

**COLUMBUS COUNTY**  
**BOARD OF COMMISSIONERS**

**MINUTES**

The Honorable Board of Columbus County Commissioners met in the Columbus County Superior Courtroom at 7:00 P.M., July 13, 1998, to reconvene a meeting that was recessed July 6, 1998 for the purpose of holding a public hearing on the Proposed Secondary Road Construction Program presented by the N.C. Department of Transportation for Fiscal Year 1998-99.

**BOARD MEMBERS PRESENT:**

David L. Dutton, Jr., Chairman (Arrived at 7:03)

A. Dial Gray, III, Vice Chairman

Spruell Randolph Britt

Sammie Jacobs

Lynwood Norris

C.W. Williams

C.E. Wilson

James E. Hill, Jr., Attorney

Dempsey B. Herring  
Administrator

Ida L. Smith, Clerk to Board

**MEMBERS OF THE N.C. DEPARTMENT OF TRANSPORTATION PRESENT:**

Robert Crumpler, District Engineer

Fred Edwards, Division Maintenance Engineer

J.L. Nance, Acting Division Engineer

H.L. "Drew" Cox, Assistant District Engineer

**RECONVENE BOARD MEETING**

A motion was made by Commissioner Williams, seconded by Commissioner Norris and passed unanimously to reconvene the Board Meeting that was recessed July 6,

1998.

**PUBLIC HEARING - DOT PROPOSED SECONDARY ROADS CONSTRUCTION PROGRAM FOR FY 1998-99**

Vice Chairman Gray called the Public Hearing to order and stated that the reason for the public hearing was to receive public comments in reference to the 1998-99 Proposed Secondary Road Construction Program.

At 7:03 P.M., Chairman Dutton arrived and assumed duties as Chairman and conducted the following business.

The Chairman introduced Mr. Robert Crumpler, District Engineer with the Department of Transportation, and requested that he present the Proposed Secondary Road Construction Program for Fiscal Year 1998-99.

Mr. Crumpler thanked the Board for their attendance and read the Proposed 1998-99 Secondary Road Construction Priority listing to the public and the amount of funds that is proposed to be expended on each state road number. Mr. Crumpler requested the Board's consideration for adopting a Resolution, if they agree with the proposal.

The proposed state allocation for Fiscal Year 1998-99 is \$3,175,253.00.

Chairman Dutton requested anyone wishing to speak in reference to the proposal to be recognized and state their name and road number.

The following persons commented in regards to specific road numbers/names:

<b><u>Name</u></b>	<b><u>State Road Number/ Name</u></b>
Cecelia McQueen	1548, McQueen Road
Patsy Maulsby	1438, Baldwin Circle
Paul Jones	1401, Otto Nance Road
Fowler Family	1127, Fowler Road
Rachel Gore	1940, River Road
Ethel Godwin	1548, McQueen Road
Bobby Gore	1101, Big Avenue Road
Esther Gore	1736, Giles Byrd Road
Sammie Jacobs	1804, Loop/BO Road

Sammie Jacobs	1806, Spearman Road
Sammie Jacobs	1731, Pocosin Road
Rayford Batten	1715, Edna Creech Road
C.W. Williams	1401, Otto Nance Road
Otis Fowler	1127, Fowler Road
Leroy Goins	1582, Goins Road
Luticia Jacobs	1731, Pocosin Road
Alfred Smith	1804, Loop/BO Road
Randy Britt	1414, Braswell Road

There being no further comments, Chairman Dutton declared the Public Hearing closed.

**RESOLUTION - 1998-99 SECONDARY ROADS CONSTRUCTION RESOLUTION**

**APPROVED**

A motion was made by Commissioner Britt, seconded by Commissioner Wilson and passed unanimously to concur with the 1998-99 Proposed Secondary Roads Construction Program as presented by the North Carolina Department of Transportation officials as follows:

**SECONDARY ROADS**

**RESOLUTION**

**WHEREAS**, the Columbus County Board of Commissioners met with officials of the North Carolina Department of Transportation at a Public Hearing on June 13, 1998; and

**WHEREAS**, the purpose of this meeting was to present to the public the proposed Secondary Roads Construction Program for Columbus County for Fiscal Year 1998-99 from the Department of Transportation as follows:

<b>ALLOCATION</b>	<b>AMOUNT</b>
Secondary Road Construction	\$1,327,243.00
Highway Trust Fund	\$1,233,155.00
Secondary County Construction Bond	\$ 614,855.00

ALLOCATION	AMOUNT
<b>TOTAL SECONDARY ROAD CONSTRUCTION FUNDS AVAILABLE:</b>	<b>\$3,175,253.00</b>

**MAINTENANCE OPERATIONS:**

Funds required to supplement secondary road maintenance operations. To be used for: spot stabilization of unpaved roads with stone or local materials; widening of paved secondary roads, drainage improvements; safety projects; etc.

