

The Honorable Columbus County Board of Commissioners met in their said office 7:30 P.M., Monday, November 19, 1990, it being the third Monday.

BOARD MEMBERS PRESENT:

Giles E. (Buddy) Byrd, Chairman

Lynwood Norris, Vice-Chairman

Junior Dew

Ed Worley

Samuel G. Koonce

James E. Hill, Jr. Attorney

Roy L. Lowe, Administrator

Ida L. Smith, Clerk

Chairman Byrd called the meeting to order and Sheriff Harold Rains gave the invocation.

APPROVAL OF MINUTES

A motion was made by Commissioner Norris, seconded by Commissioner Koonce and passed unanimously to approve the minutes of the November 5, 1990, as recorded.

RESOLUTION - FEDERAL PAPER BOARD (SOLID WASTE DISPOSAL REVENUE BONDS)

A motion was made by Commissioner Worley, seconded by Commissioner Norris and passed unanimously to adopt the following Resolution, entitled "Resolution Waste Disposal Revenue Bonds (Federal Paper Board Company, Inc. Project) Series 1990 to be issued by the Columbus County Industrial Facilities and Pollution Control Financing Authority".

R E S O L U T I O N

RESOLUTION APPROVING THE SELECTION OF BOND COUNSEL FOR THE PROPOSED SOLID WASTE DISPOSAL REVENUE BONDS (FEDERAL PAPER BOARD COMPANY, INC. PROJECT) SERIES 1990 TO BE ISSUED BY THE COLUMBUS COUNTY INDUSTRIAL FACILITIES AND POLLUTION CONTROL FINANCING AUTHORITY.

WHEREAS, the Columbus County Industrial Facilities and Pollution Control Financing Authority, (the "Authority") is authorized by Chapter 159C, The General Statutes of North Carolina, as amended (the "Act"), to select and retain, subject to approval of the Local Government Commission, the bond attorneys to be associated with the issuance of any bonds, and to pay for services rendered by bond attorneys out of the proceeds of such issue with regard to which the services were performed;

WHEREAS, Federal Paper Board Company, Inc., a corporation organized under the laws of the State of New York (the "Company"), has entered into negotiations with the Authority seeking its assistance in the financing of a "project" within the meaning of Section 159C-3(11) of the Act (the "Project"), such Project to be located within the boundaries of Columbus County, North Carolina (the "County"), through the issuance of solid waste disposal revenue bonds of the Authority, in the aggregate principal amount of approximately

\$7,000,000 (the "Transaction");

WHEREAS, the Company has requested that the law firm of Chapman and Cutler (the "Firm") serve as bond counsel for the proposed Transaction; and

WHEREAS, the Firm has not previously served as bond counsel for either the Authority or the County, and it is necessary for the Authority and the County to approve such Firm as bond counsel prior to the preparation of or execution of any documents in connection with the Transaction;

NOW, THEREFORE, BE It Resolved by the Board of Commissioners of Columbus County, North Carolina, as follows:

Section 1. The proposed Transaction consists of facilities for the disposal of solid wastes (the "Project") at the Riegelwood pulp and paper board plant of the Company located in Columbus County, North Carolina.

Section 2. The Company has represented that it will request the Authority to issue solid waste disposal bonds in an amount sufficient to finance costs of the Project, currently estimated to be approximately \$7,000,000.

Section 3. This Board of Commissioners does hereby find and determine that the law firm of Chapman and Cutler is qualified to serve as bond counsel for the Authority, in that:

(a) The Firm has extensive experience serving as bond counsel and capabilities in each of the following areas: North Carolina municipal law (including, in particular, Chapter 159C of the General Statutes of North Carolina, the Industrial and Pollution Control Facilities Financing Act); municipal finance and municipal securities law; corporate finance and corporate securities law; and tax law;

(b) The Firm has represented to the Authority that it is prepared to render an independent unqualified approving opinion as to the validity of the bonds and as to the exemption of interest on the bonds from federal income tax;

(c) The Firm does not have a conflict of interest in serving as bond counsel; the Firm has represented to the Authority that it will not represent the Company in the Transaction, is not general counsel to the Company and has not previously represented the Company in connection with any other matters; the Firm is not regular counsel for either the Authority or the County; and

(d) The Firm has advised the Authority and the Company that its legal fees are based upon an estimate of time to be incurred at the Firm's normal hourly rates, and has provided an estimate of \$25,000 as the maximum amount of such fees (plus reimbursement for customary expenses estimated not to exceed \$5,000) for the contemplated Transaction.

