

COLUMBUS COUNTY BOARD OF COMMISSIONERS**Monday, January 20, 2004****7:30 P.M.**

The Honorable Columbus County Commissioners met on the above stated date and at the above stated time in the Dempsey B. Herring Courthouse Annex Building located at 112 West Smith Street, Whiteville, North Carolina, for their regular scheduled meeting on the third Monday.

COMMISSIONERS PRESENT:

Bill Memory, **Chairman**
 David L. Dutton, Jr., **Vice Chairman**
 Kipling Godwin
 Sammie Jacobs
 Amon E. McKenzie
 Lynwood Norris
 C.E. "Gene" Wilson

APPOINTEES PRESENT:

Billy Joe Farmer, **County Administrator**
 James E. Hill, Jr., **County Attorney**
 Darren L. Currie, **Assistant County Administrator**
 June B. Hall, **Clerk to Board**
 Gayle B. Godwin, **Finance Officer**

Agenda Items #1 and #2: MEETING CALLED TO ORDER and INVOCATION:

At 7:30 P.M., Chairman Memory called the meeting to order. The invocation was delivered by Dr. Danny McPherson, Superintendent of Whiteville City Schools. Everyone in attendance stood and pledged Allegiance to the Flag of the United States of America.

Agenda Item #3: BOARD MINUTES APPROVAL:

Commissioner Norris made a motion to approve the January 5, 2004 Board Minutes as recorded, seconded by Commissioner McKenzie. The motion so carried.

Agenda Item #4: CHAF PROGRAM UPDATE:

Floyd Adams, The Adams Company, Incorporated, presented the following update to the Board on the Columbus County CHAF Program.

Columbus County Summary Sheet**CHAF Program****Previous
01-01-04**

TOTAL HOUSES				491		
Houses Inspected				491		
Replacement			296		296	
Repair			195		195	
Repair Work			195			
Work Write-up	0				0	
Bids Complete, Not Awarded	0				0	
Board Awarded, No Construction	0				0	
Title Opinion NOT Requested		0				0
Waiting on Title Opinion		0				0
Waiting on Prom. Note/D.O.T.		0				1
Waiting on Contractor		0				0
Under Construction	0				0	
Complete	195				195	
Replacement Work			296			
Work Write-up	0				0	
Board Awarded, No Construction	0				0	
Title Opinion NOT Requested		0				0
Waiting on Title Opinion		0				0
N.O.E. Not Sent		0				0
Waiting on Client		0				0
Under Construction	9				13	
Complete	287				283	

Not Visited				0	0	
Legal Work						
Total Titles NOT Requested			0		0	
Total Titles Requested			491		491	
Titles Requested, Not Complete			0		0	
Preliminary Title Complete			3		3	
Prom Note/D.O.T. Requested, Not Signed			44		45	
Prom. Note/D.O.T. Recorded			444		443	

Mr. Adams stated that under the Replacement Work, the nine (9) that were Under Construction were broken down as follows:

- Three (3) Involving Chris Parker Mobile Homes;
- One (1) Included in the CHAF Program late, working on loan details with no expected finished date;
- Two (2) Will be finished this week; **and**
- Three (3) Will be finished next week.

Agenda Item #5: CDBG GRANT # 03-C-1089 - Bid Award:

Floyd Adams, The Adams Company, Incorporated, presented the following Summary of Bids and Recommendation of Award for the CDBG Grant #03-C-1089 for the Asbestos Inspection and Clearance Bids to the Board.

**2003 Columbus County CDBG-CN
Summary of Bids and Recommendation of Award
Asbestos Inspection and Clearance Bids
Bid Date: December 22, 2003 - 4:00 P.M.**

Summary of Bids

Contractor	Bid Price
Keenan Construction	\$325.00
Rock Environmental	\$550.00
Carolina Environmental	\$800.00*
Matric	\$850.00

*Carolina Environmental bid with a minimum trip charge of \$400.00. This charge was for the Initial Inspection and the Final Clearance for a total of \$800.00 per unit.

Recommendation of Award

It is my recommendation that the contract be awarded to the Low Bidder, Keenan Construction, at \$325.00 per unit for this project.

