

**COLUMBUS COUNTY BOARD OF COMMISSIONERS
ELECTRONIC GAMING OPERATIONS ORDINANCE WORKSHOP**

Monday, March 04, 2013

5:30 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 an Electronic Gaming Operations Ordinance Workshop.

COMMISSIONERS PRESENT:

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

APPOINTEES PRESENT:

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

APPOINTEE ABSENT:

Bobbie Faircloth, **Finance Officer**

WORKSHOP CALLED to ORDER:

At 5:30 P.M., Chairman Charles T. McDowell called the March 04, 2013 Electronic Gaming Operations Ordinance Workshop to order.

WORKSHOP MEETINGS DEFINED:

Chairman McDowell stated the following:

First: the workshop meeting is to inform the Board and permit discussion - no final action is taken;
and

Second: the procedures are less formal than at a regular meeting, but such meetings are part of the decision-making process, deliberations are going on, and therefore, they constitute "official meetings".

Chairman McDowell turned the floor over to Robert Lewis, Columbus County Planner.

PRESENTATION and DISCUSSION of the ELECTRONIC GAMING OPERATIONS ORDINANCE:

Robert Lewis, County Planner, has distributed the following Electronic Gaming Operations Ordinance for Columbus County to the Board for consideration and possible adoption.

ELECTRONIC GAMING OPERATIONS

Enactment: An ordinance establishing regulations for electronic gaming operations within the County of Columbus, North Carolina and providing for the administration, enforcement, and amendment thereof, in accordance with the provisions of North Carolina GS 153-A Article 18.

Preamble: **WHEREAS**, in order to promote the health, safety, morals, and general welfare of the inhabitants of, and visitors to, the County of Columbus, North Carolina; it is necessary to adopt an Electronic Gaming Operations Ordinance for Columbus County, as hereinafter set forth, to regulate the operation of electronic gaming operations so as to provide for desirable neighborhoods and safe shopping areas and to establish uniform regulations for such electronic gaming operations.

NOW, THEREFORE, be it ordained by the County of Columbus, North Carolina, as follows:

ARTICLE I. REQUIREMENTS FOR ELECTRONIC GAMING OPERATIONS**Section 1. Authority and enactment.**

- A. **Authority.** The provisions of this ordinance are adopted under the authority granted by the General Assembly of North Carolina, General Statute 153A-121 and 153A-340 through 153A-349 inclusive.
- B. **Jurisdiction.** The regulations set forth in this ordinance shall be applicable within all unincorporated areas of Columbus County not under the planning and regulatory jurisdiction of a municipality.
- C. **Title.** This ordinance shall be known as, referred to, and cited as the "Columbus County Electronic Gaming Operations Ordinance", and hereinafter referred to as the "ordinance".
- D. **Effective date.** This ordinance was adopted by the Columbus County Board of County Commissioners on the ___th day of _____, 20__.
- E. **Interpretation.** In interpreting and applying the provisions of this ordinance, those provisions shall be held to be the minimum requirements for the promotion of the public safety, health, convenience, prosperity, and general welfare. It is not intended by this ordinance to interfere with or abrogate or annul any easements, covenants, or other agreements between parties; provided, however, that where this ordinance imposes a greater restriction upon electronic gaming operations than are imposed or required by other ordinances, rules, regulations, or by easements, covenants, or agreements, the provisions of this ordinance shall govern. Likewise, where other ordinances, easements, covenants, or other agreements impose additional or greater restrictions than those regulations set forth herein, the more restrictive regulations shall have precedence.

Section 2. General provisions.

- A. **Conformance with this ordinance.** No electronic gaming operation shall be established as a new operation or continue as an on-going operation, except in conformity with this ordinance.
- B. **Fees.** Reasonable fees sufficient to cover the costs of administration, inspection, publication of notice and similar matters may be charged to applicants for permits, variances, and other administrative relief as may be required by this ordinance. The amount of the fees charged shall be as set forth in the county's budget or as established by resolution of the board of commissioners filed in the office of the county clerk. Fees established in accordance with this subsection shall be paid upon submission of a signed application or notice of appeal.
- C. **Severability.** It is hereby declared to be the intention of the board of commissioners that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any such section, paragraph, sentence, clause, or phrase is declared unconstitutional or otherwise invalid by any court of competent jurisdiction in a valid judgment or decree, such unconstitutionality or invalidity shall not affect any of the remaining sections, paragraphs, sentences, clauses, or phrases of this ordinance since the same would have been enacted without the incorporation into this ordinance of such unconstitutional or invalid section, paragraph, sentence, clause, or phrase.

Section 3. Definitions.

- A. **General.** For the purpose of interpreting this ordinance, certain words and terms used are defined in this section. Except as defined in this section, all other words used in this ordinance shall have their standard dictionary definition. For general interpretation, the following shall apply in all uses and cases in this ordinance:
 - 1. The present tense includes the future tense, and the future tense includes the present tense.
 - 2. The singular number includes the plural number, and the plural number includes the singular number.
 - 3. The word "may" is permissive, and the word "shall" is mandatory.
 - 4. The word "person" includes a firm, association, operation, partnership, trust, company or corporation, as well as an individual.
 - 5. The words "used" or "occupied" include the words "intended, designed, or arranged to be used or occupied."
 - 6. Words imparting the masculine gender include the feminine and neuter.

B. Word and term definitions.

Accessory building: A building that is located on the same parcel of property or manufactured home or recreational vehicle park space as the principal structure or use and the use of which is incidental to the use of the principal use or structure, except for accessory parking facilities located elsewhere plus pole barns, hay sheds, and the like qualify as accessory structures on farms and may or may not be located on the same parcel as the farm dwelling or shop building. Garages and carports are common accessory buildings. If a building is used for any residential, principal, or permitted use, it is not an accessory building. An accessory building can be attached to or detached from the principal structure.

Accessory use: A subordinate use, clearly incidental and related to the principal structure or use of land, and located on the same parcel of property or manufactured home or recreational vehicle park space as that of the principal structure or use, except for accessory parking facilities located elsewhere. If a parcel is used for any residential, principal, or permitted use, it is not an accessory use.

Adjustment, Board of: The Board of Adjustment is comprised of the members of the Zoning Board of Adjustment that is established by the Columbus County Planning Board By-laws.

Adult bookstore: A bookstore:

1. That receives a majority of its gross income during any calendar month from the sale of publications (including books, magazines, and other periodicals) that are distinguished or characterized by their emphasis on matter depicting, describing, or relating to specified sexual activities or specified anatomical areas, as defined in the North Carolina General.
2. Having as a preponderance of its publications books, magazines and other periodicals that are distinguished or characterized by their emphasis on matter depicting, describing, or relating to specified sexual activities or specified anatomical areas, as defined in the North Carolina General Statutes.

Adult establishment: An adult bookstore, adult motion picture theatre, adult mini motion picture theatre, adult live entertainment business, or massage business.

Adult live entertainment business: Any establishment or business wherein adult live entertainment is shown for observation by patrons.

Adult live entertainment: Any performance of or involving the actual presence of real people which exhibits specified sexual activities or specified anatomical areas, as defined in the North Carolina General Statutes.

Adult mini-motion picture theatre: An enclosed building with viewing booths designed to hold patrons which is used for presenting motion pictures, a preponderance of which are distinguished or characterized by an emphasis on matter depicting, describing or relating to specified sexual activities or specified anatomical areas as defined in the North Carolina General Statutes, for observation by patrons therein.

Adult motion picture theatre: An enclosed building or premises used for presenting motion pictures, a preponderance of which are distinguished or characterized by an emphasis on matter depicting, describing, or relating to specified sexual activities or specified anatomical areas, as defined in the North Carolina General Statutes, for observation by patrons therein. "Adult motion picture theatre" does not include any adult mini motion picture theatre as defined in this section.

Adult uses: An establishment which has a majority of its business which excludes minors by reason of age because of the sexually explicit nature of the material. Such establishments include, but are not limited to, adult bookstores, adult theatres (drive-in, picture, and mini-picture), massage parlors, adult cabaret, etc.

Advertising display area: The advertising display surface area encompassed within any polygon that would enclose all parts of the sign by one continuous line, connecting the extreme points or edges of a sign, and using the largest sign area or silhouette visible at any one time from any one

point. The structural supports for a sign, whether they be columns, pylons, or a building, or a part thereof, shall not be included in the advertising area but all other ornamental attachments, inner connecting links, etc., that are not a part of the main supports of the sign are to be included in determining sign area.

Appeal: A request for a review of an interpretation of any provision of this Ordinance or a request for a review of a decision by the Planning Director (or designee), Planning Board, Board of County Commissioners, or Zoning Board of Adjustment.

