

**YADKIN COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION MINUTES**

Monday, June 2, 2014

The Board of Commissioners of the County of Yadkin, State of North Carolina, met in Regular Session in the Commissioners' Meeting Room of the Yadkin County Human Services Building located at 217 East Willow Street, Yadkinville, NC on Monday, June 2, 2014 at 9:00am.

Present were:

Chairman Kevin Austin
Vice Chairman David Moxley
Commissioner Gilbert Hemric
Commissioner Marion Welborn
Commissioner Frank Zachary

Staff present: County Attorney, Ed Powell (by phone); County Manager, Aaron Church; Deputy County Manager/Finance Officer, Lisa Hughes; and Deputy Clerk to the Board, Tanya Gentry.

INVOCATION led by County Manager Aaron Church.

CALL TO ORDER by Chairman Austin at 9:02am.

PLEDGE OF ALLEGIANCE led by Chairman Austin.

ADJUSTMENTS TO/ADOPTION OF THE AGENDA

**Vice Chairman Moxley made a motion to adopt the Agenda. Commissioner Zachary second.
Vote: 5/0.**

PUBLIC COMMENTS

There were no public speakers. Chairman Austin closed the Public Comments at 9:04am.

APPROVAL OF MINUTES

The May 19, 2014 Regular and Closed Session minutes were reviewed. The motion to approve the May 5th Minutes that is on page 1 of the May 19th Minutes needs to be corrected. Currently, it says "motion to both" when it should say "motion to approve both". **Commissioner Welborn made a motion to approve both sets of minutes with the noted changed. Commissioner Hemric second.
Vote: 5/0.**

REPORTS/REQUESTS OF THE BOARD

There were no reports to the Board.

CONSENT AGENDA

**Commissioner Hemric made a motion to approve the Consent Agenda items. Commissioner Welborn second.
Vote: 5/0.**

The Consent Agenda items that were approved by the Board are as follows:

Administration Budget Amendment

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Travel	1054120-54010	4,100	(1,000)	3,100
Contingency	1059000-58500	4,066	(3,515)	551
Salaries	1054120-51010	214,320	3,230	217,550
Social Security	1054120-51300	13,490	210	13,700
Retirement	1054120-51330	15,380	690	16,070

401(K)	1054120-51360	2,175	150	2,325
Travel-Mgr	1054120-54014	6,000	235	6,235

Transferring funds to cover Manager's increase that was not budgeted.

Elections Budget Amendment

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Reg/Judges/Assistants	1054170-51521	26,425	(2,500)	23,925
Data Processing Supplies	1054170-52013	6,810	2,500	9,310

Transferring funds to cover the costs of coding of the ballots for the May 6, 2014 Primary.

Fire Marshal Budget Amendment

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Dues & Subscriptions	1054340-55500	1,900	(425)	1,475
Departmental Supplies	1054340-52014	300	425	725

Transferring funds to cover the costs of purchasing cases for Radiological Monitoring Equipment.

Governing Body Budget Amendment

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Travel	1054110-54010	4,000	(500)	3,500
Contingency	1059000-58500	5,746	(1,680)	4,066
Board Members	1054110-51200	32,000	1,800	33,800
Social Security	1054110-51300	2,500	120	2,620
Travel Reimbursement	1054110-54015	6,600	260	6,860

Transferring funds to cover the costs of Board fees for attending Committee/Advisory Board meetings that were not budgeted for.

Human Services/DSS Budget Amendment

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Travel/Training	1055300-54010	10,000	(1,500)	8,500
Foster Children's Fund	1055320-57680	37,800	(1,000)	36,800
Vehicle Maintenance	1055300-53040	12,653	2,500	15,153

Transferring funds to cover the costs for repairs and cleaning for Social Services vehicles.

Sheriff Budget Amendment

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Sheriff- Misc. Revenues	1044310-48900	0	4,886	4,886
Sheriff Dept Supplies	1054310-52014	25,074	4,886	29,960

The Sheriff's Office sold guns that had been declared surplus to an authorized gun reseller. This amendment appropriates the revenue from the sale and places it into the supplies line so that supplies, such as Taser cartridges can be purchased.

