leon Inman - Chairman

Jimmy Walker – Vice Chairman

Ron Carroll - Commissioner

Ernest Lankford - Commissioner

Stanley Smith - Commissioner

Attest:

Darlene M. Bullins – Clerk to the Board

Chairman Inman noted that it would take all the Division Nine Transportation funding for the next 12 years to replace the I-85 Bridge over the Yadkin River, instead Governor Perdue has applied for a grant in the amount of \$300,000,000 from the American Recovery and Reinvestment Act Discretionary Fund for the construction of a new I-85 Bridge over the Yadkin River in Davidson County. County Attorney Edward Powell has approved the proposed Resolution as to Form and Legal Sufficiency.

The Board discussed the proposed Resolution.

Chairman Inman directed the Clerk to place the agenda item on the April 14th Action Agenda.

Proposed Amended Memorandum of Understanding for Cooperative, Comprehensive, and Continuing Transportation Planning and the Establishment of the NWPRPO

County Manager Bryan Steen presented the proposed amended Memorandum of Understanding for Cooperative, Comprehensive, and Continuing Transportation Planning and the Establishment of the NWPRPO for the Board's consideration. County Attorney Edward Powell has approved the proposed amended Memorandum of Understanding as to Form and Legal Sufficiency. (A copy of the proposed amended Memorandum of Understanding will be retained by the Clerk).

Manager Steen noted that changes were in bold print.

The Board discussed the proposed amended Memorandum of Understanding.

Chairman Inman directed the Clerk to place the agenda item on the April 14th Action Agenda.

Proposed Resolution – Reimbursement of Capital Expenditures

County Manager Bryan Steen presented the following proposed Resolution – Reimbursement of Capital Reimbursements:

Extract of Minutes of a regular meeting of the Board of Commissioner of the County of Stokes, North Carolina held in the Commissioners' Chambers, New Government Center, Danbury, North Carolina 27016, on April , 2009.

* * *

The following members were present:

The following members were absent:

Also present:

* * *

Commissioner _____ moved for consideration of the following resolution (the "Resolution"), a copy of which was available to the Board and which was read by title:

RESOLUTION OF THE COUNTY OF STOKES, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF STOKES, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE ACQUISITION AND RELATED COST OF PODS AND PURCHASE OF LAND FOR THE NANCY REYNOLDS PROJECT, AND PURCHASE OF LAND FOR THE NEW ELEMENTARY SCHOOL IN YADKIN TOWNSHIP FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS TO BE EXECUTED AND DELIVERED IN CALENDAR YEAR 2008 OR 2009.

WHEREAS, the Board of Commissioners of the County of Stokes, North Carolina ("County") has determined that it is in the best interests of County to acquisition and related cost of PODS and purchase of land for the Nancy Reynolds Project and purchase of land for the new elementary project. (the "Project");

WHEREAS, the County presently intends, at one time or from time to time, to finance all or a portion of the costs of the Project with proceeds of tax-exempt obligations and reasonably expects to execute and deliver its tax-exempt obligations (the "Obligations") to finance, or to reimburse itself for, all or a portion of the costs of the Project; and

WHEREAS, the County desires to proceed with the Project and will incur and pay certain expenditures in connection with the Project prior to the date of execution and delivery of the Obligations (the "Original Expenditures"), such Original Expenditures to be paid for originally from a source other than the proceeds of the Obligations, and the County intends, and reasonably expects, to be reimbursed for such Original Expenditures from a portion of the proceeds of the Obligations to be executed and delivered at a date occurring after the dates of such Original Expenditures;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Stokes, North Carolina as follows:

Section 1. **Official Declaration of Intent.** The County presently intends, and reasonably expects, to reimburse itself for the Original Expenditures incurred and paid by the County on or after the date occurring 60 days prior to the date of adoption of this Resolution from a portion of the proceeds of the Obligations. The County reasonably expects to execute and deliver the Obligations to finance all or a portion of the costs of the Project and the maximum principal amount of Obligations expected to be executed and delivered by County to pay for all or a portion of the costs of the Project to be reimbursed is \$2,500,000.

Section 2. **Compliance with Regulations.** The County adopts this Resolution as a declaration of official intent under Section 1.150-2 of the Treasury Regulations promulgated under Section 103 of the Internal Revenue Code of 1986, as amended, to evidence the County's intent to reimburse itself for the Original Expenditures from proceeds of the Obligations.

Section 3. **Itemization of Capital Expenditures.** The Finance Officer of the County, with advice from special counsel, is hereby authorized, directed and designated to act on behalf of the County in determining and itemizing all of the Original Expenditures incurred and paid by the County in connection with the Project during

the period commencing on the date occurring 60 days prior to the date of adoption of this Resolution and ending on the date of execution and delivery of the Obligations.

