

COLUMBUS COUNTY BOARD OF COMMISSIONERS

February 20, 2006

6:30 P.M.

The Honorable Columbus County Commissioners met on the above stated date and 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:

Kipling Godwin, **Chairman**
David L Dutton, Jr., **Vice-Chairman**
Amon McKenzie
James Prevatte
Sammie Jacobs
Lynwood Norris
Bill Memory

APPOINTEES PRESENT:

Jim Varner, Interim County Manager
Steve Fowler, County Attorney
Gail Edwards, Deputy Clerk
Roxanne Coleman, Finance Officer

APPOINTEES ABSENT:

June B. Hall, Clerk to Board

Agenda Item #1: Meeting Called To Order

At 6:30 P.M., Chairman Godwin called the meeting to order.

Agenda Item #2: Invocation

Commissioner Jacobs delivered the invocation and Commissioner Dutton led the Pledge of Allegiance.

Agenda Item #3: Board Minutes Approval

Commissioner Norris made a motion to approve the February 6, 2006 Regular Session Board Minutes and the February 9, 2006 Subdivision Regulations Ordinance Workshop Minutes, as recorded, seconded by Commissioner Dutton. The motion unanimously carried.

Agenda Item #4: Presentation of Retirement Plaque

Chairman Godwin presented the following Retirement Plaque to retired Public Housing Agency Director Brenda Strickland.

PRESENTED TO
BRENDA STRICKLAND
IN GRATEFUL APPRECIATION
FOR YOUR DEDICATION AND LOYALTY
TO
COLUMBUS COUNTY H.U.D. DEPARTMENT
08-27-1976 - 12-31-2005

COLUMBUS COUNTY BOARD OF COMMISSIONERS

Agenda Item #5: Time Warner Cable Update

Pat Smith, General Manager, relayed the following information:

- 1) A check was presented to Mr. Varner for the county in the amount of \$29,640.84.
- 2) Time Warner is pleased to be the provider of services to the citizens in our area.
- 3) Last year, with Senate Bill 622 they decided to increase franchise fees from 5% to 7%. Cable pays 5% to the local franchise and 2% goes to the state.
- 4) The community channel is up and going.
- 5) They had a rate change of \$2.95 for expanded service in February.
- 6) Their cost of operating the cable system continues to go up.
- 7) A card is included in the packet she handed out with her phone number, extension and cell number for contact information.
- 8) Time Warner is in the process of buying Adelphia out. Once this is done, and their plant is upgraded, they will have the same services as Time Warner customers.
- 9) She does not know if Time Warner will buy out Adelphia's franchise agreement.

Agenda Item #6: Soil and Water Conservation Update

Donna Register, Director, presented a slide presentation on activities that are taking place throughout the county. Ms. Register relayed the following information on tools used within the conservation effort:

- 1) The North Carolina Agriculture Cost Share Program. This program is designed to improve water quality by preventing runoff on farmland. It is strictly a non point source pollution tool. Last year they had 27 contracts for a total of \$154,415.00. Some of the practices include livestock exclusions of fencing the cattle out of the stream and proper waste management.
- 2) The Environmental Quality Incentives Program. This program includes residue management and cropland conversion. They have 15 contracts for a total of \$150,000.00.
- 3) The Conservation Reserves Program. This is a federal program designed to retire sensitive agriculture lands to improve wildlife, habitat and prevent erosion. Landowners in this program receive an annual rental payment. They have a total of 37 contracts and a total obligation of \$116,000.00.
- 4) Resource Conservation and Development. This program is locally led and allows local units of government to pull together to get things accomplished. One program they will be working on this year is the Waccamaw River Storm Debris removal. For every dollar the county assigns to soil and water, they spend \$5.23 (five dollars and twenty three cents) from the CRP Program (federal program), the North Carolina Ag Cost Share Program (a state program) along with other programs and grants.
- 5) Conservation Technical Assistance Program.

Ward Stocks, private citizen, stated the following:

- 1) He is a hog farmer and Donna has worked closely helping a lot of hog farmers get cost share money or they could not have done extra things. He advised he received a cost share to get an incinerator for his hog farm but he had to qualify for the program to receive such.

