

COLUMBUS COUNTY BOARD OF COMMISSIONERS**Monday, May 16, 2011****6:30 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 the purpose of conducting their regularly scheduled meeting on the third Monday.

COMMISSIONERS PRESENT:

Giles E. Byrd **Chairman**
 Amon E. McKenzie, **Vice Chairman**
 James E. Prevatte
 P. Edwin Russ
 Lynwood Norris
 Ricky Bullard
 Charles T. McDowell

APPOINTEES PRESENT:

William S. Clark, **County Manager**
 Mike Stephens, **County Attorney**
 June B. Hall, **Clerk to Board**
 Bobbie Faircloth, **Finance Officer**

Agenda Items #1, #2 and #3:**MEETING CALLED to ORDER, INVOCATION and PLEDGE of ALLEGIANCE:**

At 6:30 P.M., Chairman Giles E. Byrd called the May 16, 2011 Columbus County Board of Commissioners Regular Session Meeting to order. The invocation was delivered by Vice Chairman Amon E. McKenzie. Everyone in attendance stood and pledged Allegiance to the Flag of the United States of America which was led by Commissioner James E. Prevatte

Agenda Item #4: BOARD MINUTES APPROVAL:

Commissioner Norris made a motion to approve the May 02, 2011 Regular Session Board Meeting Minutes, as recorded, second by Commissioner Russ.

Commissioner Bullard stated that a discussion he conducted with Kip McClary, Public Utilities Director, was not listed in either set of the minutes, and this information was important and needed to be included in the Board Minutes.

Discovery was made this information was a part of the Water Districts' Meetings and would be addressed at that time.

A roll-call vote was taken with the following results:

AYES: Chairman Byrd, Vice Chairman McKenzie, Commissioners Prevatte, Norris, Russ and McDowell; **and**

NAY: Commissioner Bullard.

The motion passes on a six (6) to one (1) vote.

Commissioner Prevatte made a motion to approve the May 05, 2011 Joint Meeting with Whiteville City Schools' and Columbus County Schools' Boards of Education Minutes, as recorded, second by Vice Chairman McKenzie. The motion unanimously passed.

Agenda Item #5: PUBLIC INPUT:

Chairman Byrd opened the floor for public input. The following spoke:

Kenneth H. Kelly, 181 Pine Grove Road: if this Board has any input into where the chicken houses are to be located, to be selective in the location due to the foul odor.

Agenda Item #6: BUDGET - PRESENTATION of the PROPOSED 2011-2012 COLUMBUS COUNTY OPERATING BUDGET and REQUEST for ESTABLISHMENT of PUBLIC HEARING for JUNE 06, 2011, ST 6:30 P.M.:

William S. Clark, County Manager, presented the Proposed 2011-2012 Columbus County

Transfers from Other Departments to the General Fund – Total transfers to the General Fund for indirect costs and debt repayment are as follows:

\$ 25,561 - WD I	Indirect Costs	\$13,467 - WD V	Indirect Costs
\$ 20,327 - WD II	Indirect Costs	\$79,750 - Health Department	Indirect Costs
\$ 89,937 - WD II	Debt Repayment	\$27,667 - HUD	Indirect Costs
\$ 18,193 - WD III	Indirect Costs	\$33,212 - Solid Waste	Indirect Costs
\$ 76,230 - WD III	Debt Repayment	\$11,503 - Transportation	Administrative Costs
\$ 19,121 - WD IV	Indirect Costs		

The transferred amount of \$414,968 is the equivalent of approximately 1.39 cents in property tax.

Education

Total current expense allocations for city and county schools, and Southeastern Community College have been increased by 5% over last year’s appropriation of \$7,531,135. Capital outlay has been increased by 5% over last year’s appropriation of \$753,187.

A total of \$5,417,938 in additional current expense and capital outlay was requested by the school systems and the college. In order to fund their requests out of this year’s operating budget, an 18 cent tax increase would be necessary.

Conclusion

Staff has worked hard to provide you with a balanced budget for fiscal year 2011-2012 without a property tax increase. I would like to thank Director of Finance Bobbie Faircloth and our department managers for their efforts in the development of this budget.

Thank you for your consideration of this proposal.

Respectfully submitted,
/s/ William S. Clark
Columbus County Manager

Commissioner Norris made a motion to accept the presentation of the Proposed 2011-2012 Columbus County Operating Budget, second by Vice Chairman McKenzie. The motion unanimously passed.

MOTION:

Vice Chairman McKenzie made a motion to establish June 02, 2011, at 6:30 P.M., as the date and time for a Budget Workshop, second by Commissioner Russ. The motion unanimously passed.

MOTION:

Commissioner Russ made a motion to establish June 06, 2011, at 6:00 P.M., as the date and time for a Public Hearing on the Proposed 2011-2012 Columbus County Operating Budget, second by Commissioner Norris. The motion unanimously passed.

Agenda item #7: PLANNING - BOARD APPROVAL for DEVELOPING a LAND USE PLAN and APPROVAL of PROPOSAL from HOLLAND PLANNING CONSULTANTS:

- Robert J. Lewis, Planning Director, requested Board approval of the following:
1. Prepare a Comprehensive Land Use Plan for Columbus County;
 2. Award bid to Holland Planning Consultants from the following RFP Responses; **and**
 3. Approval of Contract for Consultant Services.

**Comprehensive Land Use Plan
RFP Responses**

COMPANY	BID PRICE
Cape Fear Council of Governments	\$23,900
Holland Consulting Planners, Inc.	Total not to exceed \$25,000
The Wooten Company	\$68,000 - \$75,000

Benchmark Planning Consultants	\$48,000 - \$60,000
Clarion & Associates	\$25,000, but mention that this is a very tight budget for this type of project and they are willing to pay close attention to the projects budget and make adjustments as needed

Contract for Consultant Services

CONTRACT FOR CONSULTANT SERVICES

THIS AGREEMENT made this 16th day of May, 2011, between COLUMBUS COUNTY, North Carolina, hereinafter called the County, and HOLLAND CONSULTING PLANNERS, INC., Wilmington, North Carolina, hereinafter referred to as the Consultant.

1. The Consultant agrees to prepare a Comprehensive Plan for the County. The Consultant's responsibilities are set forth in Attachment "A".
2. The County agrees to pay the Consultant an amount not to exceed \$25,000.00 for all services rendered. Payments shall be made in accordance with the hourly rates set forth in Attachment "B". Each monthly invoice shall include a status report identifying the specific activities completed during that billing period.
3. Holland Consulting Planners updates its billing rates once a year in January, and hourly rates stated in the contract may be increased annually; however, the contract not-to-exceed fee will not be increased. The hourly rates stipulated in Attachment "B" will not be increased prior to January 1, 2012.
4. The Consultant may request in writing and the County will consider granting time extensions for reasons of delay which are beyond the control of the Consultant. Delays may not necessarily be the result of any action or lack of action by the County.
5. The County shall promptly notify Consultant should it become necessary to cancel a scheduled meeting or work session requiring the attendance of the Consultant or the Consultant's representative. Should the County fail to notify Consultant of any such cancellation, and Consultant incurs travel time and/or expenses in attending such meeting, Consultant will invoice the County for this time and/or expenses, which will be considered in excess of the not-to-exceed fee noted above.
6. Either party may terminate this Contract upon the other's filing for bankruptcy, insolvency or assignment for the benefit of creditors or upon material breach of the Contract. Either party may terminate this Contract upon material breach of the Contract by the other if, after 30-days' written notice of such material failure, the breaching party fails to cure its breach. The County may suspend or terminate this Contract for convenience by providing Consultant with 15-days' written notice of such action. In the event of suspension or termination for convenience, Consultant shall be entitled to compensation for services rendered and reimbursable expenses incurred until the date of receipt of such notice. If the County suspends or otherwise delays Consultant's services under the Contract, Consultant may terminate the Contract upon giving 15-days' written notice.
7. If the County fails to make any payment due the Consultant for services and expenses within forty-five days after receipt of Consultant's bill therefor, the amounts due Consultant shall include a charge at the rate of 1% per month from said forty-fifth day for balance past due, and in addition, Consultant may, after giving seven days' written notice to the County, suspend services under this Agreement until he has been paid in full all amounts due him for services and expenses.
8. No deletions, additions, changes or revisions shall be made to the scope of services or related fees under this Agreement except by written agreement of the parties hereto. Should the Consultant be required to render additional services not included in the scope of work, the County shall pay the Consultant for such services at an amount equal to the expenses incurred in connection with the rendering of such services. Payroll costs for additional work will be charged at the hourly rates included herein. Payments for additional services not included in the scope of work shall be in addition to the contract not-to-exceed fee specified herein.
9. The Consultant shall provide the County with twenty-five (25) printed, bound, color copies, one (1) unbound reproducible original color copy of the completed Comprehensive Plan and one (1)

CD-ROM of the text and all computer graphics, compatible with those programs utilized by the County at the time the plan is completed. To the extent that any such work may be subject to Consultant's copyright, the Consultant gives the County license and permission to make whatever use, including the making of copies, of the final report, which includes all printed work and any illustrated text or maps, that the County deems appropriate.

10. The Consultant covenants that he presently has no interest and shall not acquire any interest, direct or indirect, nor employ any persons having such interests which would conflict in any manner or degree with the performance of services required to be performed under this Contract.

11. The County shall designate a representative authorized to act on its behalf with respect to the Project. The County or the County's Representative shall examine documents submitted by the Consultant and shall render decisions pertaining thereto promptly to avoid unreasonable delay in the progress of work. The County's representative is Robert Lewis, Director of Planning.

12. The Consultant shall not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin and shall take affirmative action to ensure equal opportunity in its employment practices.

13. Consultant is an independent contractor to the County in performing services under the Contract and is not an employee, agent, joint-venturer or partner of the County.