ALLOCATION	AMOUNT
Secondary Construction	\$ 163,961.00
Highway Trust Fund	\$ 152,195.00
<b>TOTAL MAINTENANCE OPERATIONS:</b>	<b>\$ 316,156.00</b>

**RESERVE for CONTINGENCIES:**

Funds to be used for road additions; survey and right of way; overdrafts; property owner participation paving; paving of rural fire departments and rescue squads, continuation of paving down the priority list. **\$ 317,526.00**

**PAVING PROGRAM:**

Paving of unpaved roads in priority order from the Rural and Residential/Subdivision lists. The department will secure right-of-way and construct this program. Should additional funds become available or right-of-way be unobtainable on any road, then the program will be extended down the priority lists until available funds are expended.

ALLOCATION	AMOUNT
Secondary Construction	\$1,030,558.00
Highway Trust Fund	\$ 957,644.00
Bond Fund	\$ 553,369.00
<b>TOTAL PAVING PROGRAM</b>	<b>\$2,541,571.00</b>

**RURAL PAVING PROJECTS:**

PRIORITY NO.	SR#	FROM SR#	TO SR#	LENGTH/DESCRIPTION/COST
16	1101	NC905	Dead End	1.6 Miles Grade, Drain, Base, Pave and E/C <b>\$400,000.00</b>

PRIORITY NO.	SR#	FROM SR#	TO SR#	LENGTH/DESCRIPTION/COST
17	1750	1001	Dead End	1.0 Mile Grade, Drain, Base, Pave and E/C \$250,000.00
18	1415A	1410	1413	.5 Mile Grade, Drain, Base, Pave and E/C \$125,000.00
19	1709	US701	Dead End	.7 Mile Grade, Drain, Base, Pave and E/C \$175,000.00
20	1925A	NC130	1001	1.4 Miles Grade, Drain, Base, Pave and E/C \$350,000.00
21	1507	*See Note Below		
22	1165	1157	1166	1.6 Miles Grade, Drain, Base, Pave and E/C \$400,000.00
23	1176	1171	Dead End	0.9 Mile Grade, Drain, Base, Pave & E/C \$225,000.00
24	1102B	NC904 /905	Dead End	1.1 Miles Grade, Drain, Base, Pave & E/C \$275,000.00
25	1528	US 76	1527	1.0 Mile Grade, Drain, Base, Pave & E/C \$250,000.00
26	1331	1324	1329	.8 Mile Grade, Drain, Base, Pave & E/C \$ 91,571.00 (This road is partially funded. Additional funds to be added later.)

TOTAL MILES: 10.60

TOTAL FUNDS: \$2,541,571.00

**RESIDENTIAL/SUBDIVISION PAVING PROJECTS:**

NONE

GRAND TOTALS: 10.60

TOTAL FUNDS: \$2,541,571.00

**\*NOTE:**

Priority Number 21 shown on paving priority list as SR 1557 is incorrect and should be SR 1507. SR 1507 should be deleted from Columbus County Secondary Roads Paving Priority List because it is in the corporate limits of the Town of Boardman.

**THEREFORE, BE IT RESOLVED,** that the Columbus County Board of Commissioners does hereby concur with the 1998-99 Secondary Roads Construction Program for Fiscal Year 1998-99 as prioritized by the State as enumerated above.

**COLUMBUS COUNTY BOARD OF COMMISSIONERS**

**DAVID L. DUTTON, JR., Chairman**

**ATTESTED BY:**

/s/ IDA L. SMITH, Clerk to Board

**BUDGET AMENDMENTS**

A motion was made by Commissioner Williams, seconded by Commissioner

Norris and passed unanimously to approve the following Budget Amendments.

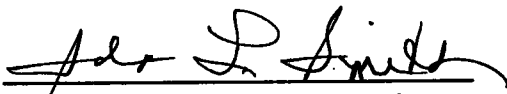
Accept 10-348-1402 State TB Funds	\$1,700
Expend 10-581-0200 Salaries	\$1,700
Accept 10-348-3400 EZ-LSTA Library Grant	\$5,637
Expend as follows:	
10-631-7400 Capital Outlay	\$4,900
10-631-1600 M/R Equipment	300
10-631-3200 Office Supplies	437
Appropriate 54-399-0000 Fund Balance	\$3,990
Transfer 54-510-9100 Local Law Enforcement Block Grant Match	\$3,990

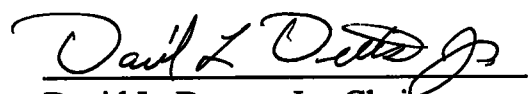
**ADJOURNMENT**

A motion was made by Commissioner Jacobs, seconded by Commissioner

Norris and passed unanimously to adjourn the Board Meeting at 8:25 P.M.