Mr. Bobby Stanley, Chairman of the Soil and Water Conservation Board, relayed the following information:

- 1) There are 79 contracts in the programs Donna has shown you.
- 2) Donna and her staff do all the work for the contracts.
- 3) The total amount of dollars brought in was almost \$700,000.00.
- 4) The RC & D program with the Waccamaw River cleanout will be a big project and they hope to have bids out and a contract before long.
- 5) The water has to be below a certain level at the Pireway marker to complete the project.
- 6) Thank you for what you allow Soil and Water to do.
- 7) One of his desires is to see the Lumber River Basin, which includes the Waccamaw River, eligible for CREPE. This program almost doubles the payment the landowner gets.
- 8) A new study will be done on water quality in the Lumber River Basin and there will probably be some public meetings. The Cleanwater Management Trust Fund looks at an application for a project and if that problem shows up in the River Basin Study, it makes it easier for them to grant us funds.

Commissioner Memory advised he has contacted Donna several times and she has taken it upon herself and her team to keep the constituents in this county happy and he appreciates that.

Agenda Item #7: Approval of Low Bid and Purchase of Five Police Interceptor Vehicles

Mr. Varner advised we had four bidders for the purchase of five (5) police interceptor vehicles and the low bid was Quality Ford. Commissioner Jacobs made a motion to approve the purchase of the five (5) vehicles from Quality Ford with a second by Commissioner Memory. Discussion: Commissioner McKenzie abstained from voting. The motion so carried.

Agenda Item #8: Establishment of a Public Hearing Date for the Columbus County Sewer Use Ordinance and for this to be Considered the First Reading of Two (2) Required Readings

Mr. Varner advised this is a state and federal government requirement and we must have these two (2) public hearings and open it up for discussion. He also advised Stan Taylor, with O'Brien and Gere is available for technical questions. Leroy Sellers advised this document itself is part of a state program. He has read through a lot of it and has had several others to review it and it is now

ready to open it up to the public.

Chairman Godwin advised that part of the ordinance must be read in order for this to be considered a first reading. Deputy Clerk Gail Edwards read the first paragraph as follows:

“This ordinance sets forth uniform requirements for direct and indirect contributors into the wastewater collection and treatment system for Columbus County, hereafter referred to as the County, and enables the County to comply with all applicable State and Federal laws, including the Clean Water Act and the General Pretreatment Regulations.”

Commissioner Godwin asked for a motion to suspend further reading of the ordinance and this be classified as the first reading. The motion was so moved by Commissioner Jacobs with a second by Commissioner Norris. The motion carried unanimously.

Commissioner Memory made a motion to have a Public Hearing on March 20, 2006 at 6:30 P.M. for public input on the Columbus County Sewer Use Ordinance with a second by Commissioner McKenzie. Discussion: Commissioner Memory noted that the proposed ordinance will be on display at the public libraries and the administration office for the public to come by and look at prior to the Public Hearing. The motion carried unanimously.

Agenda Item #9: Approval of Broker of Record Letter

Commissioner Norris made a motion with a second by Commissioner Jacobs to approve the broker of record agreement with Mark III for all of our insurance needs subject to the attorney drafting a final contract. The motion carried unanimously.

Agenda Item # 10: Adoption of Resolution of Reimbursement

Chairman Jacobs made a motion to adopt the following Resolution of Reimbursement by the Sitting Columbus County Board of Commissioners to the Columbus County General Fund Account, with a second by Commissioner Norris. Discussion: Chairman Godwin advised this means any money they have spent on water districts would eventually be reimbursed as the districts become solvent. The motion carried unanimously.

**RESOLUTION of REIMBURSEMENT
by the SITTING
COLUMBUS COUNTY BOARD of COMMISSIONERS
to the COLUMBUS COUNTY GENERAL FUND ACCOUNT**

WHEREAS, Columbus County is a political subdivision organized and existing under and by virtue of the laws of the State of North Carolina; **and**

WHEREAS, the said County has made expenditures with respect to expenses incurred and were incurred in connection with the acquisition, construction and the production of certain Columbus County Water Districts' projects; **and**

WHEREAS, decisions were reached by the Columbus County Board of Commissioners, by a majority vote, to expend monies from the Columbus County General Fund Account for certain Columbus County Water Districts' debt payoffs and projects; **and**

WHEREAS, the said funds expended from the Columbus County General Fund Account were the Columbus County taxpayers' dollars; **and**