Board of County Commissioners: The Board of County Commissioners of Columbus County, North Carolina.

Buffer: A screening device used to moderate the adverse impacts of one land use upon another. Buffers may include walls, privacy fences, hedges, landscaped areas, berms, mounds, or combinations of the above.

Business enterprise: An operation, facility, and/or area where items are sold and/or services are rendered, whether for profit or not.

Business unit: An operation, facility, and/or area where business activities take place under one ownership. A structure might contain multiple business units, if each is under separate ownership.

Certificate of Codes Compliance: A certificate issued by the Planning Director or designee that certifies that plans for a proposed structure, building, use, or lot conform to the provisions of all non-Building Code ordinances.

Letter of Compliance: A certificate issued by the Columbus County Department of Building Inspections or designee that declares that a building, structure, or lot may lawfully be employed for specific uses. Such structure(s) and use(s) shall conform fully to the provisions of all Ordinances, including all Building Codes.

Church: A structure in which persons regularly assemble for religious worship and which is maintained and controlled by a religious body organized to sustain public worship.

Day-care: Includes any child-care arrangement except seasonal recreational programs operated for less than four consecutive months in a year, wherein three or more children less than 13 years of age receives care away from their own home by persons other than their parents, grandparents, aunts, uncles, brothers, sisters, first cousins, guardians or full-time custodians, or in the child's own home where other unrelated children are in care.

Day-care center, adult: An agency, organization, or individual providing daytime care to adults not related by blood or marriage, or not the legal wards of the attendant adult at any place other than an occupied dwelling.

Day care center, adult-family: A private residence where care, protection, and supervision are provided, for a fee, at least twice a week to no more than 6 (six) adults at one time who are not related by blood or marriage.

Day-care facility: Any day-care center or child-care arrangement that provides day-care for more than five children, not including the operator's own school-aged children, under the age of 13, on a regular basis of at least once per week for more than four hours but less than 24 hours per day, regardless of the time of day and regardless of whether the same or different children attend. The following are not included: public schools; non-public schools whether or not accredited by the State Department of Public Instruction, that regularly and exclusively provide a course of grade school instruction to children who are of public school age; summer camps having children in full time residence; bible schools conducted during vacation periods; facilities under Article 2 of Chapter 122C of the General Statutes; and cooperative arrangements among parents to provide care for their own children as a convenience, rather than for employment.

Electronic gaming operation: A business enterprise, whether principal or accessory, where persons utilize electronic machines or devices, including but not limited to computers and gaming terminals, to conduct games of odds or chance, including sweepstakes, and where cash, merchandise, or other

items of value are redeemed or otherwise distributed, whether or not the value of such distribution is determined by electronic games played or by predetermined odds. Specifically excluded from this definition is any lottery approved by the State of North Carolina.

It is the activity that defines an electronic gaming operation, not the name; so an internet café, cybercafé, cyber sweepstakes, video arcade, game room, etc. might or might not be an electronic gaming operation. That is, there could be 2 businesses with the same kind of name (say, 2 video arcades or 2 internet cafés), and one might qualify as an electronic gaming operation and the other might not, based upon the actual activity within the business itself.

Electronic machine or device: A mechanically-, electrically-, or electronically-operated machine or device, that is owned, leased, or otherwise possessed by a sweepstakes sponsor or promoter, or any of the sweepstakes sponsor's or promoter's partners, affiliates, subsidiaries or contractors, that is intended to be used by a sweepstakes entrant, that uses energy, and that is capable of displaying information on a screen or other mechanism. This section is applicable to an electronic machine or device whether or not:

1. It is server-based.
2. It uses a simulated game terminal as a representation of the prizes associated with the results of the sweepstakes entries.
3. It utilizes software such that the simulated game influences or determines the winning or value of the prize.
4. It selects prizes from a predetermined finite pool of entries.
5. It utilizes a mechanism that reveals the content of a predetermined sweepstakes entry.
6. It predetermines the prize results and stores those results for delivery at the time the sweepstakes entry results are revealed.
7. It utilizes software to create a game result.
8. It requires deposit of any money, coin, or token, or the use of any credit card, debit card, prepaid card, or any other method of payment to activate the electronic machine or device.
9. It requires direct payment into the electronic machine or device, or remote activation of the electronic machine or device.
10. It requires purchase of a related product.
11. The related product, if any, has legitimate value.
12. It reveals the prize incrementally, even though it may not influence if a prize is awarded or the value of any prize awarded.
13. It determines and associates the prize with an entry or entries at the time the sweepstakes is entered.
14. It is a slot machine or other form of electrical, mechanical, or computer game.

Enforcement officer. The Planning Director or designee.

Enter or entry: The act or process by which a person becomes eligible to receive any prize offered in a sweepstakes.

Entertaining display: Visual information, capable of being seen by a sweepstakes entrant, that takes the form of actual game play, or simulated game play, such as, by way of illustration and not exclusion:

1. A video poker game or any other kind of video playing card game.
2. A video bingo game.
3. A video craps game.
4. A video keno game.
5. A video lotto game.
6. Eight liner.
7. Pot-of-gold.
8. A video game based on or involving the random or chance matching of different pictures, words, numbers, or symbols not dependent on the skill or dexterity of the player.
9. Any other video game not dependent on skill or dexterity that is played while revealing a prize as the result of an entry into a sweepstakes.

Library: A library can be in a room, set of rooms, or a building. A library contains books, periodicals, and other material for reading, viewing, listening, study, reference, and/or borrowing but not including a book store, newsstand, and the like where the primary activity is the selling, rather

than the lending, of the items.

Lot: Land area of defined boundaries in single ownership, set aside for separate use or occupancy, and recorded as such in the office of the Columbus County Register of Deeds. The word "lot" includes "parcel", "plot", or "tract".

Lot line: Any boundary of a parcel of land.

Non-conforming Structure: A building or structure that lawfully existed prior to the initial adoption of this Ordinance or any subsequent amendments that is not in compliance with this Ordinance.

Non-conforming use: The use of a building, structure, or lot for a purpose that does not conform to the regulations of this ordinance, either at the effective date of this ordinance or as a result of subsequent amendments which may be incorporated in this ordinance.

Off-street parking space: A marked or otherwise identified parking space that is located outside the public right-of-way or private road easement and is suitable to accommodate one automobile, plus the necessary access space.

Park: Any public or private land or combination of land and water resources available for recreational, educational, cultural, or aesthetic use. A park is predominantly comprised of open space areas that are used for passive recreation activities and/or educational, cultural, or aesthetic uses. A park may contain a mix of passive and active areas but must be primarily passive to be a park. Ball fields are often a part of a park but a ball field by itself is not a park.

Permitted use: A permitted use by right in a specific zoning district.

Place of worship: A structure or other indoor or outdoor facility used for public worship. The term "place of worship" includes the words "church", "chapel", "synagogue", "mosque", and "temple" and their uses and activities that are customarily related.

Planning Board: The Columbus County Planning Board

Planning and Building Inspections Department: Department consisting of the planning staff and building inspection staff for Columbus County.

Prize: Any gift, award, gratuity, good, service, credit, or anything else of value, which may be transferred to a person, whether possession of the prize is actually transferred, or placed on an account or other record as evidence of the intent to transfer the prize.

Public or private school: A facility that provides instruction and training, often in a wide variety of subjects. Some are establishments that are highly specialized, offering instruction in a very limited subject matter, such as ski lessons, real estate license course, or one specific computer software package. This instruction and training is most often provided by specialized establishments, such as schools, colleges, universities, and training centers. These might be establishments that are privately-owned and -operated for profit or not for profit, or they may be publicly-owned and -operated.

Public park: A park owned and/or operated by a governmental agency.

Sign: Any device, letter, numeral, figure, character, mark, plane, point, marquee sign, design, poster, pictorial, picture, stroke, stripe, line, trademark, reading matter or illuminated surface, that is so constructed, placed, attached, painted, erected, fastened, or manufactured in any manner, whatsoever, so that the same is used for the attraction of the public to any place, subject, person, firm, corporation, public performance, article, machine, or merchandise, whatsoever, that are displayed in any manner whatsoever, including out-of-doors, and are visible from any public way. Also included are any card, cloth, glass, metal, painted, paper, plastic, wooden, or other configuration of any character placed in or on the ground or any tree, wall, bush, rock, fence, pavement, building, structure, or thing, for the purpose of advertising, announcing, declaring, demonstrating or displaying information about a specific business, occupant use, activity, or building, including clocks, barber poles and similar devices. This shall exclude official notices issued by a court or public officer.