**APPROVED:**

  
 Ida L. Smith, Clerk to Board

  
 David L. Dutton, Jr., Chairman

**COLUMBUS COUNTY**  
**BOARD OF COMMISSIONERS**

**MINUTES**

The Honorable Board of Columbus County Commissioners met in their said office at 111 Washington Street, Whiteville, NC at 8:00 A.M., August 3, 1998, for the regularly scheduled Board Meeting, it being the first Monday.

**BOARD MEMBERS PRESENT:**

David L. Dutton, Jr., Chairman

A. Dial Gray, III, Vice Chairman

Spruell Randolph Britt

Sammie Jacobs

Lynwood Norris

C.W. Williams

C.E. Wilson

James E. Hill, Jr., Attorney

Dempsey B. Herring  
County Administrator

Ida L. Smith, Clerk to Board

Chairman David L. Dutton, Jr. called the meeting to order and Commissioner Spruell R. Britt gave the invocation.

**BOARD MINUTES APPROVAL**

A motion was made by Commissioner Norris, seconded by Commissioner Williams and passed unanimously to approve the Minutes of the July 6, and July 13, 1998, Board Meetings.

**CONSENT AGENDA ITEMS**

A motion was made by Commissioner Jacobs, seconded by Commissioner Wilson and passed unanimously to approve the consent agenda items.

**Tax Refunds:**

Request a refund in the name of Kuther & Dorothy Graham, 399 Browntown Avenue, Riegelwood, N.C. 28456. Amount \$24.61 (includes \$.83 interest), Value \$2,900, Year 1993, Account #15-16380.

Request a refund in the name of Kuther & Dorothy Graham, 399 Browntown Avenue, Riegelwood, NC 28456. Property double listed in the name of Bessie Armond. Amount \$24.94, Value \$2,900, Year 1994, Account #15-16380.

Request a refund in the name of Kuther & Dorothy Graham, 399 Browntown Avenue, Riegelwood, NC. 28456. Property double listed in the name of Bessie Armond. Amount \$25.52, Value \$2,900, Year 1995, Account #15-16380.

Request a refund in the name of Kuther & Dorothy Graham, 399 Browntown Avenue, Riegelwood, NC 28456. Property double listed in the name of Bessie Armond. Amount \$26.10, Value \$2,900, Year 1996, Account #15-16380.

Request a refund in the name of Kuther & Dorothy Graham, 399 Browntown Avenue, Riegelwood, NC 28456. Property double listed in the name of Bessie Armond. Amount \$38.80 (includes \$1.31 interest), Value \$4,600, Year 1997, Account #15-16380.

Request a refund in the name of Richard McDougald (Heirs), c/o Dorothy Enty, 1420 N St. NW #312, Washington, DC 20005. Property double listed in the name of Sharhera G. Griffin. Amount \$275.75, Value \$19,100, Year 1997, Account #12-17320.

**Tax Releases:**

Release the user fee in the name of Kathy Floyd Benton. House is vacant. Amount \$100.00, Value \$N/A, Year 1997, Account #06-01698.

Release a portion of the user fee in the name of Climinal Duant Jenkins. Property located inside the city limits. Amount \$24.00, Value \$N/A, Year 1996, Account #16-09113.

Release a portion of the user fee in the name of Climinal Duant Jenkins. Property located inside the city limits. Amount \$40.00, Value \$N/A, Year 1997, Account #16-09113.

Release the property value in the name of Charles M. (Jr.) & Cynthia E. Dale.



Property double listed in the name of Charles Dale (Heirs). Amount \$263.18, Value \$28,500, Year 1997, Account #15-11140.

Release the value of a mobile home in the name of Maria Shawntel Greene.

Property double listed in the name of Andrew & Paula Greene. Amount \$266.60, Value \$19,130, Year 1996, Account #15-16729.

Release the value of a mobile home in the name of Maria Shawntel Greene.

Home double listed in the name of Andrew & Paula Greene. Amount \$269.27, Value \$18,880, Year 1997, Account #15-16729.

Release the property value in the name of Lizzie Stephens (Heirs). Property

double listed in the name of Sandra Troy. Amount \$323.80, Value \$31,300, Year 1997, Account #12-26580.

Release the value of a mobile home in the name of Vickie Taylor. Purchased

a permit for new home but changed her mind. Amount \$219.88, Value \$15,680, Year 1997, Account #14-38110.

Release the value of a mobile home in the name of Lisa Ward. Home double

listed in the name of Rohn & Lisa Renee Ward. Amount \$222.02, Value \$17,310, Year 1996, Account #02-01871.