WHEREAS, the legal and appropriate guideline to follow is to ensure the Columbus County General Fund Account is reimbursed from the fund benefitted; **and**

WHEREAS, the decision to expend monies, on the behalf of the Columbus County Water Districts' debt payoffs and/or projects, was reached on the stated condition that at the time the said project reaches the financial status of profitable operation, the said project will reimburse the Columbus County General Fund Account the full amount that has been expended on their behalf, plus interest, which will accrue annually and added to the principle amount; **and**

WHEREAS, the said interest on the Columbus County Water Districts' debt payoffs will be calculated annually and added to the principle amount in accordance with the stipulations of the prime

rate; **and**

WHEREAS, the said Columbus County Finance Officer will be responsible for the calculation of the monetary amounts for the said Columbus County Water Districts’ debt payoffs and/or projects, and will report to the Columbus County Board of Commissioners on an annual basis; **and**

WHEREAS, the **then** sitting Columbus County Board of Commissioners will be held legally bound and responsible to pay the applicable amounts back to the Columbus County General Fund Account.

NOW, THEREFORE, BE IT RESOLVED the sitting Columbus County Board of Commissioners desires to commit to the following:

1. A Reimbursement Resolution for any funds that have been expended on any Columbus County Water Districts’ debt payoffs and/or project from the General Fund;
2. Interest will be added annually to the Columbus County Water Districts’ debt payoff and/or project in accordance with the stipulations of the prime rate;
3. At the time the certain project becomes operational in a profitable manner, the debt will be paid in a manner that is feasible;
4. This Reimbursement Resolution legally binds all future Columbus County Board of Commissioners to the said Columbus County Water Districts’ debt payoffs and/or project;
5. This Resolution of Reimbursement will supercede the existing Resolution of Reimbursement adopted by the Columbus County Board of Commissioners on September 20, 2004; **and**
6. This Resolution of Reimbursement will cover any and all expenditures paid from the Columbus County General Fund for certain Columbus County Water Districts’ debt payoffs and/or projects.

ADOPTED this the 20th day of February, 2006.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

/s/ **KIPLING GODWIN, Chairman**

ATTESTED BY:

/s/ **JUNE B. HALL, Clerk to Board**

Agenda Item # 11: Beaver Management Program Committee

The following district representatives were appointed:

Commissioner McKenzie	District I	Harold McKenzie
Commissioner Prevatte	District II	Bill Figiel
Commissioner Jacobs	District III	Wilson Jacobs
Commissioner Memory	District IV	Jimmy Stanley
Commissioner Norris	District V	Lofton Cox
Commissioner Godwin	District VI	David Lee McPherson
Commissioner Dutton	District VII	Jimmy Gore

Chairman Godwin added that Milton McLean will also serve as a resource person to this committee. Commissioner Dutton added Commissioner Prevatte will also serve on this committee.

Agenda Item #12: Departmental Update : Roxanne Coleman, Finance Officer

Roxanne Coleman, Finance Officer, relayed the following information:

1. Finance is staying very busy and they have three new employees.
2. One of those persons is working with Debra Epps in Accounts Payable.
3. Since July, payroll has issued almost 6000 direct deposits and checks.
4. Purchasing is going well.
5. In January, they released all of the 1099’s and W2’s.
6. She is currently working on the liability and property renewal.
7. Her office has been compiling the electronic information for the budget to give to the departments.
8. They are monitoring the accounts that budget amendments have to be prepared for between now and June.
9. She will implement a general internal control cash handling procedure by the end of the month. She will do a small booklet for each department and maybe talk to those that handle the cash. She will also do random checks on petty cash each month.

10. The total cash and investments equal \$19,208,174.00.
11. Current General Fund only revenue collections from period beginning July 1, 2005 thru December 31, 2005 were 53.24% versus 49.7% for the same time frame for 2004. Revenues are slightly higher than this time last year.
12. Revenues collected from all funds for the same periods are 70.54% versus 70.87%. Overall revenues are running about the same.
13. Current General Fund only expenditures are 49.19% expended versus 47.65 % for the same time frame. Expenses are slightly higher than this time last year.
14. Current expenditures for all funds are 68.66% versus 70.54% for the same time frame.
15. The finance office has a wealth of information for departments, the county manager and the commissioners.
 - 16) We will have to put in close to \$1,000,000.00 in Medicaid.
 - 17) \$3,500,000.00 has been spent in Medicaid and we have budgeted \$4,200,000.00 and it will be closer to \$5,500,000.00. There is also a problem with the Daycare expense not being budgeted at DSS. It will have to come out of the general fund.