14. Consultant warrants that it, as well as any subcontractors employed by Consultant, will perform services in a manner consistent with the degree of care and skill ordinarily exercised by members of the same profession currently practicing under similar circumstances.

15. It is mutually agreed that this Agreement is not transferable by any signatory to a third party without the consent of the other party.

16. Original documents, tracings, and reports shall be retained by the Consultant, and reproducible copies shall be furnished to the County.

17. Consultant hereby acknowledges that the final report, which includes all printed work and any illustrated text or maps, is a public record pursuant to N.C. Gen. Stat. Chpt. 132, the North Carolina Public Records Act, and that all draft materials may be deemed public records pursuant to the same.

18. Any notice required hereunder shall be sufficiently given when sent to the signatories via United States certified mail, return receipt requested, or via overnight courier with receipt verification to the address set forth herein, or by personally delivering such notice to said signatory.

IN WITNESS HEREOF, they have executed this Agreement, this day and year first above written.

HOLLAND CONSULTING PLANNERS, INC.

/s/ T. Dale Holland, President

/s/ Cynthia F. Strader

Witness

COLUMBUS COUNTY, NC

/s/Giles E. Byrd, Chairman
County Commissioners

/s/ June B. Hall

Witness

Attachment A

Scope of Work

Preparation of Columbus County's Comprehensive Plan

The following planning services will be provided to Columbus County for the preparation of a Comprehensive Plan by Holland Consulting Planners, Inc. (HCP):

- Meet with County staff to review the project schedule, schedule meetings, and begin the process of data acquisition.
- Assist with the development of a vision statement for Columbus County;
- Perform background information review, including reviewing existing plans and maps and interviewing key individuals/agencies. Provide historical, current, and projected data in regards to demographics.
- Facilitate county-wide public input/issues identification meeting to ensure that the community's vision is included within the Comprehensive Plan.
- Create a Comprehensive Plan including, but not limited to, the following proposed plan

elements:

- Vision and Objectives
- Current Land Use/Demographic Profile
- Growth Management Strategies
- Future Land Use
- Environment/Natural Resources
- Capital Improvements
- Cultural Resources
- Economic Development
- Citizen Involvement
- Present the Comprehensive Plan to the Planning Board and the Board of County Commissioners as needed, with the minimum being the presentation of the draft and final plan. Presentations of the plan may be conducted as a joint meeting with both boards.
- Present the draft Comprehensive Plan by August 31, 2011. The draft Plan will be posted on the Holland Consulting Planners website. This posting will allow citizens to either a review the document online or print it. Information regarding the location of the document online will be posted in a local newspaper.
- Conduct a public hearing in September, 2011.
- The final report shall be submitted in three formats:
 - 25 printed, bound, color copies.
 - An unbounded reproducible original color copy.
 - CD-ROM of the text and all computer graphics, compatible with those programs utilized by the county.

Note: The County will be responsible for the cost of all advertising.

Estimated Time Line

- Issuance of notice to proceed, May 2011.
- Conduct County-wide public input/issues identification meeting, June 2011.
- Conduct Columbus County Planning Board work session, July - August 2011.
- Draft final Comprehensive Plan, by August 31, 2011.
- Present draft Comprehensive Plan for public hearing, September, 2011.

Attachment B

**Hourly Rates
Columbus County, NC
Comprehensive Plan**

<u>Staff Position</u>	<u>Hourly Rate</u>
T. Dale Holland, AICP Principal Planner/Project Manager	\$150.00
Landin Holland, AICP, MPA, CZO Project Planner/GIS	\$95.00
Clerical/Administrative Services	\$55.00

Mr. Lewis stated the following:

1. I presented this information to the Planning Board at the April 26, 2011 Meeting;
2. A unanimous decision was made for Holland Planning Consultants to develop a Land Use Plan for the County; **and**
3. The purpose of the Land Use Plan is to take into perspective the planning process of looking at the relationships between land usage utility, recreation and natural resources to focus on the physical development of the County.

Discussion:

Commissioner Bullard: Exactly what will be determined with the Land Use Plan here in Columbus County?

Robert Lewis: The document will just provide a vision for the County as far as land use practices, recreation, economic development issue, and it will include language for historic information, as well and water and sewer utilities, as far as expanding those services.

Commissioner McDowell: Will we actually receive a booklet, a map identifying the different zones that you would come up with in the Land Use Plan.

Robert Lewis: Yes sir, and to answer that question further, zoning would be a separate issue that would be adopted. This document is not enforceable at all.

Chairman Byrd: Does it affect rural farm land, for instance just because it may be within reasonable distance of town or whatever? If it is grandfathered in as farm land, it is going to remain farm land?

Robert Lewis: Yes sir.

Commissioner Bullard: Is this, in any way, going to give recommendations on tax increases in any area that might be considered to be commercial?

Robert Lewis: I did not see that information in the proposal. I am not sure of the answer to that question.

Commissioner McDowell: It states we will have meetings in each Commissioner's District with the citizens of that district. Who would attend those meetings to present the information and answers?

Robert Lewis: Staff and Holland Planning.

Commissioner Bullard: On Page 11, it states under Item #8: No deletions, additions, changes or revisions shall be made to the scope of services or related fees under this Agreement except by written agreement of the parties hereto. Is everything in here that we think needs to be in here Mr. Clark?

Chairman Byrd: Mr. Attorney, have you looked at this document?

Mike Stephens: Yes sir I have. It is legal as to form.

Commissioner Bullard: How will the payment for the service be handled?

Robert Lewis: Payment information is listed in Item #7, and there will be interim billings.

Commissioner Prevatte made a motion to approve the following:

1. Prepare a Comprehensive Land Use Plan for Columbus County;
2. Award bid to Holland Planning Consultants; **and**
3. Approval of Contract for Consultant Services.

Second was made by Commissioner Russ. The motion unanimously passed.

Agenda Item #8: **ECONOMIC DEVELOPMENT - RESCINDE EXISTING POLICY, and APPROVAL of REVISED COLUMBUS COUNTY ECONOMIC DEVELOPMENT INCENTIVE GRANT PROGRAM:**

Gary A. Lanier, Economic Development Director, requested Board approval of the following **revised** Columbus County Economic Development Incentive Grant Program, on the first reading.

Columbus County Economic Development Incentive Grant Program

ARTICLE 1 **PREAMBLE**

The Columbus County (the County) Board of County Commissioners (the Board), has determined that the general welfare of the residents of the County is directly benefitted by sound economic development policies which promote the growth and diversity of the tax base and result in the creation of more high-quality, well-paying jobs. Pursuant to its ruling in *Maready v. The City of Winston Salem, et al.*, 342 N.C. 708 (1996), the North Carolina Supreme Court had made clear that the expenditure of public funds to promote economic development is deemed to be legitimate for these public purposes.

The current competitive environment among states which compete with North Carolina for economic development projects, dictates that the County must adopt an Economic Development Incentive Grant Program ("EDI"), which is sound public policy. This is necessary to remain competitive in recruiting new industry and retaining and/or promoting expansions of existing industries currently located in the County. For these reasons, the Board hereby establishes EDI guidelines to encourage new industries to locate and existing industries to expand within the County.

This policy is intended to provide guidelines. Each new or expansion project will be considered on a case by case basis. The Board takes this action in adopting these guidelines pursuant to authority granted by N. C. General Statute 158-7.1, as interpreted by the North Carolina Supreme Court in *Maready v. The City of Winston Salem, et al.*, 342 N.C. 708 (1996).

ARTICLE II **POLICY PRINCIPLES**

These EDI guidelines are based upon, and any EDI arrangement with a new or existing company must be in compliance with, sound public policy principles, which at a minimum include:

- A. Any EDI grant must provide the County a sound return on investment, taking into account tax revenues of the project over a ten year period from the date of the start-up of the project.
- B. Any EDI grant must be preceded by an agreement with the entity involved, binding it to minimum levels of capital investment and/or job creation, and providing for penalties and/or reductions in amounts of funded grants in the event that it fails to meet these minimum required levels. N. C. General Statutes 158-7.1 (h).
- C. Investments of County funds by way of EDI grants shall be items that create value in the County in the event of a curtailment or closure of the operations within the facility, such as site acquisition, site preparation, internal infrastructure, equipment, job training, etc.
- D. The businesses and industries already located in the County are a key element of the County's economy. Consequently, the terms and application of the EDI policy are to result in existing industries receiving consideration for grants that are on terms equal to or better than those available to a company considering locating its first facility in the County.
- E. It is the responsibility of the EDC Director to present any EDI grant proposal to the EDC for review and concurrence prior to a public hearing and presentation to the Board for their approval. N. C. General Statutes 158-7.1 © and (d).
- F. The provision of any EDI grant for a new industry must be a competitive necessity in order to successfully locate a new business/industrial facility.

ARTICLE III **PROGRAM PARAMETERS**

Each project will be considered on its own merits, using these guidelines established by the Board. These guidelines shall be subject to periodic review and may be modified, amended or terminated. In the event of any modification, amendment or termination, EDI grants to which the County previously committed will not be affected. In determining whether to make an EDI grant for a project, and, if so, the amount of such grant, the Board will consider, among other relevant factors, the following matters

:

- A. The total capital investment in the project including site acquisition, site improvement, building cost and equipment.
- B. The number, type and quality of jobs created.
- C. Wage levels for jobs created by the project.
- D. The potential for future expansions and increased employment or the effect of the project on other economic growth and/or benefits to the County.
- E. Site-specific issues impacting public infrastructure expansions that will stimulate development in areas of the County, thus benefitting overall community development.
- F. The EDC has the responsibility to review each EDI project with the understanding that certain minimum requirements must be met before Board consideration.