Release the value of a mobile home in the name of Lisa Ward. Home double

listed in the name of Rohn & Lisa Renee Ward. Amount \$230.43, Value \$17,060, Year 1997, Account #02-01871.

**Amendment to July 6, 1998 Refunds/Releases:**

Request a refund in the amount of \$60.00 in the name of James E. Hagood, 204

West Oak Street, Lake Waccamaw, NC 28450. This refund was given in November 1997.

**Budget Amendment:**

Accept 10-335-0000 Animal Control Miscellaneous Revenue \$234.00

Expend 10-599-300 Departmental Supplies \$234.00

**TAX - INSOLVENT 1994 VEHICLES**

The undersigned tax collector respectfully reports that certain personal property taxes levied for the year 1994 (Vehicles) remain uncollected, such uncollected taxes

being set out below. Said taxes are not liens upon real estate.

The undersigned has made diligent efforts to collect said taxes by use of remedies against personal property as provided by law, but he has been unable to locate the delinquent taxpayers, or has been unable to locate sufficient property belonging to them out of which the taxes might be collected. In every instance in which he has been able to discover through diligent inquiry the existence of property belonging to delinquent taxpayers within other taxing units in North Carolina, the undersigned has proceeded under the provisions of G.S. 105-364, as amended.

A list of the delinquent taxpayers is on file in the office of the Clerk to the Board.

The undersigned requests that the above-mentioned list of taxes be declared insolvents and credited to him upon his annual settlement in the amount of \$76,787.87, which includes municipalities and fire districts.

This 8th day of July 1998

/s/ W.D. Brooks, Jr., Tax Collector

Sworn and subscribed to before me this the 8th day of July 1998.

/s/ Ann Lanier, Notary Public

Commission Expires: 10-09-98

A motion was made by Commissioner Norris, seconded by Commissioner Britt and passed unanimously to approve the Vehicle Insolvents List for 1994, as presented by W.D. Brooks, Tax Collector.

**AGREEMENT - TAX BILLING AND COLLECTION (TOWN OF BOARDMAN)**

A motion was made by Commissioner Norris, seconded by Commissioner Britt and passed unanimously to approve the following Agreement between Columbus County and the Town of Boardman for tax billing and collection.

NORTH CAROLINA

COLUMBUS COUNTY

THIS AGREEMENT, made and entered into this the 3rd day of August 1998, by and between the COUNTY OF COLUMBUS, North Carolina, party of the first part,

herein referred to as County, and the TOWN OF BOARDMAN, North Carolina, party of the second part, herein referred to as Town.

WITNESSETH:

WHEREAS, both parties feel that it would be mutually advantageous to cooperate in developing a single system for billing and collecting all ad-valorem taxes within the County, to be reimbursed on a fee basis.

NOW, THEREFORE, in consideration of the mutual covenants of the parties hereto and for the purpose aforesaid, it is hereby agreed by and between County and Town as follows:

1. County will bill and collect ad-valorem taxes due Town for the fiscal year beginning July 1, 1998 and subsequent years so long as this Agreement shall continue in force. County shall remit at least monthly to the Town the sums actually collected by County on Town's behalf.
2. Town shall pay County one dollar and seventy-five cents (\$1.75) per account serviced by it on behalf of Town as reimbursement for County's services rendered under the terms of this Agreement. County shall bill Town annually for services performed under this Contract.
3. When a partial payment is made by a taxpayer, unless otherwise indicated on the payment, the partial payment shall be credited first to the County taxes, and then to the Town taxes.
4. The parties agree that Town and County taxes may be billed on the same tax notice which will be mailed by the County or on a separate tax notice, whichever is more convenient to the County. Town and County will offer the same payment discount as agreed upon. The frequency of the billing shall be determined by the County. County agrees to prepare and mail further tax bills and/or notices for Town in conjunction with further County tax bills and/or notices at no additional cost to Town. Legal expenses incurred in collection of Town and County taxes are not borne by taxpayers will be paid by Town and County on a pro-rata basis.
5. The Town agrees that the County shall not be liable to any taxpayer for any mistake or omission in any tax bill sent to the taxpayer by the County on behalf of the Town. The Town further agrees to execute a Release Agreement on an individual case basis should any mistake or omission occur.

This Resolution may be rescinded by a resolution adopted by majority vote of either the Board of County Commissioners of Columbus County or the governing body of the Town of Boardman and upon 120 days written notice given by either party.

THIS AGREEMENT for joint tax collection functions between Town and County shall be valid for a period of two (2) years from the date hereof, and automatically

renewed thereafter for periods of one (1) year until rescinded pursuant to the preceding paragraph.

