

*Kevin Austin, Chairman of Board
David Moxley, Vice Chairman
Cliff Collins, Commissioner
Marion Welborn, Commissioner
Frank Zachary, Commissioner*



*Ed Powell, County Attorney
Lisa Hughes, County Manager
Tanya Gentry, Clerk to the Board*

COUNTY MANAGER'S REPORT

October 6, 2023

Non-Profit vs. Not-for-Profit

During the last Board meeting, the question was raised asking the difference between a non-profit and a not-for-profit.

According to the U.S. Chamber of Commerce, there are a few main differences between the two.

1. Non-profits are formed explicitly to benefit the common public good, whereas not-for-profits exist to fulfill an owner's organizational objectives.
2. Non-profits are granted 501(c)(3) status by the IRS. While not-for-profits are also governed by IRS tax code section 501(c), depending upon their purpose they could fall under a different section.

State Budget

It was anticipated that the State Budget would include language that would extend the County's hospital facility's status as a Legacy Medical Facility beyond its current expiration date of January 2025. The budget does contain some language pertaining to temporary certificates of need, but not the Legacy Medical Facility status specifically. Representative Howard's office contacted me about this language this week, as did Senator Settle. Representative Howard was working on technical corrections to see if they could add it.

Noise Ordinance and Animal Control Ordinance

Sheriff Smitherman, Chief Deputy Justin Collins and I are meeting with Assistant District Attorney Matthew Leach next Wednesday to discuss enforceability of the current Noise Ordinance and any changes they would like to see, as well as animal nuisances.

Harris Case

Jason Walker, Ed Powell and I were involved all week with the County case against Andrew and Patricia Harris. The Harris property neighbors Memorial Park East. Mr. Harris admitted to cutting the County's fence and removing trees from the property. The differences are the cost to replace/repair the fence and replacing the trees. The NC Forest Service planted the trees and estimate that 100 trees were removed based upon how many trees were planted in 2011 and how many had survived a year later. Mr. Harris claims he

removed 10 trees. We asked that the trees be replaced with mature trees rather than seedlings. Latham Fencing stated that to ensure the integrity and strength of the fence the entire section needed to be replaced. Mr. Harris disagreed. The Jury found Mr. Harris responsible and ordered he pay \$1,250 to the County. Based upon the information provided by the NC Forest Service and quotes obtained from Latham Fencing and Wiles Landscaping, the cost to replace the fence and the trees would be \$160,000.

Board and Committee Vacancies

Tanya Gentry emailed the Board the updates she has on the vacancies on the Board of Adjustment, Planning Board, Aging Planning Committee and the Human Services Advisory Committee.

Upcoming Dates

Employee Chili and Chicken Stew lunch will be held on **Friday, October 20th, 11am-1pm** at the Memorial Park.

Joint meeting with the Board of Education, **Monday, October 30th**.

The Annual Christmas Employee Luncheon will be held on **Friday, December 22nd, 12noon-2pm** in the Banquet Room at the Agricultural & Educational Building.