ARTICLE IV **MINIMUM PROJECT QUALIFICATIONS**

In order to qualify for consideration for an EDI grant from the County, the project must meet certain minimum threshold requirements. Meeting these threshold requirements does not guarantee that the project will receive an EDI grant. The Board reserves in its sole discretion the right to approve or disapprove any project, and meeting these minimum threshold requirements does not mandate approval by the Board.

The minimum project qualifications are as follows:

- A. The primary activity at the business establishment must be an eligible type of business as defined by N. C. Statute.
- B. The minimum level of capital investment is \$250,000. Special consideration may be given to a project based upon its economic value to the County.
- C. The wage levels of the jobs created must represent a competitive improvement for citizens of the County.
- D. The project must increase the level of employment within the County or keep the county from losing jobs. That is to say, the project may fit any of the following or similar examples that may be considered by the Board:
 - The direct addition of jobs at the company receiving the grant.
 - The net creation of jobs within the County as a direct result of a capital investment being made which may increase the productive capacity of an operation.
 - The modernization of an operation to maintain competitiveness within its industry. Such a project may be undertaken to prevent the potential reduction or closure of operations and the potential reduction or complete loss of jobs at a facility.

For a project to be recommended by the EDC to the Board for an EDI grant, it must meet the majority of the above minimum project qualifications.

ARTICLE V **CONTINGENCY FACTORS**

- A. An EDI grant will not be made if that company, or a parent, subsidiary or affiliated company, is not current in all ad valorem tax payments to the County.
- B. No prior commitment to an EDI grant shall be binding if the company originally receiving the grant assigns it to another company, unless the Board has consented to such assignment in writing.
- C. The financial condition of the company receiving the grant must not be such that the ability of the company to meet its obligations is in doubt.
- D. There are no Articles of Incorporation or Certificate of Authority to do Business in North Carolina filed with the North Carolina Secretary of State, Corporations Division.

ARTICLE VI **USE OF GRANT FUNDS**

EDI grants issued under these guidelines will be made upon fulfillment of the conditions of the grant. Such grants may be used for one or more of the following purposes, depending upon the terms approved by the Board:

- A. Site acquisition.
- B. Site preparation.
- C. Internal site infrastructure.
- D. Other improvements to the site.
- E. Equipment.
- F. Job training costs not otherwise reimbursed by grants from the Community College system or tax credits pursuant to the State Statute.
- G. Other purposes which leave value in the community as determined by the Board on a project-by-project basis.

ARTICLE VII **PROCEDURE FOR GRANT CONSIDERATION**

The following procedure will be utilized in considering a project for an EDI grant:

- A. The company will negotiate the terms of such grant agreement with the Director of the Columbus County Economic Development Commission. Such discussions are negotiations only, in as much as the Board has the sole discretion and authority to finally agree to such grants. No term of such negotiations will become binding on County unless such terms are approved in accordance with North Carolina law by the Board.
- B. At a time agreeable to the company, given its confidentiality concerns, a public notice and public hearing regarding the proposed grant will be given/held in accordance with the

requirements of N.C. General Statute 158-7.1.

- C. The Board will make a decision as to whether to approve the terms of the grant agreement.
- D. An EDI grant agreement will be executed which contractually binds the County to make the grant, and the company to meet the capital investment, job creation and wage level requirements, to which they mutually agreed.
- E. The company will provide periodic verification of its compliance with the requirements to which it has agreed.
- F. Clawback provisions will be invoked if a company ceases operations prior to the completion of the period covered by the EDI grant agreement, and all funds paid to the company as part of said agreement must be refunded to the County.
- G. In the event that the capital investment amount specified in the EDI grant agreement is not achieved, the actual grant payout will be pro-rated to account for any shortfall.
- H. If the number of jobs specified in the EDI grant agreement is not achieved, the actual grant payout may be pro-rated to account for any job creation shortfall.

ARTICLE VIII **CONCLUSION**

All EDI grants will be considered on a project-by-project basis. By adopting these guidelines, the Board is not obligated to make any grant. In considering whether to provide an EDI grant for a project, and, if so, the amount of such grant, the Board will take into account grants made by other local, regional or economic development entities. These guidelines are not retroactive to any project which has been approved by the Board prior to the adoption of these guidelines. These guidelines are effective as of July 1, 2011.

Mr. Lanier stated the following:

- 1. When Hart and Coley closed, due to the existing policy we have, we were unable to recoup any of the incentive grant that was given to them;
- 2. The claw back provisions had been removed, and we are placing them back into the policy;
- 3. The Economic Development Commission went through this policy and made their recommended changes;
- 4. We sent this policy to the School of Government for their recommendations;
- 5. We have tried to make the policy to do the following:
 - A. County can recoup monies the county pays out if the contract is not completed by the company;
 - B. Create situations where if the company was taking steps to sink roots deeper in the County, even if it affected job creation, recognize that; **and**
 - C. Encourage small business;
- 6. In previous policies, the threshold has been set at \$100,000, at \$1,000,000 and at present \$500,000; **and**
- 7. The threshold level that we arrived at was \$250,000.

Mr. Lanier stated the following relative to Tortimex:

- 1. This is a company who is on a temporary shutdown at the present time;
- 2. They are waiting on machine upgrades which may take as long as six (6) months; **and**
- 3. At the present time, we are figuratively showing a net benefit to the County of \$6,308.24 by this company being located here.

Jonathan Medford, County citizen: stated the following:

- 1. Do incentives get utilized for county employers?;
- 2. Are there incentive packages for local business?;
- 3. The local companies such as Whiteville Plywood, J.L. Powell, Pridgen Woodwork, Black's Tire, Gore's Trailers, and Atlantic, and these are all local companies who are fighting tooth and nail to stay in business; **and**
- 4. I would like to see incentive packages that make it easier for the local companies to get those incentive packages over someone out of the county.

Commissioner Russ made a motion to rescind the existing Columbus County Economic

Development Incentive Grant Program, and approve the **revised** Columbus County Economic Development Incentive Grant Program, with the recommended corrections, on the first reading, second by Vice Chairman McKenzie. The motion unanimously passed.

Agenda Item #9: HUMAN RESOURCES - DEPARTMENTAL UPDATE:

Virginia Taylor, Human Resources Director, delivered the following Departmental Update:

1. We have a total of 521 budgeted positions;
2. We have a total of 508 staff members;
3. There are 12 vacant positions;
4. There are 152 part-time positions;
5. The new hires total 43;
6. The number of termination is 41;
7. The turn-over rate is 27%;
8. Employee benefit open enrollment will be held on June 8, 9 and 10, 2011, in the DSS Conference Room, at 8:30 AM until 10:30 A.M., from 10:30 AM until 12:30 P.M., and from 2:00 PM until 4:00 PM, consecutively, on all three days;
9. I have informed all of the post 65 retirees that they will be going from Plan J to Plan F, and I have a date set for those employees to come in on May 23, 2011, between the hours of 10:00 A.M. and 12:00 Noon, in order to do the enrollment;
10. The pre-65 retirees have been notified that we are moving to a new provider, United Healthcare, and they have been told of the times and dates, and I insisted that they come in and to hear what is being said because we do have some changes;
11. Our specialist visits have increased from \$40.00 to \$60.00, Emergency Room from \$150.00 to \$300.00, Urgent Care from \$40.00 to \$75.00, Pharmacy is going to \$10.00 for generic, and at the present time, we are not paying anything for generic drugs;
12. As of July 01, 2011, the Pharmacy Plan will be \$10.00/\$35.00/\$60.00;
13. At the present time, we have thirty-two (32) post 65 retirees and twenty-six (26) pre-65 retirees;
14. As of July 01, 2011, Employee Handbooks will be available for all employees; **and**
15. I have sent the final draft to the printers.

Commissioner Bullard stated the following:

1. There is a situation in the County where a position is being held vacant for an employee during the time of seeking help for an addiction;
2. In accordance with the Columbus County Personnel Policy Manual, if the employee requests help for an addiction, then the County is required to hold the position open until their return.;
3. In the meantime, due to a program funding cut, another outstanding employee is losing their job;
4. I disagree with this 110%, and I think this is a weakness in our policy and needs to be removed from our policy and needs to be looked at, Mr. Clark; **and**
5. Explain this situation to me?

Ms. Taylor replied stating the following:

1. Whenever an employee actually tells the director, or whomever it may be, that they have a problem, if that employee has done his/her job correctly, has not had any problems whatsoever, because of what it is, alcohol - drugs - whatever it is, they fall up under ADA (Americans With Disability Act);
2. With that act, what we, as County, would have to do is to try to seek help for that individual, and if that individual is willing to seek that help, then that is what we have to do, make sure he/she gets the help; **and**
3. Once that employee returns to the job, if that should occur again, then we don't have any responsibility to keep that individual's job, and at that point, he/she can be let go.

Discussion:

1. Employees in safety-sensitive positions are being randomly drug tested;
2. The Director is to request the testing if they have reasonable suspicion;
3. Random drug testing is being done by Southeastern Drug Testing;
4. Legally, all employees are not required to be drug tested, except when there is reasonable suspicion and is requested to be tested;
5. Drug testing on original employment;
6. The expense of drug testing; **and**
7. The responsibility of the supervisor to execute the necessary testing.

Agenda Item #10: FINANCE - APPROVAL of AWARDING AUDIT CONTRACT:

Bobbie Faircloth, Finance Director, requested Board approval to award the Contract to Audit Accounts of Columbus County to Thompson, Price, Scott, Adams and Company, PA, at the cost of thirty-five thousand and 00/100 (\$35,000.00) dollars.

Ms. Faircloth stated the following:

1. This is the Local Government Commission recommended audit contract;
2. I put this out to bid in 2009;
3. I will re-bid it again for the 2012-2013 year; **and**
4. This is the agreed upon amount.