Chairman Godwin recommended that Commissioner Memory, Finance Committee Chairman, Mr. Varner and Ms. Coleman get together and go over the numbers to see exactly what we are looking at so the Board can start planning what the last three (3) months of the fiscal year are going to look like.

Commissioner Dutton advised we could reduce property taxes 17 cents if it weren't for the Medicaid program, which is a federal and state mandated program, but Raleigh and the federal people ought to do like the other states. We are the only state left that the state makes the county pay a portion in the United States. Our legislators ought to realize what a problem we have and they ought to go to Raleigh and find money to relieve the taxpayers that the state of North Carolina has put a burden on the property tax owner in Columbus County; not this Board of Commissioners. The county is not the problem. Raleigh is the problem and they need to fund this program. The Board of Commissioners needs to pass a resolution asking our legislators and the Governor of this state to help the people of Columbus County. Commissioner Prevatte agreed with Commissioner Dutton and discussed an article that was in the Star News recently. Chairman Godwin advised this is an issue that is important to our Board and the Association of County Commissioners and they asked this past year to take the half-cent sales tax and use that to pay for Medicaid at the county level. He added they kept the half-cent sales tax but we're still suffering.

Commissioner Dutton made a motion with a second by Commissioner Memory to send a new resolution to our legislators and the Governor asking them to help us with Medicaid relief. The motion carried unanimously.

Agenda Item # 13: Consent Agenda Items: Tax Refunds and Releases

Commissioner Dutton made a motion to approve the following Tax Refunds and Releases, with a second by Commissioner Norris. The motion carried unanimously.

TAX REFUNDS (as submitted to the Governing Body Office from the Tax Office): February 20, 2006

Refunds	Name: Grate, Freeman	Amount:	\$0.00
Value:	\$0.00 Year 000 Account # 06-16653 Bill # 94038	Total	\$125.00
Refund user fee that is double listed in the name of Anthony & Teteacia Newman. Approved by Solid Waste.			
3968 Swamp Fox Hwy, E. Tabor City NC 28463			
Refunds	Name: Grate, Freeman	Amount:	\$0.00
Value:	\$0.00 Year 001 Account # 06-16653 Bill # 94350	Total	\$165.00
Refund user fee that is double listed in the name of Anthony & Teteacia Newman. Approved by Solid Waste.			
3968 Swamp Fox Hwy E. Tabor City NC 28463			
Refunds	Name: Grate, Freeman	Amount:	\$0.00
Value:	\$0.00 Year 002 Account # 06-16653 Bill # 72076	Total	\$177.00
Refund user fee on house that is double listed in the name of Anthony & Teteacia Newman. Approved by Solid Waste.			
3968 Swamp Fox Hwy. E. Tabor City NC 28463			
Refunds	Name: Grate, Freeman	Amount:	\$0.00
Value:	\$0.00 Year 003 Account # 06-16653 Bill # 42455	Total	\$177.00

Refund user fee that is double listed in the name of Anthony & Teteacia Newman. Approved by Solid Waste.
3968 Swamp Fox Hwy. E. Tabor City NC 28463

Refunds Name: Grate, Freeman Amount: \$0.00
Value: \$0.00 Year 004 Account # 06-16653 Bill # 78667 Total \$177.00

Refund user fee that is double listed in the name of Anthony and Teteacia Newman. Approved by Solid Waste.
3968 Swamp Fox Hwy. E. Tabor City, NC 28463

Refunds Name: Moore, John H. Amount: \$0.00
Value: \$0.00 Year 005 Account # 14-10820 Bill # 13956 Total \$177.00

Refund user fee on house that is vacant and has no power. Approved by Solid Waste. Check should be made to
Saundra Moore.

5330 Hallsboro Rd. N. Clarkton, NC 28433

**TAX RELEASES (as submitted to the Governing Body Office from the Tax Office):
February 20, 2006**

Release the Property Value in the name of Applewhite, William Amount: \$64.97
Value: \$8,900.00 Year: 2005 Account # 15-00903 Bill # 7444 Total \$77.43

Release the value of a boat, the Acme Delco fire fee (10.68) and the Columbus Rescue (1.78). The boat is listed
in Wayne County.

