

COLUMBUS COUNTY BOARD OF COMMISSIONERS

Tuesday, July 06, 2021

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 a Public Hearing and the Regular Session Meeting, it being the first Tuesday, the first Monday being a legal holiday in observance of July 04, 2021.

COMMISSIONERS PRESENT:

Ricky Bullard, **Chairman**
 Jerome McMillian, **Vice Chairman**
 Chris Smith
 Giles E. Byrd
 Lavern Coleman
 Brent Watts
 Charles T. McDowell

APPOINTEES PRESENT:

Edwin H. Madden, Jr., **County Manager**
 Amanda B. Prince, **Staff Attorney**
 Jay Leatherman, **Interim Finance Officer**
 Boyd Worley, **Board Attorney**

APPOINTEE ABSENT:

June B. Hall, **Clerk to Board (Excused)**

PUBLIC HEARING

6:30 P.M. **MORATORIUM ORDINANCE on MAJOR SUBDIVISIONS:** the purpose of the Public Hearing is to receive oral and written comments from the public regarding a proposed Moratorium Ordinance on Major Subdivisions as controlled by the Code of Ordinances.

PUBLIC HEARING OPENED:

At 6:30 P.M., Chairman Bullard called the Public Hearing to order and stated this Public Hearing is for the Moratorium Ordinance on Major Subdivisions, and the purpose of the Public Hearing is to receive oral and written comments from the public regarding a proposed Moratorium Ordinance on Major Subdivisions, as controlled by the code of Ordinances.

COMMENTS:

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

1. **Samantha Alsup, Planning Director:** stated the following:
 - I am here tonight to discuss the need for a moratorium on major subdivisions;
 - The purpose of this is to discuss the status quo so the County can develop new regulations that will ensure adequate infrastructure is in place to support development of major subdivisions;
 - Studies are needed to determine the regulations that are needed to protect sensitive areas like flood plains and water tables; **and**
 - To conduct research on whether to include an appropriate situations quasi-judicial standards for certain types of subdivisions.
 - Also, a study of the county and its needs should be done to zoning districts regarding lot size and density and what would be appropriate in the county.

A discussion was conducted relative to the areas that need attention and modifications to control growth in Columbus County.

2. **Johnny Edge, 470 Happy Home Road, Nakina, NC 28455:** stated the following:
 - I am here tonight because I am a concerned citizen;
 - I have been in construction and real estate all of my life;
 - Ten or twelve years ago Al Leonard and myself got together with the Planning Board we started the mobile home ordinance and a subdivision ordinance.
 - Columbus County is at a crossroads at this time;
 - It will take a lot of research, and a lot of soul searching, and checking into what's happening in counties surrounding us, to develop what is needed.
 - In the last four months Brunswick County issued 10,000 permits.
 - The tsunami is coming.
 - the only way to regulate it is through a Unified Development Ordinance.
 - The problem is that citizens were unaware.

- These developers that are coming in are not minor subdivision developers.
- So, what I suggest is that you reach out and find out what mistakes have been made and then don't make them and involve your citizens in the process.

3. **Pamela Merritt, 147 Antioch Road, Whiteville, NC 28472:** stated the following:
- Thank you for allowing the citizens to have a voice in this matter;
 - This is an important issue for our county and its growth moving forward;
 - We, as a community, are not anti-growth;
 - Our businesses need more growth, but it must be positive growth;
 - The developers that are coming to Columbus are due to the low price of real estate and the lack of regulations in place;
 - The moratorium is important to allow you to step back and take a look at the lack of proper rules and regulations and enact new zoning ordinances and standards that would promote positive growth;
 - We do not want our farmland to disappear.
 - We are concerned about limited public waster water systems outside of city limits and we must protect our watersheds which can be affected by fast growth.
 - We wish to maintain harmony within our community;and
 - The workshop is an excellent idea, and we are requesting that the public be involved in the process.

PUBLIC HEARING CLOSED:

At 6:52 P.M., Commissioner McDowell made a motion to adjourn the Public Hearing, seconded by Commissioner Coleman. The motion unanimously passed.

6:52 P.M.
REGULAR SESSION:

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

At 6:52 P.M., Chairman Ricky Bullard called the July 06, 2021 Columbus County Board of Commissioners Regular Session Meeting to order. The invocation was delivered by Commissioner Chris Smith. Everyone in attendance stood and pledged Allegiance to the Flag of the United States of America which was led by Commissioner Lavern Coleman.

WELCOME NEW BOARD MEMBER:

Chairman Bullard stated he would like to welcome the new Board member, Boyd Worley. Mr. Worley received his degree from Campbell in 2009, his Bachelor's Degree from Virginia Military Institute in 2006, and is an associate of Wright and Worley.

Agenda Item #4: BOARD MINUTES APPROVAL:

Commissioner Coleman made a motion to approve the June 07, 2021 Regular Session Minutes, as recorded, and the June 21, 2021 Special Called Meeting Minutes, as recorded, seconded by Commissioner Watts. The motion unanimously passed..

Agenda Item #5: APPROVAL of JULY 06, 2021 AGENDA -and- BUDGET AMENDMENTS:

Commissioner McDowell made a motion to approve the July 06, 2021 Agenda, and the following Budget Amendments, seconded by Commissioner Smith. The motion unanimously passed.

TYPE	ACCOUNT	DETAILS	AMOUNT
Expenditures	10-5170-519150	WIC Peer Counselor Breast-feed	20,245
Revenue	10-3510-430055	WIC	20,245
Expenditures	10-4155-512100	Salaries & Wages Regular	55,200
	10-4155-518100	FICA	4,223

TYPE	ACCOUNT	DETAILS	AMOUNT
	10-4155-522000	Food and Provisions	1,555
	10-4155-526000	Office Supplies	625
	10-4155-531100	Travel	1,000
	10-4155-532000	Communications	2,199
	10-4155-534000	Printing and Binding	68
	10-4155-537000	Advertising	3,121
	10-4155-539000	Other Services	3,136
	10-4155-545000	Insurance and Bonding	50
	10-4155-549000	Dues and Subscriptions	100
Revenues	10-3416-436025	NC JCPC Grant	70,977
	10-3416-489040	Miscellaneous Revenue	1,000

REMINDER:

Chairman Bullard stated, as a reminder, in accordance with the Rules and Guideline, under the Commissioners Comments, Do not move on any motions made. It must go on the next meeting agenda.

Agenda Item #6: PUBLIC INPUT:

Chairman Bullard opened the floor for Public Input. The following spoke.

Jerome Chestnut, Town Manager of Chadbourn, NC: stated the following:

- I've been serving as Town Manager of chadbourn since March 4th of this year.
- I want to thank you for the opportunity to speak to you tonight;
- I am here tonight to talk to you about the violence that is occurring in Columbus County and Chadbourn;
- I am not here to discuss or answer questions about the incident that occurred on last weekend.
- We need to communicate more with each other and the value of the lives of our citizens;
- I realize we have to deal with reduced budgets, decline in populations, decline in school growth, but we can't ignore the rise of violence, weapons and drugs in our county.
- We need to learn how we can do more with what we have;
- The Sheriff's Department has done a lot for the Town of Chadbourn, but it is not sustainable, without more resources;
- I am asking this Board to consider giving him more resources to assist the smaller towns in this County; **and**
- One of the recommendations I will give to this Board is to open up channels of communication.
- Let's have discussions about the violence happening in our towns in an open forum and to get data on who is creating this violence in our communities.

Agenda Item #7: PROCLAMATION - PROCLAMATION of APPRECIATION to OLD DOCK/CYPRESS CREEK VOLUNTEER FIRE DEPARTMENT and AUXILIARY:

Commissioner McDowell requested Board approval and adoption of the following Proclamation of Appreciation to Old Dock/Cypress Volunteer Fire Department and Auxiliary.