THIS AGREEMENT is separate and apart from that Agreement dated 20th July 1998 pertaining to the billing and collecting of taxes on classified motor vehicles.

THIS AGREEMENT bears an effective date of January 1, 1998.

IN WITNESS WHEREOF, Columbus County and the Town of Boardman have caused this instrument to be signed by their proper officials, by authority of the resolution of the governing body of each tax unit, duly adopted.

COLUMBUS COUNTY

ATTEST:

/s/ David L. Dutton, Jr., Chairman

/s/ Ida L. Smith

TOWN OF BOARD

ATTEST:

/s/ Woody M. Williamson

/s/ Carolyn B. Sealey

\* \* \* \* \*

NORTH CAROLINA

COLUMBUS COUNTY

THIS AGREEMENT, made and entered into this 3rd day of August 1998 by and between COLUMBUS COUNTY, hereinafter called the "County" and the Town of Boardman hereinafter called the "Town";

WITNESSETH:

In consideration of the mutual promises herein contained and of the mutual benefits to result therefrom, the parties agree as follows:

1. Pursuant to the provisions of Chapter 105, Section 330.5 of the General Statutes of North Carolina, the County and the Town agree to consolidate the tax collecting departments to the extent herein provided, effective on the first day of July 1998, but the Agreement shall cover only tax collections for the fiscal year beginning July 1, 1998, and subsequent years so long as this Agreement shall continue in force.

2. On and after July 1, 1998, all property taxes pertaining to classified motor vehicles listed pursuant to G.S. 105-330.3 (3)(1) due the Town of Boardman shall be

collected by the COLUMBUS COUNTY Tax Collector.

3. When the tax notice is prepared, the County Tax Collector shall mail a copy of the notice, with appropriate instructions for payment to the Motor Vehicle owner. The County shall ensure that tax payments and applicable penalties received pursuant to this contract are properly accounted for and payments are remitted to the Town of Boardman no later than 30 days after the date of collection. The County shall retain a collection fee of one and one half percent (1 ½%) of the amount of taxes and penalties collected.

4. Records showing separately the amount of county taxes assessed and collected and the amount of town taxes assessed and collected shall be maintained by the COLUMBUS COUNTY Tax Collector.

5. Sufficient bonds shall be given by the COLUMBUS COUNTY Tax Collector as may be required by each of the respective taxing units so that the Tax Collector may be held to properly account to each of the taxing units as provided by law. If the premium for required bonds is greater than that required for the Columbus County taxing unit, the City shall pay its pro-rata share of the additional premium.

6. Insofar as practicable, and permitted by law, all steps in the collecting of County and Town taxes pertaining to classified motor vehicles referred to herein shall be combined. The term "Collections" shall include listings and billings.

7. The Town shall be furnished monthly the details of any taxes added to or deleted from the charges on the records of taxes due the Town.

8. This contract shall be effective upon its adoption by the members of each of the governing boards of the parties and its execution by the proper officials of each unit, and shall be recorded in the Office of the Register of Deeds of COLUMBUS COUNTY. Amendments to this Agreement shall be effective only when reduced to writing and adopted in the same manner as this Contract is required to be adopted.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be signed in their respective names, by their proper officials, all by authority of a resolution of the governing bodies of each of the taxing units, duly adopted, this the day and year first above written.

COLUMBUS COUNTY

ATTEST:  
/s/ Ida L. Smith, Clerk to Board

/s/ David L. Dutton, Jr., Chairman  
Board of County Commissioners

(SEAL)

TOWN OF BOARDMAN

ATTEST:  
/s/ Carolyn B. Sealey, Clerk

/s/ Woody M. Williamson, Mayor

(SEAL)

The above document has been properly notarized, certified and recorded in the Register of Deeds, Book Number 0565, pages 811-815.

**LIBRARY - DIRECTOR'S APPOINTMENT APPROVED**

A motion was made by Commissioner Jacobs, seconded by Commissioner Gray and passed unanimously to approve the tentative appointment of Bruce F. Marthaler, Ironton, Ohio as the Library Director, as requested by the Library Board of Directors. Mr. Marthaler's annual salary will be \$37,500.00.

**ZONING - DENY REQUEST FOR ZONING VARIANCE FROM FRANKLIN LARRIMORE**

Dempsey B. Herring, County Administrator, reported Franklin D. Larrimore has requested a zoning variance for his property located on Georgia Pacific Road, SR 1436 which is within the Southeastern Community College Zoning District. Mr. Larrimore has presented his request to the Southeastern Community College Board of Trustees and they voted unanimously to make "no recommendation" on Mr. Larrimore's request either for or against the request.