/s/ Bill Memory, Chairman
Approved

January 20, 2004
Date

Commissioner Wilson made a motion to approve the bid for the Asbestos Inspection and Clearance for the CDBG Grant # 03-C-1089 to Keenan Construction for the price of three hundred twenty-five and 00/100 (\$325.00) dollars per unit, as recommended by Floyd Adams. This motion was seconded by Commissioner Norris. The motion so carried.

Agenda Item #6: WHITEVILLE CITY SCHOOLS - APPROVAL of WHITEVILLE CITY SCHOOLS LEGION FIELD LIGHTING PROJECT RESOLUTION:

Dr. Danny McPherson, Superintendent of Whiteville City Schools, is requesting Board approval and adoption of the following Resolution.

**WHITEVILLE CITY SCHOOLS LEGION FIELD
LIGHTING PROJECT**

RESOLUTION

WHEREAS, Whiteville City Schools' athletic facility, Legion Stadium, is the complex on which Central Middle School plays its football games and Whiteville High School plays football, boys soccer, girls soccer, boys track, girls track, junior varsity baseball, and varsity baseball; and

WHEREAS, Legion Stadium is the host site for additional school and community activities including but not limited to community celebrations, Relay for Life, city-wide recreational activities, American Legion summer baseball, middle school and high school band competitions, arts education, festivals, community patrons who use the track for walking; and

WHEREAS, the current lighting on Legion Field is so antiquated that electrical and mechanical parts and repairs are either unavailable or cost-ineffective because they are no longer manufactured. Most recently, a baseball playoff game that was in play had to be halted and rescheduled because transformers blew out and replacement equipment had to be specially designed because it is no longer manufactured; and

WHEREAS, there is no lighting on the practice football field, the track, and the soccer field, thus requiring students to lose additional instructional time during the school day or reschedule afternoon matches due to darkness; and

WHEREAS, an updated, well-lighted facility reflects a positive image to businesses, industries, and citizens who consider relocating to Columbus County; and

WHEREAS, manually connecting and disconnecting the lighting system is hazardous to anyone and everyone who activates the system because of its dilapidated condition and arcing electricity, and in some cases it takes multiple attempts and several minutes to activate the system. High voltage wires extend over bleachers (concrete and metal), and Whiteville City Schools has been advised that if a wire snaps or falls, everyone near it would suffer serious injury if not death; and

WHEREAS, the Whiteville City Schools administration and Board of Education has been advised by its attorney that if the system is not replaced, the district should consider no more activity requiring lighting; and

WHEREAS, the Whiteville City Schools Board of Education has conducted a formal bid request to replace the electrical system and relocate the existing poles and fixtures (with new electrical and mechanical service) to the track and soccer field and to the practice football field. The Whiteville City Schools Board of Education in its regular monthly meeting held on Monday, January 12, 2004, accepted a bid of \$158,500 from Progress Energy Carolinas, Inc. (Whiteville, NC) with a lease/purchase agreement for seven years with an annual payment of \$26,367.41. The Whiteville City Schools Board of Education has reserved the amount of the annual payment to come from the annual capital outlay allocation given to the school district by the Columbus County Commissioners.

NOW THEREFORE BE IT RESOLVED, that the Columbus County Board of Commissioners approve these capital expenditures for Whiteville City Schools as cited above.

Adopted this the 20th day of January, 2004.

/s/ **Bill Memory, Chairman**

ATTESTED BY:

/s/ **June B. Hall, Clerk to Board**

Commissioner Dutton made a motion to approve the Whiteville City Schools Legion Field Lighting Project Resolution, seconded by Commissioner McKenzie. The motion so carried.

Agenda Item #7: DE-ANNEXATION of TWO (2) CONVENIENCE STORES:

Deleted from Agenda.

Agenda Item #8: EMERGENCY SERVICES - CREATION of a NEW EMS TRAINING COORDINATOR POSITION:

Commissioner Jacobs made a motion to table this matter until the February 2, 2004 Meeting,

seconded by Commissioner Wilson. The motion so carried.