PROCLAMATION of APPRECIATION and RECOGNITION to OLD DOCK/CYPRESS CREEK FIRE DEPARTMENT and AUXILIARY

WHEREAS, within Columbus County, there are nineteen (19) fire departments which encompasses several departments operating on a volunteer basis in the rural parts of our county; **and**

WHEREAS, having locations in the rural parts of a county places limitations on the accessibility of the needed resources; **and**

WHEREAS, the *Old Dock/Cypress Creek Fire Department and Auxiliary* is a six (6) mile rural department and auxiliary which operates with volunteer workers, with a fire rating of six/nine (6/9E); **and**

WHEREAS, over the years, the *Old Dock/Cypress Creek Fire Department and Auxiliary* has worked diligently to improve their fire rating from a nine (9) to a lower rating for the benefit of the homeowners and the business owners in their district; **and**

WHEREAS, *Old Dock/Cypress Creek Fire Department and Auxiliary* has diligently and tirelessly executed the following requirements in their pursuit of a lower fire rating:

- ☼ Conducted pre fire plans of commercial buildings in their district/;
- ☼ Established water points in the district;
- ☼ Improved the quantity and quality of equipment;
- ☼ Underwent endless hours of firefighter training and officer training; **and**
- ☼ Displayed exemplary dedication of service; **and**

WHEREAS, the *Old Dock/Cypress Creek Fire Department and Auxiliary* received a (4/9E) rating to be effective October 01, 2021, from the North Carolina Insurance Commissioners and the State Fire Marshal's Office; **and**

WHEREAS, the rating of 4/9E means the department and Auxiliary is overall better equipped to respond to fires in its district and can also significantly lower the homeowners insurance rates in that district.

NOW, THEREFORE, BE IT PROCLAIMED, we, the Columbus County Board of Commissioners proudly presents this **Proclamation of Appreciation and Recognition** to **OLD DOCK/CYPRESS CREEK FIRE DEPARTMENT and AUXILIARY**, for their diligent and endless hours of dedication in their efforts to accomplish, and receive, the rating of 4/9E.

APPROVED and ADOPTED this the 6th day of July, 2021.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

/s/ **RICKY BULLARD**, Chairman

/s/ **CHRIS SMITH**

/s/ **LAVERN COLEMAN**

/s/ **CHARLES T. McDOWELL**

/s/ **EDDIE H. MADDEN, JR.**, County Manager

/s/ **BOYD WORLEY**, Board Attorney

/s/ **JEROME McMILLIAN**, Vice Chairman

/s/ **GILES E. BYRD**

/s/ **BRENT WATTS**

ATTESTED BY:

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

Commissioner McDowell made a motion to adopt this Proclamation of Appreciation to Old Dock /Cypress Creek Fire Department and Auxiliary, seconded by Commissioner Byrd. The motion unanimously passed.

Agenda Item #8: AGING - FAMILY CAREGIVER SUPPORT (TITLE III-E) GRANT:

Kristie Massey, Director of Aging, requested Board approval to accept the Family Caregiver Support (Title III-E) grant proposal for FY 21/22.

In-Home Respite	\$14,000
Caregiver Resource Consultation	\$8,800
Personal Emergency Response Alarm	\$1,650
Incontinence Supplies	\$11,000
Liquid Nutritional Supplements	\$3,000
Assistive Technology	\$550
Home Modification/Accessibility	\$3,500
GRAND TOTAL:	\$42,500
(no county match required)	

Commissioner Byrd made a motion to accept the Family Caregiver Support (Title III-E) Grant, in the amount of forty-two thousand, five hundred, and 00/100 (\$42,500.00) dollars, with no local match, and to allow all programs to remain as presently provided, seconded by Commissioner Smith. The motion unanimously passed.

Agenda Item #9: ECONOMIC DEVELOPMENT - PRESENTATION UPDATE:

Gary Lanier, Economic Development Director, delivered an update on the following recent economic development activities.

1. We have some good news;
2. We have our first company that has agreed to go into the International Logistics Park;

3. We are working on the first spec building;
4. A company from California, Precision Swiss Products is going take down 60,000 square feet of that 150,000 square foot building being built.
5. This would not have happened without infrastructure which this Board has supported.
6. We received a \$2.5 million grant for the sewage that was needed and the Board approved a \$400,000 water line extension to get water into the park and now we have that;
7. We are working with ATMC to get fiber to the park; **and**
8. Special thanks to Bill Early and Kevin Lackey , my counterparts in Brunswick County who have worked with company for a year and a half to persuade them to come.
9. Senator Britt and Representative Jones have helped us in this process; **and**
10. Working together, as a team, is the key to success.

Agenda Item #10: ECONOMIC DEVELOPMENT - ONE NC GRANT APPROVAL:

Gary Lanier, Economic Development Director, requested Board approval of the One NC Grant in Support of Pipeline Plastics.

Terms of One NC Grant

Local Government: County of Columbus

Project Company: Pipeline Plastics LLC

Grant Amount: \$125,000

Guarantor: Pipeline Plastics Holdings, LLC

Project Description: Manufacturer of high-performance pipe for drinking water, irrigation and mining.

Facility Location: 15159 Andrew Jackson Hwy SW #76

Grant Period: 3 years beginning April 8, 2021

Grant End Date: April 8, 2024

Target New Jobs (goal): 44

Target New Investment (goal): \$4,600,000

Required New Jobs (required for full grant): 40

Required New Investment (required for full grant): \$4,140,000

Average weekly wage for all full-time jobs (Wage Standard): \$667

Retained Jobs, if any: NA

Closeout: The earlier of when performance is complete, or the Grant End Date

Other Requirements

- Health insurance for all fulltime jobs
- Use grant proceeds for installation or purchase of equipment; structural repairs, improvements, or renovations to existing buildings to be used for expansion; construction of or improvements to new or existing water, sewer, gas or electric utility distribution lines or equipment for existing buildings, or for new or proposed buildings to be used for manufacturing and industrial operations.
- Must provide verification that Project has received all environmental permits.
- The grant is subject to the requirement that the Local Government deliver to the Department of Commerce a copy of the agreement with the Company governing the local incentives to be provided for the Project.
- By no later than February 1 following the end of each year during the later of the end of the Grant Performance Period or the date on which the Local Government provides the final funds that would bring the local matching contribution to the level provided by the Grant, the Company will submit a report to the DOC in the form of Exhibit B, documenting the Local Government contribution of eligible matching funds, through the just completed calendar year, and a copy of the Company's fourth calendar quarter performance, ending December 31. In addition, during the Grant Period, the Company shall provide a statement indicating whether the Company expects to have completed Performance Criteria sufficient to request a disbursement during the upcoming state fiscal year (July 1 through June 30).

Disbursement of Grant

4 installments equal to 25% of grant each, on demonstration of creation of:

- 25% of Target New Jobs
- 50% of Target New Jobs

- 75% of Target New Jobs
- Required New Jobs and Required Investment and evidence of making Statutorily Qualifying Expenditures, Environmental Permits, and Retained Jobs (if required, as set forth above).

Obligation to Repay Grant

- Failure to provide required health insurance
- Failure to achieve Wage Standard
- Ceasing project operations
- Failure to maintain jobs for the requisite time beyond Closeout (1-2 years depending on Closeout timing)

Adjustments to Grant at Closeout

- If Closeout occurs on the date three years from the date of the Grant award and the Company has failed to:
 - Create and retain Required New Jobs, or
 - Make statutorily qualifying expenses equal to 100% of the grant, or
 - Make the Required Investment

the amount of the Grant will be reduced on a pro rata basis to reflect the percentage by which the Company failed to meet its performance goals.

To the extent the amount of the reduced Grant is *less* than the amount that has been previously disbursed, the Company must reimburse DOC for the difference.

Obligations beyond Closeout

- If Closeout occurs more than one year prior to the Grant End Date, the Company must maintain **at least 90%** of the New Jobs in place at Closeout for **two years** after the date of Closeout.
- If Closeout occurs less than one year prior to the Grant End Date, the Company must maintain **at least 90%** of the New Jobs in place at Closeout until the date that is the one year anniversary of the Grant End Date.
- If the Company fails to maintain **at least 90%** of the number of New Jobs in place at Closeout for **the required time period**, the Company must reimburse DOC the entire amount of the Grant.

Statute and Guidelines Governing Grant

- N.C. Gen. Stat. 143B-437.70 *et seq.*
- Guidelines And Procedures for Commitment of Funds from the One North Carolina Fund.