Street or road: The all-weather travelway within a public or private right-of-way or easement that is set aside for public or private travel and provides access to abutting properties, and has been accepted for maintenance by the State of North Carolina, has been established as a public or private street prior to the date of adoption of this ordinance, has been dedicated to the State of North Carolina for public travel by the recording of a plat of an approved subdivision, or has been approved as a private street by Columbus County.

Sweepstakes: Any game, advertising scheme or plan, or other promotion, which, with or without payment of any consideration, a person may enter to win or become eligible to receive any prize, the determination of which is based upon chance.

Trash receptacle: Any container, structure, or building (including dumpsters and compactors) designed to hold, crush or otherwise compact, and/or receive the trash of one or more businesses, one or more public or semi-public institutions, and/or two or more residences.

Use: The purpose for which land or a structure is designed, arranged, and/or intended to be occupied or utilized or for which the land or structure is occupied, maintained, rented, or leased.

Use, accessory: A subordinate use, clearly incidental and related to the principal structure or use of land, and located on the same parcel of property or manufactured home or recreational vehicle park space as that of the principal structure or use, except for accessory parking facilities located elsewhere. If a parcel is used for any residential, principal, or permitted use, it is not an accessory use.

Use-by-right: A use which is listed as an unconditionally permitted activity in this ordinance.

Use, non-conforming: The use of a building, structure, or lot for a purpose that does not conform to the regulations of this ordinance, either at the effective date of this ordinance or as a result of subsequent amendments which may be incorporated in this ordinance.

Use, Permitted: A principal use, other than a special use, that is approved administratively when it complies with the standards and requirements set forth for the zoning district in which it is located. Also known as a use permitted by right.

Variance: A grant of relief from the requirements of this Ordinance.

Wall: A structure, other than a building, that is a barrier and is used as a boundary, screening, or means of protection or confinement. A wall functions like a fence but is usually thicker than 6 inches

Yard: A required open space, other than a court, unoccupied and unobstructed by any structure or portion of a structure but not including fences; walls; poles; heating, ventilation, and air conditioning equipment; posts and other customary yard accessories; ornaments; furniture; and customary accessory buildings. For lots of record that front on access easements, yard and lot depth measurements shall be made from the edge of the easement rather than from the lot line.

- A. **Front yard:** The space required between a front lot line and the front setback line of a principal building or structure. For any given parcel, the required front yard can be smaller than the actual front yard.
- B. **Rear yard:** The space required between the rear lot line and the rear building line of a principal structure, which may contain permitted accessory structures, or uses. For any given parcel, the required rear yard can be smaller than the actual rear yard.
- C. **Side yard:** The space required between a side lot line and the side building line of a principal building or structure, which may contain permitted accessory structures or uses. For any given parcel, the required side yard can be smaller than the actual side yard.

Yard, side on street r-o-w: A side yard between the structure and a street or street right-of-way.

Section 4. Development requirements for an electronic gaming operation as an accessory use.

If two (2) or less machines/terminals/computers are to be installed per business unit, the proposed electronic gaming operations shall be permitted as an accessory use to a commercial operation. The number of machines shall not exceed two (2) for an operation defined by this ordinance as an accessory use.:

- A. The operation must be located within the same structure or unit as the principal use.
- B. For situations in which there is a multi-unit building or multi-tenant commercial building and more than one unit wishes to include electronic gaming operations, the cumulative total number of machines may not exceed 20 (twenty) for such a business center, multi-unit building, or multi-tenant commercial building.
- C. All legally-operating gaming operations made non-conforming by adoption of this section defined as an accessory use shall be removed or brought into compliance with these provisions within 18 (eighteen) months of the date of adoption of this ordinance.

Section 5. Development requirements for an electronic gaming operation as a permitted principal use.

An electronic gaming operation may not have more than 40 (forty) machines/terminals/computers installed per business unit. If this requirement is met, the proposed electronic gaming operation shall be subject to the following standards, in addition to any requirements of any other County ordinance that might apply:

- A. **Hours of operation.** Limited to 8 a.m. through 12 midnight, Monday through Saturday. Sunday hours of operation are from 1 p.m. through 12 midnight.
- B. **Alcohol sales or consumption.** Prohibited.
- C. **Food or beverage service or distribution.** Shall meet the requirements of the Columbus County Health Department, including any and all permits and licenses.
- D. **Occupancy limit.** Shall be set by the Fire Marshal for the establishment prior to submission of the electronic gaming operations permit application.
- E. **Off-Street Parking.** One (1) space shall be provided for each 100 (one hundred) square feet of gross floor area or 1 (one) space for every 2 (two) terminals/computers, whichever is greater.
- F. **Age Limit.** No person under the age of eighteen (18) shall be allowed in an electronic gaming operation where it serves as the primary use of a building.
- G. **Window Accents.** The total light transmission shall be at least forty (40) percent. Tint shall be non-reflective and shall not be red, amber, or yellow. Blinds may be installed along with tint, but must be opened enough to see into the business during operating hours.
- H. **Location.** Electronic gaming operations shall be located a minimum distance of 1000 (one-thousand) feet, measured in a straight line in any direction from closest point of the building and parking lot of the proposed business to the property line of any of the following:
 - 1. A residence or a residential district.
 - 2. A place of worship or other religious institution.
 - 3. A day care center or facility, public school, and/or private school.
 - 4. A Public park, playground, and/or library.
 - 5. Another electronic gaming operation.
 - 6. An adult entertainment establishment.
 - 7. A RV Campground
 - 8. Cemetery
 - 9. EMS Facility

Each applicant shall submit a current, straight-line drawing prepared by a registered surveyor within 30 (thirty) days prior to the application, depicting the straight-line measurements to each use listed above (1-7) that is within 1,000 (one thousand) feet. Such uses shall be considered existing or established if they are in place or actively under construction at the time an application is submitted.

For zoned areas, residential districts shall be based upon the most current official zoning map. For an unzoned area, whether or not it is a residential district shall be as determined by the Planning Director or designee.

- K. **Sewage disposal.** The Columbus County Health Department shall test the lot for adequate sewage disposal characteristics.

Section 6. Letter of Compliance required for new electronic gaming operations.

- A. It shall be unlawful for any person to maintain or operate an electronic gaming operation after the adoption of this ordinance, unless such person shall first obtain a Letter of Compliance.
- B. It shall be unlawful for any person to establish, alter, or make any additions to any electronic gaming operation until a building permit and a certificate of codes compliance have been issued.
- C. The Columbus County Planning or Building Inspections Department may, after due notice, subject to the right of appeal, suspend or revoke the Letter of Compliance for failure to maintain an electronic gaming operation in compliance with the provisions of this ordinance.
- D. All electronic gaming operations existing on the effective date of this ordinance cannot expand unless such expansions comply with all applicable procedures and requirements of this ordinance and all required permits of this and any other county ordinance have been obtained.

Section 7. Procedure for obtaining Approval/ Letter of Compliance.

- A. The applicant shall apply for an electronic gaming operations permit at the Planning Department.
- B. The application shall describe how the proposed electronic gaming operation will be in compliance with this ordinance, if a Letter of Compliance is issued. The application shall include at least the following information plus any additional information deemed appropriate by the Planning Director or designee:
 - 1. A location map showing the location of the electronic gaming operation in relation to the surrounding area within a 1 (one) mile radius, including the date, scale, and approximate North arrow.
 - 2. The name of the electronic gaming operation plus the name(s) and address(es) of the owner(s).
 - 3. The proposed number and type of machines/terminals/computers.
 - 4. Location and size of proposed signs.
- C. The Planning Director or designee will submit all information mentioned in subsection (B) of section 7 of this ordinance to the Planning Board for approval. Applications must be complete fifteen (15) days prior to the next regular scheduled Planning Board meeting.
- D. Once the applicant has secured Planning Board approval and all requirements have been met, a Letter of Compliance shall be issued which shall permit the electronic gaming establishment to operate in compliance with its electronic gaming operations permit and this ordinance.

Section 8. Inspections and fees required for electronic gaming operations.

- A. The Planning and Development Department and the County Health Department may conduct as many inspections of an electronic gaming operation as are deemed necessary to insure the maintenance of the applicable standards.
- B. The operator of an electronic gaming operation shall pay an application fee for the site plan review per the Columbus County Planning Department Fee Schedule.

- C. The Letter of Compliance for an electronic gaming operation may be revoked if inspection fees are not paid or if the operator prevents inspections from being carried out.

Section 9. Variances by the Columbus County Board of Adjustment.

The Columbus County Board of Adjustments may grant variances to the dimensional requirements of this ordinance, as will not be contrary to the public interests, where owing to special conditions, a literal enforcement of the provisions of these sections will, in an individual case, result in practical difficulty or unnecessary hardship so that the spirit of this ordinance shall be observed, public safety, and welfare secured and substantial justice done.