Solid Waste Budget Amendment

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Vehicle Maintenance	6054710-53040	37,000	(3,500)	33,500
Dept. Supply	6054710-52014	3,000	3,500	6,500

The departmental supply budget line was depleted early in the budget year to pay for FY13-14 solid waste stickers. Additional funds are needed to purchase the FY14-15 solid waste stickers so that they can go out with the tax bills in July.

Tax Adjustments & Refunds for May, 2014

The Tax Office submitted the tax adjustments and refunds for the month of May for the Board of Commissioners to review and approve. The Board approved the presented adjustments and refunds for the month of May 2014.

Juvenile Crime Prevention Council (JCPC) Funding Plan for FY2015

Each year the Board of Commissioners is asked to approve the JCPC’s Funding Plan for the upcoming fiscal year. The Board reviewed the FY2015 Funding Plan that includes a 20% match from the County. The Board approved the FY2015 JCPC Funding Plan and authorized the County Finance Officer to sign the required program agreements, program revisions, and quarterly reports.

Stryker ProCare Proposal for EMS Cot Services & Warranty

The EMS stretchers are regulated by the FDA as a Class II Medical Device so they are required to have annual preventative maintenance work performed on them. This agreement provides maintenance services and an extended warranty for the four new Stryker stretchers the Board approved funding for at the previous Board meeting. It covers preventative maintenance checks, repairs, and battery replacement for 7 years. The cost of this agreement was included in the in the price of the four new stretchers so no additional funds are needed. The Board approved the Stryker EMS Protect+ ProCare contract and authorized the County Manager to sign it.

Swan Creek Baptist Church Fellowship Hall Usage Agreement for Elections

The fellowship hall of the Swan Creek Baptist Church is used as an election site on Election days. This usage agreement is to allow it to continue being used as a polling place. The Board approved the agreement.

PUBLIC HEARING/ACTION TO SET PUBLIC HEARING

Set a Public Hearing for Financing of the Yadkin Valley Agriculture Center

Before the County can enter into a financing agreement for the Yadkin Valley Agriculture Center, a Public Hearing is required to give citizens an opportunity to comment on it. **Commissioners Zachary made a motion to set a Public Hearing for Financing of the Yadkin Valley Agriculture Center Project for June 16, 2014 at 7:00pm. Vice Chairman Moxley second.**

Vote: 5/0.

BOARD ACTION

Resolution for the Yadkin Valley Agricultural Center

The Local Government Commission (LGC) requires the Board to adopt a resolution that authorizes the filing of an application for approval of a financing agreement. The resolution states that the financing is necessary and preferable to a bond issue. It also authorizes the Deputy County Manager/Finance Officer to file the application on behalf of Yadkin County and to perform other actions that are needed for financing the project that are not inconsistent with the resolution. The resolution is as follows:

**COUNTY
OF YADKIN
RESOLUTION**

**RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR APPROVAL
OF A FINANCING AGREEMENT AUTHORIZED BY NORTH CAROLINA GENERAL
STATUTE 160A-20**

WHEREAS, the County of Yadkin, North Carolina desires to finance part of the costs to construct the Yadkin Valley Agricultural Center (the “Project”) to better serve the citizens of Yadkin County; and

WHEREAS, The County of Yadkin desires to finance the Project by the use of an installment contract authorized under North Carolina General Statute 160A, Article 3, Section 20; and

WHEREAS, findings of fact by this governing body must be presented to enable the North Carolina Local Government Commission to make its findings of fact set forth in North Carolina General Statute 159, Article 8, Section 151 prior to approval of the proposed contract;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Yadkin, North Carolina, meeting in regular session on the 2nd day of June, 2014, make the following findings of fact:

1. The proposed contract is necessary or expedient because the County is contributing \$3,000,000 of its fund balance towards this project and needs to borrow the balance to protect its fund balance.
2. The proposed contract is preferable to a bond issue for the same purpose because there are significant more costs involved with issuing bonds and the financing need of this project is not significant enough to warrant the additional costs involved with issuing bonds.
3. The sums to fall due under the contract are adequate and not excessive for the proposed purpose because interest rates are still low and the Board of Commissioners have already anticipated debt service payments for this project.
4. The County of Yadkin's debt management procedures and policies are good because they follow State guidelines and keep debt obligations at a manageable level.
5. The County of Yadkin is not in default in any of its debt service obligations.
6. The attorney for the County of Yadkin has rendered an opinion that the proposed Project is authorized by law and is a purpose for which public funds may be expended pursuant to the Constitution and laws of North Carolina.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Deputy County Manager / Finance Officer is hereby authorized to act on behalf of the County of Yadkin in filing an application with the North Carolina Local Government Commission for approval of the Project and the proposed financing contract and other actions not inconsistent with this resolution.

This resolution is effective upon its adoption this 2nd day of June, 2014.

Commissioner Hemric made a motion to approve the Resolution authorizing the filing of an application for approval of a financing agreement for the Yadkin Valley Agriculture Center as authorized by NC General Statute 160A-20, pending the County Attorney's approval and legal opinion. Commissioner Welborn second.

Vote: 5/0.

Bingham Arbitrage Rebate Services Agreement for Financial Report Services

Governments are not supposed to make money from the borrowing of funds for projects and the IRS requires the completion of arbitrage reports on a regular basis. Yadkin County has not been completing those reports. The arbitrage reports for the 2008 borrowing of funds for the construction of two new middle schools and the 2011 refinancing of the 5-D project are past due. Bingham Arbitrage Services is one of the leaders in this field and will provide the necessary assistance the County needs to complete the reports. **Commissioner Zachary made a motion to approve the proposal from Bingham Arbitrage Services and authorized the County Manager to sign it. Vice Chairman Moxley second.**

Vote: 5/0.

CALENDAR NOTES

- 1) June 12, 2014 – Special Meeting & Public Hearing on the Proposed Recommended FY14-15 Budget at 7:00pm in the Board of Commissioners Room.
- 2) June 24, 2014 – East Bend Community Water Meeting at 7:30pm in the Myers Auction Services Building located at 6236 Old US Hwy 421, East Bend, NC.

MANAGER'S REPORTS/BOARD ACTION

Budget

The budget has been completed. It is balanced and available for viewing. County Manager Church will be glad to answer any questions about it.

5-D Park

The 5-D Park is really coming along. There are boat ramps that are completed. Grading is being done and the woods are being cleared as needed. The Park is starting to take shape now. A playground area and some playground equipment have been picked out.

Fluorescent Light Bulb Recycling

The County's current recycling/solid waste program does not offer a service for collecting fluorescent light bulbs. The landfill cannot accept them because of their mercury content so citizens are advised to take their old fluorescent light bulbs to Lowe's or Home Depot. If the Board wants, the County could look into contracting for the disposal of fluorescent light bulbs. This would mean adding a new service and fee to the landfill. The citizens would pay a fee to have those light bulbs disposed of in Yadkin County. The Board discussed it. County Manager Church will bring back proposals for the Board to consider.

Nourishing North Carolina Grant Application

County Manager Church was contacted by the NC Recreation & Park Association regarding applying for a \$3,000.00 community garden grant and planned to mention it to the Board tonight. In the meantime, County Manager Church heard from Marty Driver and she happened to mention that they have received a \$3,000.00 grant for a community garden. One community garden should be all that is needed in Yadkin County so the County does not need to apply for the grant funding.