LOCAL GOVERNMENT GRANT AGREEMENT THE ONE NORTH CAROLINA FUND

Local Government Name: County of Columbus Grant No. 2020-27415
Project Name: Pipeline Plastics LLC

STATE OF NORTH CAROLINA
GRANT AGREEMENT
COUNTY OF WAKE

This Local Government Grant Agreement (the “LGGA”) is effective the 8th day of April 2021 (the “Effective Date”) by and between the **County of Columbus, North Carolina** (hereinafter referred to as the “Local Government”), and the **North Carolina Department of Commerce** (hereinafter referred to as “DOC”);

WITNESSETH:

WHEREAS; the Local Government desires to stimulate and develop the local economy of its region, alleviate the problems of unemployment and underemployment by creating and/or retaining jobs for

its citizens, and develop its local tax base; and

WHEREAS; the General Assembly has created the One North Carolina Fund (the “**Program**”) to make funding available within North Carolina “to secure commitments for the recruitment, expansion or retention of new or existing businesses”; and

WHEREAS; the General Assembly has authorized Program funds to be used for installation or purchase of equipment; structural repairs, improvements, or renovations to existing buildings to be used for expansion; construction of or improvements to new or existing water, sewer, gas or electric utility distribution lines or equipment for existing buildings; and construction of or improvements to new or existing water, sewer, gas or electric utility distribution lines or equipment for new or proposed buildings to be used for manufacturing and industrial operations; and

WHEREAS; the Local Government has applied for funds in connection with activity to be undertaken by Pipeline Plastics LLC (the “**Company**”), a business that has competitively chosen to locate or expand operations for the following project (the “**Project**”) in North Carolina:

A plant (the “**Facility**”) at which the Company will manufacture high performance industrial pipeline systems to be located in or around 15159 Andrew Jackson Highway SW #76 in the Town of Fair Bluff in Columbus County, North Carolina.

WHEREAS; the Local Government has committed to provide matching funds and resources for the Project equal to at least the amount set forth in N.C. Gen. Stat. § 143B-437.72(c)(1) (the “**Match**”); and

WHEREAS; the Local Government’s application (the “**Local Government Application**”) has been approved by DOC for funding, based on the Local Government’s commitments, and the commitments made by the Company in its Program application (the “**Company Application**”); and

WHEREAS, the Company has executed an agreement (the “**Company Performance Agreement**” or “**CPA**”) with the Local Government reflecting the Company’s commitments to expand, create and/or retain jobs and to take other actions that will support North Carolina’s economic development, and the terms on which funds will be made available for such activity from the Program;

NOW THEREFORE, in consideration of the mutual covenants and promises set forth below, the Local Government and DOC hereby agree as follows:

I. DOC COMMITMENTS AND GRANT CONDITIONS

(a) DOC agrees to provide Program fund in the maximum amount of One Hundred Twenty-Five Thousand Dollars (\$125,000.00) for the Project (the “**Grant**”), in accordance with the terms of this LGGA and the CPA.

(b) Grant payments disbursed under this LGGA will be disbursed to the Local Government pursuant to N.C. Gen. Stat. § 143B-437.70 *et seq.*, the terms of the Program Guidelines and Procedures for Commitment of Funds from the One North Carolina Fund, established pursuant to N.C. Gen. Stat. § 143B-437.73 and in effect as of the effective date of this LGGA (the “**Program Guidelines**”), consistent with the terms and schedule established in the CPA.

(c) Grant disbursements are conditioned upon the execution of the CPA between the Local Government and the Company, and any other required parties thereto, in a form acceptable to DOC. In addition to the Company and the Local Government, the following are required parties to the CPA: Pipeline Plastics Holdings LLC (the “**Guarantor**”).

(d) To receive a Grant disbursement, the Local Government must provide or cause to be provided to DOC a properly executed CPA, proof that the Company has performed its obligations under the CPA, proof that the Local Government has met its obligation to provide the Match, a duly executed completed disbursement request and certification in the form of Exhibit A hereof (the “**Local Government Disbursement Request**”), and a duly executed completed Company’s disbursement request and certification in the form of Exhibit A to the CPA (the “**Company Disbursement Request**”).

II. LOCAL GOVERNMENT’S COMMITMENTS

(a) The Local Government agrees to perform the Program and to abide by all commitments, terms and representations in the Local Government Application.

(b) The Local Government agrees to provide the Match in a manner consistent with N.C. Gen. Stat. § 143B-437.72(c)(1), the Program Guidelines and Procedures, and the Local Government Application. The Local Government will provide to the DOC a copy of the duly executed agreement between the Local Government (or other local entity) and the Company governing the local incentives that will be provided to the Company for the Project (the “**Local Incentive Agreement**”), at the time the Local Government returns the executed LGGA. The Company will be ineligible for a Grant disbursement until the Local Incentive Agreement is provided to the DOC. The Local Government will report to the DOC the amount of each incentive payment that is provided to the Company under the Local Incentive Agreement, within thirty (30) days of the date on which it is provided, whether or not the CPA remains in effect.

(c) The Local Government agrees to take all steps reasonably necessary to ensure and to establish to DOC that the required levels of jobs are created and/or retained, the required salary levels are achieved, the required levels of investments are made, statutorily qualifying expenses are incurred, any required environmental permits are obtained, and any other required performance criteria are satisfied, and that no Grant funds are disbursed until the performance criteria in the CPA have been met.

(d) The Local Government agrees to take whatever steps may be reasonably necessary to ensure and to establish to DOC that Grant funds disbursed by the Local Government are used only for purposes allowed under the statutory authority creating the Program.

(e) The Local Government agrees to take whatever steps may reasonably be required, after consultation with the Secretary of DOC (the “**Secretary**”) and not inconsistent with the Secretary’s

authority under the CPA, to recapture all disbursed funds for which the Local Government and DOC have a right to be reimbursed.

(f) The Local Government acknowledges that DOC has a right to recapture funds under the CPA and that such right does not relieve the Local Government of its own responsibility to recapture funds.

(g) The Local Government agrees to otherwise reimburse DOC for any funds improperly disbursed, provided, however, that Local Government is under no obligation to reimburse DOC for any improperly disbursed funds that were disbursed with DOC's prior permission.

(h) The Local Government agrees to keep and maintain books, records, and other documents relating to the receipt and disbursement of the Grant and the fulfillment of this LGGA. The Local Government shall provide any information DOC requests in order to produce reports or compile data required by the General Assembly. If the Local Government fails to keep and maintain books and records necessary for verifying fulfillment of this LGGA, the Secretary may in his discretion declare this LGGA to be in default, withhold payments for or under this LGGA, and/or require reimbursement of all or any portion of Grant funds previously paid. Prior to taking such action, the Secretary will endeavor to communicate with the Local Government and the Company to discuss the circumstances and the actions being contemplated.

(i) The Local Government agrees to provide any duly authorized representative of DOC or the State of North Carolina at all reasonable times access to and the right to inspect, copy, monitor, and examine all of the books, papers, records, and other documents relating to the Grant for a period of three years following the last payment of Grant funds or for the inspection period specified in the CPA, whichever is longer. To the extent any information or documents gathered pursuant to this section would be regarded as confidential or not subject to disclosure under federal law or the North Carolina General Statutes (to include, without limitation, N.C. Gen. Stat. §§ 132-1 *et seq.*, commonly referred to as the "Public Records Act"), the Local Government shall clearly identify and mark them as such and that information will, to the extent allowed by law, be treated as confidential and not subject to disclosure by DOC and its authorized representatives. If the Local Government fails to provide such access and right of inspection, the Secretary may exercise discretion to declare this LGGA in default, to withhold payments under this LGGA and/or require reimbursement of all or any portion of the Grant paid.

(j) The Local Government shall comply with all lawful requirements of DOC, all applicable requirements of the General Statutes of the State of North Carolina, and any other applicable laws and/or Executive Orders currently or hereafter in force.

(k) In the event that the Company or Guarantor fail to fulfill their responsibilities under the Company Application and/or CPA, including their responsibilities to create and/or retain jobs, make investments, and incur statutorily qualifying expenses, the Local Government, after consultation with the Secretary and not inconsistent with the Secretary's authority under the CPA, shall promptly exercise its rights and remedies to require repayment of funds, or to assess such other penalties as may be provided for in the CPA.