Agenda Item #9: EMERGENCY SERVICES and FIRE MARSHAL - APPROVAL of a RESOLUTION of THANKS to all PUBLIC SAFETY AGENCIES' ASSISTANCE with the WILLIAMS TOWNSHIP SCHOOL FIRE:

Ronnie Hayes, Emergency Services Director, and Jerry Avery, Columbus County Fire Marshal, requested approval and adoption of the following Resolution of Appreciation to be presented to the Williams Township Volunteer Fire Department for their assistance with the Williams Township School Fire. In addition, they requested approval and adoption of the second Resolution listed to be presented to all other agencies, private citizens, etc. for their assistance.

RESOLUTION OF APPRECIATION

WHEREAS, in the early morning hours of January 6, 2004, Williams Township School became involved in flames; and

WHEREAS, Williams Township School was a symbolic fixture in the community since 1936; and

WHEREAS, members of the **WILLIAMS TOWNSHIP VOLUNTEER FIRE DEPARTMENT** were called to answer a call of such magnitude within their community; and

WHEREAS, due to the mire size of the building and limited number of resources that Williams Township Volunteer Fire Department could provide, it became apparent that mutual aid would be needed to control the fire; and

WHEREAS, your relentless efforts to extinguish the fire was a valuable asset to the overall outcome of the event; and

WHEREAS, your department's response was immediate and without hesitation within your home community.

NOW THEREFORE, BE IT RESOLVED THAT THE COLUMBUS COUNTY BOARD OF COMMISSIONERS wishes to thank **WILLIAMS TOWNSHIP VOLUNTEER FIRE DEPARTMENT** for your efforts in controlling and eventually extinguishing a fire of this magnitude.

BE IT FURTHER RESOLVED, THAT THE COLUMBUS COUNTY BOARD OF COMMISSIONERS wishes to thank all the many volunteers, local governments, and other volunteer organizations that contributed resources such as manpower, law enforcement, medical support, and moral support for such a devastating event within the Williams Township Community.

ADOPTED this the 20th day of January 2004.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

- | | |
|--|---|
| /s/ Bill Memory, Zone 4 (Chairman) | /s/ Sammie Jacobs, Zone 3 |
| /s/ David L. Dutton, Zone 7 (Vice Chairman) | /s/ Lynwood Norris, Zone 5 |
| /s/ Amon E. McKenzie, Zone 1 | /s/ Kipling Godwin, Zone 6 |
| /s/ C.E. Wilson, Zone 2 | /s/ Billy Joe Farmer, County Administrator |

ATTESTED:
/s/ **June B. Hall Clerk to Board**

RESOLUTION OF APPRECIATION

WHEREAS, in the early morning hours of January 6, 2004, Williams Township School became involved in flames; **and**

WHEREAS, Williams Township School was a symbolic fixture in the community since 1936; **and**

WHEREAS, due to the mire size of the building and limited number of resources that Williams Township Volunteer Fire Department could provide, it became apparent that mutual aid would be needed to control the fire; **and**

WHEREAS, ACME DELCO/Reigelwood FIRE & RESCUE DEPARTMENT was called to answer a call of mutual aid to a neighboring community; and

WHEREAS, your support and relentless efforts during this event was a valuable asset to the overall outcome of the event; and

WHEREAS, your department’s response was immediate and without hesitation to assist a community in need, as well as, members of a fellow public safety organization.

NOW THEREFORE, LET IT BE RESOLVED THAT THE COLUMBUS COUNTY BOARD OF COMMISSIONERS wishes to thank ACME DELCO/REIGELWOOD FIRE & RESCUE DEPARTMENT for your assistance in controlling and eventually extinguishing a fire of this magnitude.

LET IT FURTHER BE RESOLVED, THAT THE COLUMBUS COUNTY BOARD OF COMMISSIONERS wishes to thank all the many volunteers, local governments, and other volunteer organizations that contributed resources such as manpower, law enforcement, medical support, and moral support for such a devastating event within the Williams Township Community.