Commissioner Bullard made a motion to approve the award of the Contract to Audit Accounts of Columbus County to Thompson, Price, Scott, Adams and Company, PA, at the cost of thirty-five thousand and 00/100 (\$35,000.00) dollars, second by Commissioner Norris. The motion unanimously passed. A copy of this document will be marked as Exhibit “A”, and kept on file in the Minute Book Attachments, Book Number 4, in the Office of the Clerk to the Board, for review.

Agenda Item #11: GOVERNING BODY - APPROVAL to SUBMIT LETTER to NCDOT REQUESTING SPEED LIMIT REDUCTION:

Commissioner Bullard requested Board approval to submit a letter to NCDOT for a reduction in speed limit at the intersection of Rough and Ready Road and Hinsons Crossroads Road.

Commissioner Bullard stated the following:

1. Hinson’s Crossroads Baptist Church has contacted me and requested that we submit a letter to the North Carolina Department of Transportation to lower the speed limit from the existing fifty-five (55 MPH) miles per hour to forty-five (45 MPH) miles per hour;
2. The church building is on one side of the road and the fellowship hall is on the other side of the road which involves a lot of crossings during church services and functions; **and**
3. This creates a hazardous situation especially for the elderly and the children.

Commissioner Bullard made a motion to approve the submittal of a letter to NCDOT for a reduction in speed limit at the intersection of Rough and Ready Road and Hinsons Crossroads Road, from the existing fifty-five (55 MPH) miles per hour to forty-five (435 MPH) miles per hour, second by Commissioner Prevatte. The motion unanimously passed.

Agenda Item #12: APPOINTMENTS/RE-APPOINTMENTS/REPLACEMENTS to COMMITTEES/BOARDS/COMMISSIONS:

June B. Hall, Clerk to the Board, requested the following appointments/re-appointments/replacements be made.

COMMITTEE/BOARD/ COMMISSION	DISTRICT / EB	NAME	EXPIR DATE
Parks and Recreation Advisory Board	VI	Worley T, Edwards	12/2014
Whiteville Planning and Zoning Board Motion: Commissioner Bullard Second: Commissioner Norris	EB	Rick Robinson	05-16-2016

RECESS REGULAR SESSION and enter into COMBINATION MEETING of COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V BOARD MEETING

At 7:41 P.M., Vice Chairman McKenzie made a motion to recess Regular Session and enter into a **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting, second by Commissioner Bullard. The motion unanimously passed.

Agenda Item #13: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

May 02, 2011 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (5 sets)

This information will be recorded in Minute Book Number 1 for each water district respectively.

Agenda Item #14: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of ADJUSTMENTS to the APRIL, 2011 MONTHLY WATER BILLS:

Kip McClary, Public Utilities Director, requested Board approval of the adjustments to the April, 2011 monthly water bills.

This information will be recorded in Minute Book Number 1 for each water district respectively.

Agenda Item #15: COLUMBUS COUNTY WATER and SEWER DISTRICT V - DOTHAN ROAD SEWER PROJECT, APPROVAL of CHANGE ORDER NUMBER 2:

Kip McClary, Public Utilities Director, requested Board approval of Change Order Number 2 for the Dothan Road Sewer Project.

This information will be recorded in Minute Book Number 1 for Columbus County Water and Sewer District V.

ADJOURN COMBINATION MEETING of COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III IV and V BOARD MEETING and resume REGULAR SESSION

At 7:49 P.M., Commissioner Russ made a motion to adjourn the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting and resume Regular Session, second by Vice Chairman McKenzie. The motion unanimously passed.

Agenda Item #16: CONSENT AGENDA ITEMS:

A. Budget Amendments:

Commissioner Russ made a motion to approve the following Budget Amendments, second by Vice Chairman McKenzie. The motion unanimously passed.

TYPE	ACCOUNT	DETAILS	AMOUNT
Expenditures	14-4311-550000	Capital Outlay	\$4,500
	14-4311-526001	Dept Supplies	\$300
Revenue	14-3431-499101	Special Alcohol & Drug Fund Balance Appropriated	\$4,800
Expenditures	10-4920-535110	M & R Bldg/Grounds	\$3,228
	10-4920-549921	Existing Industry	(\$184)
	10-4920-519000	Professional Services	(\$1,290)
	10-4920-519070	Professional Development	(\$1,754)
Expenditures	13-4901-549900	Miscellaneous	\$2,500
Revenue	13-3489-436100	BEM Community Grant	\$2,500

B. Tax Refunds and Releases:

**TAX REFUNDS (as submitted to the Governing Body Office from the Tax Office):
May 16, 2011**

Refunds Name: Ward, Richard Charlton & Vicky Amount: \$0.00
Value: \$0.00 Year 010 Account # 13-42370 Bill # 69056 Total \$128.00
Refund user fee. No can at this address. Vacant.
1353 Smyrna Rd Whiteville NC 28472

Refunds Name: Ward, Richard C & vicky Amount: \$0.00
Value: \$0.00 Year 8-10 Account # 1-00168 Bill # 99999 Total \$625.00
Refund user fee. No can at this address
309 Pine Street Chadbourn NC 28431

**TAX RELEASES (as submitted to the Governing Body Office from the Tax Office):
May 16, 2011**

Release the Property Value in the name of Crocker, Andrea Amount: \$385.66
Value: \$7,030.00 Year: 05-10 Account # 15-00443 Bill # 9999 Total \$1,687.46
Release value of mobile home. Repoed in 2004. Release Acme Delco (58.63), release Columbus Rescue (9.77)

Release the Property Value in the name of Faircloft, Donald Lee Jr. Amount: \$57.54
Value: \$4,360.00 Year: 07-10 Account # 15-00624 Bill # 9304 Total \$286.58
Release value of mobile home. Listed in Brunswick County. Release Acme Delco(8.47), release Columbus Rescue(1.41)

Release the Property Value in the name of JPS Farms LLC Amount: \$195.60
Value: \$24,000.00 Year: 2010 Account # 14-05511 Bill # 7688 Total \$415.40
Release user portion of property value. House torn down and replaced with new home on Act#14-00005.
Release Columbus Rescue (4.80)

Release the Property Value in the name of Malpass, Sidney & Jacqueline Amount: \$441.44
Value: \$10,341.00 Year: 06-10 Account # 15-25849 Bill # 99999 Total \$1,581.02
Release entire value of mobile home. Burned in 2005. Release Acme Delco (65.80), release Columbus Rescue(10.96)

Release the Property Value in the name of Smith, Earnestine Amount: \$590.65
Value: \$7,500.00 Year: 01-10 Account # 1-84862 Bill # 99999 Total \$658.15
Release value of lot. Double listed Act#1-38160 Henry Hawkins (Heirs). Release Brunswick Fire(52.50),
release Whiteville Rescue(15.00)

Release the Property Value in the name of Williams, Bronica Buffkin Amount: \$131.16
Value: \$0.00 Year: 01-10 Account # 6-43054 Bill # 99999 Total \$2,050.39
Release entire value of mobile home. Mobile home does not exist. Release Yam City(16.73), release Columbus Rescue (3.35)

Release the User Fee in the name of Brown, Evalena Amount: \$0.00
Value: \$0.00 Year: 01-06 Account # 13-04280 Bill # 99999 Total \$532.48
Release user fee. Sold at tax sale for less than total due.

Release the User Fee in the name of Larrimore, Barbara Anne G. Amount: \$0.00
Value: \$0.00 Year: 2010 Account # 9-00433 Bill # 8662 Total \$215.00
Release user fee. Shop is vacant.

Release the User Fee in the name of McCrimmon, Jesse & Sadie Amount: \$0.00
Value: \$0.00 Year: 2010 Account # 15-24860 Bill # 1480 Total \$215.00
Release user fee. Dwelling is vacant.

Release the User Fee in the name of Nichols, Ronald Cornelius (Heirs) Amount: \$0.00
Value: \$0.00 Year: 2010 Account # 11-02507 Bill # 4987 Total \$215.00
Release user fee. Dwelling is vacant.

Release the User Fee in the name of Palabra Viva Hispanic Church Inc. Amount: \$0.00
Value: \$0.00 Year: 2010 Account # 18-05558 Bill # 1118 Total \$128.00
Release user fee. No can at this address.

Release the User Fee in the name of Pierce, James Edward (Heirs) Amount: \$0.00
 Value: \$0.00 Year: 2010 Account # 11-19860 Bill # 6846 Total \$215.00
 Release user fee. Dwelling is vacant.

Release the User Fee in the name of Powers, Willie & Robertha Amount: \$0.00
 Value: \$0.00 Year: 2010 Account # 2-03603 Bill # 7749 Total \$215.00
 Release user fee. No can at this address.

Release the User Fee in the name of Sellers Ola Mae & Bryan Amount: \$0.00
 Value: \$0.00 Year: 09-10 Account # 9-03208 Bill # 9999 Total \$425.00
 Release user fee. House moved off and can picked up.

Release the User Fee in the name of Sellers, Lloyd G. & Cheryl W. Amount: \$0.00
 Value: \$0.00 Year: 09-10 Account # 11-23840 Bill # 99999 Total \$425.00
 Release user fee for years 2009-2010. Dwelling is vacant.

Release the User Fee in the name of Troy Felma (Heirs) & Annie Lee Amount: \$0.00
 Value: \$0.00 Year: 2010 Account # 14-16960 Bill # 7175 Total \$215.00
 Release user fee. Dwelling is vacant.

Release the User Fee in the name of Turbeville, G E Amount: \$0.00
 Value: \$0.00 Year: 2010 Account # 9-30760 Bill # 7284 Total \$215.00
 Release user fee. Dwelling is vacant and unliveable.

Commissioner Prevatte stated the following:

1. On some of the listings, it states "No can at this address" and on some it states "Dwelling is vacant", and on some it states "No can at this address, Dwelling is vacant";
2. We need more definitive information on these listings; **and**
3. I would like for Mr. Clark to check into this.