(l) In addition, in the event that the Company or Guarantor fail to fulfill their responsibilities under the Company Application and/or CPA, including their responsibilities to create and/or retain jobs, make investments, and incur statutorily qualifying expenses, and the Local Government recaptures funds from the Company or Guarantor, the Local Government shall promptly pay to DOC the Grant amounts which it is able to collect.

III. GENERAL PROVISIONS

(a) The parties to this LGGA agree and understand that the payment of all sums specified in this LGGA is dependent and contingent upon and subject to the appropriation, allocation, and availability of funds to DOC for this purpose.

(b) Failure of DOC at any time to require performance of any term or provision of this LGGA shall in no manner affect the rights of DOC at a later date to enforce the same or to enforce any future compliance with or performance of any of the terms or provisions hereof. No waiver of DOC of any condition or the breach of any term, provision or representation contained in this LGGA, whether by conduct or otherwise, in any one or more instances, shall be deemed to be or construed as a further or continuing waiver of any such condition or of the breach of that or any other term, provision or representation.

(c) The recitals are an integral part of this LGGA.

(d) This LGGA constitutes a legally enforceable contract and shall be governed and construed in accordance with the laws of the State of North Carolina. The parties agree and submit, solely for matters concerning this LGGA, to the exclusive jurisdiction of the courts of North Carolina and agree, solely for such purpose, that the only venue for any legal proceedings shall be Wake County, North Carolina. The place of this LGGA, and all transactions and agreements relating to it, and their situs and forum, shall be Wake County, North Carolina, where all matters, whether sounding in contract or tort, relating to its validity, construction, interpretation, and enforcement, shall be determined.

This Grant award shall terminate and be null and void on August 6, 2021 if by that date the Local Government has not delivered back to the DOC this LGGA and CPA, duly executed by an authorized official of the Local Government, and attested in the manner provided below, together with a copy of the Local Incentive Agreement.

Upon execution of this LGGA by DOC and the Local Government in the spaces below, the Local Government hereby accepts the Grant on the terms of this LGGA, effective on the date indicated above, and further certifies that the official signing below has been duly authorized by the Local Government's governing body to execute this LGGA.

North Carolina Department of Commerce

Date: June 2, 2021 By: _____

For: Machel Sanders, Secretary

North Carolina Department of Commerce

Signature Page Follows

DocuSign Envelope ID: 05F9FDF4-6E4D-4B31-B4B4-137159D42D13

OneNC Local Government Grant Agreement

Pipeline Plastics LLC; Pipeline Plastics Holdings LLC/Columbus County

Form 2018

/s/ RICKY BULLARD, Chairman

/s/ JUNE B. HALL, Clerk to Board

Commissioner Smith made a motion to approve the One NC Grant in Support of Pipeline Plastics, seconded by Commissioner Coleman. The motion unanimously passed.

Agenda Item #11: SHERIFF - DEPARTMENTAL UPDATE:

Sheriff Jody Greene, delivered the following Departmental Update.

Statistics for Columbus County Sheriff's Office

1. **Homicide:**
 - A. Last year, from January 2020 until December 2020, the Sheriff's Office investigated 15 homicides, of which 14 have been solved/closed, and 1 is still under investigation.
 - B. Currently from January 2021 until June 2021, the Sheriff's Office as investigated 2 homicides, of which 2 have been solve/closed.
2. **Violent Crime (Assaults with Serious injury (Robbery)(shootings):**
 - A. Between January 2020 and December 2020, the Sheriff's Office investigated 126 cases of Violent crime.
 - B. Currently this year from January 2021 until June of 2021, the Sheriff's Office has investigated 56 cases of Violent Crimes.
3. **General Calls for Service Responded to:**
 - A. From January 2020 until December 2020, the Columbus County Sheriff's Office responded to 21,792 calls for service.
 - B. Currently this year from January 2021 until June 2021, the Sheriff's Office has responded to 11,425 calls for service.
4. **Narcotics:**
 - A. From January 2020 until December 2020, the Sheriff's Office made 388 Felony drug arrest, 170 Misdemeanor drug arrest, for a total of 588 drug arrests.
 - B. Currently this year from January 2021 until June 2021, the Sheriff's Office has made 320 Felony drug arrests, 176 Misdemeanor drug arrests, for a total of 496 drug arrests.
5. **Overdoses:**

A.	January 2020-December 2020	Responded to 115 overdoses.
B.	January 2021 - June 2021	Responded to 81 overdoses
6. **Civil Process:**

A.	January 2020 - December 2020	Received 5,902 civil processes, served 4,013
B.	January 2021 - June 2021	Received 2,791 civil processes, served 1,806
7. **Handgun Permits:**

A.	January 2020 - December 2020	Issued 2,119 permits
B.	January 2021 - June 2021	Issued 972 permits
8. **Concealed Carry Permits:**

A.	January 2020 - December 2020	Issued 920 new permits
B.	January 2021 - June 2021	Issued 379 new permits, renewed 417 permits, 7 address changes - total 803 permits
9. **Employment Fingerprints for Citizens and other general purposes for citizens:**

A.	January 2020 - December 2020	Electronically captured and processed 544
B.	January 2021 - June 2021	Electronically captured and processed 302
10. **CCW Permit Fingerprints:**

A.	January 2020 - December 2020	Electronically captured and processed 820
B.	January 2021 - June 2021	Electronically captured and processed 379
11. **Solvability of Cases:**

A.	January 2020 - December 2020	2,543 Incidents reported to be investigated, 91.9% cases solved/cleared. 7.1% Cases still active.
B.	January 2021 - June 2021	1,243 Incidents reported to be investigated, 79.6 % solved/cleared. 19.3% Cases still active.
12. **Federal Inmate:**
 - A. In April of 2021, the Detention Center began housing Federal Inmates and transporting Federal Inmates.
 - In April of 2021, we had 6 Federal Inmates that we housed, generating \$1,968.00 in revenue;
 - In May of 2021, we had 30 Federal Inmates that we housed, generating \$37,556.00. Also, during May, we transported these inmates to Federal

- Court, generating \$3,009.00.
- In June of 2021, we had 37 Federal Inmates that we house, generating \$78,720.00 and transported these inmates to court generating \$3,587.36.
- B. April 2021 - June 2021 Detention Center has generated a total of \$118,244.00 for housing, and \$6,596.36 in Transports, grand total of \$124,840.36.
13. Sheriff's App (Talking Points)
 14. Body Cameras
 15. Recruitment

Agenda Item #12: PLANNING - MORATORIUM ORDINANCE on MAJOR SUBDIVISIONS, until FURTHER NOTICE:

Samantha Alsup, Planning Director, request Board approval and adoption of the Moratorium Ordinance for Suspending Major Subdivisions. (The required Public Hearing was conducted today, at 6:30 P.M., before the meeting.)

**THE COLUMBUS COUNTY
MORATORIUM ORDINANCE
FOR SUSPENDING MAJOR SUBDIVISIONS**

Section 1: Authority

By the authority of Chapter 160D-107 of the General Statutes of North Carolina and Chapter 10, Part 3, Article 2 of the Columbus County Code of Ordinances, the Columbus County Board of Commissioners does hereby exercise the powers and authority to establish moratoria for any development approval required by law within its territorial jurisdiction.

Section 2: Purpose

The purpose of this Ordinance is to establish a moratorium on approval of applications for Major Subdivisions as set forth in Chapter 10, Part 3 of the Columbus County Code of Ordinances. It is the intent of this Ordinance to promote the public health, safety, and welfare through the adoption of this moratorium as determined by the Board of Commissioners.

Section 3: Statement of the Problems or Conditions Necessitating the Moratorium

The problem of insufficient public services to support development necessitates the status quo of the County be preserved during a period of time in which to plan and revise the County's Code of Ordinances. No other action would be sufficient to preserve the status quo of the County during the time to plan and adopt ordinances to address this problem.

Section 4: Jurisdiction

This Ordinance shall apply within all of Columbus County outside of the incorporated municipalities and their extraterritorial jurisdiction.