Section 4. The fee arrangement for the Transaction quoted by the Firm is based upon an estimate of time to be incurred at the Firm's normal hourly rates. The maximum cost to be incurred for legal services has been estimated by the Firm to be \$25,000 (plus reimbursement for customary expenses estimated not to exceed \$5,000).

Section 5. This Board of Commissioners hereby concludes that it is in the best interest of the Authority that the Firm serve as bond counsel for the Transaction and approved the selection of the Firm to act in such capacity.

Section 6. The Clerk is hereby directed to file a copy of this resolution with the Division of State and Local Government Finance for the State of North Carolina.

Section 7. This resolution shall be in full force and shall take effect immediately upon its adoption.

Passed and approved November 19, 1990.

ATTEST:

/s/ Giles E. Byrd
Chairperson

/s/ Ida L. Smith
Clerk

STATE OF NORTH CAROLINA

COUNTY OF COLUMBUS

I, Ida L. Smith, hereby certify that I am the duly qualified and acting Clerk to the Board of Commissioners of Columbus County, North Carolina, and as such official I further certify that attached hereto is a copy of excerpts from the minutes of the meeting of the Board of Commissioners of said county held on November 19, 1990; that I have compared said excerpts with original minute record of said meeting in my official custody; and that said copy is a true, correct and complete transcript ~~from~~ said original minute record insofar as said original minute record relates to the approval of bond counsel for Solid Waste Disposal Revenue Bonds (Federal Paper Board Company, Inc. Project) Series 1990 proposed to be issued by the Columbus County Industrial Facilities and Pollution Control Financing Authority.

WITNESS my official signature and the seal of said County this 19th day of November, 1990.

(SEAL)

/s/ Ida L. Smith
Clerk

RECYCLING - REQUEST FOR ADDITIONAL SPACE TABLED

Lewis Thompson, Recycling Coordinator, requested the Board's consideration of a lease proposal from Donnie Beck for certain repairs, machines and additional space for Recycling Program for an additional Three Hundred (\$300.00) per month. The lease will be binding for a five (5) year period.

A motion was made by Commissioner Koonce, seconded by Commissioner Norris and passed unanimously to table the request until the next Board meeting to allow the Board members to visit the Recycling Site before making a decision.

SHERIFF'S DEPT. - REQUEST FOR COMPUTERS TABLED

Sheriff Harold Rains and Captain George Dudley presented the Board with the computer needs of the Law Enforcement Center. Captain Dudley presented several proposals for the Board's consideration.

A motion was made by Commissioner Dew, seconded by Commissioner Norris and passed unanimously to table the request until the next Board meeting and requested Captain Dudley to present a new proposal to the Board including the two personal computers on hand, one in the Administrative office, and one in the Economic Development office and/or their minimum needs to get them started in computerization.

AIRPORT - BUDGET AMENDMENT

The Administrator presented the Board with a request from Rhone Sasser requesting the Board supplement the 1990-91 Airport Budget Salaries in the amount of \$7,800.00 and/or \$650.00 per month that was deleted from the 1990-91 Columbus County Operating Budget.

A motion was made by Commissioner Norris, seconded by Commissioner Dew and passed unanimously to approve a budget amendment from ^{Non-Departmental} Contingencies (10-660-9999) in the amount of \$7,800.00 to be expended in Airport Salary Supplement (10-650-0200), \$650.00 monthly, retroactive to July 1, 1990. Further, the Board requested the Administrator contact Mr. Rhone Sasser and request an official copy of the Airport's annual audit report.

FINANCE - REQUEST AND APPROVAL TO DESTROY COUNTY RECORDS

The Administrator presented the Board with a letter from the Finance Officer, Gayle Godwin, requesting permission to destroy records in accordance with RECORDS RETENTION AND DISPOSITION SCHEDULE, published by the North Carolina Division of Archives and History for County Use to destroy records:

A motion was made by Commissioner Norris, seconded by Commissioner Koonce, and passed unanimously to give permission to the Finance Officer to destroy the following records in accordance with RECORDS RETENTION AND DISPOSITION SCHEDULE.