Section 4. *Effective Date.* This Resolution is effective immediately on the date of its adoption.

On motion of Commissioner _____, seconded by Commissioner _____, the foregoing resolution entitled “**RESOLUTION OF THE COUNTY OF STOKES, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF STOKES, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE ACQUISITION AND RELATED COST OF PODS AND PURCHASE OF LAND FOR THE NANCY REYNOLDS PROJECT, AND PURCHASE OF LAND FOR THE NEW ELEMENTARY SCHOOL IN YADKIN TOWNSHIP FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS TO BE EXECUTED AND DELIVERED IN CALENDAR YEAR 2008 OR 2009**” was duly adopted by the following vote:

AYES:

NAYS:

STATE OF NORTH CAROLINA)
)
COUNTY OF STOKES) ss:

I,
Darlene M. Bullins, Clerk to the Board of Commissioners of the County of Stokes, North Carolina, **DO HEREBY CERTIFY** that the foregoing is a true and exact copy of a resolution entitled “**RESOLUTION OF THE COUNTY OF STOKES, NORTH CAROLINA DECLARING THE INTENT OF THE COUNTY OF STOKES, NORTH CAROLINA TO REIMBURSE ITSELF FOR CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE ACQUISITION AND RELATED COST OF PODS AND PURCHASE OF LAND FOR THE NANCY REYNOLDS PROJECT, AND PURCHASE OF LAND FOR THE NEW ELEMENTARY SCHOOL IN YADKIN TOWNSHIP FROM THE PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS TO BE EXECUTED AND DELIVERED IN CALENDAR YEAR 2008 OR 2009**” adopted by the Board of Commissioners of the County of Stokes, North Carolina, at a meeting held on the ____ day of April, 2009.

WITNESS my hand and the corporate seal of the County of Stokes, North Carolina, this the ____ day of April, 2009.

Darlene M. Bullins
Clerk to the Board
County of Stokes, North Carolina

Manager Steen reiterated the following section included in the proposed Resolution:

- Resolution of the County of Stokes, North Carolina declaring the intent of the County of Stokes, North Carolina to reimburse itself for capital expenditures incurred in connection with the acquisition and related cost of pods and purchase of land for the Nancy Reynolds project, and purchase of land for the new Elementary School in Yadkin Township from the proceeds of certain tax-exempt obligations to be executed and delivered in Calendar Year 2008 or 2009.

Manager Steen noted the following:

- Proposed Resolution will allow the County to be reimbursed for any expenditures that the County incurs before the loan proceeds are received
- All information is due from the school system by April 9th in order to submit the application to the Local Government Commission (LGC) in early May
- A Public Hearing regarding the loan application will be scheduled for April 14th
- LGC will consider the loan application estimated at \$2.5 million in June
- Board of Commissioners will have to approve the purchase price for the additional land needed for the Nancy Reynolds project
- Attorney for the school system is working on the purchase price for the Nancy Reynolds project

The Board discussed the proposed Resolution submitted by Manager Steen.

County Attorney Edward Powell has approved the proposed Resolution as to Form and Legal Sufficiency.

Forsyth Technical Community College – Temporary Facility

County Manager Bryan Steen presented a brief description of the Early College High School Program, which is to start in August 2009.

Manager Steen noted the following:

- County has received a recent request from Dr. Gary Green for two PODS for the Early College High School and Forsyth Technical Community College
- Currently investigating the Meadows Site for a stand-alone community college as requested by the Board – water and sewer, DEHNR issues, etc.
- Issues with placing the PODS on the Government Center Complex regarding the Sex Offender Statute
- Option to place the Early College High School students at the Forsyth Technical Community College Site in King is still available
- Also looking at other possible locations within the Danbury area

Captain Mike Marshall has expressed concerns with placing the PODS on the Governmental Center Complex regarding the Sex Offender Statute and the jail being located on the same location in case of an escapee.

Chairman Inman reiterated the grant funding for the upcoming year for the Early

College High School has not been appropriated by the State yet, Meadows Site has not been declared a “clean site” by DEHNR, and issues presented by the Sheriff’s Department.

The Board discussed the agenda item with County Attorney Edward Powell.