Section 5: Applicability

This Ordinance shall apply to any Major Subdivision as defined in Chapter 10, Part 3 of the Columbus County Code of Ordinances

Section 6: Severability

Should any section or clause of this Ordinance be held invalid or unconstitutional, such decision shall not affect, impair or invalidate the validity of the remaining parts of this Ordinance that can be given effect without the invalid provision.

Section 7: Duration of Temporary Moratorium and Schedule

The duration of this moratorium shall be until February 25, 2022, and is reasonable in light of the specific conditions that warrant imposition of the moratorium. This moratorium will not exceed the period of time necessary to correct, modify, or resolve such conditions, except in cases of imminent and substantial threat to public health or safety. The duration of this moratorium is necessary due to the actions needed to revise the Code of Ordinances and research

extension of utilities set forth as follows:

- a. Workshop with Planning Director – Planning Director will report on the current status of the Code of Ordinances and discuss procedure and need for changes with the Columbus County Board of Commissioners.
- b. Workshop with Public Utilities Director – Public Utilities Director will report on the current status of Utilities throughout the County and current extension projects.
- c. Preparing – Many meetings will need to take place to gather information from project engineers, code consulting, Planning Board, and others.
- d. Planning – Modifications to the Columbus County Code of Ordinances shall be reviewed and approved by the Planning Board prior to presentation for consideration by the Columbus County Board of Commissioners.
- e. Approval and Action – After Publication of Notice of the adoption of modified ordinances and a Public Hearing, the Columbus County Board of Commissioners will approve or deny the suggested ordinances.
- f. Effect – Changes in Public Utilities projects could present potential delays but will be addressed in a timely fashion.

Section 8: Exemptions of Ordinance

Absent an imminent threat to public health or safety, a development moratorium adopted pursuant to this Ordinance shall not apply to any project for which a valid building permit, issued pursuant to G.S. 160D-1108, is outstanding to any project for which a special use permit application has been accepted as complete, to development set forth in a site-specific vesting plan approved pursuant to G.S. 160D-108.1, to development for which substantial expenditures have already been made in good faith reliance on a prior valid development approval, or to preliminary or final subdivision plats that have been accepted for review by the Board of Commissioners prior to the call for a hearing to adopt the moratorium. Any preliminary subdivision plat accepted for review by the Board of Commissioners prior to the call for a hearing, if subsequently approved, shall be allowed to proceed to final plat approval without being subject to the moratorium. Notwithstanding the foregoing, if a complete application for a development approval has been submitted prior to the effective date of a moratorium, G.S. 160D-108(b) applies when permit processing resumes. Applications received for Major Subdivisions after June 21, 2021, shall be subject to this moratorium and will not be exempt.

Section 9: Remedies

Any person aggrieved by the imposition of a moratorium on development approvals required by law may apply to the appropriate division of the General Court of Justice for an order enjoining the enforcement of the moratorium. Actions brought pursuant to this section shall be scheduled for expedited hearing, and subsequent proceedings in those actions shall be accorded priority by the trial and appellate courts. In any such actions, the County shall have the burden of showing compliance with the procedural requirements of this Ordinance.

Section 10: Effective Date

This Ordinance shall be in full force and effect from this the 6th day of July, 2021, and adopted the same.

/s/ Ricky Bullard, Chairman

ATTEST:

/s/ June B. Hall, Clerk to the Board
Columbus County Board of Commissioners

Commissioner Watts made a motion to approve the Moratorium Ordinance on Major Subdivisions, until Further Notice, seconded by Vice Chairman McMillian. The motion unanimously passed.

Agenda Item #13. PLANNING - WORKSHOP:

Samantha Alsup, Planning Director, requested a date for a Planning Workshop with the Board of Commissioners and the Planning Board.

Commissioner McDowell made a motion to establish Monday, July 12, 2021, at 6:00 P.M., for a Workshop with the Columbus County Planning Board, and other pertinent personnel, seconded by Vice Chairman McMillian. The motion unanimously passed.

Agenda Item #14: ADMINISTRATION - WASTE INDUSTRIES AMENDMENT and EXTENSION to RESIDENTIAL CURBSIDE, SOLID WASTE COLLECTION, TRANSFER STATION OPERATION and COUNTY COMMERCIAL CONTAINER AGREEMENT:

Eddie Madden, County Manager, requested Board approval of the Amendment and Extension to Residential Curbside Solid Waste Collection, Transportation Operation, Disposal, Convenience Site Hauling and County Commercial Container Service Agreement.

Commissioner Smith made a motion to approve the Amendment and Extension to Residential Curbside Solid Waste Collection, Transportation Operation, Disposal, Convenience Site Hauling and County Commercial Container Service Agreement, seconded by Vice Chairman McMillian. The motion unanimously passed. A copy of this document will be marked as Exhibit "A", and kept on file in Minute Book Attachments, Book Number 6, in the Clerk to the Board's Office, for review.

Agenda Item #15: RESOLUTIONS - DECLARING ACME DELCO SCHOOL, CHADBOURN MIDDLE SCHOOL and FAIR BLUFF SCHOOL as SURPLUS PROPERTIES:

Eddie Madden, County Manager, requested Board approval of the following three (3) Resolutions Authorizing Sealed Bid Sale for Acme Delco, Chadbourn Middle School and Fair Bluff School.

Resolution Authorizing Sealed Bid Sale

WHEREAS, the County of Columbus owns property located at 26133 Andrew Jackson Hwy E, Delco, NC 28436, commonly known as Acme-Delco Middle School; and

WHEREAS, the property is currently surplus property for the County; and

WHEREAS, North Carolina General Statute § 160A-268 permits the County to sell real property by advertisement and sealed bid;

THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF COLUMBUS RESOLVES THAT:

1. The Board of Commissioners hereby authorizes the sale of the following described tract of land by sealed bid:

Parcel Three in Deed from Columbus County Board of Education to County of Columbus recorded on May 11, 2021, in Book 1256, Page 521 of the Columbus County Registry.

Less and except the 4.4 acres +/- of the northernmost section of the property.

2. The County will accept sealed bids for the property until 3:00 p.m. on August 12, 2021. Bids shall be delivered to the office of the County Manager in Administration at 111 Washington Street, Whiteville, NC 28472.

3. At 3:00 p.m., August 12, 2021, all bids received shall be opened in public and the amount of each bid recorded. The record of bids shall be reported to the Board of Commissioners at their regular meeting on September 7, 2021.

4. The Board of Commissioners will determine the highest responsible bidder for the property and will award the bid by its regular meeting on September 7, 2021. Bids will remain open and subject to acceptance until the Board of Commissioners awards the bid.

5. To be responsible a bid must be accompanied by a bid deposit of five percent (5%) of the amount of the bid. A bid deposit may take the form of cash, a cashier's check, a certified check, or a surety bond. The deposit of the bidder to whom the award is made will be held until sale of the property is closed; if that bidder refuses at any time to close the sale, the deposit will be

forfeited to the County. The deposits of other bidders will be returned at the time the Board of Commissioners awards the property to the highest responsible bidder.

6. In addition, to be responsible, a bidder must be current on payment of all property taxes owed to the County.

7. The County reserves the right to withdraw the property from sale at any time and the right to reject all bids.

Adopted this the 6th day of July, 2021.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

/s/ Ricky Bullard, Chairman

Attested By:

/s/ June B. Hall, Clerk to Board

Resolution Authorizing Sealed Bid Sale

WHEREAS, the County of Columbus owns property located at 685 Academy Street, Fair Bluff, NC 28439, commonly known as Fair Bluff School; and

WHEREAS, the property is currently surplus property for the County; and

WHEREAS, North Carolina General Statute § 160A-268 permits the County to sell real property by advertisement and sealed bid;

THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF COLUMBUS RESOLVES THAT:

1. The Board of Commissioners hereby authorizes the sale of the following described tract of land by sealed bid:

Parcel One in Deed from Columbus County Board of Education to County of Columbus recorded on May 11, 2021, in Book 1256, Page 521 of the Columbus County Registry.

Less and except the tract of land on which the gymnasium is located and the 1 acre +/- on which the Aging Center is located.