Release the Property Value in the name of Best, Gwendolyn Amount: \$52.12
Value: \$7,140.00 Year: 2005 Account # 01-02642 Bill # 9308 Total \$241.41

Release the value of a single wide, the Klondyke Fire (5.00) and the Columbus Rescue (1.43). The home was traded
for a double wide and listed.

Release the Property Value in the name of Cartrette, O'Neal Amount: \$181.04
Value: \$24,800.00 Year: 2005 Account # 09-03740 Bill # 3473 Total \$200.88

Release a portion of the property value, a portion of the Williams Fire (14.88) and a portion of the Columbus
Rescue (4.96). Customer failed to receive the senior citizens exemption.

Release the Property Value in the name of Grate, Freeman Amount: \$7.30
Value: \$1,000.00 Year: 2005 Account # 06-16653 Bill # 562 Total \$185.50

Release the value of a mobile home, the Yam City fire (1.00) and the Columbus Rescue (.20). The home is double
listed in the name of Anthony & Teteacia Newman.

Release the Property Value in the name of Hayes, Matthew Amount: \$4.21
Value: \$540.00 Year: 2003 Account # 16-00325 Bill # 4116 Total \$5.35

Release the value of a boat, the Cerro Gordo Fire (.54) and the Columbus Rescue (.11). The boat burned prior to
2003.

Release the Property Value in the name of Hayes, Matthew Amount: \$1.08
Value: \$540.00 Year: 2003 Account # 16-00325 Bill # 5040 Total \$1.19

Release the value of a boat for the town of Cerro Gordo. The boat burned prior to 2003.

Release the Property Value in the name of McAllister, Lonzo Amount: \$20.28
Value: \$2,600.00 Year: 2002 Account # 13-24852 Bill # 0682 Total \$201.88

Release the value of a mobile home, the Klondyke Fire (1.82) and the Columbus Rescue (.52). The home burned
in 1999.

Release the Property Value in the name of McKenzie, Otto Amount: \$103.22
Value: \$14,140.00 Year: 2005 Account # 12-17720 Bill # 2100 Total \$305.68

Release the value of a mobile home, the Klondyke Fire (9.90), the Columbus Rescue (2.83) and W2 (12.73). The
home is double listed in the name of Otto McKenzie Jr.

Release the Property Value in the name of Moore, Cardie B. Amount: \$36.58
Value: \$5,080.00 Year: 2000 Account # 04-11815 Bill # 409 Total \$164.63

Release the value of a mobile home and the Buckhead fire. The home is double listed in the name of Cardia and
Calvin Moore.

Release the Property Value in the name of Moore, Cardie B. Amount: \$39.31
Value: \$5,040.00 Year: 2001 Account # 04-11815 Bill # 045 Total \$208.34

Release the value of a mobile home, the Buckhead fire (3.02) and the Columbus Rescue (1.01). The home is double

listed in the name of Cardie & Calvin Moore.

Release the Property Value in the name of Ransom, Jerry H. Amount: \$1,222.75
 Value: \$167,500.00 Year: 2005 Account # 05-05460 Bill # 8173 Total \$1,701.00
 Release the value of a house, the North Whiteville fire fee (50.00), the Columbus Rescue (33.50) and W3 (217.75).
 The home is double listed in the name of Jerry L. Ransom.

Release the Property Value in the name of Talley, Violet Amount: \$414.64
 Value: \$56,800.00 Year: 2005 Account # 12-02445 Bill # 5353 Total \$704.12
 Release the value of a double wide, the North Whiteville fire fee (50.00), the Columbus Rescue (11.36) and W2
 (51.12). The home burned in 2004.

Release the Property Value in the name of Ward, Johnny Amount: \$7.30
 Value: \$1,000.00 Year: 2005 Account # 12-04330 Bill # 8138 Total \$34.15
 Release the value of a old single wide home, the Evergreen Fire (25.00), the Columbus Rescue (.20) and W3 (.90).
 The home was traded for a newer one and listed.

Release the Property Value in the name of Ward, Johnny Amount: \$20.63
 Value: \$2,645.00 Year: 2003 Account # 12-04330 Bill # 7622 Total \$48.28
 Release the value of old single wide home, the Evergreen fire (25.00) and the Columbus Rescue (.53). The home
 was traded for and newer one and listed.