ADOPTED this the 20th day of January 2004.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

- /s/ Bill Memory, Zone 4 (Chairman)
- /s/ David L. Dutton, Zone 7 (Vice Chairman)
- /s/ Amon E. McKenzie, Zone 1
- /s/ C.E. Wilson, Zone 2
- /s/ Sammie Jacobs, Zone 3
- /s/ Lynwood Norris, Zone 5
- /s/ Kipling Godwin, Zone 6
- /s/ Billy Joe Farmer, County Administrator

ATTESTED:
June B. Hall Clerk to Board

In addition to the Acme Delco/Riegelwood Fire and Rescue Department, Resolutions of Appreciation were forwarded to the following:

COUNTY	# Agencies	NAME of AGENCY
Columbus	28	Bolton Fire Department
		Brunswick Fire Department
		Buckhead Fire and Rescue Department
		Cerro Gordo Fire and Rescue Department
		Chadbourn Fire and Rescue Department
		Evergreen Fire Department
		Fire Bluff Fire and Rescue Department
		Hallsboro Fire Department
		Lake Waccamaw Fire and Rescue Department
		Nakina Fire and Rescue Department
		North Whiteville Fire Department
		Old Dock/Cypress Creek Fire Department
		Roseland Fire Department
		St. James Fire Department
		Tabor City Fire Department
		Welches Creek/White Marsh Fire Department
		Tabor City Rescue Squad
		Whiteville Rescue Squad
		Columbus County Central Communications
		Columbus County Sheriff’s Department
		Tabor City Police Department
Whiteville Police Department		
Columbus County Solid Waste		
Columbus County Public Works		
Columbus County Administration		
Columbus County Emergency Services		
Columbus County Fire Marshal Office		
Columbus County Red Cross		
		Bladenboro Fire Department

Bladen	5	Clarkton Fire Department Dublin Fire Department Elizabethtown Fire Department Lisbon Fire Department
Brunswick	10	Waccamaw Fire and Rescue Department Calabash Fire Department Civietown Fire Department Shallotte Point Fire Department Oak Island Fire Department Yaupon Beach Fire Department Winnabow Fire Department Northwest Fire Department Brunswick County Emergency Medical Services Brunswick County Emergency Services
Horry	2	Horry County Fire and Rescue Department Loris Fire Department
Other Public Safety Agencies	5	North Carolina Highway Patrol North Carolina Department of Transportation North Carolina Probation and Parole North Carolina State Bureau of Investigation US Bureau of Alcohol, Tobacco, Firearms and Explosives

Commissioner Godwin made a motion to approve the Resolution of Appreciation to the Williams Township Volunteer Fire Department and all other agencies, private citizens, etc. for their assistance with the Williams Township School Fire, seconded by Commissioner Norris. The motion so carried.

Agenda Item #10: SHERIFF - REQUEST for AUCTION USING SEALED BIDS:

Sheriff Batten requested Board approval to auction surplus vehicles, equipment and supplies using the sealed bid process. The twenty-three (23) vehicles to be declared as surplus and sold at auction are vehicle #'s: 4, 5, 6, 8, 12, 13, 14, 20, 22, 26, 27, 35, 58, 62, 63, 65, 72, 77, 79, 80, 83, 84 and 85.

Commissioner Jacobs made a motion to approve Sheriff Batten to auction the above listed surplus vehicles, surplus equipment and supplies using the sealed bid process, seconded by Commissioner Norris. The motion so carried.

Agenda Item #11: PARKS and RECREATION - APPROVAL of a FACILITY/FEE REQUEST SCHEDULE:

Carol Worrell, Parks and Recreation Director, requested Board approval of a Facility/Fee Request Schedule in its entirety. The Columbus County Parks and Recreation Facilities Charges and Fees (located on Page 6 of the Schedule) were approved at the January 5, 2004. The Facility/Fee Request Schedule is as follows:

**COLUMBUS COUNTY PARKS & RECREATION DEPARTMENT
PARK/FACILITY REQUEST**

· Park/Facility desired _____

· Date of use _____ Hours of use _____ To _____

· Name of Your organization _____

3 Number of persons in your group _____ Under age 18 _____

4 Proposed use of Park/Facility (explain in full) _____

I understand that approval of this request does not imply exclusive use of any park/facility by our group. I have read the accompanying documentation and certify that my group will abide by all. I

understand that failure to follow these rules and any others imposed by the County of Columbus for the good of the group and general public will automatically terminate this agreement. I understand that the County of Columbus retains the right to limit the use of or remove from the schedule any persons or group when it becomes necessary to do so for reason of safety, maintenance or need for repairs. The Director of parks and Recreation shall be responsible for decisions related to these requirements as needed.