A motion was made by Commissioner Gray, seconded by Commissioner Norris and passed unanimously to deny Franklin D. Larrimore's request for a zoning variance for his property located on Georgia Pacific Road, SR 1436.

**APPOINTMENTS - YOUTH TASK FORCE**

A motion was made by Commissioner Norris, seconded by Commissioner Gray and passed unanimously to appoint the following persons to serve as members of the Youth Task Force.

<b>Name</b>	<b>Organization Representing</b>	<b>Expiration Date</b>
Kelly Lewis (replaces Laura Brooks)	Columbus County Mental Health	Permanent
Thurman Chestnut (replaces Mary Thompson)	Department of Social Services	Permanent
Vickie Pait (replaces Marshall Shepherd)	Families First	6-30-2000
Etta Goins (reappointed)	At Large Minority	6-30-2001
Twyla Hodges (replaces Phyllis McKoy)	N.C. Vocational Rehabilitation	6-30-2001
Nakoma Simmons (replaces Jackie Roseboro)	Cooperative Extension	6-30-2001
Hilda Memory (replaces Carl Gryczynski)	Health Department	6-30-1999
Franklin Thurman (reappointed)	At Large Minority	6-30-2001
Brent Lanier (new appointment)	Whiteville Police Department	6-30-2001
Dewayne Barnes (new appointment)	Columbus County Law Enforcement Center	6-30-2001
David L. Dutton, Jr. (new appointment)	Columbus County Commissioner	6-30-2001

**GOVERNING BODY - VOTING DELEGATE APPOINTED FOR NCACC 91ST ANNUAL CONFERENCE**

A motion was made by Commissioner Norris, seconded by Commissioner Gray and passed unanimously to designate Commissioner Spruell R. Britt as voting delegate for Columbus County at the 91st Annual Conference of the North Carolina Association of County Commissioners to be held in Charlotte, North Carolina, on August 13-16, 1998.

**SANDYFIELD (TOWN OF) - REQUEST FOR RECREATIONAL FACILITY**

Mr. Perry Dixon, Town of Sandyfield Mayor, requested the Board to provide assistance in providing a recreational facility within the Town of Sandyfield. Also, Mayor Dixon requested improvements on the Brown Town Road SR 1852 located within Sandyfield's jurisdiction.

Dempsey B. Herring, County Administrator, reported that \$3,000.00 has been earmarked in the 1998-99 Recreation Budget to provide assistance for a recreational facility in the Town of Sandyfield.

The Board directed Dempsey B. Herring, County Administrator, to write a letter to the North Carolina Department of Transportation requesting the status of Brown Town Road SR1853 and request any assistance they may be able to render to the Town of Sandyfield.

**ECONOMIC DEVELOPMENT - WATER & SEWER APPROVEMENT FOR CONFLANDEY PROJECT AWARDED**

Steve Yost, Economic Development Director, requested the Board to award Contract I for water and sewer improvements for the Conflandey Project to Columbus Utilities of Fair Bluff, NC (the low bidder) in the amount of one hundred forty-one thousand, nine hundred thirteen dollars (\$141,913.00).

A motion was made by Commissioner Wilson, seconded by Commissioner Britt and passed unanimously to award the bid to the lowest bidder, Columbus Utilities of Fair Bluff, NC, as recommended by Hobbs, Upchurch & Associates, P.A., Consulting Engineers, in the amount of one hundred forty-one thousand, nine hundred thirteen dollars (\$141,913.00).

**ECONOMIC DEVELOPMENT - CURRENT ECONOMIC DEVELOPMENT ACTIVITIES**

Steve Yost, Economic Development Director, updated the Board on the following topics:

1. Eight (8) industry projects that are considering Columbus County for location of a plant;
2. Infrastructure projects;
3. Tabor City Incubator;
4. Site study for project location in the western section of Columbus County;
5. Strategic Planning with Southeastern Community College; and
6. The EDC Director is presently serving as Chairman of the Southeastern Economic Development Commission in Elizabethtown which serves nine (9) counties within the State.



**RESOLUTION - INDUSTRIAL DEVELOPMENT BONDS FOR CONFLANDEY,  
INCORPORATED PROJECT**

**EXTRACT FROM THE MINUTES OF  
THE BOARD OF COMMISSIONERS  
FOR  
THE COUNTY OF COLUMBUS, NORTH CAROLINA**

The Board of Commissioners for the County of Columbus, North Carolina, met in regular session at 111 Washington Street, Whiteville, North Carolina 28472 at 8:00 A.M. on August 3, 1998.

**Present:** David L. Dutton, Jr., Chairman; C.W. Williams; L. Lynwood Norris; A. Dial Gray, III; Spruell R. Britt; Sammie Jacobs, and C.E. Wilson.