Commissioner Russ made a motion to approve the Tax Refunds and Releases, second by Commissioner Norris.

A roll-call vote was taken with the following results:

AYES: Chairman Byrd, Vice Chairman McKenzie, Commissioners Norris, Russ and McDowell; **and**
NAYS: Commissioners Prevatte and Bullard.

The motion passes on a five (5) to two (2) vote.

Agenda Item #17: COMMENTS:

Chairman Byrd opened the floor for comments. The following spoke.

B. Board of Commissioners:

1. **Commissioner McDowell:** stated the following:
 - A. Mr. Lewis, are we continuing to send letters out to the owners of the structures that have been identified as eye sores in the County?; Mr. Lewis replied that I am receiving complaints on those as I receive these complaints, I am forwarding them.
 - B. I have received a call this week relative to a cemetery in which there are two (2) entrances. One (1) entrance is in good shape and one (1) needs work. The owner has chained the entrance in good shape off. Do we, as Commissioners, ask for that work, contact DOT to ask them to check into this? I am asking for advice.

Discussion:

Chairman Byrd: replied stating that if that road has been there and in existence and in use for a number of years, the landowner cannot close it, especially going to a cemetery. The law states that no matter how many routes you have, if that road has been there for 20 years and has been used, it can not be closed.

Commissioner McDowell: asked what avenues do I have to pursue?

Michael Stephens, County Attorney: asked if there was a dedicated easement going through there. If a private owner owns it, he has no obligation to keep it up

Chairman Byrd: he can't landlock it because it comes as a prescriptive easement. It does not matter how many roads go into a piece of property, it stays open and with the cemetery, it would be a different matter. You can have more than one entrance and it does not mean they can close them all down but one.

Michael Stephens: It doesn't look like they got a prescriptive easement if that land is landlocked. Then you can't access your property back there.

Chairman Byrd: a prescriptive easement comes by the fact that you have used that road without permission, no one went and said anything to you about using it, and you used it over a set number of years.

Michael Stephens: That is adverse possession. You can transfer it. Then again that landowner does not have an obligation to keep it up.

Chairman Byrd: someone needs to question the road being blocked.

2. **Commissioner Bullard:** stated the following:
- A. Last week, I asked Mr. McClary a couple of questions about the water districts, and I am a little bit confused;
 - B. I was looking at some information that Bobbie Faircloth faxed to me about three or four weeks ago, and on District II, I see they are paying a Christmas bonus of \$75.00. Would that mean that you have one and one-half employees?;
 - C. The point I am making is that in District II, they may pay for one and one-half employees, but that doesn't add up in uniform expenses and other expenses that you are showing that you only have one and one-half employees in that district.
Kip McClary, Public Utilities Director, replied stating that is because we have that employee's salary paid out of a different fund.
 - D. I noticed that in District II, there is a person's Retiree's Insurance paid out of District II for the past two (2) years, and it is coming totally out of District II and no other district is paying for it and it is \$6,125.00, and why is that?
Mr. McClary replied stating the employee that retired was originally salaried out of District II.
 - E. Was it Leroy Sellers?
Mr. McClary replied stating yes.
 - F. I thought he was a supervisor and looked after all the districts, so why are you saying he is an employee of District II?
Mr. McClary replied stating he was salaried out of District II, he was funded out of District II.
 - G. So, that takes it back even further to where District II deserves a refund, is the point I am making. It goes back even more than two years where they should refund District II, by what you just said;
 - H. I want to see a refund back to District II;
 - I. I think these water districts are all misconstrued, and I don't know how they come up with paying these funds out of certain water districts, but that insurance should be spread out to all the water districts, and I think it should even be split up with Solid Waste and Maintenance because he was over three (3) different areas, if I am not mistaken. So, why he is paid out of District II, is why I am asking that, because everybody knows this, or some people does because they do the paperwork. So, what is the answer to it?;
Mr. McClary replied stating that was the existing structure that was in place prior to my coming here.
 - J. I came on this Board a few years ago, and there was a lot of things I did not like, and I spoke my opinion and tried to have them changed. I think it is time that we get some things changed with these water districts. I mean just because it has been being done like this, I disagree with it

William S. Clark, County Manager: stated that a lot of things that we have done in this year's budget, when we get in the workshop, we can explain that to you. Now, we are allocating overhead based on the number of customers in the district, not just by the number of districts. In other words, you take all your districts and you add up all your customers and you get a percentage in each district, and that is how we are going to allocate overhead in this year's budget. So, we have listened to the concerns, and they are valid, and I agree with them;

K. So, you were aware of this. Have you made the refund to District II, then in this proposed budget?

Bobbie Faircloth asked in the budget year we are in now?

Commissioner Bullard: yes.

Bobbie Faircloth: Is it refunded?

L. Well, I am just referring to the budget that Mr. Clark just gave us tonight. Leroy's salary is in the water districts, if I am right. Is that correct?

Bobbie Faircloth: his retirement insurance. It is basically split between the water districts and solid waste.

Commissioner Bullard: In this new budget?

Bobbie Faircloth: In the new budget. This year, we need to do a journal entry paying one-half of that retirement cost out of Solid Waste.

Commissioner Bullard: since you found that, and you split this retirement insurance cost, have you refunded District II for the money they have been paying this insurance for the past two years?

Bobbie Faircloth: This year and last year.

Commissioner Bullard: Mr. McClary states that it was being done before that.

Bobbie Faircloth: It should not have started before he retired.

Commissioner Bullard: He said his salary came out of District II and it should have been split between all four water districts, instead of just District II.

Bobbie Faircloth: I understand what you are saying there. Leo Hunt, Interim Finance Officer, had them to set up, as far as salaries go, of taking certain personnel out of certain districts. Leroy was assigned to District II. Some of the other workers were assigned, and I would need to go back and look. For the payroll system, they had to be assigned to a district for us to be able to run the payroll, so if what you are referring to, what you would like for us to do, we would have to go and take everyone of the salaries and go back to our percentage base, and split it between the districts and see how it would allocate out.

Chairman Byrd: Not only would it involve Leroy, you would have to go with every employee that you have with all districts involved, and create an account, and run everything through that account, and then let the five (5) water districts contribute to that account on the percentage that they have, which would involve the mileage, the size of the district, the customers, but it could be done.

M. I think at least for the past two (2) years, District II has paid this retiree's health insurance.

Bobbie Faircloth: we need to go ahead and do a journal entry for this year allocating one-half of that over to Solid Waste, and if you would like, we can take the other half and divide among all five water districts.

Commissioner Bullard: It should be thirded up, Maintenance, Solid Waste and Water. Then the third of the water payment should be split among all five water districts is the way I see it to be fair. If I am wrong, then explain to me why if I am wrong.

Chairman Byrd: Are there other employees charged to that same district he is talking about? I know you got Leroy's position assigned to retirement, but is it paying for any other people in that district to maintain that district?

Kip McClary: It has been up until now. This new plan that we have proposed in the new budget will divide all the employees based on the percentage of customer base that each district represents and charged back to those districts because of this operation.

Commissioner Prevatte: I was thinking along the same lines when we were talking about equipment. If I remember what was discussed that night, there was some districts that equipment did not come out of. It should have been equally split, and the question that night to Kip was, if you buy a pickup truck, do you divide it among the districts since it is going to be used across the whole county and for all water districts. I don't think it was done that way. But it should be.

N. In District V, there is no uniform expense. You do have employees in that district, don't you?

Kip McClary: None is assigned to that district. It would depend on what that function of that person is. If it is an office employee, no. If it is a person that works in the field, yes.

Commissioner Bullard: It shows that you have maintenance and repair equipment, and it shows you have contracted services being done, and contracted sewer purchases. To me, it looks like you got somebody doing some work in that district that is wearing uniforms.

Kip McClary: In the previous structure, this was done by assigning people to each district, like I said, if it is an office employee, they would not need uniforms, but in the new proposed budget that you have before you, we have addressed this and divided it up based on customer percentage.

Commissioner Bullard: You don't have meter readers for that district?

Kip McClary: We have meter readers for all districts.

Commissioner Bullard: What I am getting at, if that district has meter readers reading meters, then they are wearing uniforms, and the expense for the uniforms should be equally divided among the districts.

Kip McClary: That is the way we have proposed in the new budget.

O. For the past two (2) weeks, a lot of people have asked me a lot of questions about how these water districts are being run, and it is my responsibility to bring these concerns to the Board and I am trying to do my part. I think we need to do a better job on keeping our records more understandable and in better shape than they are being kept.

Chairman Byrd: I know that Kip McClary inherited a lot of these problems.

P. I feel that we are in better shape, but there are some things that should have already been cleaned up.

3. **Commissioner Russ:** stated the following:

- A. I enjoyed the joint meetings we held over the last two (2) weeks with the school boards and Southeastern Community College;
- B. I have given this a lot of thought and I think if we have the money, we need to give Southeastern Community College the \$151,000.00 they are requesting; **and**
- C. This community college does a lot for this county and surrounding counties.

MOTION:

Commissioner Russ made a motion to grant Southeastern Community College the additional \$151,000.00 they have requested for this budget year.

The motion died for a lack of a second.

Commissioner Bullard requested this matter be placed on the June 06, 2011 Agenda.

4. **Vice Chairman McKenzie:** stated the following:

- A. I appreciate the work that Gary Lanier does in Economic Development;
- B. Columbus County needs jobs and we need to be careful in the approach we use in attracting businesses;
- C. I appreciate the work that Mr. Clark, Bobbie Faircloth and staff has done in preparing the budget; **and**
- D. If you have water lines running by your house, encourage all the citizens to hook on to the system to help the problems we are experiencing with the water districts.

5. **Commissioner Prevatte:** stated the following:
 - A. I concur with Commissioner McKenzie on the work that Mr. Lanier is doing and what we need to do to attract businesses to Columbus County;
 - B. I would strongly encourage us to look at our existing businesses and help them; **and**
 - C. On Peacock Road, they are doing some repairs and you will encounter some detours.