Date

Your signature (must be 21 years old)

RECOMMENDATIONS

DATE _____

APPROVED FEE _____

FACILITIES SUPERVISOR

DENY

REMARKS: _____

AMOUNT PAID _____

DATE PAID _____

COLUMBUS COUNTY PARKS & RECREATION FACILITY RENTAL FORM

Welcome to the Parks and Recreation Department. It is our hope to make your requested use of the parks and facilities an easy and enjoyable one. Outlined below are the most frequent requested items and how to go about accomplishing these tasks in order to meet your needs.

- 1. **Letter of Intent** : This is the first thing that will be needed; please include the who, what, when, where, why and the how much with your letter of intent. The letter should be sent to the Recreation Director, Columbus County Parks and Recreation Department, 106 W. Smith St., Whiteville, NC 28472. If there are questions regarding this agreement, please call - 910-640-6624 – **NO PHONE RESERVATIONS ACCEPTED.**
- 2. **Fees**: There may be cost associated with your request such as: Facility fees, Personnel Fees and or/or permit fees.

FACILITY USE: For non-profit groups 501 (c) 3: if the event is of a fund raising nature, the facility fee will be predetermined prior to the event at the discretion of the Parks and Recreation Director.

PERSONNEL: The County will determine when county personnel are needed on site during your event.

On Site Operation / Maintenance Personnel - Price to be determined by Recreation Director under the advisement of County Administration.

Police Control: Cost to be determined by the present rate per hour at time facility is booked.

Permits: Should special permits be required, the cost will be the responsibility of the **RENTER**.

- 3 **Facility Request Form**: indicates the basic pertinent information such as Insurance liability coverage needed to protect your commercial or promotional group and the County of Columbus in case of bodily injury. Insurance is required for commercial and promotional activities and for charitable activities that are not sponsored by the Parks and Recreation Department, which are open to the public

- 4 **Special Request**: Some request may require interdepartmental coordination, while other request may require County Administration and /or Board of Commissioner approval

HOLD HARMLESS AGREEMENT

In consideration of the grant by the County of Columbus of permission for the use of said Facility at special times and under special circumstances by persons sponsored by the Undersigned, the undersigned hereby agrees: (1) to take all measures necessary to promote the safety of such persons in their use of the facility; (2) to hold harmless the County, its divisions and departments, and its officers, agents, employees, servants, and Helpers paid and volunteer, from and to indemnify them for all damages, losses, and Expenses, including but not limited to attorney fees and investigation costs, sustained by them or any of them on account of any claim for loss, damage, or injury growing out Of such use of said facility by any such person; (3) to provide the County with its Insurer’s certificate that a policy of Comprehensive General Liability Insurance providing Coverage with respect to the foregoing hold harmless and indemnification undertaking is and will continue to be in effect during the period of such permitted use with a designated amount of coverage to be determined to include bodily injury and property damage; (4) to promptly notify the director of the County Parks and Recreation Department and the insurer issuing the Comprehensive General Liability Insurance Policy referred to above of any occurrence that might give rise to a claim for damages growing out of the use of said facility by any such person.

EQUAL OPPORTUNITY

The County of Columbus provides equal opportunity to all citizens to compete and participate in each area of leisure programs regardless of race, color, religion, sex, national origin, sexual orientation, or handicap. If anyone believes he or she has been subjected to discrimination on the basis of the above mentioned, he or she may file a complaint alleging discrimination with either the Columbus County Parks and Recreation Department or the Office of Equal Opportunity, U. S. Department of the Interior, Washington, D.C.

Date

Signature

Title

**RULES & REGULATIONS GOVERNING RENTAL USE OF
PARKS AND RECREATION FACILITIES**

1. STAFF

If a rental requires opening a building during non-operating hours, a supervision fee *may be* required. Rental on facilities will be set at a determined rate established by the County Parks and Recreation Department. Payment of rentals shall be made by check payable of the Columbus County Parks and Recreation Department.

2. Security / Damage Deposit

Groups will pay for any property damage resulting from their use of the facility. This liability is to be assumed by the requestor of the agreement.

3. CANCELLATION

Rentals canceled by the Department are 100% refundable. Rentals canceled at least three (3) Days prior to the reservation are 50% refundable, after that, no refund will be given.