No variance may be issued until after a public hearing has been held on the request. (Amended 10-17-2011)

The total amount of time allowed for the supporters or the opponents of a petition to present arguments at the hearing shall be determined at the time of public hearing. At the hearing, the presiding officer of the hearing will decide whether to grant all or part of the request for additional time.

In cases involving a controversial matter and a large number of persons wish to speak at the public hearing in favor of or against a request, the planning department reserves the right to require those persons to sign up in advance of the public hearing in order to facilitate and organize the speakers. Persons who do not register to speak in advance shall be allowed that right at the public hearing. If such a requirement for pre-registration is necessary, the advertised public hearing notice shall clearly indicate this requirement.

Such variance may be granted in such individual case of unnecessary hardship upon a finding by the Board of Adjustment that the following conditions exist:

- A. There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape, or topography that are not applicable to other lands or structures having a similar use.
- B. Granting the variance requested will not confer upon the applicant any special privileges that are denied to other property owners or residents with a similar use.
- C. A literal interpretation of the provisions of this ordinance would deprive the applicant of the rights commonly enjoyed by other property owners or residents of the area in which the property is located.
- D. The requested variance will be in harmony with the purpose and intent of this ordinance and will not be injurious to the neighborhood or to the general welfare.
- E. The special circumstances are not the results of the actions of the applicant.
- F. The variance requested is the minimum variance that will make possible the legal use of the land, building, or structure.

Section 10. Appeals to the Columbus County Board of Adjustment

The Columbus County Board of Adjustment shall hear and decide appeals from and review any order, requirement, decision, or determination made by the enforcement officer or designee. The Columbus County Board of Adjustment may overturn such order, requirement, decision, or determination where it will not be contrary to the public interest, where owing to special conditions, a literal enforcement of the provisions of this ordinance will, in an individual case, result in practical difficulty or unnecessary hardship so that the spirit of the ordinance shall be observed, the public safety and welfare secured and substantial justice done.

No order, requirement, decision, or determination may be reversed or affirmed until after a public hearing has been held on the request. The total amount of time allowed for the supporters or the opponents of a petition to present arguments at the hearing shall be determined at the time of public hearing. At the hearing, the presiding officer of the hearing will decide whether to grant all or part of the request for additional time. (Amended 10-17-2011)

In cases involving a controversial matter and a large number of persons wish to speak at the public hearing in favor of or against a request, the planning department reserves the right to require those persons to sign up in advance of the public hearing in order to facilitate and organize the speakers. Persons who do not register to speak in advance shall be allowed that right at the public

hearing. If such a requirement for pre-registration is necessary, the advertised public hearing notice shall clearly indicate this requirement.

Any person or persons aggrieved by a decision of the board may appeal the decision of the Board of Adjustment to the superior court of North Carolina within 30 (thirty) days after a written and signed copy of the decision is filed in the planning department. Any aggrieved party may submit a written request for the decision at the time of the hearing.

Section 11. Expansion of Existing Non-Conforming Electronic Gaming Operations

- A. **Continuation of non-conforming use.** Any increase in area, height, and/or volume of the actual internet sweepstakes operation shall be considered an expansion or enlargement that must meet the current ordinance. The owner of a building used for an internet operation shall expand or increase the area, height, or volume of the building, but the expansion must be separate from the internet sweepstakes operation. The expansion must meet all other applicable local and state requirements.
- B. **Abandonment.** If a non-conforming electronic gaming operation is abandoned for a period of sixty (60) consecutive calendar days, the land and/or structure so formerly utilized must thereafter be used in conformity with all existing ordinances within Columbus County.
A non-conforming electronic gaming operation that is superseded by any other use (permitted or not) shall not thereafter be reinstated unless and until it is brought into conformity with this ordinance. When a non-conforming use is ceased, such use shall not be resumed.
- C. **Projects under construction prior to non-conforming use status.** No provision of this ordinance shall be construed to require a change in plans, construction, or designated use of an electronic gaming operation in which actual construction or placement activities as a result of acquisition of a county permit were lawfully begun prior to the effective date of this ordinance.
- D. **Necessary repairs permitted.** Nothing in this ordinance shall prevent the strengthening or restoration of a safe and lawful condition of electronic gaming operation declared unsafe or unlawful by a duly authorized county official.

Section 12. Amendments.

This ordinance may from time to time be amended, supplemented, changed, modified, or repealed by the Columbus County Board of Commissioners according to the following procedure:

The Board of County Commissioners on its own motion or by petition may amend, supplement, change, or repeal the regulations established by this ordinance. Any such amendment will be adopted only after public notice and public hearing as required by general law.

- A. **Petition for amendment.** Petitions for an amendment to this ordinance must be filed in the office of the planning and development department by the property owner or his duly authorized agent. An official application form shall be obtained and returned to the planning department no later than four weeks prior to the date of the planning board meeting for which the petition is slated. The filing fee shall be in accordance with the planning department fee schedule and must accompany the application form.
- B. **Withdrawal/suspension of petitions.** Petition for amendment to the ordinance may be withdrawn or suspended by the petitioner at any time up to and including 10 days prior to the hearing date. After that time, requests to withdraw or suspend a petition must be filed with the clerk to the board of county commissioners and, on the day of the hearing, the commissioners will decide if the withdrawal/suspension will be allowed.
1. If the request for a suspension is granted, the petitioner shall incur all costs associated with the readvertisement of the public hearing. If a petition is withdrawn, any reapplication shall be treated as a new petition and all required fees shall be paid.
 2. The petitioner will not be allowed to amend or change the petition after the board of county commissioners authorizes a public hearing to hear the request.
- C. **Public hearing.** No amendment of the ordinance may be adopted until after a public

hearing has been held on the petition.

1. The total amount of time allowed for the supporters or the opponents of a petition to provide verbal comments shall be determined at public hearing. At the hearing, the presiding officer of the hearing will decide whether to grant all or part of any request for additional time.
2. In cases involving a controversial matter and a large number of persons wishing to speak at the public hearing in favor of or against a request, the planning department reserves the right to require those persons to sign up in advance of the public hearing in order to facilitate and organize the speakers. Persons who do not register to speak in advance shall be allowed that right at the public hearing. If such a requirement for pre-registration is necessary, the advertised public hearing notice shall clearly indicate this requirement.

D. **Recommendation of the Planning Board.** No proposal to amend this ordinance will be approved unless it is first submitted to the planning board for its recommendations. The planning board must take action on the amendment within 45 days after the petition has been referred to the planning board. If the planning board does not render a decision within that period, the petition will be considered the same as a favorable recommendation. If the planning board tables the amendment for any length of time, that shall be considered to be taking action on the amendment.

E. **Effect of denial by County Commissioners.** A petition for amendment to the ordinance that has been denied in whole or in part may not be resubmitted within 6 (six) months of the date of action on the original request. However, the board of county commissioners may choose to allow a reapplication if, after a report from the planning board, it determines that there have been substantial changes in conditions or circumstances which may relate to the request.

Section 13. Notice requirements.

For any request that is to go before the Zoning Board of Adjustment, Planning Board, or Board of County Commissioners that pertains to a particular property or properties, Staff shall complete the following requirements

- A. A notice of the request will be placed in a local Columbus County newspaper once a week for two successive calendar weeks. The notice will appear for the first time no more than 25 days and no less than 15 days prior to the meeting or hearing date.

Section 14. Penalties for violation.

Any person violating any provision of this ordinance shall be guilty of a misdemeanor and, upon conviction, shall be punished for each offense by a fine not exceeding \$50.00 (fifty dollars) or by imprisonment not to exceed 30 (thirty) days. Each day such violation continues shall be deemed a separate offense.

Section 15. Remedies.

In the event of a violation of this ordinance, the enforcement officer herein or any other appropriate authority of the county or any person who would be damaged by such violation, in addition to other remedies, may institute an action for injunction or mandamus, abatement or other appropriate action or proceeding to prevent such violation. In this regard, Columbus County shall have those remedies and authorities authorized and set forth by the NCGS.

Section 16. Provisions of ordinance declared to be minimum requirements.

The provisions of this ordinance shall be held to be minimum requirements adopted for the promotion of the public health, safety, morals, or general welfare. Wherever the requirements of this ordinance are at variance with the requirements of any other lawfully adopted regulations, the most restrictive or that imposing the higher standards shall govern. The requirements set forth in this ordinance are minimum requirements and, due to natural conditions which may exist, these requirements may not be adequate under certain conditions.

Section 17. Separability clause.

In the event any section or provision of this ordinance is declared by the courts to be unconstitutional or invalid, such decisions shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be unconstitutional or invalid.