Release the User Fee in the name of Brown, Charles Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 01-09158 Bill # 0801 Total \$177.00
 Release user fee on house that is vacant and has no trash can.

Release the User Fee in the name of Bullock, Hilda Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 01-10540 Bill # 1841 Total \$87.00
 Release user fee on house that is vacant and has no trash can.

Release the User Fee in the name of Caines, Edgar Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 13-06343 Bill # 2457 Total \$354.00
 Release user fee. Customer using a commercial hauler.

Release the User Fee in the name of Caines, Edgar Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 13-02134 Bill # 2459 Total \$177.00
 Release user fee. There are no trash cans here.

Release the User Fee in the name of Clay, April Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 06-00139 Bill # 4023 Total \$177.00
 Release user fee on single wide that was traded for a double wide and listed.

Release the User Fee in the name of Dale, Robert V. Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 15-11320 Bill # 5725 Total \$177.00
 Release user fee. Customer using a commercial hauler.

Release the User Fee in the name of Dale, Robert V. Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 15-11320 Bill # 5727 Total \$177.00
 Release user fee. Customer using a commercial hauler.

Release the User Fee in the name of Daniel, James Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 15-03416 Bill # 5768 Total \$177.00
 Release user fee. House is vacant and does not have a trash can.

Release the User Fee in the name of Daughy, Carol Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 12-06091 Bill # 5867 Total \$177.00
 Release user fee on house that is vacant and does not have a trash can.

Release the User Fee in the name of Dorman, Edwina Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 06-03553 Bill # 6628 Total \$177.00
 Release user fee on house that is vacant and has no power.

Release the User Fee in the name of Enzor, Dwayn Amount: \$0.00

Value:	\$0.00	Year: 2005	Account # 16-04112	Bill # 7849	Total	\$177.00
Release user fee on mobile home that is vacant.						
Release the User Fee	in the name of Evan, Phillip				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 12-00432	Bill # 2527	Total	\$162.25
Release a portion of the user fee. Did not have the trash can for a full year.						
Release the User Fee	in the name of Evans, Linda				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 09-00749	Bill # 8100	Total	\$177.00
Release user fee on vacant land.						
Release the User Fee	in the name of Fairfax, Regina				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 02-04502	Bill # 8268	Total	\$177.00
Release user fee. Customer using a commercial hauler.						
Release the User Fee	in the name of Godwin, Howard				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 09-10360	Bill # 116	Total	\$177.00
Release user fee on vacant land.						
Release the User Fee	in the name of Gore, Danny				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 03-02009	Bill # 453	Total	\$177.00
Release user fee on house that is vacant.						
Release the User Fee	in the name of Hayes, Linda				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 10-02536	Bill # 228	Total	\$177.00
Release user fee on a house that is vacant and does not have a trash can.						
Release the User Fee	in the name of Hemingway, Frank				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 12-11660	Bill # 541	Total	\$177.00
Release one of two user fees. Customer only has one trash can.						
Release the User Fee	in the name of Jenkins, Climinal				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 16-00639	Bill # 229	Total	\$177.00
Release user fee on house that burned prior to 2005.						
Release the User Fee	in the name of Jenkins, Vivian				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 16-01633	Bill # 297	Total	\$177.00
Release user fee on vacant land.						
Release the User Fee	in the name of Jenkins, Vivian				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 16-01633	Bill # 298	Total	\$177.00
Release user fee on vacant land.						
Release the User Fee	in the name of Jordan, Jack				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 09-16029	Bill # 146	Total	\$177.00
Release user fee on house that is vacant and has no can.						
Release the User Fee	in the name of Larrimore, Marvin				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 01-51353	Bill # 141	Total	\$354.00
Release all user fees. Customer using a commercial hauler.						
Release the User Fee	in the name of Larrimore, Marvin				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 13-23003	Bill # 143	Total	\$354.00
Release all user fees. Customer using a commercial hauler.						
Release the User Fee	in the name of Lewis, Amelia				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 01-02874	Bill # 754	Total	\$177.00
Release user fee on vacant land.						
Release the User Fee	in the name of Nichols, Ronald				Amount:	\$0.00
Value:	\$0.00	Year: 2005	Account # 11-02507	Bill # 4925	Total	\$177.00
Release user fee on house that is vacant.						