4. LEGAL COMPLIANCE

- a. Groups using the facility will be responsible for orderly behavior and must conform to all state and federal laws, city ordinances, department policies and individual facility rules and regulations.
- b. No alcoholic beverages, drugs, or weapons, drug paraphernalia or any kind are permitted.
- c. Depending on the activity, police security may be required before a rental agreement is issued.

5. CONCESSIONS

Concession rights may be granted to outside groups using the facilities subject to the Department receiving 15% of the gross receipts; or, concessions may be granted to designated groups who would receive full profits. All concession agreements will be negotiated within the Recreation Department and the Site Manager.

6. CLEANING / HOUSEKEEPING

- a. Groups using the facility must leave it clean and in the order in which it was found. No decorations shall be attached to the walls, ceiling, or floors without the permission of the facility supervisor. Decorations must be completely removed immediately following

use.

Extra clean up work required of the site staff will result in forfeiture of the security deposit.

7. SUPERVISION

A Parent or guardian must sign the application of any minor or youth group requesting the use of a facility and must provide adequate, adult supervision for such events as defined by the Parks and Recreation Department

8. EQUIPMENT

Rental fee includes utilities, normal maintenance and the use of facility equipment such as tables and chairs, provided this equipment is not already scheduled for department activities. Additional set up and take down of extra equipment is the responsibility of the group renting the facility.

COLUMBUS CO. PARKS & RECREATION FACILITIES CHARGES & FEES

Community Center: (Reigelwood Center)

Fee determined by Director with minimum of \$35.00 per day *

Damages incurred while renting said facility will be the responsibility of the lessee.

c \$2.00 fee for lost keys

d Recreation Director will determine deposit requirements.

***Rate subject to change with inflation costs**

II Ball Fields (Invitational Tournament & League Play*)

Riegelwood Center Tabor City Complex

Day.....	\$40.00
Day w/lights.....	\$75.00
Two Fields/day.....	\$75.00
Two fields w/lights/day.....	\$150.00
Three fields/day.	\$100.00
Three fields w/lights/day.....	\$175.00
Four fields /day.....	\$125.00
Four fields w/lights/day.....	\$200.00

- Fees are for teams or individuals who wish to have a tournament and invite teams to play.
- Dixie sponsored programs will be exempt from fee charges

III. Tennis Courts:

- a No fee for use of courts unless lights are to be used
- b Fee for lights \$15.00 per hour

IV Picnic Shelter

- a No fee Clean up of facility after use will be responsibility of user.
- b Clean up of facility after use will be responsibility of user.

V Concession Stand:

Parks and Recreation Department reserves the right to operate concession areas during all events.

If group elects to operate concession stand, group shall pay 15%, or amount pre-determined by Recreation Director, of gross receipts to Recreation Department.

VI This fee schedule will be revisited upon signing of Cooperative Lease Agreement for facilities within the County maintained by the Columbus Parks and Recreation Department.

DEFINITION OF LESSEE GROUPS

POLITICAL/COMMERCIAL

Individual / non-affiliated group where admission fee, advance ticket sales or commercial products is sold.

AFFILIATED

Government Agency / Community Benefit group / Civic group / approved by the Parks and Recreation Advisory Board where admission fee, advance ticket sales or commercial product is sold.

CLOSED

Individual / Club / Group and guest where no admission fee, advanced ticket sales, no donation or commercial products are sold.

NON-PROFIT

Group / Club / Individual that qualify for recognition of exemption under Section 501 (c) (3) of the Internal Revenue Code.

NON RESIDENT INDIVIDUAL / GROUP (Not including government Agencies)

Individual citizens / Civic / Fraternal / Church / Private Organization / Business Industry whose home or primary address is outside of the Columbus County Line.

FACILITY USE – Non-Profit Groups / club/ Individual, 501 (c) (3):

If the event is of a fund raising nature, the facility fee is 10% of gross receipts OR a predetermined amount negotiated prior to the event at the discretion of the Parks and Recreation Director. If the event is of a Program / Educational/ Non-Fund Raising nature only, the facility fee may be waived.