<u>RECORDS</u>	<u>Fiscal Year(s)</u>
General Fund Supporting Data	1984/85
General Fund Bank Statements	1984/85
Title XIX and XX Transportation	1984/85
Social Services Travel	1984/85
Title XX Day Care	1984/85
Elections	1984/85
Fire Districts (Cole, Klondyke, & Acme Delco)	1984/85
Tax Refunds	1984/85
Health Department Travel	1984/85
Gas Reports	1982/83/84/85
HUD Supporting Data	1982/83/84/85
HUD Bank Statements	1982/83/84/85
HUD Computer Pay Sheets	1979/80/84/85

TAX RELEASES & REFUNDS

A motion was made by Commissioner Norris, seconded by Commissioner Dew and passed unanimously to approve the tax releases and refunds as recommended by the Tax Administrator.

Automotive Rentals Inc.; clerical error. Listing extension was granted through April 15, 1990. Amount \$135.02, year 1990, account #15-01079.

Jedde D. & Lillian Brooks; H-2-74 sold to FHA for 1981 (house burned) Tax exempt. Also 1982-90 H-2-74 sold to B.T. Elliott and double-listed on H-2-71. Amount \$1,374.26, valuation \$159,944, year 1981-90, account #12-03100.

Edward & Rita Cartrette; H-1-52C, house 45% complete on 1-1-90. Amount \$51.00, valuation \$7,500, year 1990, account #05-01325.

Doris M. Grooms; E-2-65, house rebilled to Richard Williams on #12-31655, E-2-65B. Amount \$265.88, valuation \$39,100, year 1990, account #12-10462.

Cora Ingraham; clerical error. All taxes were paid through bankruptcy in 1984 & 1985. Amount \$93.61, valuation \$10,855, year 1985, account #01-45560.

Lytle Oil Company; business personal double-listed to "The Quickie" #13-33761. Amount \$65.49, valuation \$9,631, year 1990, account #13-24625.

Franklin Haynes, Jr.; FB-2-217, house double-listed to Esay and Elsie Varnum on account #10-17493, map FB-2-217. Amount \$251.60, valuation \$37,000, year 1990, account #10-08080.

John Mooney (Heirs); M-3-51, double-listed to Suggs Enterprises #01-90860. Property was sold in 1982, per deed Book 345, page 109. Amount \$197.80, valuation \$23,000, year 1983-84, account #01-62920.

Gregory Pickett; vehicle listed through error in Columbus County. Listed in Pineville, NC, where he resides. Amount \$50.05, valuation \$7,360, year 1990, Account #01-69664.

J.W. Randall Heirs; BT-1-103 double listed on BT-1-104 & 105 on account 04-00920. Amount \$41.84, valuation \$2,120, years 1983, 84, 86, 87, account #04-13400.

John Howard Robinson; S-1-26 (1.65 acres) corrected per Deed to .65/100 acres. Amount \$6.93, valuation \$1,020, year 1990, account #08-15920.

Bruce Rogers, Inc.; motor vehicle (89 Cadillac) double-listed in Cumberland County. Amount \$133.22, valuation \$17,810, year 1990, account #01-75804.

Mattie G. Spaulding; M-2-177AA & M-2-177B were combined in 1989 on M-2-177. Amount \$37.40, valuation \$5,500, year 1989, account #14-15900.

Harley F. Spaulding, Sr.; P-1-77 rebilled to Ervin (Heirs) & Dorothy L. Spaulding (S.C.). Amount \$151.64, valuation \$22,300, year 1990, account #08-17475.

Enos & Shelia Stocks; X-5-14, house value reduced. Amount \$38.76, valuation \$5,700, year 1990, account #15-35498.

Linda Soles Strickland; listed wrong year model of mobile home. Amount \$11.08, valuation \$1,630, year 1990, account #01-90666.

Lloyd & Betty Wyatt; F-1-34, house rebilled to Tommie & Marjorie Aloi on #12-00140. Amount \$211.48, valuation \$31,100, year 1990, account #12-32677.

Harold Wells; J-4-66B house double-listed on J-4-66. Amount \$220.50, valuation \$31,500, year 1990, account #02-03837.

Flossie Currie Blanks; vehicle was impounded in 1987. Amount \$112.12, valuation \$1,620, year 1989, account #17-02748.