MANAGER'S BUDGET AMENDMENTS & CONTRACTS / NO ACTION REQUIRED

Fund Transfers

Department		Purpose
Animal Control		Transfer of funds needed to cover costs associated with running the credit card machine.
AC Contract Services	(100)	
AC Training/Travel	100	
Emergency Services		Transfer of funds needed to cover uniform costs for new employees.
Uniforms	500	
Food & Provisions	(500)	
Human Services		Transfer of funds needed to cover costs for the remainder of the fiscal year.
Special Needs Foster Care	(500)	
Paternity Testing	500	
Human Services		Transfer of funds needed to cover costs for the remainder of the fiscal year.
EH Uniforms	(1,000)	
EH Gas/Diesel	1,000	
Parks and Recreation		Transfer of funds needed to cover costs for the remainder of the fiscal year.
Gas/Diesel	900	
Travel	(490)	
Utilities	(410)	
Register of Deeds		Transfer of funds needed to reimburse an employee for costs associated with conference and training events.
Salaries - Full Time	(960)	
Travel/Training	960	
Sheriff		Transfer of funds needed to cover part-time employee payroll costs.
Salaries & Wages P/T	1,000	
Salaries & Wages	(1,000)	

Jail		
Longevity Pay	500	Transfer of funds needed to cover costs for the remainder of the fiscal year.
Salaries & Wages P/T	(500)	

Carl Rose & Sons Contract

Carl Rose & Sons provided grading and asphalt services that were needed for Donnaha Park.

Marvin's Garage Door Agreement

This is a general services agreement for Marvin's Garage Door Company to provide repair work as needed as specified in the contract.

Wilkes Connections Agreements

Wilkes Connections pulled cable and mounted cameras at the new License Tag Office. They also mounted an equipment network rack in Co-Op and moved existing cables to it.

BOARD VACANCIES/APPOINTMENTS

Joint Nursing Home and Adult Care Home Community Advisory Committee

There are two vacancies on the Committee.

Human Services Advisory Committee

There is a vacancy for a dentist on the Human Services Advisory Committee.

Workforce Development Board

When Trent Cockerham's term expires on 06/30/2014 there will be a vacancy on the Board.

Board of Adjustment

The Board of Adjustment requested that Jeff Smith be reappointed to serve another term. **Vice Chairman Moxley made a motion to reappoint Board of Adjustment member Jeff Smith to serve a three-year term ending 6/2/2017. Commissioner Hemric second.**

Vote: 5/0.

COMMISSIONER COMMENTS

Commissioner Zachary thanked everyone for coming this morning. This is a record setting meeting because it was so short. He looks forward to a good summer. He hopes the gardens do better this year than they did last year. He congratulated the Forbush High School girls' softball team. They didn't quite make the State finals but they made it to regionals. They don't have any seniors on their team this year.

Vice Chairman Moxley thanked everyone for coming out today. He thanked Tom Bastable for coming. He and some of the other Commissioners attended the Memorial Day Ceremony at the County Park. It was a very nice ceremony. He heard several comments about how good the County Park looks. There was a lot of activity on the playground. A lot of people appreciate having such a nice park. He believes the 5-D Park will really be a nice passive activity park. He looks forward to seeing it completed.

Commissioner Hemric thanked everyone for coming out. The 5-D Park is going to be a good asset to the County when it is completed. He will be glad when people can start fishing there. People have been asking him if they can fish at 5-D so there seems to be a lot of interest in it. He thanked Lisa Hughes for the work she does looking after the County.

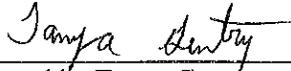
Commissioner Welborn thanked everyone for coming out. He thanked Lisa Hughes, County Manager Church, and Tanya Gentry for their work. The County has a dedicated staff and we are lucky to have them. He has two granddaughters who won State this year. One granddaughter won two State rings and the other granddaughter won one. One of his granddaughters has won six state championships in three different events and the family is very proud of her.

Chairman Austin thanked everyone for coming. He welcomed Hiram Poplin, who is an intern for the County for a month or two over the summer. County Attorney Ed Powell attended the meeting by phone and Chairman Austin welcomed him back. He is glad that Ed's surgery went well and he is looking forward to Ed's full recovery.

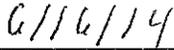
There was no Closed Session today.

Commissioner Welborn made a motion to adjourn. Vice Chairman Moxley second.

Vote: 5/0.



Prepared by Tanya Gentry
Deputy Clerk to the Board



Date approved by the
Yadkin County Board of Commissioners



Kevin Austin, Chairman
Yadkin County Board of Commissioners