**COUNTY OF COLUMBUS
PERMIT FOR USE OF PARK PROPERTY FOR ASSEMBLAGE OF 100 OR
MORE PATRONS**

Any individual, organization, corporation, association, society, fraternity, club, order or group of whatever kind desiring the use of the public parks owned or controlled by the County as the location of a rally, demonstration march, public speech, public meeting or other similar activity shall make written request therefore not less than seventy-two (72) hours prior to the date of the intended use. This section shall apply only to assemblages where the expected attendance will be more than one hundred (100) people. No such assemblage may be held except during daylight hours unless prior approval by the Department Head.

The ordinances require the following information:

Name of organization or group sponsoring: _____

Name and location of County Park _____

Date and hours for permit ____/____/____ to _____

Expiration date of permit _____

Name of persons applying for permit _____

Are persons below the age of 18 expected to participate?
Yes ____ No ____ Number _____

7. Person in charge of activity who will accompany it and carry permit at all times
:_____

8 Purpose of use of Park _____

9 Has permission been granted by a representative from the Parks and Recreation Department who granted permission _____

10 Name of authorized representative from Parks & Recreation Department who granted permission: _____

Permission is hereby granted to the above named individual or organization to proceed with the activity as described in this application that will assemble 100 or more patrons in a park.

Signed _____

Parks & Recreation Representative

Police or Sheriff's Department

Date _____ Time _____

SUMMARY OF YOUR RESPONSIBILITIES

A letter of intent explaining the nature of the event.

Payment for site and all applicable personnel, permits and necessary fee (s)

Rental of portable toilets for the event if necessary. Location and number determined by Recreation Representative before their delivery.

Trash pick-up around specific grounds. Parks and Recreation will determine the number of trash receptacles and will provide trash receptacle pick-up.

Emergency Medical Technician – contacting and arranging their presence at your event.

Read and understand the rules for use of Parks and Recreation Facilities to ensure that your event is a success.

Adopted by: /s/ Bill Memory, Chairman
Columbus County Board of Commissioners

Date: January 20, 2004

Commissioner Dutton made a motion to approve the Facility/Fee Request Schedule in its entirety, seconded by Commissioner Norris. The motion so carried.

Chairman Memory stated the Board had been receiving complaints from the citizens in the Riegelwood Area and other areas about games being played at the same time church services were being conducted. Ms. Worrell replied stating this issue has been addressed and a ruling had been established and put into force that the playing of any games would not begin until 1:00 P.M. on Sundays.

Agenda Item #12: SOLID WASTE - DEPARTMENTAL UPDATE:

Chuck Stanley, Columbus County Solid Waste Officer, presented the following Departmental Update to the Board.

The Solid Waste Department has moved to its new location which is at the Columbus County Animal Shelter.

I have met with the North Carolina Department of Transportation regarding additional litter signs being placed in Columbus County and they have agreed to do so.

In April, 2004, we are planning another big Litter Sweep.

The last Litter Sweep we sponsored was in September, 2003 in which three hundred sixty-eight (368) bags of trash was collected and this was on Saturday.

The State is working with us on class schedules being set up for second graders to educate them about solid waste at an early age.

Chairman Memory asked Mr. Stanley what the situation was on the dumping of trash in Columbus County. Mr. Stanley replied stating it had improved and sixteen thousand five hundred fifty (\$16,550.00) dollars worth of fines and penalties had been written and/or collected.

Agenda Item #13: CONTRACT - AMENDMENT to SOLID WASTE COLLECTION CONTRACT:

Billy Joe Farmer, County Administrator, requested Board approval of the following Amendment to the Solid Waste Collection Contract.

AMENDMENT TO SOLID WASTE COLLECTION CONTRACT

THIS AMENDMENT TO SOLID WASTE COLLECTION CONTRACT (this “Amendment”) made and entered in to this 20th day of January, 2004, by and between Columbus County, North Carolina, acting by and through its Board of County Commissioners (the “County”) and Waste Management of Carolinas, Inc., a North Carolina corporation (the “Company”).

W I T N E S S E T H :

Whereas, American Refuse Systems, Inc. (“ARS”) entered in that certain Solid Waste Collection Contract, dated September 15, 1997, whereby ARS agreed to provide services related to solid waste for the residents of the County pursuant to the terms set forth therein (the “Contract”);

and

WHEREAS, the company assumed the rights, duties and obligations of the Contract from ARS; and

WHEREAS, the Contract expired on December 31, 2003 and the parties desire to extend the term of the Contract for six additional months.