Henry Gerald; clerical error, vehicles were to be listed on late list only. Amount \$200.00, years 1988-89, account #17-13683.

Annie Freeman Graham; listed in Bladen County. Amount \$131.34, valuation \$4,190, year 1989, account #17-14239.

Walster Graham; listed in Bladen County. Amount \$219.62, valuation \$12,200, account #17-15518.

Arthur Milton Godwin, III; did not own 1981 Chevrolet truck on January 1, 1987. Amount \$31.98, valuation \$3,380, year 1987, account #17-13870.

Olivia Augresta Allen; listed in Bladen County in 1989; amount \$117.13, valuation \$2,290, year 1989, account #17-00190.

Wilhemina Bracey; vehicle and motorcycle junked in 1987. Amount \$124.42, valuation \$2,440, year 1988, account #17-03318.

Archie David Young; listed in Bladen County where he resides. Amount \$149.85, valuation \$4,980, year 1988, account #17-42365.

Release the following user fees:

NAME	AMOUNT	ACCOUNT
Doris M. Grooms	\$ 30.00	12-10462
M. Hezekiah Creech (Heirs)	30.00	15-10640
Mildred Hickman Gooden	18.00	01-32740
Samuel J. & Edith L. Gore	30.00	03-08780
Samuel J. & Edith L. Gore	30.00	03-08740
Bobby R. Harwood	30.00	01-37922
Lee Royal & Coleen Long	30.00	03-14360
Harley F. Spaulding, Sr.	30.00	08-17475
Keith Douglas Wilkins	30.00	15-38980
Clyde Rudolph & Amanda Williams	18.00	02-06500
Lloyd & Betty Wyatt	30.00	12-32677
Harold Wells	30.00	02-03837

Calvin G. Creech; not in the Hallsboro Fire District. Amount \$19.09, Year 1990, account #14-03760.

Darrell & Janice S. Davis; not in the Brunswick Fire District; Amount \$6.20, year 1990, account #01-19440

Charlie Bias & Leola Formyduval; not in the Brunswick Fire District. Amount \$5.66, year 1990, account #01-28700.

Ordered: that a refund check be issued to Melton Russel & Carolyn Jacobs, Route 1, Box 114-B, Bolton, NC 28423, in the amount of \$60.11, for year 1989. Double-wide mobile home was double-listed on real and personal property.

Mobile home was released for year 1989. Account #04-08520.

Ordered: that a refund check be issued to Willie & Margie Soles, Route 4, Box 381-A, Whiteville, NC 28472, in the amount of \$30.00 (user fees), for year 1990. House on L-8-32 is vacant. Account #03-23320.

Ordered: that a refund check be issued to Jasper L. Tyler, Route 1, Box 305-A, Fair Bluff, NC 28439, in the amount of \$30.00 (user fees), for year 1990. Mobile Home is vacant. Account #10-17391.

FIRE & RESCUE DEPARTMENT - REQUEST & APPROVAL OF RADIO

Jimmy Jackson, the Fire Marshal for Columbus County, requested the Board to consider the purchase of a radio for the Tabor City Volunteer Rescue Department for a new ambulance. Bids received are as follows:

Broadcast and Communication Company P.O. Box 454 Lumberton, NC 28358	\$1,044.30, excluding tax
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Communication Specialists, Inc. 330 Wrightsville Avenue Wilmington, NC 28403	\$1,211.25, excluding tax
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Piedmont Communications Co., Inc. 1519 Camden Avenue Durham, NC 27704	\$1,478.50, excluding tax
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A motion was made by Commissioner Norris, seconded by Commissioner Koonce and passed unanimously to approve the purchase of the radio in the amount of \$1,044.30, excluding tax, from the lowest bidder, Broadcast and Communication Company, Lumberton, NC 28358. Funds in the amount of \$1,045.00 is be appropriated from Non-Departmental - Contingencies (10-660-9999) and expended in Special Appropriations - Radio (10-690-9501).