2. The County will accept sealed bids for the property until 3:00 p.m. on August 12, 2021. Bids shall be delivered to the office of the County Manager in Administration at 111 Washington Street, Whiteville, NC 28472.

3. At 3:00 p.m., August 12, 2021, all bids received shall be opened in public and the amount of each bid recorded. The record of bids shall be reported to the Board of Commissioners at their regular meeting on September 7, 2021.

4. The Board of Commissioners will determine the highest responsible bidder for the property and will award the bid by its regular meeting on September 7, 2021. Bids will remain open and subject to acceptance until the Board of Commissioners awards the bid.

5. To be responsible a bid must be accompanied by a bid deposit of five percent (5%) of the amount of the bid. A bid deposit may take the form of cash, a cashier's check, a certified check, or a surety bond. The deposit of the bidder to whom the award is made will be held until sale of the property is closed; if that bidder refuses at any time to close the sale, the deposit will be forfeited to the County. The deposits of other bidders will be returned at the time the Board of Commissioners awards the property to the highest responsible bidder.

6. In addition, to be responsible, a bidder must be current on payment of all property taxes owed to the County.

7. The County reserves the right to withdraw the property from sale at any time and the right to reject all bids.

Adopted this the 6th day of July, 2021.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

/s/ Ricky Bullard, Chairman

Attested By:

/s/ June B. Hall, Clerk to Board

Resolution Authorizing Sealed Bid Sale

WHEREAS, the County of Columbus owns property located at 801 W. Smith Street, Chadbourn, NC, commonly known as Chadbourn Middle School; and

WHEREAS, the property is currently surplus property for the County; and

WHEREAS, North Carolina General Statute § 160A-268 permits the County to sell real property by advertisement and sealed bid;

THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF COLUMBUS RESOLVES THAT:

1. The Board of Commissioners hereby authorizes the sale of the following described tract of land by sealed bid:

Parcel Two in Deed from Columbus County Board of Education to County of Columbus recorded on May 11, 2021, in Book 1256, Page 521 of the Columbus County Registry.

2. The County will accept sealed bids for the property until 3:00 p.m. on August 12, 2021. Bids shall be delivered to the office of the County Manager in Administration at 111 Washington Street, Whiteville, NC 28472.

3. At 3:00 p.m., August 12, 2021, all bids received shall be opened in public and the amount of each bid recorded. The record of bids shall be reported to the Board of Commissioners at their regular meeting on September 7, 2021.

4. The Board of Commissioners will determine the highest responsible bidder for the property and will award the bid by its regular meeting on September 7, 2021. Bids will remain open and subject to acceptance until the Board of Commissioners awards the bid.

5. To be responsible a bid must be accompanied by a bid deposit of five percent (5%) of the amount of the bid. A bid deposit may take the form of cash, a cashier's check, a certified check, or a surety bond. The deposit of the bidder to whom the award is made will be held until sale of the property is closed; if that bidder refuses at any time to close the sale, the deposit will be forfeited to the County. The deposits of other bidders will be returned at the time the Board of Commissioners awards the property to the highest responsible bidder.

6. In addition, to be responsible, a bidder must be current on payment of all property taxes owed to the County.

7. The County reserves the right to withdraw the property from sale at any time and the right to reject all bids.

Adopted this the 6th day of July, 2021.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

/s/ Ricky Bullard, Chairman

Attested By:

/s/June B. Hall, Clerk to Board

Commissioner Coleman made a motion to approve and adopt the three (3) Resolutions Authorizing Sealed Bid Sale, with two (2) exemptions, one (1) for Acme-Delco Middle School,

and one (1) for Fair Bluff School with the exception of allotted 4.24 acreage at Acme-Delco Middle School to be retained by the County, seconded by Commissioner Byrd. The motion unanimously passed.

Commissioner Coleman made a motion to exempt the Columbus County Department of Aging site as well as the gymnasium from the Fair Bluff School property to be retained by the County, seconded by Commissioner Smith. The motion unanimously passed.

Agenda Item #16: ADMINISTRATION - APPOINTMENT of STAFF ATTORNEY AMANDA PRINCE as DEPUTY CLERK to the BOARD:

Eddie Madden, County Manager, requested Board approval to appoint Staff Attorney, Amanda Prince, as the Deputy Clerk to the Board of Columbus County Commissioners.

Commissioner Smith made a motion to recuse Commissioner Byrd from voting on this matter, seconded by Commissioner Coleman. The motion unanimously passed.

Commissioner Watts made a motion to appoint Staff Attorney, Amanda Prince, as the Deputy Clerk to the Board of Columbus County Commissioners, seconded by Commissioner Coleman. The motion unanimously passed.

Agenda Item #17: LEGAL - CHANGE of PARALEGAL POSITION ASSIGNED to CCDSS:

Amanda Prince, County Attorney, requested a change in the structure of the paralegal position at Social Services.

Vice Chairman McMillian made a motion to approve the change of Paralegal Position assigned to CCDSS, seconded by Commissioner Coleman. The motion unanimously passed.

Agenda Item #18: FINANCE - ADOPTION of STATE RECORD RETENTION POLICY for DISPOSITION of RECORDS:

Jay Leatherman, Interim Finance Director, requested Board approval of the adoption of the State Record Retention Policy for Disposition of Records for the Finance Department.

Commissioner Byrd made a motion to approve the adoption of the State Record Retention Policy for Disposition of Records for the Finance Department, withholding years 2017 and 2018, seconded by Commissioner Coleman. The motion unanimously passed.

Agenda Item #19: CAPE FEAR RC&D BOARD - APPOINTMENT of EDWARD DAVIS:

Morgan Hayes, Director/Director/District Conservation Technician, requested the appointment of Edward Davis to the Cape Fear RC&D Board.

Commissioner Byrd made a motion to appoint Edward Davis, retired Soil and Water Conservation Director, to the Cape Fear RC&D Board, seconded by Commissioner Smith. The motion unanimously passed..

Agenda Item #20: APPOINTMENTS/RE-APPOINTMENTS/REPLACEMENTS:

June B. Hall, Clerk to the Board, requested appointments/re-appointments/replacements to the following boards, committees and councils

COMMITTEE	ZONE/EB	PERSON(S)	EXP DATE	BOARD ACTION
Beaver Management Program Committee	I	Vacant		Hold
	II	Vacant		Hold
	III	Vacant		Hold
	V	Vacant		Hold
	VII	Vacant		Hold
Cape Fear RC&D	EB	Vacant (Edward Davis has been		Edward Davis

		recommended)		
Home & Community Care Block Grant Committee	IV EB	Vacant (Dan Watts) Commissioner Rep		Hold Hold
Housing Advisory Committee	V	Henry Milligan		Kevin Norris
Lower Cape Fear River Program	EB	Vacant		Hold
Planning Board	V	Mark Stocks		Jonathan Cox
Voluntary Agricultural District Board	I IV	Alfonzo Williams Harry J Hart, Jr.		Re-Appoint Re-Appoint

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

At 7:42 P.M., Commissioner Byrd made a motion to recess Regular Session and enter into the Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting, seconded by Commissioner Smith. The motion unanimously passed.

Agenda Item #21: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of MINUTES:

June 07, 2021

This information will be recorded in Minute Book Number 2 for each Water District, respectively.

ADJOURN COMBINATION MEETING of COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV AND V BOARD MEETING:

At 7:45 P.M.. Commissioner Byrd made a motion to adjourn the **combination meeting** of Columbus County Water and Sewer District I, II, III, IV and V Board Meeting, and resume Regular Session, seconded by Commissioner Smith. The motion unanimously passed.