6. **Commissioner Norris:** the Greater Tabor City Chamber of Commerce has forwarded a request for the Columbus County Board of Commissioners to permit the Columbus County Fourth of July Fireworks Celebration on July 01, 2011, and request the fee for the permit from the Columbus County Fire Marshal's office be waived.

MOTION:

Commissioner Norris made a motion to grant permission to the Greater Tabor City Chamber of Commerce to possess, transport, receive, deliver, and display fireworks at South Columbus High School on Friday, July 1, 2011 for the 24th Annual Columbus County Fourth of July Fireworks Celebration, and to waive the fee for the permit from the Columbus County Fire Marshal's office, second by Vice Chairman McKenzie. The motion unanimously passed.

- D. **County Attorney (Mike Stephens):** stated the following:
 1. We settled the lawsuit involving Honeyhill Development Corporation last Monday for \$8,250.00;
 - A. We bought the adjacent lot which is about .4 to .5 acre;
 - B. Mr. Walton representing Honeyhill took a voluntary dismissal, without prejudice, which means it could be brought back up to protect our interest within the next year;
 - C. I also took a voluntary dismissal on the lawsuit where I cross claimed the owner of the house, the CHAF house, and her husband, I filed a third party complaint against them in my lawsuit against them, and I voluntary dismissed, without prejudice, and that just means I can bring that up again within a year if something comes up. I think that was in the best interest of the County if we did that. The people have moved out of the house and living in Charlotte, and they tell me they have no intentions of moving back to Columbus County. We took some necessary steps as far as securing the house and insuring the property. There was no insurance on it either.;
 2. On the Marcus Smith Property which is also a CHAF property, and was to be foreclosed on last Wednesday, they came up with the money and paid that off, and the tax foreclosure was dismissed;
 3. On the Matthew Robinson foreclosure, that was to be foreclosed on also, and on Thursday, I received notice from the State that the first Mortgagee had dismissed the lawsuit, evidently they came up and paid the first mortgagee, so that kept us out of having to bid on that property also.

Chairman Byrd asked if we had any way to recoup our expenses on the Galloway property? Mr. Stephens replied stating he was hoping to proceed with the tax foreclosure on it, but the taxes have been paid in full. I am thinking the first mortgagee went in and paid those taxes, and now I have to be on the lookout to make sure that first mortgagee doesn't come in and foreclose without my knowledge.

RECESS REGULAR SESSION and enter into CLOSED SESSION in ACCORDANCE with N.C.G.S. § 143-318.11 (5) (ii) EMPLOYMENT CONTRACT:

At 8:24 P.M., Commissioner Prevatte made a motion to recess Regular Session and enter into Closed Session in accordance with N.C.G.S. § 143-318.11 (5) (ii) Employment Contract, after a five (5) minute recess, second by Commissioner Norris. The motion unanimously passed.

Agenda Item #18: CLOSED SESSION IN ACCORDANCE WITH N.C.G.S. § 143-318.11 (5) (ii) EMPLOYMENT CONTRACT:

No official action was taken.

ADJOURN CLOSED SESSION and resume REGULAR SESSION:

At 8:40 P.M., Commissioner Prevatte made a motion to adjourn Closed Session and resume Regular Session, second by Commissioner Norris. The motion unanimously passed.

READING and APPROVAL of CLOSED SESSION GENERAL ACCOUNT:

Chairman Byrd requested that Mike Stephens, County Attorney, read orally the Closed Session General Account. Mr. Stephens read orally the following:

“The County Manager discussed the architect Ware Bonsall’s contract referenced to the Courthouse Annex and the Courthouse Renovations. The County Manager also recommended to the Board to take Phase I, which is the parking lots, out of the contract.”

Vice Chairman McKenzie made a motion to approve the Closed Session General Account, second by Commissioner Russ. The motion unanimously passed.

MOTION:

Commissioner Prevatte made a motion to approve the recommendations of the County Manager to take Phase I out of the architect Ware Bonsall’s contract and approve Phase II and Phase III, and accept proposal as presented, second by Vice Chairman McKenzie..

A roll-call vote was taken with the following results:

AYES: Chairman Byrd, Vice Chairman McKenzie, Commissioners Prevatte, Norris, Russ and McDowell; **and**

NAY: Commissioner Bullard.

The motion passes on a six (6) to one (1) vote.

STATEMENT by ATTORNEY - POINT of RECORD:

Chairman Byrd was correct as far as the definition of Prescriptive Easement, and I was thinking along Adverse Possession lines which was correct also. We were both correct, but I think we were headed in two directions.

Agenda Item #19: ADJOURNMENT:

At 8:43 P.M., Commissioner Norris made a motion to adjourn, second by Commissioner McDowell. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

GILES E. BYRD, Chairman

**COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V
COMBINATION BOARD MEETING**

**Monday, May 16, 2011
7:41 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, to act as the Columbus County Water and Sewer District I Board.

COMMISSIONERS PRESENT:

Giles E. Byrd, **Chairman**
Amon E. McKenzie, **Vice Chairman**
James Prevatte
P. Edwin Russ
Lynwood Norris
Ricky Bullard
Charles T. McDowell

APPOINTEES PRESENT:

William S. Clark, **County Manager**
Mike Stephens, **County Attorney**
June B. Hall, **Clerk to Board**
Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:41 P.M., Chairman Byrd called the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting to order.

Agenda Item #13: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

May 02, 2011 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting

Commissioner Norris made a motion to approve the Columbus County Water and Sewer District I Board Meeting Minutes, second by Vice Chairman McKenzie.

Commissioner Bullard stated the May 02, 2011 Columbus County Water and Sewer District I Board Meeting Minutes did not include information pertaining to a discussion that was conducted relative to the operational expenses for the water districts, therefore they are not correct. I am requesting these minutes to be amended to include the discussion.

A roll-call vote was taken with the following results:

AYES: Chairman Byrd, Vice Chairman McKenzie, Commissioners Norris and Russ; **and**
NAYS: Commissioners Prevatte, Bullard and McDowell.

The motion passes on a four (4) to three (3) vote.

Agenda Item #14: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of ADJUSTMENTS to the APRIL, 2011 MONTHLY WATER BILLS:

Kip McClary, Public Utilities Director, requested Board approval of the following adjustments to the April, 2011 monthly water bills for Columbus County Water and Sewer District I.

DISTRICT I ADJUSTMENTS FOR THE MONTH OF APRIL, 2011

DATE	ACCT \$	ACCOUNT NAME	ADJ AMT	REASON FOR ADJUSTMENT
4/1/2011	301430.0098	CORA M NEALEY	100.00	BILLING ERROR-TAP
4/6/2011	602475.0098	FRED PRICE	20.00-	CUSTOMER LEAK
4/5/2011	603320.0095	GEORGE HICKMAN	25.00	DISCONNECT FEE
4/5/2011	402540.0097	JONATHAN M SMITH	25.00-	BILLING ERROR
4/5/2011	102930.0098	BOBBY W NEALEY	25.00-	BILLING ERROR
4/8/2011	600130.0097	TARYN BUTLER	25.00	DISCONNECT FEE
4/11/2011	101555.0098	FRANCES D CHAPPELL	135.00-	WAIVED PENALTIES
4/13/2011	101550.0095	FRANCES HINSON WATTS	25.00	CUSTOMER REFUND
4/13/2011	100630.0097	LINDA G BRYAN	8.00	CUSTOMER REFUND
4/13/2011	204510.0089	LILLY J STEPHENS	17.00	CUSTOMER REFUND
4/13/2011	301880.0095	PEGGY E MONGAN	37.00	CUSTOMER REFUND
4/15/2011	208360.0098	MILLIE MCCUMBEE	100.00	BILLING ERROR
4/15/2011	300170.0098	ROBERT V HARRELSON	110.00	RETURNED CHECK (NSF)
4/15/2011	300170.0098	ROBERT V HARRELSON	25.00	RETURNED CHECK FEE
4/21/2011	201675.0098	NICKY G FOWLER	25.00	DISCONNECT FEE
4/21/2011	601470.0098	FREDDIE STEPHENS	30.00-	WAIVED PENALTIES
4/21/2011	601410.0098	EVELYN T CARSON	25.00	POSTING ERROR
4/25/2011	405127.0098	SAMMIE MITCHELL CRIBB	75.00-	WAIVED PENALTIES
4/25/2011	403190.0093	MYRON HARDWICK	25.00-	BILLING ERROR
4/29/2011	204340.0098	CHAD WATTS	25.00	DISCONNECT FEE
4/29/2011	103110.0097	JOSEPH CRIBB	25.00	DISCONNECT FEE
4/29/2011	204930.0098	HOWARD JAMES	267.00	RETURNED CHECK (NSF)
4/29/2011	204930.0098	HOWARD JAMES	25.00	RETURNED CHECK FEE

Vice Chairman McKenzie made a motion to approve the adjustments to the April, 2011 monthly water bills for Columbus County Water and Sewer District I, second by Commissioner

Russ. The motion unanimously passed.

Commissioner Bullard stated the following:

1. I am seeing a lot of billing errors and customer refunds;
2. Is there any way to eliminate this?;
3. I asked this question 3-4 months ago, and how long will it take?;
4. We need to do a better job of eliminating billing errors; **and**
5. It has been several months ago when this was requested.

Mr. McClary replied stating the following:

1. We are working on that, and it has to do with the computer system we are using now and the accounts;
2. There is a lot of account data in the beginning of the water districts being formed, and we are cleaning up that data as we move forward; **and**
3. The billing officer is in an overwhelming position with so much data that had to be corrected, and she is continuously working on that.