**Absent:** None.

**Also Present:** Dempsey B. Herring, County Administrator, Ida L. Smith, Clerk to Board; Steve Yost, Economic Development Director; James E. Hill, Jr., County Attorney; reporters of The News Reporter, The Fayetteville Observer and The Tabor City Tribune.

\* \* \* \* \*

Commissioner C.E. Wilson introduced the following resolution, a copy of which had been distributed to each Commissioner and the title of which was read:

**RESOLUTION APPROVING THE ISSUANCE OF \$9,500,000 MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF INDUSTRIAL DEVELOPMENT REVENUE BOND (CONFLANDEY, INC. PROJECT), SERIES 1998 OF THE COLUMBUS COUNTY INDUSTRIAL FACILITIES AND POLLUTION CONTROL FINANCING AUTHORITY TO FINANCE A PROJECT IN COLUMBUS COUNTY FOR CONFLANDEY, INC. AND APPROVING THE PROJECT.**

BE IT RESOLVED by the Board of Commissioners for the County of Columbus:

Section 1. The Board of Commissioners has determined and does hereby declare as follows:

(a) The Board of Commissioners of The Columbus County Industrial Facilities and Pollution Control Financing Authority (herein referred to as the "Authority") has met and taken the following action in connection with the proposed issuance and sale of the Authority's Industrial Development Revenue Bonds (Conflandey, Inc. Project), Series 1998 (the "Bonds"), in the maximum aggregate principal amount of \$9,500,000:

- (1) authorized the issuance of the Authority's Industrial Development Revenue Bonds (Conflandey, Inc. Project), Series 1998;
- (2) approved the form of Loan Agreement to be dated as of August 1, 1998 (the "Loan Agreement") between the Authority and Conflandey, Inc. (the "Company"), including the form of promissory note (the "Note") attached as Exhibit B thereto, and the execution, delivery and performance thereof;
- (3) approved the form of Trust Indenture to be dated as of August 1, 1998 (the "Indenture") by and between the Authority and Branch Banking and Trust Company (the "Trustee") with the form of the Bonds contained therein, and the execution, delivery and performance thereof;
- (4) approved the form of Letter of Credit to be dated the date of delivery of the Bonds (the "Letter of Credit") from Banque Nationale de Paris, New York branch, as issuer of the Letter of Credit (the "Bank") to the Trustee;
- (5) approved the form of Letter of Credit and Reimbursement Agreement to be dated as of August 1, 1998 (the "Reimbursement Agreement"), between the Company and the Bank;
- (6) approved the form of Remarketing and Interest Services Agreement to be dated as of August 1, 1998 (the "Remarketing Agreement"), among the Authority, the Company and NationsBank, N.A. (the "Remarketing Agent"), and the execution, delivery and performance thereof;
- (7) approved the form of Placement Agreement to be dated the date of delivery thereof (the "Placement Agreement"), among the Authority,

the Company and the Remarketing Agent, and the execution, delivery and performance thereof; and

- (8) approved the form of Private Placement Memorandum to be dated the date of publication thereof, to be used in connection with the offering and sale of the Bonds.

(b) The Board of Commissioners for the County of Columbus has reviewed the action to be taken by the Authority in connection with the issuance and sale of the Bonds and has made such other examination and investigation as it deems necessary and relevant as the basis for the approval set forth herein.

**Section 2.** Pursuant to and in satisfaction of the requirements of Section 159C-4(d) of the General Statutes of North Carolina, the Board of Commissioners for the County of Columbus hereby approves the issuance by the Authority of its Industrial Development Revenue Bonds (Conflandey, Inc. Project), Series 1998 in the maximum aggregate principal amount of \$9,500,000.

**Section 3.** This resolution shall take effect immediately upon its passage.

Commissioner C.E. Wilson moved to pass the foregoing resolution, and the resolution was passed by the following vote:

AYES: Commissioners Dutton, Williams, Norris, Gray, Britt, Jacobs and Wilson.

NOES: None.

\* \* \* \* \*

I, Ida L. Smith, Clerk to the Board of Commissioner for the County of Columbus, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and complete copy of so much of the proceedings of the Board of Commissioners for said County at a meeting held at the time and place noted on the front page of this excerpt, as relates in any way to the approval hereinabove set forth.

I DO HEREBY FURTHER CERTIFY that a schedule of regular meetings of said Board, stating that regular meetings of said Board are held on the first and third Monday

of each month at 8:00 A.M. and 7:30 P.M., respectively, at the Columbus County Administration Building in Whiteville, North Carolina has been on file in my office pursuant to G.S. 143-318.12 as of a date not less than seven days before said meeting.

WITNESS my hand and the official seal of Columbus County this 3rd day of August 1998.