FIRE & RESCUE DEPARTMENT - REQUEST & APPROVAL OF RADIO

Jimmy Jackson, the Fire Marshal for Columbus County, requested the Board to consider the purchase of a radio for the Acme Delco Volunteer Fire and Rescue Department for a 1975 Chevrolet C-60 with 1,000 gallon pump and 750 tank, with 1901 equipment. Bids received are as follows:

Broadcast and Communication Company P.O. Box 464 Lumberton, NC 28358.	\$ 841.00, excluding tax
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Communication Specialists, Inc. 3330 Wrightsville Avenue Wilmington, NC 28472	\$1,211.25, excluding tax
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Piedmont Communications Co., Inc. 1519 Camden Avenue Durham, NC 27704	\$1,478.50, excluding tax
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A motion was made by Commissioner Dew, seconded by Commissioner Koonce and passed unanimously to approve the funding of a radio to the Acme Delco Volunteer Fire & Rescue Department not to exceed the amount of \$1,044.30, the same amount as appropriated to the Tabor City Rescue Department. Funds are to be appropriated in the amount of \$1,045.00 from Non-Departmental - Contingencies (10-660-9999) to be expended in Special Appropriations - Contingencies Radio (10-690-9501)

POLICY ADOPTED - PURCHASE OF RADIOS FOR VOLUNTEER FIRE & RESCUE DEPARTMENTS

A motion was made by Commissioner Dew, seconded by Commissioner Koonce and passed unanimously to adopt a policy for the purchase of radios for Volunteer Fire and Rescue Departments. The policy reads: Effective November 19, 1990, the purchase of radios for Volunteer Fire and Rescue Departments must not exceed ONE THOUSAND, FORTY-FIVE DOLLARS and no/100 (\$1,045.00).

RESOLUTION - IN APPRECIATION OF BUDDY BYRD

RESOLUTION OF APPRECIATION

THE BOARD OF COUNTY COMMISSIONERS of Columbus County, North Carolina, at their regular meeting on the 5th day of November, 1990, at Whiteville, Columbus County, North Carolina, unanimously adopted the following Resolution of Appreciation:

W I T N E S S E T H :

WHEREAS, Giles E. "Buddy" Byrd has served as a County Commissioner from December, 1986 to December 1990; and

WHEREAS, Buddy Byrd served as Chairman of the Columbus County Board of Commissioners from December, 1989, to December, 1990; and

WHEREAS, Buddy Byrd has put forth his best efforts in cooperating with the County Commissioners and the citizens of Columbus County; and

WHEREAS, the Columbus County Board of Commissioners recognize the excellent job he has done in dealing with the responsibilities of being Chairman and desires to publicly express their appreciation to Buddy Byrd for the service he has rendered.

NOW, THEREFORE, BE IT RESOLVED that the Columbus County Board of Commissioners takes this opportunity to unanimously express its appreciation to Buddy Byrd for a job well done as a leader of Columbus County.

ADOPTED this 5th day of November, 1990.

COLUMBUS COUNTY BOARD OF
COMMISSIONERS

/s/ Lynwood Norris
Vice-Chairman
/s/ Junior Dew
/s/ Ed Worley
/s/ Samuel G. Koonce

ATTEST:

/s/ Roy L. Lowe, Administrator
/s/ James E. Hill, Jr., Attorney
/s/ Ida L. Smith, Clerk

EXECUTIVE SESSION

At 8:35 P.M., A motion was made by Commissioner Norris, seconded by Commissioner Koonce and passed unanimously to adjourn into executive session to discuss an attorney/client matter.

RESUME REGULAR SESSION

At 9:18 P.M., a motion was made by Commissioner Norris, seconded by Commissioner Koonce and passed unanimously to resume regular session.

No action was taken.

PERSONNEL ADMINISTRATION POLICY ADOPTED

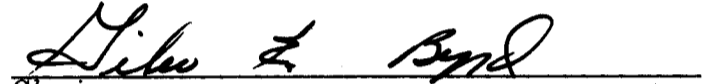
A motion was made by Commissioner Norris, seconded by Commissioner Koonce and passed unanimously to adopt the Personnel Administration Policy for the County of Columbus, as presented by the Clerk, Ida L. Smith, effective January 1, 1991 with the stipulation that the Longevity Pay Plan will be effective July 1, 1991. A copy of the Policy is on file in the office of the Clerk to the Board.

MEETING RECESSED

At 9:20 P.M., a motion was made by Commissioner Koonce, seconded by Commissioner Dew and passed unanimously to recess the meeting until 6:00 P.M., November 27, 1990, at which time the Board meeting will resume to meet in executive session for the purpose of interviewing applicants for the Economic Development Director's vacant position.

APPROVED:


Clerk to the Board


Chairman

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