Duly **ADOPTED** this ___th day of _____ 20__.

Mr. Lewis stated the following:

1. The Planning Board members do understand that these electronic gaming operations are illegal, but they wanted to forward this ordinance to the Board of Commissioners to get their comments on it;
2. At the time the Planning Board initially started working on this ordinance, these operations were legal;
3. This is an ever-changing industry, it has recovered and evolved in different ways;
4. The Planning Board wanted to distribute this ordinance for any input and concerns that you may have; **and**
5. If this operation evolves and becomes legal again, the County would have something on the books to enforce these types of operations.

DISCUSSION/QUESTIONS/COMMENTS:

The following discussions, questions and comments were made.

1. The changing of software to use text but no visual graphics;
2. Black screens being used on these machines;
3. Locations being specified in the ordinance;
4. Some of our surrounding counties have this type of document in place and this is similar to the ones they have;
5. The Planning Board started working on this ordinance before these gaming operations were deemed illegal;
6. A Site Plan Review Fee of \$350.00 and this is a one (1) time fee, and the ability to increase this fee;
7. Adding a tax per machine to benefit the citizens of Columbus County;
8. Having an annual inspection fee and charging per machine;
9. 48 - 50 Establishments in the County already;
10. Having this ordinance in place before the electronic gaming operations are deemed to be legal again;
11. An existing business being grandfathered in;
12. These type businesses being outside the city/town limits to avoid paying the required fees;
13. The fees and fines being too low and the need to increase these;
14. The ability to control these businesses in towns/cities better than in the rural areas;
15. Fees to be equal to the fees in the cities and towns;
16. The possibility of generating revenue from these operations for the County;
17. These operations have very powerful lobbying, and may be deemed to be legal in the future; **and**
18. The need for the County to have this ordinance in place to address the issues when needed.

After discussion was completed, it was the general consensus of the Board for Robert Lewis, Columbus County Planner, to make the recommended changes, present the revised document to the Board, and then schedule a Public Hearing.

ADJOURNMENT:

At 5:53 P.M., Chairman McDowell stated the workshop was adjourned.

APPROVED:

COLUMBUS COUNTY BOARD OF COMMISSIONERS**Monday, March 04, 2013****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 first Monday.

COMMISSIONERS PRESENT:

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

APPOINTEES PRESENT:

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

APPOINTEE ABSENT:

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 Charles T. McDowell called the March 04, 2013 Columbus County Board of Commissioners Regular Session Meeting to order. The invocation was delivered by Commissioner James E. Prevatte. Everyone in attendance stood and pledged Allegiance to the Flag of the United States of America which was led by Commissioner Trent Burroughs.

ADJUSTMENT of AGENDA:

Commissioner Prevatte made a motion to adjust the March 04, 2013 Agenda by adding the following add-on to be Agenda Item #11A, seconded by Commissioner McKenzie. The motion unanimously passed.

AGENDA ADD-ON:

Solid Waste - Authorization for County Manager to Sign Proposed Memorandum of Understanding and Approval of Budget Amendment: Kip McClary, Public Utilities Director, is requesting Board approval for County Manager to sign the proposed Memorandum of Understanding with Rutherford County, and the Budget Amendment for local expenditures, for an electric power generator for the Columbus County Landfill Gas Project.

Agenda Item #4: BOARD MINUTES APPROVAL:

Commissioner Prevatte made a motion to approve the February 18, 2013 Regular Session Board Meeting Minutes, as recorded, seconded by Commissioner Byrd. The motion unanimously passed.

Agenda Item #5: PUBLIC INPUT:

Chairman McDowell opened the floor for public input. No public input was received either orally or written.

Agenda Item #6: EAST COLUMBUS FIRE DISTRICT - REPORT PRESENTATION and ESTABLISHMENT of APRIL 15, 2013 for PUBLIC HEARING:

Darren Currie, Lake Waccamaw Town Manager, presented the following report to the Board and requested that April 15, 2013 be established for a Public Hearing.

Report to the Columbus County Board of Commissioners

The Town of Lake Waccamaw is submitting the following report to the Board of Commissioners as required under N.C.G.S. § 153A-302 to create a fire district tax.

Columbus County, under N.C.G.S. § 153A-301, provides fire protection in the East Columbus District, which excludes the Town of Lake Waccamaw, by contract with the Lake Waccamaw Fire and Rescue Department. Fire protection includes responding to fires, wrecks, fire alarms, illegal burns, hazardous material spills and any special event in the area.

The Department currently does not have a tax or fee district in place for this area of the county. The report is being submitted to respectfully request the County Commissioners to establish a tax district and set the tax rate, within the East Columbus Fire District, at ten (\$0.10) cents per \$100 in property value. At this rate, the Lake Waccamaw Fire and Rescue Department would expect to receive approximately \$23,000 to \$25,000 in revenue. The purpose for the rate chosen is due to the value of the area in which the tax is applied. Based on numbers from the Columbus County Tax Office, this area is the lowest valued fire district within the County, which means a higher rate is necessary to generate adequate revenue to cover basic fire services.

Below is a chart that is calculated based on current numbers.

East Columbus Fire District			
Value of Property	Proposed Tax Rate	100% Collection Rate	96% Collection Rate
\$23,461,000.00	\$0.06	\$14,076.60	\$13,513.54
\$23,461,000.00	\$0.07	\$16,422.70	\$15,765.79
\$23,461,000.00	\$0.08	\$18,768.80	\$18,018.05
\$23,461,000.00	\$0.09	\$21,114.90	\$20,270.30
\$23,461,000.00	\$0.10	\$23,461.00	\$22,522.56
\$23,461,000.00	\$0.11	\$25,807.10	\$24,774.82
\$23,461,000.00	\$0.12	\$28,153.20	\$27,027.07

The average tax rate in the County is \$0.08 per \$100 in value. Above represents approximate revenues based on a low, mid and high assessment within the East Columbus Fire District. A rate of \$0.10 represents \$100 annually on \$100,000 in value.

Mr. Currie stated the following:

1. We are here to present the required report to the Columbus County Board of Commissioners in accordance with N.C.G.S. § 153A-302;
2. This report must be submitted to the County Commissioners and be placed on file with the Clerk’s Office for thirty (30) days prior to a public hearing;
3. The Town is requesting the public hearing to be set for April 15, 2013;
4. I have been working with Emergency Services and the Tax Office to compile this information; **and**
5. The advertisements and mailings will be going out to the residents, as set forth within the North Carolina General Statute, prior to the public hearing.

Commissioner Byrd made a motion to establish April 15, 2013, at 6:30 P.M., as the date and time to conduct a Public Hearing for East Columbus Fire District to become a tax district, seconded by Commissioner Prevatte. The motion unanimously passed.

Agenda Item 7: BEAVER MANAGEMENT - COMMITTEE UPDATE and REQUEST to EXTEND BEAVER PILOT PROGRAM:

John Deans, Chair of the Beaver Management Committee, presented the following results of the Columbus County Beaver Bounty Pilot Program, program extension request and additional funding,

**Columbus County Beaver Bounty Pilot Program (CCBBPP)
Breakdown as of : March 04, 2013**

ITEM	AMOUNT
Meetings held for tag purchasing	9
Meetings held for tagged beaver tail collections	8

ITEM	AMOUNT
Number of Participants	37
Initial number of tags for Pilot Program	500
Unused tags returned before 60 day deadline	10
Unused tags returned after 60 day deadline	10
Tags issued over 60 days (Committee Cancelled 2/11/13)	65
Total Tags Issued	585
Total tagged beaver tails received	319
Number of tags out	181
Tags Purchased (last meeting)	119
Tags requested above program limit	95
Beginning amount in program	\$15,000
Total tag deposits received	\$1,170
Total in Program	\$16,170
Total of other expenses (licenses, tags and folders)	\$309.94
Total amount available minus expenses	\$15,860.06
Amount paid out for bounty	9,570.00
Total tag deposits returned	\$638.00
Total returned to participants	10,208.00
Sub-total in program	\$5,652.06
Total tag deposits cancelled	\$150.00
Balance in program	\$5,802.06
Potential Bounty for tags that are our (includes tag deposit)	\$5,792.00
ACCOUNT BALANCE:	\$10.06

Potential Bounty for tags requested above program limit: \$2,850.00

Mr. Deans stated the following:

1. The mission of the Beaver Management Committee is to address beaver management issues for the citizens of Columbus County.
2. The Beaver Management Committee's goal is to improve public health and safety of Columbus County citizens through proper management of beavers causing negative impacts to the environment.
3. The Beaver Management Committee is made up of the following active and ex-officio members:

Harold McKenzie	Lofton Cox
Bill Figiel	Charles Milligan
Robert Bass	Dan Jones
Jimmy Stanley	James Worley
John Deans	Terry Ward

Ex-officio Members:
Donna Register Milton McLean.
4. I would like to thank the County Commissioners for their support.
5. This program has been a success and it has been a good program.
6. We had a lot of interest and participation.
7. We had enough money to buy 500 tags.
8. We started passing out tags on November 12, 2012.
9. We have some inactive members that we would like to get replaced.
10. We would like for you to consider putting this program in the budget for next year for

maintenance purposes for the control of beavers.