/s/ Ida L. Smith  
Clerk of the Board of Commissioners  
County of Columbus, North Carolina

[SEAL]

**CONTRACT AMENDMENT - VOLUNTEER FIRE DEPARTMENTS TABLED**

A motion was made by Commissioner Gray, seconded by Commissioner Britt and passed unanimously to table the request from John H. Moore, Jr. to amend the Columbus County Volunteer Fire Departments Contract to provide special services during times of emergencies/disaster.

**HEALTH - APPROVAL OF MOBILE DENTAL UNIT APPLICATION**

Marian Duncan, Health Director, requested the Board to approve the Health Department to apply for a mobile dental unit and staff through the Kate B. Reynolds Foundation to be utilized in Columbus County.

A motion was made by Commissioner Gray, seconded by Commissioner Williams and passed unanimously to write a letter of support from the County Commissioners to be filed with the grant application to the Kate B. Reynolds Foundation for a mobile dental unit and staff for Columbus County.

**APPOINTMENT - INDUSTRIAL FACILITIES POLLUTION CONTROL FINANCE**

**AUTHORITY**

Commissioner Sammie Jacobs appointed Henry Campbell to serve on the Industrial Facilities Pollution Control Finance Authority to fill the unexpired term of Clemmon Jacobs, deceased, with term expiring June 30, 2002.

**COLUMBUS COUNTY DISTRICTED WATER - ENGINEERING SERVICES**

**SELECTED FOR DISTRICT III**

A motion was made by Commissioner Wilson, seconded by Commissioner

Jacobs and passed unanimously to select the following engineering firm to provide engineering services for Columbus County Water and Sewer District III - North Whiteville project.

McKim and Creed  
5625 Dillard Drive, Suite 177  
Cary, North Carolina 27511

**COLUMBUS COUNTY DISTRICTED WATER - ENGINEERING SERVICES  
SELECTED FOR DISTRICT IV**

A motion was made by Commissioner Jacobs, seconded by Commissioner Wilson and passed to select the following engineering firm to provide engineering services for Columbus County Water and Sewer District IV - Hallsboro project.

Green Engineering, PLLC  
303 North Goldsboro Street  
Wilson, North Carolina 27893

AYES: Commissioners Britt, Dutton, Jacobs, Norris, Williams  
and Wilson

NOES: None.

Commissioner Gray abstained due to a possible conflict of interest.

**COLUMBUS COUNTY DISTRICTED WATER - ENGINEERING SERVICES  
SELECTED FOR DISTRICT V**

A motion was made by Commissioner Norris, seconded by Commissioner Britt and passed unanimously to select the following engineering firm to provide engineering services for Columbus County Water and Sewer District V - Mollie-Pireway project.

Hobbs, Upchurch and Associates, P.A.  
290 S.W. Broad Street  
Southern Pines, North Carolina 28388

**INTERAGENCY TRANSPORTATION (COLUMBUS COUNTY) - APPROVAL OF  
GRANT TO ESTABLISH TRANSPORTATION DIRECTOR/COORDINATOR**

Tommy Holmes, Interagency Transportation Chairman, requested the Board approve a grant which has been approved by the North Carolina Department of Transportation to establish a County Transportation Director/Coordinator with local match of 15% to be provided by the Smart Start Program.

A motion was made by Commissioner Britt, seconded by Commissioner Norris

and passed unanimously to approve accepting the grant from the North Carolina Department of Transportation to establish a County Transportation Director/Coordinator with the local match of 15% to be provided by the Smart Start Program with no obligation of funding from Columbus County.

**U.S. HOUSE REPRESENTATIVES CANDIDATE - RANDY CROW**

**INTRODUCTION**

Randy Crow, a candidate for the U. S. House of Representatives, introduced himself and stated he is running against the incumbent Mike McIntyre for the Seventh District seat in Congress.

**ANIMAL CONTROL - FREDRICA WALTMAN'S COMMENTS**

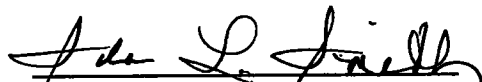
Fredrica Waltman, a concerned citizen, asked if the Board would request the local legislators, representing Columbus County, to consider mandatory legislation to spade and neuter animals when held at the Animal Control Shelter before adoption by individuals to help control reproduction.

Dempsey B. Herring, County Administrator, informed Ms. Waltman that a Humane Society is in the process of being established in Columbus County which should take into consideration the reproduction of animals in Columbus County.

**ADJOURNMENT**

A motion was made by Commissioner Britt, seconded by Commissioner Williams and passed unanimously to adjourn the Board Meeting at 9:27 A.M.

**APPROVED:**

  
Ada L. Smith, Clerk to Board

  
David L. Dutton, Jr., Chairman