Agenda Item #22: COMMENTS:

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

A. Board of Commissioners; and

1. **Commissioner McDowell:** stated the following
 - I have received a call from a water customer who ran over his water meter;
 - He states that he was not informed that the water meters were higher than before the automated reading system was installed;
 - He was informed that he would have to pay for the water meter;
 - We need to improve the manner in which the Water Department operated relative to the customers;
 - A storm is on its way, so please be careful;
 - Is Guideway School ready for a shelter during a storm? Mr. Madden replied stating that he is working on that, and will revisit Ms. Kay Stephens on that matter.
2. **Commissioner Coleman:** state the following:
 - I thank the citizens that came to our meeting to talk about Antioch Church Road; **and**
 - I thank the Board for excluding the 4.24 acres of land at Acme Delco Middle School and we're looking for good things to happen.
3. **Commissioner Smith:** stated the following:
 - I would like to thank Gary Lanier for the new business;
 - When it comes to water cutoffs, we have week grace period but is there a way to send them a text or an alert;

- Mr. Madden interjected stating that is being worked in with a possibility of using Code Red for water cutoffs, our staff is limited, and we may have to use the two (2) step process; **and**
 - We need to be more customer friendly;
4. **Commissioner Watts:** stated the following:
 - I hope everyone had a good July 4th;
 - Thank the Antioch Church Road citizens for their input; **and**
 - If the storm gets rough, please be careful, and remember flooding is dangerous.
 5. **Commissioner Byrd:** stated the following:
 - I don't understand the three (3) minutes limitation for the Commissioners for the members to act and discuss;
 - When will the Commissioners discuss and act?; **and**
 - The Board members are talking at the meetings and making motions in open meetings.
 - I feel like we should be able to make any motion we think necessary as long as it's appropriate, and bringing up a topic tonight and then having to wait two weeks to vote on it is not fair to the public.
 6. **Chairman Bullard:** stated the following:
 - I have been advised by the Board Attorney that once we adopt the Agenda we need to stick to it; and
 - This manner will provide more productive meetings.
 7. **Commissioner Byrd:** stated our Board Meetings need to be freelance meetings that are open for discussion between the Board members, and not controlled only by a few members. We each have been elected to represent our districts.
 8. **Boyd Worley, Board Attorney:** stated the following:
 - The Agenda gives notice of what is going to be discussed; **and**
 - It helps to ensure effective and efficient decisions can be made as opposed to quick decisions.
 9. **Commissioner Byrd:** stated what is the purpose of coming to the meetings if all decisions have been made ahead of time?
 10. **Vice Chairman McMillian:** stated the following:
 - I want to thank everyone for coming out and I hope everyone had a good July 4th;
 - I would like to thank Gary Lanier for his efforts in getting jobs to Columbus County;
 - I would like to reiterate what Jerome Chestnut stated about three (3) individuals lost their lives over nonsense, so just asking to keep those families in prayer; **and**
 - We as a community have to get involved and try to come up with a resolution.
 11. **Chairman Bullard:** stated the following:
 - On July 19, 2021, our next scheduled Board Meeting, Mr. Madden's son is graduating from college, and is requesting that we change the Board Meeting date to July 20, 2021.
 - We have made a lot of progress with Economic Development.
 - Every Commissioner is being treated fairly; **and**
 - Everyone knows what we are voting on;

MOTION:

Commissioner Byrd made a motion to change the Columbus County Board of Commissioners' Meeting date of Monday, July 19, 2021 to Tuesday, July 20, 2021, seconded by Commissioner Smith. The motion unanimously passed.

- B. **County Manager (Eddie Madden):** stated the following:

- We were able to have the closing for the BB&T/Truist properties in a timely manner;
- The Finance Department will be relocating beginning this week;
- The utilities billing will follow determined by the billing cycle
- Periodically provide progress report to the media;
- Audit has begun, expectation to be complete on time;
- Dr. Meadows and my staff are working for September Agenda for LGC for the Tabor City School site;
- Partnership with ATMC; survey on website also posted at each library and mass mailing to under-served/unserved communities;
- Tomorrow there is a meeting and press conference with Chadbourn officials, all town managers relative to issues that occurred this past weekend;
- We have a meeting scheduled with all town managers next week that was previously scheduled, so we can discuss some of these issues affecting our community.
- I would like to thank Boyd Worley for coming on Board
- Thank you for moving the January 19, 2021 Board Meeting.

C. Board Attorney (Boyd Worley):

- I would like to thank you for allowing me to come on board.

RECESS REGULAR SESSION and enter into CLOSED SESSION in ACCORDANCE with N.C.G.S. § 143-318.11(a) (3) ATTORNEY-CLIENT PRIVILEGE:

At 8:08 P.M., Commissioner McDowell made a motion to recess Regular Session and enter into Closed Session in accordance with N.C.G.S. § 143-318.11(a) (3) Attorney-Client Privilege, seconded by Vice Chairman McMillian. The motion unanimously passed.

Agenda Item #23: CLOSED SESSION in ACCORDANCE with N.C.G.S. § 143-318.11(a) (3) ATTORNEY-CLIENT PRIVILEGE:

No action was taken.

ADJOURN CLOSED SESSION and resume REGULAR SESSION:

At 8:25 P.M., Commissioner Coleman made a motion to adjourn Closed Session and resume Regular Session, seconded by Commissioner Smith. The motion unanimously passed.

READING and APPROVAL of CLOSED SESSION GENERAL ACCOUNT:

Chairman Bullard requested that Boyd Worley, Board Attorney, orally read the Closed Session General Account. Mr. Worley orally read the following: *“The Commissioners discussed the Purdue Pharma Settlement Plan which pertains to opioid litigation. No action was taken by the Board”*

Commissioner Byrd made a motion to approve the Closed Session General Account, seconded by Vice Chairman McMillian. The motion was unanimously approved.

MOTION:

Commissioner McDowell made a motion for Counsel to move forward on the Purdue Pharma Settlement Plan, seconded by Commissioner Byrd. The motion unanimously passed.

Agenda Item #24: ADJOURNMENT:

At 8:26 P.M., Commissioner Smith made a motion to adjourn, seconded by Vice Chairman McMillian. The motion unanimously approved. These minutes were recorded by Amanda Prince, Staff Attorney, and typed by June B. Hall, Clerk to the Board, and LaToya Williams.

APPROVED:

AMANDA B. PRINCE, Deputy Clerk to Board

RICKY BULLARD, Chairman

COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV, and V
COMBINATION BOARD MEETING
Tuesday, July 06, 2021
7:42 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, 112 West Smith Street, Whiteville, North Carolina 28472, for the purpose to act as the Columbus County Water and Sewer District I Board.

COMMISSIONERS PRESENT:

Ricky Bullard, **Chairman**
 Jerome McMillian, **Vice Chairman**
 Chris Smith

Giles E. Byrd
 Lavern Coleman
 Brent Watts
 Charles T. McDowell

APPOINTEES PRESENT:

Edwin H. Madden, Jr., **County Manager**
 Boyd Worley, **Board Attorney**
 Amanda B. Prince, **Staff Attorney**

Jay Leatherman, **Interim Finance Officer**

APPOINTEE ABSENT:

June B. Hall, **Clerk to the Board (Excused)**

MEETING CALLED TO ORDER:

At 7:42 P.M., Chairman Ricky Bullard called the **combination meeting** of Columbus County Water and Sewer District I Board Meeting to order.

Agenda Item #21: COLUMBUS COUNTY WATER and SEWER DISTRICTS I - APPROVAL of MINUTES:
 June 07, 2021

Commissioner McDowell made a motion to approve the minutes for June 07,2021, seconded by Vice Chairman McMillian. The motion unanimously passed.

Commissioner Byrd: stated the following:

- I had someone call me and say they spent hours trying to call in to pay their bill and couldn't get through to anyone.
- Then the next day their water was cutoff and they were charged a \$35 late fee.
- Is there a way to stop the cutoff?

County Manager Madden: stated the following:

- We're working on a revised customer service policy to address late fees and cutoffs and it will be coming before the Board soon.

-Also, at the last meeting we reassigned the utility billing department to Finance because we believe the county will be better served by that move.
-And, with the relocation of Public Utilities and Finance together in the BB&T building, you should see some improvement.

ADJOURNMENT:

At 8:12 P.M. Commissioner Smith made a motion to adjourn, seconded by Commissioner Coleman. The motion unanimously passed.

APPROVED:

AMANDA B. PRINCE, Deputy Clerk to Board

RICKY BULLARD, Chairman

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

Tuesday, July 06, 2021

7:42 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, 112 West Smith Street, Whiteville, North Carolina 28472, for the purpose to act as the Columbus County Water and Sewer District II Board.