After discussion was conducted, it was the general consensus of the Board to get the list of inactive members to the Clerk, a letter to be sent to these members and possible recommended people to serve to replace the inactive members.

Commissioner Prevatte made a motion to approve the Beaver Bounty Pilot Program, and approve the allocation of nine thousand and 00/100 (\$9,000.00) dollars of additional funding until the end of the fiscal year, seconded by Commissioner Burroughs. The motion unanimously passed.

Agenda Item #8: ECONOMIC DEVELOPMENT - APPROVAL to DELAY PUBLIC HEARING to CONSIDER an ECONOMIC DEVELOPMENT INCENTIVE GRANT BETWEEN COLUMBUS COUNTY and WEST FRASER, INCORPORATED:

Gary Lanier, Economic Development Director, requested Board approval to delay the public hearing to consider an Economic Development Incentive Grant between Columbus County and West Fraser, Incorporated, that was originally scheduled for March 04, 2013, at 6:30 P.M., until March 18, 2013.

Commissioner McKenzie made a motion to approve delaying the public hearing to consider an Economic Development Incentive Grant between Columbus County and West Fraser, Incorporated, that was originally scheduled for March 04, 2013, at 6:30 P.M., until March 18, 2013, at 6:30 P.M., seconded by Vice Chairman Bullard. The motion unanimously passed.

Agenda Item #9: SOIL and WATER CONSERVATION - DEPARTMENTAL UPDATE:

Edward Davis, Soil and Water Conservation Director, stated the following and delivered the following departmental update to the Board.

1. I would like to introduce three (3) of our Board of Supervisors, namely, James Sarvis, Chairperson of the Columbus Soil and Water Conservation District, and Bobby Stanley, who is the Secretary/Treasurer of the district, and Harold Register who is a new member, and Donna Register, who is with USDA, Federal Agency in our office;
3. I have distributed the Columbus Soil and Water Conservation District Report from February 1, 2012 through January 31, 2013, containing the following information:
4. The Conservation Program has been cancelled;
5. For one (1) person, it takes two (2) acres of land to meet their needs;
6. We have lost over six hundred thousand (600,000) acres of farm land over the last ten (10) years; **and**
7. Agriculture is a \$74 billion business in the state.

REPORT from FEBRUARY 1, 2012 through JANUARY 31, 2013

Money Received from County:

Salaries and Benefits: (3 County Employees)	\$147,471
Supplies and Materials:	<u>\$ 11,545</u>
Total County Dollars Used:	\$159,016

Reimbursements:

State Technical Assistance Reimbursements:	\$26,675
State Grant Reimbursement:	<u>\$ 3,600</u>
Total Reimbursement to Columbus County: (Subtracted)	\$30,275

Total Cost to Columbus County: \$159,016 - \$30,275 = \$128,741

Benefits Received Back into Columbus County

Cost Share Funds Allocated to Cost Share Plans

Environmental Quality Incentives Program (EQIP)	\$279,914
Conservation Reserve Program (CRP)	\$ 79,895
Conservation Reserve Enhancement Program (CREP)	\$ 15,039
Conservation Security Program (CSP)	\$ 31,060
NC Agricultural Cost Share Program (NCACSP)	<u>\$ 64,304</u>

Total Cost Share Funded to Plans: \$470,212

Support Funds (State and Federal)

Salaries of Non-County Employees (1 full time and 3 part time)	\$160,000
Computer Support (2 @ \$3,125 each)	\$ 6,250
Office Supplies	\$ 4,000
Vehicles for Non-County Employees (2.5 @ \$400/month)	<u>\$ 12,000</u>
Summary State and Federal Support:	\$182,250

BENEFITS to COLUMBUS COUNTY: \$470,212 + \$182,250 = \$652,462

\$652,462 / \$128,741 = \$5.07 Returned to County for Every Dollar Spent

No-Till Drill Rental

No-till Drill Rented 20 Times Totaling 865.1 Acres Planted

COLUMBUS COUNTY VOLUNTARY AGRICULTURAL DISTRICT (VAD) PROGRAM:

23 Applications received and Approved

3,030.66 Acres of Crop Land Enrolled
3,497.27 Acres of Wood Land Enrolled
 6,527.93 Total Acres Enrolled

BEAVER MANAGEMENT ASSISTANCE PROGRAM (BMAP) REPORT
from February 1, 2012 through January 31, 2013

COUNT FUNDS INVESTED:

(Special Projects / Beaver Program)

BMAP	\$ 4,000
USDA:	\$50,000
USDA Landowner Cost Share Removal:	<u>\$ 6,000</u>
Total Cost to Columbus County:	\$60,000

ESTIMATED SAVINGS to COUNTY:

Agricultural/Timber Land:	\$ 83,712
Crops & Pasture - Agricultural:	\$ 22,000
Roads and Bridges:	\$301,000
Irrigation Ditch - Drainage Systems:	<u>\$ 5,000</u>
Total Benefits During this Period to Columbus County:	\$411,712

\$411,712 / \$60,000 = \$6.86 Benefit to County for Every Dollar Spent

Number of Landowner Agreements:	18
Number of Agreements with DOT:	46
Number of Beavers Removed:	272
Number of Dams Destroyed with Explosives:	80

Agenda Item #10: PROCLAMATION - INTELLECTUAL and DEVELOPMENTAL DISABILITIES AWARENESS MONTH PROCLAMATION:

Connie W. Price, Executive Assistant and Board Clerk, Eastpointe, requested Board approval and adoption of the following Intellectual and Developmental Disabilities Awareness Month Proclamation.

INTELLECTUAL and DEVELOPMENTAL DISABILITIES AWARENESS MONTH PROCLAMATION

WHEREAS, individuals with intellectual and developmental disabilities, their families, friends, neighbors and co-workers encourage everyone to focus on the abilities of all people; **and**

WHEREAS, the most effective way to increase this awareness is through everyone's active participation in community activities and the openness to learn and acknowledge each individual's

contribution; **and**

WHEREAS, opportunities for citizens with intellectual and developmental disabilities to function as independently and productively as possible must be fostered in our community; **and**

WHEREAS, we encourage all citizens to support opportunities for individuals with intellectual and developmental disabilities in our community that include full access to education, housing, employment, recreational and worship activities.

NOW, THEREFORE, BE IT PROCLAIMED that we, the Columbus County Board of Commissioners, by virtue of the authority vested in the Board by the laws of North Carolina, do hereby proclaim the month of March, 2013 as

“Intellectual and Developmental Disabilities Awareness Month”

in Columbus County and recognize that people with intellectual and developmental disabilities are **“just like you”**. Take the time to get to know someone with a disability and what he or she has to offer.

APPROVED and **ADOPTED** this 4th day of Mach, 2013.

COLUMBUS COUNTY BOARD OF COMMISSIONERS
 /s/ **CHARLES T. McDOWELL, Chairman**
ATTESTED BY:
 /s/ **JUNE B. HALL, Clerk to Board**

Commissioner McKenzie made a motion to approve and adopt the Intellectual and Developmental Disabilities Awareness Month Proclamation, seconded by Commissioner Russ The motion unanimously passed.

Agenda Item #11: APPOINTMENTS//RE-APPOINTMENTS/REPLACEMENTS TO BOARDS:

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

COMMITTEE	DISTRICT /EB	PERSON(S)	EXPIRE DATE	BOARD ACTION
Health (Board of)	VI	Kenneth Waddell (Resigned)	12/31/2013	Jeremy Hooks
Home and Community Care Block Grant Committee	VII	Dean Gore	06/30/2013	HOLD
Nursing/Adult Care Home Joint Community Advisory Committee	EB	Betty Goodman (Resigned)	12/01/2014	HOLD

Agenda Item #11A: SOLID WASTE - AUTHORIZATION for COUNTY MANAGER to SIGN PROPOSED MEMORANDUM of UNDERSTANDING and APPROVAL of BUDGET AMENDMENT:

Kip McClary, Public Utilities Director, requested Board approval for William S. Clark, County Manager, to sign the following proposed Memorandum of Understanding with Rutherford County, and the following Budget Amendment for local expenditures, for an electric power generator for the Columbus County Landfill Gas Project.