ADJOURNMENT:

At 7:49 P.M., Commissioner Russ made a motion to adjourn, second by Vice Chairman McKenzie. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

GILES E. BYRD, Chairman

**COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V
COMBINATION BOARD MEETING**

Monday, May 16, 2011

7:41 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, to act as the Columbus County Water and Sewer District II Board.

COMMISSIONERS PRESENT:

Giles E. Byrd, **Chairman**
Amon E. McKenzie, **Vice Chairman**
James Prevatte
P. Edwin Russ
Lynwood Norris
Ricky Bullard
Charles T. McDowell

APPOINTEES PRESENT:

William S. Clark, **County Manager**
Mike Stephens, **County Attorney**
June B. Hall, **Clerk to Board**
Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:41 P.M., Chairman Byrd called the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting to order.

Agenda Item #13: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

May 02, 2011 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting

Commissioner Norris made a motion to approve the Columbus County Water and Sewer District II Board Meeting Minutes, second by Vice Chairman McKenzie.

Commissioner Bullard stated the May 02, 2011 Columbus County Water and Sewer District II Board Meeting Minutes did not include information pertaining to a discussion that was conducted relative to the operational expenses for the water districts, therefore they are not correct. I am requesting these minutes to be amended to include the discussion.

A roll-call vote was taken with the following results:

AYES: Chairman Byrd, Vice Chairman McKenzie, Commissioners Norris and Russ; **and**
NAYS: Commissioners Prevatte, Bullard and McDowell.

The motion passes on a four (4) to three (3) vote.

Agenda Item #14: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of ADJUSTMENTS to the APRIL, 2011 MONTHLY WATER BILLS:

Kip McClary, Public Utilities Director, requested Board approval of the following adjustments to the April, 2011 monthly water bills for Columbus County Water and Sewer District II.

DISTRICT II ADJUSTMENTS FOR THE MONTH OF APRIL, 2011

DATE	ACCT #	ACCOUNT NAME	ADJ AMT	REASON FOR ADJUSTMENT
4/6/2011	110335.0097	PATSY HAMILTON	25.00-	BILLING ERROR
4/4/2011	132491.0098	MITCHELL POWELL	64.00-	BILLING ERROR
4/5/2011	132595.0096	CAINE CREEK PROPERTIES	269.00-	BILLING ERROR
4/5/2011	132595.0096	CAINE CREEK PROPERTIES	45.00-	BILLING ERROR-REMOVE PEN.
4/6/2011	132671.0097	SHIRLEY N GUYTON	32.00-	METER READ WRONG
4/7/2011	142060.0098	JOHN C LENNON	467.00-	CUSTOMER LEAK
4/7/2011	141210.0098	JOHN L LEE	47.00-	CUSTOMER LEAK
4/13/2011	132700.0097	AMY AMMONS	25.00	CUSTOMER REFUND
4/13/2011	140282.0096	KELLI GREEN	5.00	CUSTOMER REFUND
4/13/2011	131012.0093	BRANDI WILLIAMS	21.00	CUSTOMER REFUND
4/13/2011	120150.0097	ANTHONY & KIMBERLY WILLIAMS	21.00	CUSTOMER REFUND
4/13/2011	120760.0098	CHARLES THOMPSON	25.00	CUSTOMER REFUND
4/13/2011	141150.0098	SHELTON WILLIAMS	15.00	CUSTOMER REFUND
4/13/2011	142199.0098	RUTH E NANCE	20.00	CUSTOMER REFUND
4/13/2011	143980.0098	WENDY POWELL	60.00	CUSTOMER REFUND
4/15/2011	140050.0097	LYNN HAYES	30.00	RETURNED CHECK
4/15/2011	140050.0097	LYNN HAYES	25.00	RETURNED CK FEE
4/29/2011	132945.0098	BRITTANY LAUREN ROGERS	25.00	DISCONNECT FEE
4/26/2011	143760.0097	LEROY NICHOLSON	25.00	DISCONNECT FEE
4/27/2011	130023.0098	GARRIE DENNIS	5.00-	POSTING ERROR
4/21/2011	142020.0098	DOUGLAS E BROWN	5.00-	BILLING ERROR
4/21/2011	132145.0098	CANDACE MICHELLE LAWSON	5.00	BILLING ERROR
4/21/2011	132146.0097	BECKY WILLIAMSON LEE	125.00-	BILLING ERROR
4/21/2011	132146.0097	BECKY WILLIAMSON LEE	110.00-	BILLING ERROR-REMOVE PEN.
4/26/2011	140182.0098	PATRICIA G SMITH	25.00	BILLING ERROR

Vice Chairman McKenzie made a motion to approve the adjustments to the April, 2011 monthly water bills for Columbus County Water and Sewer District II, second by Commissioner Russ. The motion unanimously passed.

Commissioner Bullard stated the following:

1. I am seeing a lot of billing errors and customer refunds;
2. Is there any way to eliminate this?;
3. I asked this question 3-4 months ago, and how long will it take?;
4. We need to do a better job of eliminating billing errors; **and**
5. It has been several months ago when this was requested.

Mr. McClary replied stating the following:

1. We are working on that, and it has to do with the computer system we are using now and the accounts;
2. There is a lot of account data in the beginning of the water districts being formed, and we are cleaning up that data as we move forward; **and**
3. The billing officer is in an overwhelming position with so much data that had to be corrected, and she is continuously working on that.

ADJOURNMENT:

At 7:49 P.M., Commissioner Russ made a motion to adjourn, second by Vice Chairman McKenzie. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

GILES E. BYRD, Chairman

**COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V
COMBINATION BOARD MEETING
Monday, May 16, 2011
7:41 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, to act as the Columbus County Water and Sewer District III Board.

COMMISSIONERS PRESENT:

Giles E. Byrd, **Chairman**
Amon E. McKenzie, **Vice Chairman**
James Prevatte
P. Edwin Russ
Lynwood Norris
Ricky Bullard
Charles T. McDowell

APPOINTEES PRESENT:

William S. Clark, **County Manager**
Mike Stephens, **County Attorney**
June B. Hall, **Clerk to Board**
Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:41 P.M., Chairman Byrd called the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting to order.

Agenda Item #13: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

May 02, 2011 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting

Commissioner Norris made a motion to approve the Columbus County Water and Sewer District III Board Meeting Minutes, second by Vice Chairman McKenzie.

Commissioner Bullard stated the May 02, 2011 Columbus County Water and Sewer District III Board Meeting Minutes did not include information pertaining to a discussion that was conducted relative to the operational expenses for the water districts, therefore they are not correct. I am requesting these minutes to be amended to include the discussion.

A roll-call vote was taken with the following results:

AYES: Chairman Byrd, Vice Chairman McKenzie, Commissioners Norris and Russ; **and**
NAYS: Commissioners Prevatte, Bullard and McDowell.

The motion passes on a four (4) to three (3) vote.

Agenda Item #14: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of ADJUSTMENTS to the APRIL, 2011 MONTHLY WATER BILLS:

Kip McClary, Public Utilities Director, requested Board approval of the following adjustments to the April, 2011 monthly water bills for Columbus County Water and Sewer District III.

DISTRICT III ADJUSTMENTS FOR THE MONTH OF APRIL, 2011

DATE	ACCT #	ACCT NAME	ADJ AMT	REASON FOR ADJUSTMENT
4/6/2011	380190.0097	WARREN MCMILLAN	16.00-	BILLING ERROR
4/6/2011	381000.0098	GERALD SUTTON	12.00	METER READ WRONG
4/8/2011	350330.0098	EDMOND WALL	25.00-	POSTING ERROR
4/8/2011	350300.0098	RODNEY STORMS	25.00	POSTING ERROR
4/7/2011	341635.0097	BRIAN SHANNON SOLES	215.00-	PENALTIES WAIVED
4/13/2011	340130.0096	ROBERT A HUFFMAN	17.00	CUSTOMER REFUND
4/13/2011	351014.0096	GEORGE SMITH	25.00	CUSTOMER REFUND
4/13/2011	371345.0096	JOHN MCCORMICK	25.00	CUSTOMER REFUND
4/13/2011	381160.0097	JENNIFER CRIBB	25.00	CUSTOMER REFUND
4/13/2011	331055.0098	MT CALVARY FREEWILL BAP CHURCH	641.24	CUSTOMER REFUND
4/29/2011	380380.0095	ERIN LOAR	25.00	DISCONNECT FEE
4/20/2011	331615.0098	ANZIE BROWN	25.00	CUSTOMER REFUND
4/25/2011	341260.0098	ROSA TART	25.00	CUSTOMER REFUND
4/25/2011	351020.0097	STEPHANIE C BROWN	49.00-	CUSTOMER LEAK
4/26/2011	371790.0097	DORETHA THOMPSON	50.00-	BILLING ERROR
4/26/2011	371790.0097	DORETHA THOMPSON	40.00-	BILLING ERROR-REMOVE PEN.
4/29/2011	360129.0096	CHRISTOPHER CAWLEY	30.00-	POSTING ERROR
4/29/2011	341140.0098	CHARLES LENNON JR	30.00-	POSTING ERROR

Vice Chairman McKenzie made a motion to approve the adjustments to the April, 2011 monthly water bills for Columbus County Water and Sewer District III, second by Commissioner Russ. The motion unanimously passed.

Commissioner Bullard stated the following:

1. I am seeing a lot of billing errors and customer refunds;
2. Is there any way to eliminate this?;

3. I asked this question 3-4 months ago, and how long will it take?;
4. We need to do a better job of eliminating billing errors; **and**
5. It has been several months ago when this was requested.

Mr. McClary replied stating the following:

1. We are working on that, and it has to do with the computer system we are using now and the accounts;
2. There is a lot of account data in the beginning of the water districts being formed, and we are cleaning up that data as we move forward; **and**
3. The billing officer is in an overwhelming position with so much data that had to be corrected, and she is continuously working on that.