NOW THEREFORE, in consideration of the premises, the promise hereinafter contained, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

- 1. Capitalized Terms. Capitalized terms used herein but not otherwise defined herein shall have the meaning set forth in the Contract.
- 2. Effective Date. The effective date of this Amendment is December 31, 2003.
- 3. Term. Section 3 of the Contract is hereby amended so that the term to the Contract shall continue through June 30, 2004.
- 4. Notice. The addressees of the parties to receive notice as set forth in Section 24 of the Contract are hereby amended to be as follows:

County:	County Commissioners, Columbus County, 111 Washington Street, Whiteville, North Carolina 28472
with a copy to:	James E. Hill, Jr., County Attorney, P.O. Box 268, Whiteville, North Carolina 28472
 Company:	 Waste Management of Carolinas, Inc., 2530 Highway 378, Conway, South Carolina, Attn: Public Sector Services Manager
 And	 Waste Management, Southern Group Office, 2859 Paces Ferry Road, Suite 1600, Atlanta, Georgia 30339, Attn: Group General Counsel

- 5. Effect of this Amendment. Except as expressly set forth in this Amendment, all other terms and provisions of the Contract remain in full force and effect.
- 6. Execution in Counterparts. This Amendment may be executed in any number of counterparts, each of which shall be deemed an original and all of which together shall constitute but one and the same instrument.

IN WITNESS WHEREOF, this Amendment has been executed as of the date first written above.

COLUMBUS COUNTY, NORTH CAROLINA

/s/ Darren L. Currie
Witness

BY: /s/ BILL MEMORY
Its: Chairman, Columbus County Board of Commissioners
Date: January 20, 2004

WASTE MANAGEMENT OF CAROLINAS, INC.

Witness

By: _____
Its: _____
Date: _____

Agenda Item #14: APPOINTMENT - CAPE FEAR RURAL TRANSPORTATION ADVISORY COMMITTEE:

Chris May, Cape Fear Council of Governments, is requesting the appointments and/or reappointments to the Cape Fear Rural Transportation Advisory Committee. The County members are presently Commissioners Jacobs and Chairman Memory. The two (2) municipal members are

Mayor Anne W. Jones and Mayor Marion Baxter.

Commissioner Norris made a motion to reappoint Commissioner Sammie Jacobs and Chairman Bill Memory to the Cape Fear Rural Transportation Advisory Committee, seconded by Commissioner Wilson. The motion so carried.

Agenda Item #15: COMMITTEE APPOINTMENTS:

Nursing/Adult Care Home Joint Community Advisory Committee:

Commissioner Wilson made a motion to appoint Boisy Hardee, 83 Pleasant Hill Road, Whiteville, North Carolina 28472, Telephone: (910) 642-3795 to fill the vacant position created by the resignation of Catherine Cook, for a one (1) year term, with term expiring on July 1, 2004. This motion was seconded by Commissioner Godwin. The motion so carried.

Commissioner Wilson made a motion to appoint Blanchie Frink, 441 Grist Road, Chadbourn, North Carolina 28431, Telephone: (910) 654-5147, as an additional member to this committee for a one (1) year term, with term expiring 01-20-2005. This motion was seconded by Commissioner Godwin. The motion so carried.

Library Board of Trustees:

Commissioner Dutton made a motion to appoint Paul Gerald, Jr., 1331 Otto Nance Road, Cerro Gordo, North Carolina 28430, Telephone: (910) 654-1326, to the Library Board of Trustees to fill the unexpired term of Paul Pope who resigned, with term expiring June 30, 2007. This motion was seconded by Commissioner Norris. The motion so carried.

Agenda Item #16: PRESENTATION by PRIVATE CITIZENS on COLUMBUS COUNTY WATER and SEWER DISTRICT V:

Chairman Memory stated that nine (9) private citizens had submitted requested to make presentations to the Board in regards to Columbus County Water and Sewer District V, and through mutual agreement with Lofton Cox, one (1) of the nine (9) private citizens, he will speak on behalf of himself and the remaining private citizens and will be allowed twelve (12) minutes to make his presentation. The presentation is as follows.

CONCERNED CITIZENS FOR JUSTICE IN WATER AND SEWER 5