MEMORANDUM OF UNDERSTANDING BETWEEN COLUMBUS COUNTY AND RUTHERFORD COUNTY REGARDING THE TRANSFER OF LANDFILL GAS FLARE STATION AND POWER GENERATION EQUIPMENT TO COLUMBUS COUNTY

Whereas Rutherford County has constructed a Landfill Gas Collection Flare Station and Electric Power Generator that utilizes the landfill gas as the fuel source on its own property in Rutherford

County utilizing a grant made available by the North Carolina State Energy Office.

Whereas the Rutherford County Landfill Gas Collection Flare Station has failed to perform to expectations making the Electric Power Generator unusable.

Whereas Rutherford County wishes to decommission the Landfill Gas Collection Flare Station and Electric Power Generator and transfer it to Columbus County for utilization by Columbus County.

Whereas the North Carolina State Energy Office has approved amending the grant issued to Rutherford County to fund the decommissioning and transfer of the equipment and reestablishment for use on Columbus County's site.

Wherefore Rutherford County agrees to fund from the amended grant the decommissioning of the equipment in Rutherford County, transport of the equipment to Columbus County and installation of the equipment on the Columbus County Site as follows:

1. Decommissioning of the Flare Station unit shall be performed by McGee Environmental, Inc. as quoted on February 19, 2013 for a lump sum of \$985.00
2. Decommissioning of the Generator Unit, shipping of both the Flare Station and the Generator Unit to Columbus County and installation of the Generator Unit on the Columbus County site shall be performed by Power Secure, Inc. the cost of which is included in the Power Secure, Inc. quote February 11, 2013 for a lump sum of \$22,074.00.
3. Site Preparation for the Generator Unit installation in Columbus County shall be performed by Columbus County personnel for the estimated cost as quoted in the February 19, 2013 quotation of \$6,786.00.
4. Gas plant modifications in Columbus County for the connection of the Generator Unit shall be performed by McGee Environmental, Inc. as quoted in the February 19, 2013 quotation of \$4,770.00.
5. Contingencies and /or incidentals encountered during the preparation and installation of the site and equipment in Columbus County shall be included in the reimbursements from Rutherford County not to exceed a total project cost of \$37,425.00.
6. Payment to each party involved will be made by Rutherford County in coordination with Columbus County based upon satisfactory work performed by each private vendor.

In witness whereof the duly authorized representative of the governing boards of Columbus County and Rutherford County set their hands this 4th day of March, 2013.

/s/ **WILLIAM S. CLARK**
Columbus County Manager

Rutherford County Manager

Attest

Attest

Budget Amendment:

TYPE	ACCOUNT	DETAILS	AMOUNT
Expenditures	69-7400-559000	C/O Other Improvements	6,786
Revenues	69-3725-489000	Miscellaneous Revenue	6,786

Commissioner McKenzie made a motion to approve the proposed Memorandum of Understanding with Rutherford County, and the following Budget Amendment for local expenditures, for an electric power generator for the Columbus County Landfill Gas Project, seconded by Commissioner Byrd. The motion unanimously passed.

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

At 7:13 P.M., Commissioner Burroughs 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, seconded by Commissioner Prevatte. The motion unanimously passed.

Agenda Item #12: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

February 18, 2013 **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.

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

At 7:14 P.M., Commissioner Prevatte 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, seconded by Commissioner McKenzie. The motion unanimously passed.

Agenda Item #13: CONSENT AGENDA ITEMS:

Vice Chairman Bullard made a motion to approve the following Consent Agenda Items, seconded by Commissioner McKenzie. The motion unanimously passed.

A. Budget Amendments:

TYPE	ACCOUNT	DETAILS	AMOUNT
Expenditures	10-5162-512100	Salaries	(3,657)
Revenues	10-3510-430032	IAP State	(3,657)
Expenditures	10-5192-512100	Salaries	3,200
	10-5192-512700	Longevity	100
Revenues	10-3510-430050	Comp Breast Screening State	3,300
Expenditures	10-5301-549986	Crisis Intervention	206,234
	10-5301-533001	CP&L Energy	(3,893)
	10-5302-519912	Day Care Smart Start	(85,826)
	10-5302-519913	Day Care State	272,795
	10-5302-519945	Low Income Energy Assistance (LEIAP)	65,878
	10-5301-531302	Jobs Transportation	(20,000)
	10-5301-532100	Telephone	20,000
	10-5302-519919	Foster Care State	(40,000)
	10-5302-519917	Foster Care IV-E	40,000
Revenues	10-3530-430068	Crisis Intervention	206,234
	10-3530-430076	CP&L Energy	(3,893)
	10-3530-430090	Day Care	186,969
	10-3530-432515	Low Income Energy Assistance (LEIAP)	65,878

B. Tax Refunds and Releases:

<i>Property Value</i>	Amount:	\$199.36
Bass, Marvin Jr.	Total:	\$235.39
Value: \$6,412.00	Bill#:	99999
Year: 09-12		
PROPERTY: 00000		
Account: 09-00541		
Release value of boat. DBL Act#09-03633		
Leverne Bass Release Roseland		
Fire(14.68)Release Columbus Rescue(4.88) release late list(16.47)		

<i>Property Value</i>		Amount:	\$2,981.45
Floyd, Tony Lee	PROPERTY: 87045	Total:	\$4,240.17
Value: \$64,500.00	Year: 03-11 Account: 04-04163	Bill#:	99999
Release entire property value of dwelling. Sold by county for less than taxes owed.			
Release Bolton Fire(388.68), release Columbus Rescue(86.56)			
<i>Property Value</i>		Amount:	\$10.80
Worley, Johnny	PROPERTY: 00000	Total:	\$13.06
Value: \$1,325.00	Year: 2012 Account: 06-02508	Bill#:	99999
Release value of boat. Sold and listed in South Carolina. Release Roseland Fire(.80), release Columbus Rescue(.27) release late list(1.19)			
<i>Refunds</i>		Amount:	\$733.50
Simmons, Talmadge (Jr.) & Carol	PROPERTY: 22560	Total:	\$814.50
Value: \$18,000.00	Year: 08-12 Account: 12-25180	Bill#:	99999
Refund value of 50 acres of land. Listed to prop#21095 Rosetta Winchester. Release Columbus Rescue(18.00), release Water II (63.00)			
<i>Refunds</i>		Amount:	\$0.00
Singleton, Issac	PROPERTY: 00000	Total:	\$218.00
Value: \$0.00	Year: 2012 Account: 09-03536	Bill#:	35174
Refund user fee. Uses a commercial hauler in mobile home park.			
<i>User Fee</i>		Amount:	\$0.00
Boone, Marie	PROPERTY: 8535	Total:	\$131.00
Value: \$0.00	Year: 2012 Account: 04-00970	Bill#:	944
Release user fee. Dwelling vacant.			
<i>User Fee</i>		Amount:	\$0.00
Bradley, Ramona	PROPERTY: 75773	Total:	\$218.00
Value: \$0.00	Year: 2012 Account: 14-02375	Bill#:	1398
Release user fee. Dwelling vacant.			
<i>User Fee</i>		Amount:	\$0.00
Godwin, Jake C.	PROPERTY: 15866	Total:	\$436.00
Value: \$0.00	Year: 2012 Account: 09-10380	Bill#:	12899
Release user fee. Uses a commercial hauler.			
<i>User Fee</i>		Amount:	\$0.00
Godwin, Larry	PROPERTY: 89655	Total:	\$436.00
Value: \$0.00	Year: 2012 Account: 09-10580	Bill#:	99999
Release user fee. Uses a commercial hauler.			
<i>User Fee</i>		Amount:	\$0.00
Godwin, Larry	PROPERTY: 00000	Total:	\$1,744.00
Value: \$0.00	Year: 2012 Account: 09-04032	Bill#:	12940
Release user fee. Uses a commercial hauler			
<i>User Fee</i>		Amount:	\$0.00
Gore, Danny Ferrell & Emory Diane	PROPERTY: 6997	Total:	\$218.00
Value: \$0.00	Year: 2012 Account: 03-02009	Bill#:	13250
Release user fee. Dwelling vacant.			
<i>User Fee</i>		Amount:	\$0.00
Grady, Marcella	PROPERTY: 85881	Total:	\$218.00
Value: \$0.00	Year: 2012 Account: 09-03717	Bill#:	13861
Release user fee. Uses a commercial hauler. Mobile Home Park.			
<i>User Fee</i>		Amount:	\$0.00
Johnson, Mary E.	PROPERTY: 28646	Total:	\$218.00
Value: \$0.00	Year: 2012 Account: 15-04451	Bill#:	19932
Release user fee. Dwelling vacant.			
<i>User Fee</i>		Amount:	\$0.00
Jones, Draimond	PROPERTY: 80326	Total:	\$218.00
Value: \$0.00	Year: 2012 Account: 01-01315	Bill#:	20194
Release user fee. Dwelling vacant.			
<i>User Fee</i>		Amount:	\$0.00
Nichols, Roger	PROPERTY: 19735	Total:	\$218.00
Value: \$0.00	Year: 2012 Account: 11-01938	Bill#:	27946
Release user fee. Dwelling vacant.			
<i>User Fee</i>		Amount:	\$0.00