County Attorney Edward Powell noted the following:

- Contacted the Institute of Government
- Agree with the Institute of Government regarding Section (3) of G.S. 14-208.18 which specifies the word “place” to be where minors gather for regular scheduled education, recreational, or social programs and that the courts have not made any decisions on this statute and there has been no interpretation of what the definition of the word “place” is
- The issue would be whether a court would interpret some time in the future the meaning of “place” if the campus were placed on the Government Center Complex where sex offenders report

Vice Chairman Walker noted the following:

- Would like to make sure all the concerns are reviewed
- Confirmed the Governmental Center Complex acreage -81 acres
- Possibly use the area at the Meadows site that does not have contaminated soil
- Questions if Meadow site will be suitable for a stand alone campus even it is declared “clean” by DEHNR

Commissioner Carroll noted the following:

- The burden of the law in his opinion is not on the County, it is on the sex offenders
- Appropriation from the State may not be approved until July, August, or September

Commissioner Lankford noted the following:

- Early College High School needs a good location to start with in order to have a successful program
- Need to look at other options and locations

Commissioner Smith noted the following:

- Expressed concerns with the Early College High School students being at a temporary site outside of Stokes County
- At this point, need more options and information before placing PODS on a temporary location
- Values the advice from the County Attorney
- Explore pump and haul until a sewer system can be installed at the Meadows site
- Very eager to get a stand alone community college in Stokes County

Manager Steen noted that the results from the last soil testing taken by DEHNR at the

Meadows site are scheduled to be back to the County by the end of March or first of April and that an advisory response from DEHNR could be expected by the middle of April.

Chairman Inman noted one possible option to consider – deed land to Forsyth Tech. Community College with a reversion clause.

Operations Director David Burge, Stokes County Schools, noted that there are issues with the Meadow property regarding placing a stand-alone community college campus on the site:

- (1) Location will need approximately 4.5 acres for a wastewater system
- (2) Can't use any site for wastewater system that has fill dirt
- (3) Need for one acre for a well
- (4) A total of 5.5 acres will be needed just for water and sewer
- (5) Standards have changed with the amount of land needed for sewer systems
- (6) Cannot do sewer pump and haul unless you have a system that has failed –verified this with Stokes County Environmental Health and the State

Director Burge noted that students could be moved between semesters if a location was available.

Chairman Bill Hart, Stokes County Board of Education, noted that the School System must move forward with the opening of Early College High School in August 2009.

Commissioner Carroll noted that this Board had not voted to purchase PODS for Forsyth Tech. Community College.

Chairman Inman suggested possibly having a special meeting to determine if the Meadows site is going to be feasible for a stand-alone community college.

Chairman Inman noted that with time running out, students will have to attend Early College High School at the Forsyth Tech. Community College in King for the first year.

The Board unanimously agreed to look at other location options before making any decisions regarding the purchase of PODS.

Appointments – King Planning Board/Board of Adjustments – ETJ Vacancy

Chairman Inman noted that Richard Newsome and Norma Cox were nominated at the March 9th meeting.

There were no further nominations.

Chairman Inman entertained a motion.

Commissioner Lankford moved to appoint Norma Cox to the King Planning Board/Board of Adjustments. Vice Chairman Walker seconded and the motion carried (4-1) with Commissioner Smith voting against the motion.

Appointments – Stokes County Nursing Home Community Advisory Committee

Clerk to the Board Darlene Bullins noted that Ms. Peggy Shadwick, NWPCOG, notified the County last week that Mr. Leo Gatewood and Mr. Yates Wilkinson had requested to be considered for re-appointment to the Stokes County Nursing Home Community Advisory Committee. Clerk Bullins noted that Mr. Gatewood and Mr. Wilkinson were very pleased that the Board had appointed members to fill the vacancies. Mr. Gatewood and Mr. Wilkinson both have served on the Nursing Home Community Advisory Committee several years and were very faithful participants.

GENERAL GOVERNMENT – GOVERNING BODY – ACTION AGENDA

Cost Allocation Plan

Finance Director Julia Edwards presented the following additional information from the two vendors who submitted bids for preparation of the Cost Allocation Plan at the March 9th meeting:

- Maximus proposed \$4,300 per year (original bid \$4, 800)
- MGT of America proposed \$4,000 per year (original bid \$4,500)

Chairman Inman entertained a motion.

Commissioner Lankford moved to approve MGT of America, Inc. (low bidder) to complete the Stokes County Cost Allocation Plan. Vice Chairman Walker seconded and the motion carried unanimously.