ADJOURNMENT:

At 7:49 P.M., Commissioner Russ made a motion to adjourn, second by Vice Chairman McKenzie. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

GILES E. BYRD, Chairman

**COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V
COMBINATION BOARD MEETING**

**Monday, May 16, 2011
7:41 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, to act as the Columbus County Water and Sewer District IV Board.

COMMISSIONERS PRESENT:

Giles E. Byrd, **Chairman**
Amon E. McKenzie, **Vice Chairman**
James Prevatte
P. Edwin Russ
Lynwood Norris
Ricky Bullard
Charles T. McDowell

APPOINTEES PRESENT:

William S. Clark, **County Manager**
Mike Stephens, **County Attorney**
June B. Hall, **Clerk to Board**
Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:41 P.M., Chairman Byrd called the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting to order.

Agenda Item #13: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

May 02, 2011 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting

Commissioner Norris made a motion to approve the Columbus County Water and Sewer District IV Board Meeting Minutes, second by Vice Chairman McKenzie.

Commissioner Bullard stated the May 02, 2011 Columbus County Water and Sewer District IV Board Meeting Minutes did not include information pertaining to a discussion that was conducted relative to the operational expenses for the water districts, therefore they are not correct. I am requesting these minutes to be amended to include the discussion.

A roll-call vote was taken with the following results:

AYES: Chairman Byrd, Vice Chairman McKenzie, Commissioners Norris and Russ; **and**
NAYS: Commissioners Prevatte, Bullard and McDowell.

The motion passes on a four (4) to three (3) vote.

Agenda Item #14: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of ADJUSTMENTS to the APRIL, 2011 MONTHLY WATER BILLS:

Kip McClary, Public Utilities Director, requested Board approval of the following adjustments to the April, 2011 monthly water bills for Columbus County Water and Sewer District IV.

DISTRICT IV ADJUSTMENTS FOR THE MONTH OF APRIL, 2011

DATE	ACCT #	ACCT NAME	ADJ AMT	REASON FOR ADJUSTMENT
4/5/2011	430038.0098	DORETTA W BROWN	50.00-	BILLING ERROR
4/5/2011	410000.0098	JOHN BRETTON	100.00-	BILLING ERROR
4/5/2011	430615.0098	WILLIAM PORTER III	25.00-	BILLING ERROR
4/5/2011	410686.0098	JOHN A WILSON III	35.00-	BILLING ERROR
4/5/2011	420505.0094	JESSICA PICARELLA	35.00-	BILLING ERROR
4/6/2011	430131.0098	J DAVIS & SON CONSTRUCTION	40.00-	BILLING ERROR
4/7/2011	430370.0098	MABEL MOORE BUFFKIN	4.00-	BILLING ERROR
4/12/2011	430201.0098	ACME DELCO ELEMEN SCHOOL	38.40	BILLING ERROR
4/12/2011	430635.0098	ACME DELCO MIDDLE SCHOOL	294.40	BILLING ERROR
4/13/2011	420390.0096	CENTURY 21 BROCK & ASSOC.	25.00	CUSTOMER REFUND
4/13/2011	430435.0098	ROBERT LEE KESTERSON	25.00	CUSTOMER REFUND
4/13/2011	410420.0095	SHAWN BOWMAN	11.67	CUSTOMER REFUND
4/13/2011	430026.0098	LEVANDER BUIE	150.00-	BILLING ERROR
4/13/2011	430026.0098	LEVANDER BUIE	140.00-	BILLING ERROR-REMOVE PEN.
4/13/2011	430503.0098	THERESE FLYNN	25.00	CUSTOMER REFUND
4/13/2011	430504.0098	THERESE FLYNN	25.00	CUSTOMER REFUND
4/13/2011	430524.0098	CAROLYN SUE CARROLL	100.00-	BILLING ERROR - TAP FEE
4/13/2011	430524.0098	CAROLYN SUE CARROLL	100.00	CUSTOMER REFUND
4/13/2011	430084.0098	LEVANDER BUIE	150.00-	BILLING ERROR
4/13/2011	430084.0098	LEVANDER BUIE	140.00-	BILLING ERROR-REMOVE PEN.
4/18/2011	410110.0097	WILLIAM BAILEY	93.00	BILLING ERROR
4/15/2011	430368.0098	GREG KEITH	140.00-	BILLING ERROR-REMOVE PEN.
4/15/2011	430368.0098	GREG KEITH	75.00-	BILLING ERROR
4/18/2011	430349.0098	CHRIS JACKSON	10.00-	CUSTOMER LEAK
4/19/2011	430149.0098	VIVIAN LAWSON	35.00-	POSTING ERROR-REMOVE PEN.

4/19/2011	430149.0098	VIVIAN LAWSON	25.00-	POSTING ERROR
4/20/2011	430518.0098	JIMMY PARKER	20.00-	BILLING ERROR
4/21/2011	430139.0098	ALICIA BUSH	5.00-	POSTING ERROR-REMOVE PEN.

Vice Chairman McKenzie made a motion to approve the adjustments to the April, 2011 monthly water bills for Columbus County Water and Sewer District IV, second by Commissioner Russ. The motion unanimously passed.

Commissioner Bullard stated the following:

1. I am seeing a lot of billing errors and customer refunds;
2. Is there any way to eliminate this?;
3. I asked this question 3-4 months ago, and how long will it take?;
4. We need to do a better job of eliminating billing errors; **and**
5. It has been several months ago when this was requested.

Mr. McClary replied stating the following:

1. We are working on that, and it has to do with the computer system we are using now and the accounts;
2. There is a lot of account data in the beginning of the water districts being formed, and we are cleaning up that data as we move forward; **and**
3. The billing officer is in an overwhelming position with so much data that had to be corrected, and she is continuously working on that.

ADJOURNMENT:

At 7:49 P.M., Commissioner Russ made a motion to adjourn, second by Vice Chairman McKenzie. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

GILES E. BYRD, Chairman

COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V
COMBINATION BOARD MEETING

Monday, May 16, 2011
7:41 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, to act as the Columbus County Water and Sewer District V Board.

COMMISSIONERS PRESENT:

Giles E. Byrd, **Chairman**
Amon E. McKenzie, **Vice Chairman**
James Prevatte
P. Edwin Russ
Lynwood Norris
Ricky Bullard
Charles T. McDowell

APPOINTEES PRESENT:

William S. Clark, **County Manager**
Mike Stephens, **County Attorney**
June B. Hall, **Clerk to Board**
Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:41 P.M., Chairman Byrd called the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting to order.

Agenda Item #13: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

May 02, 2011 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting

Commissioner Norris made a motion to approve the Columbus County Water and Sewer District V Board Meeting Minutes, second by Vice Chairman McKenzie.

Commissioner Bullard stated the May 02, 2011 Columbus County Water and Sewer District V Board Meeting Minutes did not include information pertaining to a discussion that was conducted relative to the operational expenses for the water districts, therefore they are not correct. I am requesting these minutes to be amended to include the discussion.

A roll-call vote was taken with the following results:

AYES: Chairman Byrd, Vice Chairman McKenzie, Commissioners Norris and Russ; **and**
NAYS: Commissioners Prevatte, Bullard and McDowell.

The motion passes on a four (4) to three (3) vote.

Agenda Item #14: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of ADJUSTMENTS to the APRIL, 2011 MONTHLY WATER BILLS:

Kip McClary, Public Utilities Director, requested Board approval of the following adjustments to the April, 2011 monthly water bills for Columbus County Water and Sewer District V.

DISTRICT V ADJUSTMENTS FOR THE MONTH OF APRIL, 2011

DATE	ACCT #	ACCT NAME	ADJ AMT	REASON FOR ADJUSTMENT
4/5/2011	800673.0098	DANIEL BALL	30.00-	BILLING ERROR-REMOVE PEN.
4/5/2011	800673.0098	DANIEL BALL	105.00-	BILLING ERROR
4/6/2011	800701.0098	JOE H CATHEY	25.00-	BILLING ERROR
4/6/2011	800466.0098	BRIAN CHESTNUT	4.00-	BILLING ERROR
4/11/2011	709971.0098	WILLIAM C BELLAMY	159.00-	BILLING ERROR
4/13/2011	700024.0097	FRED RANDALL BUCK II	50.00	CUSTOMER REFUND
4/21/2011	709764.0097	MARILYN KEMMEMER	25.00-	BILLING ERROR
4/21/2011	709764.0096	MARILYN KEMMEMER	30.00-	BILLING ERROR-REMOVE PEN.

Vice Chairman McKenzie made a motion to approve the adjustments to the April, 2011 monthly water bills for Columbus County Water and Sewer District V, second by Commissioner Russ. The motion unanimously passed.

Commissioner Bullard stated the following:

1. I am seeing a lot of billing errors and customer refunds;
2. Is there any way to eliminate this?;
3. I asked this question 3-4 months ago, and how long will it take?;
4. We need to do a better job of eliminating billing errors; **and**
5. It has been several months ago when this was requested.

Mr. McClary replied stating the following:

1. We are working on that, and it has to do with the computer system we are using now and the accounts;
2. There is a lot of account data in the beginning of the water districts being formed, and we are cleaning up that data as we move forward; **and**
3. The billing officer is in an overwhelming position with so much data that had to be corrected, and she is continuously working on that.

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3. They were intentionally left out of the original project, but then it was approved that they could be added as a change order rather than go back out for bid.

Vice Chairman McKenzie made a motion to approve Change Order Number 2 for the Dothan Road Sewer Project at the cost of twenty thousand, eight hundred forty-four and 00/100 (\$20,844.00) dollars, second by Commissioner Norris. The motion unanimously passed.

ADJOURNMENT:

At 7:49 P.M., Commissioner Russ made a motion to adjourn, second by Vice Chairman McKenzie. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

GILES E. BYRD, Chairman