Norris, Charles T. Value: \$0.00 Release user fee. Dwelling Vacant.	Year: 2012	PROPERTY: 90898 Account: 09-22520	Total: \$218.00 Bill#: 28304
<i>User Fee</i>			Amount: \$0.00
Powell, Robert Lee(Jr) & bonita Value: \$0.00 Release user fee. Dwelling vacant.	Year: 11-12	PROPERTY: 61869 Account: 15-30620	Total: \$441.00 Bill#: 99999
<i>User Fee</i>			Amount: \$0.00
Powers, Willie Value: \$0.00 Release user fee. Dwelling vacant.	Year: 11-12	PROPERTY: 00000 Account: 06-05426	Total: \$441.00 Bill#: 99999
<i>User Fee</i>			Amount: \$0.00
Powers, Willie Value: \$0.00 Release user fee. Dwelling vacant.	Year: 2011	PROPERTY: 00000 Account: 06-03722	Total: \$223.00 Bill#: 55977
<i>User Fee</i>			Amount: \$0.00
Powers, Willie Value: \$0.00 Release user fee. Dwelling vacant.	Year: 2011	PROPERTY: 00000 Account: 06-04115	Total: \$223.00 Bill#: 55978
<i>User Fee</i>			Amount: \$0.00
Powers, Willie L. Value: \$0.00 Release user fee. Dwelling vacant.	Year: 2012	PROPERTY: 4157 Account: 01-72600	Total: \$215.00 Bill#: 4157
<i>User Fee</i>			Amount: \$0.00
Pridgen, Sandra Hooks Value: \$0.00 Release user fee. Dwelling vacant.	Year: 2012	PROPERTY: 16626 Account: 09-05336	Total: \$218.00 Bill#: 31061
<i>User Fee</i>			Amount: \$0.00
Tyson, Kelton & Gladys Value: \$0.00 Release user fee. 2 dwellings vacant.	Year: 2012	PROPERTY: 5663 Account: 01-97761	Total: \$436.00 Bill#: 40726

Agenda Item #14: COMMENTS:

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

B. Board of Commissioners:

1. **Commissioner Byrd:** stated the following:
 - a. In reference to the letter from Acme-Delco-Riegelwood Fire-Rescue, the information stated is incorrect about the Board being unaware of their concerns of the new radio system; **and**
 - b. We forwarded a letter to the North Carolina Department of Transportation about creating an emergency turn around, and I have spoken to Drew Cox, District Engineer, and they have done so.

2. **Vice Chairman Bullard:** stated the following:
 - a. I appreciate the Beaver Management Program Committee; **and**
 - b. I would like to thank all the members that were appointed for their attendance and hard work.

3. **Commissioner McKenzie:** stated the following:
 - a. I would like to echo what Vice Chairman Bullard has stated about the Beaver Management Program Committee;
 - b. At first, I was reluctant to do the Beaver Management Program, and now I am very glad that we did; **and**
 - c. Kay, I am still waiting on the information.

4. **Commissioner Prevatte:** stated the following:
 - a. I saw several e-mails from Kay Worley about the problems with the new radio system, and I think these problems came in with the portables; **and**
 - b. I would like for everyone in attendance to have a minute of silence in

honor of Bobbie Faircloth's husband and Kip McClary's father.

5. **Commissioner Russ:** stated the following:
 - a. I would like to compliment the Beaver Management Program Committee for the fine job they have done; **and**
 - b. There are three (3) blood drives in the next few days at the Social Services Department, Columbus Regional Healthcare System and Southeastern Community College, and I would like for anyone that is able to participate, to help save lives.

6. **Chairman McDowell:** stated the following:
 - a. At the February 04, 2013 Board Meeting, we approved and signed an agreement with the Nature Conservancy North Carolina Chapter, Southeast Coastal Plain;
 - b. After review, it has been determined that it is in the best interest of Columbus County to not participate in this project;
 - c. I am recommending that Columbus County withdraws from this application; **and**

MOTION:

Commissioner Byrd made a motion for Columbus County to withdraw from the joint grant application with the Nature Conservancy, North Carolina Chapter, Southeast Coastal Plain, seconded by Commissioner Prevatte. The motion unanimously passed.

- d. I would like to applaud the Beaver Management Program Committee for their dedication and hard work.

- C. **County Manager (William S. Clark):** I would like to remind you that on March 14, 2013, we will have our Board Retreat from 8:30 A.M. until 12:30 P.M. and also the joint meeting with the three (3) school systems on the same day starting at 6:00 P.M., at Southeastern Community College.

Agenda Item #15: ADJOURNMENT:

At 7:23 P.M., Commissioner Prevatte made a motion to adjourn, seconded by Commissioner Byrd. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

CHARLES T. McDOWELL, Chairman

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

Monday, March 04, 2013

7:13 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:

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

APPOINTEES PRESENT:

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

APPOINTEE ABSENT:

Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:13 P.M., Chairman Charles T. McDowell called the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting to order.

Agenda Item #12: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

February 18, 2013 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**).

Vice Chairman Bullard made a motion to approve the February 18, 2013 Columbus County Water and Sewer District I Board Meeting Minutes, as recorded, seconded by Commissioner Russ. The motion unanimously passed.

ADJOURNMENT:

At 7:14 P.M., Commissioner Prevatte made a motion to adjourn, seconded by Commissioner McKenzie. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

CHARLES T. McDOWELL Chairman

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

Monday, March 04, 2013

7:13 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:

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

APPOINTEES PRESENT:

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

APPOINTEE ABSENT:

Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:13 P.M., Chairman Charles T. McDowell called the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting to order.

Agenda Item #12: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

February 18, 2013 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**).

Vice Chairman Bullard made a motion to approve the February 18, 2013 Columbus County Water and Sewer District II Board Meeting Minutes, as recorded, seconded by Commissioner Russ. The motion unanimously passed.

ADJOURNMENT:

At 7:14 P.M., Commissioner Prevatte made a motion to adjourn, seconded by Commissioner McKenzie. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

CHARLES T. McDOWELL Chairman

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

Monday, March 04, 2013

7:13 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:

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

APPOINTEES PRESENT:

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

APPOINTEE ABSENT:

Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:13 P.M., Chairman Charles T. McDowell called the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting to order.

Agenda Item #12: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

February 18, 2013 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**).

Vice Chairman Bullard made a motion to approve the February 18, 2013 Columbus County Water and Sewer District III Board Meeting Minutes, as recorded, seconded by Commissioner Russ. The motion unanimously passed.

ADJOURNMENT:

At 7:14 P.M., Commissioner Prevatte made a motion to adjourn, seconded by Commissioner McKenzie. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

CHARLES T. McDOWELL Chairman

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

Monday, March 04, 2013

7:13 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:

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

APPOINTEES PRESENT:

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

APPOINTEE ABSENT:

Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:13 P.M., Chairman Charles T. McDowell called the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting to order.

Agenda Item #12: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

February 18, 2013 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**).

Vice Chairman Bullard made a motion to approve the February 18, 2013 Columbus County Water and Sewer District IV Board Meeting Minutes, as recorded, seconded by Commissioner Russ. The motion unanimously passed.

ADJOURNMENT:

At 7:14 P.M., Commissioner Prevatte made a motion to adjourn, seconded by Commissioner McKenzie. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

CHARLES T. McDOWELL Chairman

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

Monday, March 04, 2013

7:13 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:

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

APPOINTEES PRESENT:

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

APPOINTEE ABSENT:

Bobbie Faircloth, **Finance Officer**

MEETING CALLED TO ORDER:

At 7:13 P.M., Chairman Charles T. McDowell called the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting to order.

Agenda Item #12: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

February 18, 2013 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**).

Vice Chairman Bullard made a motion to approve the February 18, 2013 Columbus County Water and Sewer District V Board Meeting Minutes, as recorded, seconded by Commissioner Russ. The motion unanimously passed.

ADJOURNMENT:

At 7:14 P.M., Commissioner Prevatte made a motion to adjourn, seconded by Commissioner McKenzie. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

CHARLES T. McDOWELL Chairman