COMMISSIONERS PRESENT:

Ricky Bullard, **Chairman**
Jerome McMillian, **Vice Chairman**
Chris Smith

Giles E. Byrd
Lavern Coleman
Brent Watts
Charles T. McDowell

APPOINTEES PRESENT:

Edwin H. Madden, Jr., **County Manager**
Boyd Worley, **Board Attorney**
Amanda B. Prince, **Staff Attorney**

Jay Leatherman, **Interim Finance Officer**

APPOINTEE ABSENT:

June B. Hall, **Clerk to the Board (Excused)**

MEETING CALLED TO ORDER:

At 7:42 P.M., Chairman Ricky Bullard called the **combination meeting** of Columbus County Water and Sewer District II Board Meeting to order.

**Agenda Item #21: COLUMBUS COUNTY WATER and SEWER DISTRICTS II-
APPROVAL of MINUTES:**

June 07, 2021

Commissioner McDowell made a motion to approve the minutes for June 07,2021, seconded by Vice Chairman McMillian. The motion unanimously passed.

Commissioner Byrd: stated the following:

- I had someone call me and say they spent hours trying to call in to pay their bill and couldn't get through to anyone.
- Then the next day their water was cutoff and they were charged a \$35 late fee.
- Is there a way to stop the cutoff?

County Manager Madden: stated the following:

- We're working on a revised customer service policy to address late fees and cutoffs and it will be coming before the Board soon.

-Also, at the last meeting we reassigned the utility billing department to Finance because we believe the county will be better served by that move.
-And, with the relocation of Public Utilities and Finance together in the BB&T building, you should see some improvement.

ADJOURNMENT:

At 8:12 P.M. Commissioner Smith made a motion to adjourn, seconded by Commissioner Coleman. The motion unanimously passed.

APPROVED:

AMANDA B. PRINCE, Deputy Clerk to Board

RICKY BULLARD, Chairman

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

Tuesday, July 06, 2021

7:42 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, 112 West Smith Street, Whiteville, North Carolina 28472, for the purpose to act as the Columbus County Water and Sewer District III Board.

COMMISSIONERS PRESENT:

Ricky Bullard, **Chairman**
Jerome McMillian, **Vice Chairman**
Chris Smith

Giles E. Byrd
Lavern Coleman
Brent Watts
Charles T. McDowell

APPOINTEES PRESENT:

Edwin H. Madden, Jr., **County Manager**
Boyd Worley, **Board Attorney**
Amanda B. Prince, **Staff Attorney**

Jay Leatherman, **Interim Finance Officer**

APPOINTEE ABSENT:

June B. Hall, **Clerk to the Board (Excused)**

MEETING CALLED TO ORDER:

At 7:42 P.M., Chairman Ricky Bullard called the **combination meeting** of Columbus County Water and Sewer District III Board Meeting to order.

**Agenda Item #21: COLUMBUS COUNTY WATER and SEWER DISTRICTS III-
APPROVAL of MINUTES:**
June 07, 2021

Commissioner McDowell made a motion to approve the minutes for June 07,2021, seconded by Vice Chairman McMillian. The motion unanimously passed.

Commissioner Byrd: stated the following:

- I had someone call me and say they spent hours trying to call in to pay their bill and couldn't get through to anyone.
- Then the next day their water was cutoff and they were charged a \$35 late fee.
- Is there a way to stop the cutoff?

County Manager Madden: stated the following:

- We're working on a revised customer service policy to address late fees and cutoffs and it will be coming before the Board soon.

-Also, at the last meeting we reassigned the utility billing department to Finance because we believe the county will be better served by that move.
-And, with the relocation of Public Utilities and Finance together in the BB&T building, you should see some improvement.

ADJOURNMENT:

At 8:12 P.M. Commissioner Smith made a motion to adjourn, seconded by Commissioner Coleman. The motion unanimously passed.

APPROVED:

AMANDA B. PRINCE, Deputy Clerk to Board

RICKY BULLARD, Chairman

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

Tuesday, July 06, 2021

7:42 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, 112 West Smith Street, Whiteville, North Carolina 28472, for the purpose to act as the Columbus County Water and Sewer District IV Board.

COMMISSIONERS PRESENT:

Ricky Bullard, **Chairman**
Jerome McMillian, **Vice Chairman**
Chris Smith

Giles E. Byrd
Lavern Coleman
Brent Watts
Charles T. McDowell

APPOINTEES PRESENT:

Edwin H. Madden, Jr., **County Manager**
Boyd Worley, **Board Attorney**
Amanda B. Prince, **Staff Attorney**

Jay Leatherman, **Interim Finance Officer**

APPOINTEE ABSENT:

June B. Hall, **Clerk to the Board (Excused)**

MEETING CALLED TO ORDER:

At 7:42 P.M., Chairman Ricky Bullard called the **combination meeting** of Columbus County Water and Sewer District IV Board Meeting to order.

**Agenda Item #21: COLUMBUS COUNTY WATER and SEWER DISTRICTS IV-
APPROVAL of MINUTES:**

June 07, 2021

Commissioner McDowell made a motion to approve the minutes for June 07,2021, seconded by Vice Chairman McMillian. The motion unanimously passed.

Commissioner Byrd: stated the following:

- I had someone call me and say they spent hours trying to call in to pay their bill and couldn't get through to anyone.
- Then the next day their water was cutoff and they were charged a \$35 late fee.
- Is there a way to stop the cutoff?

County Manager Madden: stated the following:

- We're working on a revised customer service policy to address late fees and cutoffs and it will be coming before the Board soon.

-Also, at the last meeting we reassigned the utility billing department to Finance because we believe the county will be better served by that move.
-And, with the relocation of Public Utilities and Finance together in the BB&T building, you should see some improvement.

ADJOURNMENT:

At 8:12 P.M. Commissioner Smith made a motion to adjourn, seconded by Commissioner Coleman. The motion unanimously passed.

APPROVED:

AMANDA B. PRINCE, Deputy Clerk to Board

RICKY BULLARD, Chairman

COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV, and V
COMBINATION BOARD MEETING
Tuesday, July 06, 2021
7:42 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, 112 West Smith Street, Whiteville, North Carolina 28472, for the purpose to act as the Columbus County Water and Sewer District V Board.

COMMISSIONERS PRESENT:

Ricky Bullard, **Chairman**
 Jerome McMillian, **Vice Chairman**
 Chris Smith

Giles E. Byrd
 Lavern Coleman
 Brent Watts
 Charles T. McDowell

APPOINTEES PRESENT:

Edwin H. Madden, Jr., **County Manager**
 Boyd Worley, **Board Attorney**
 Amanda B. Prince, **Staff Attorney**

Jay Leatherman, **Interim Finance Officer**

APPOINTEE ABSENT:

June B. Hall, **Clerk to the Board (Excused)**

MEETING CALLED TO ORDER:

At 7:42 P.M., Chairman Ricky Bullard called the **combination meeting** of Columbus County Water and Sewer District V Board Meeting to order.

Agenda Item #21: COLUMBUS COUNTY WATER and SEWER DISTRICTS V- APPROVAL of MINUTES:
 June 07, 2021

Commissioner McDowell made a motion to approve the minutes for June 07,2021, seconded by Vice Chairman McMillian. The motion unanimously passed.

Commissioner Byrd: stated the following:

- I had someone call me and say they spent hours trying to call in to pay their bill and couldn't get through to anyone.
- Then the next day their water was cutoff and they were charged a \$35 late fee.
- Is there a way to stop the cutoff?

County Manager Madden: stated the following:

- We're working on a revised customer service policy to address late fees and cutoffs and it will be coming before the Board soon.

-Also, at the last meeting we reassigned the utility billing department to Finance because we believe the county will be better served by that move.
-And, with the relocation of Public Utilities and Finance together in the BB&T building, you should see some improvement.

ADJOURNMENT:

At 8:12 P.M. Commissioner Smith made a motion to adjourn, seconded by Commissioner Coleman. The motion unanimously passed.

APPROVED:

AMANDA B. PRINCE, Deputy Clerk to Board

RICKY BULLARD, Chairman