Proposed Resolution – CenterPoint Human Services – Structure of the Board – Area Authority for Mental Health, Developmental Disabilities, and Substance Abuse

Chairman Inman presented the following Proposed Resolution – CenterPoint Human Services – Structure of the Board of the Area Authority for Mental Health, Developmental Disabilities and Substance Abuse Services submitted at the March 9th meeting: (County Attorney Edward Powell had approved the proposed Resolution to Form and Legal Sufficiency)

A RESOLUTION REGARDING STRUCTURE OF THE BOARD OF THE AREA AUTHORITY FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES AND SUBSTANCE ABUSE SERVICES

WHEREAS, the Counties of Davie, Stokes and Forsyth (collectively the "Constituent Counties") are members of the multi-county area authority under Chapter 122C of the North Carolina General Statutes;

WHEREAS, CenterPoint Human Services ("CPHS") is a local management entity under Chapter 122C of the North Carolina General Statutes that serves the Constituent Counties pursuant to, among other things, a business plan proposed by CPHS under N.C. Gen. Stat. § 122C-115.2 and approved by the Constituent Counties (the "Business Plan");

WHEREAS, pursuant to Section 122C-118.1(a), each board of county commissioners within the area authority may appoint one of its commissioners to serve on the board of the area authority (the "Board");

WHEREAS, N.C. Gen. Stat. 122C-118.1(a) provides that the boards of county commissioners may also "have the option to appoint the members of the area board in a manner other than as required under this section by adopting a resolution to that effect;"

WHEREAS, Forsyth County currently appoints one (1) of its commissioners to serve on the Board and Stokes County currently appoints one (1) of its commissioners to serve on the Board;

WHEREAS, Davie County desires the flexibility provided in 122C-118.1 to appoint a commissioner, a county manager or assistant county manager to serve on the Board;

WHEREAS, the Board of Commissioners of Stokes County and the Board of Commissioners of Forsyth County have no objection the Board of Commissioners of Davie County having the flexibility of appointment as allowed under 122C-118.1.

NOW, THEREFORE, be it resolved by the Board of Commissioners for the County of Stokes as a constituent county served by CPHS, as follows:

1. The Davie County Board of Commissioners may appoint a commissioner, county manager, or assistant county manager to serve on the Board as permitted by N.C. Gen. Stat. §122C-118.1(a).
2. The amendment to the Business Plan to allow the Davie County Commissioners to appoint a member to the Board as provided herein is approved, and the LME is authorized to take reasonable steps to memorialize such amendment.
3. This Resolution is effective upon its adoption.

Adopted this **23rd** day of **March 2009**.

Stokes County Board of Commissioners

J. Leon Inman - Chairman

Jimmy Walker – Vice Chairman

Ron Carroll - Commissioner

Ernest Lankford - Commissioner

Stanley Smith - Commissioner

Attest:

Darlene M. Bullins – Clerk to the Board

Approved as to Form and Sufficiency:

County Attorney Edward Powell

Chairman Inman entertained a motion.

Commissioner Carroll moved to approve the proposed Resolution -CenterPoint Human Services –Structure of the Board of the Area Authority for Mental Health, Developmental Disabilities and Substance Abuse Services. Commissioner Smith seconded and the motion

carried unanimously.

Closed Session

Chairman Inman entertained a motion to enter into closed session for the following:

- To consider the initial employment or appointment of an individual to any office or position, other than a vacancy in the Board of County Commissioners or any other public body, or to consider the qualifications, competence, performance, character, and fitness of any public officer or employee, other than a member of the Board of Commissioners or of some other public body pursuant to G.S. 143-318.11(6).
- To consult with an Attorney employed or retained by the Public Body in Order to preserve the attorney-client privilege between the Attorney and the Public Body, which privilege is hereby acknowledged, and to consider and give instructions to an attorney concerning the handling or settlement of a claim judicial action, mediation, arbitration, or administrative procedure G.S. 143-318.11(3).

Commissioner Lankford moved to enter into closed session for the following:

- To consider the initial employment or appointment of an individual to any office or position, other than a vacancy in the Board of County Commissioners or any other public body, or to consider the qualifications, competence, performance, character, and fitness of any public officer or employee, other than a member of the Board of Commissioners or of some other public body pursuant to G.S. 143-318.11(6).
- To consult with an Attorney employed or retained by the Public Body in Order to preserve the attorney-client privilege between the Attorney and the Public Body, which privilege is hereby acknowledged, and to consider and give instructions to an attorney concerning the handling or settlement of a claim judicial action, mediation, arbitration, or administrative procedure G.S. 143-318.11(3).

Vice Chairman Walker seconded and the motion carried unanimously.

The Board returned to the open session of the March 23rd meeting.

Upcoming Budget Sessions

Commissioner Smith informed the Board that he would not be available for budget work sessions on June 17th, 18th, 19th, and 20th due to a scheduling conflict.

Adjournment

There being no further business to come before the Board, Chairman Inman entertained a motion to adjourn the meeting.

Commissioner Lankford moved to adjourn the meeting. Vice Chairman Walker seconded and the motion carried unanimously.

Darlene M. Bullins
Clerk to the Board

J. Leon Inman
Chairman