Release the User Fee in the name of Norris, Johnny Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 09-22888 Bill # 5367 Total \$177.00
 Release user fee. Trash can picked up in 2003.

Release the User Fee in the name of Soles, George Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 06-34140 Bill # 2426 Total \$90.48
 Release one of three user fees. Customer only has two trash cans.

Release the User Fee in the name of Stephens, Leon Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 01-89425 Bill # 4114 Total \$177.00
 Release user fee on house that is vacant.

Release the User Fee in the name of Strickland, Gary Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 10-16300 Bill # 4689 Total \$177.00
 Release user fee on old house that is unlivable.

Release the User Fee in the name of Strickland, Gloria Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 16-03501 Bill # 4697 Total \$177.00
 Release user fee on vacant land.

Release the User Fee in the name of Strickland, Sallie Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 16-15360 Bill # 4889 Total \$177.00
 Release one of two user fees. Customer only has one trash can.

Release the User Fee in the name of Wilson, Rufus Amount: \$0.00
 Value: \$0.00 Year: 2005 Account # 15-39822 Bill # 0783 Total \$177.00
 Release user fee on vacant land.

Agenda Item #14: Comments

A. **Public comments:** Private citizen Jim Nance advised the following:

1. He is from Evergreen.
2. He wants to talk about the Noise Ordinance and if it can be enforced or not enforced.
3. He advised a judge dismissed a citation in early February because the deputy did not have the correct date on the citation and he did not have a certified copy of the ordinance.
4. Approximately 250 feet from his residence is a juke joint located at Tar Landing.
5. Monthly drunks go there and they are loud until about 1:00 A.M.
5. The patrons then move outside and ride around in loud trucks for approximately one hour. Sheriff Batten could not help him.
6. He wants it enforced if it is enforceable.

Chairman Godwin advised it is tough to enforce because we do not have countywide zoning. After discussion, he asked Attorney Steve Fowler and the Planning Board to review the ordinance. Commissioner Memory asked that Mr. Nance be contacted when the attorney and the planning board present their findings at the March 20, 2006 Board of Commissioners meeting.

Sheriff Batten added he contacted the elected District Attorney last year and he told him to go ahead with the process he has developed. They warn people prior to 11:00 P.M. and if they have had a warning prior to 11:00 P.M., they are issued a citation after 11:00 P.M. If they have not had a warning prior to 11:00 P.M., they receive one warning and then a citation. He advised this is the first citation to go before a judge. The Sheriff advised he immediately got a certified copy of the noise ordinance to the district attorney's office. Step by step he is trying to eliminate the loopholes in the ordinance one at a time to put together an ordinance that will work. He advised he has also had several conversations with Mr. Fowler about revamping this noise ordinance.

B. **Department Heads:** Sheriff Batten advised he is holding a community meeting tomorrow night (Tuesday, February 21, 2006) in the Roseland Community at 6:00 P.M.

C. **Commissioners:** Commissioner McKenzie advised the planning board has done a great job in putting a plan together for the subdivisions. He added the planner is doing a fantastic job as far as putting that together and asked them to keep up the good work.

D. **Interim County Manager:** Nothing to report.

E. **County Attorney:** Nothing to report.

Agenda Item #15: Closed Session

Chairman Godwin advised the closed session is being called in accordance with N.C.G.S. 143-318.11 (3) Attorney Client Privilege. Attorney Steve Fowler advised the attorney client privilege is including, but not limited to, the case of *The News Reporter* and Atlantic Corporation versus Columbus County and Jim Varner. Chairman Godwin also advised they would be discussing personnel under N.C.G.S. 143-318.11 (6) Personnel. At 7:45 P.M. Commissioner Memory made a motion to go into closed session with a second by Commissioner Dutton. The motion carried unanimously.

Adjourn Closed Session and Resume Regular Session:

At 8:45 P.M., Commissioner Memory made a motion to adjourn Closed Session and resume Regular Session, with a second by Commissioner McKenzie. The motion unanimously carried. Chairman Godwin announced that no official action was taken.

Adjournment:

At 8:46 P.M., Commissioner Dutton made a motion to adjourn with a second by Commissioner McKenzie. The motion unanimously carried.

APPROVED:

Gail Edwards, Deputy Clerk

Kipling Godwin, Chairman