

The Honorable Columbus County Board of Commissioners met in their said office at 7:30 P.M., October 16, 1989, it being the third Monday.

BOARD MEMBERS PRESENT:

Samuel G. Koonce, Chairman
 Giles E. (Buddy) Byrd, Vice Chairman
 Junior Dew
 Lynwood Norris
 Ed Worley

James E. Hill, Jr.
 County Attorney

Roy L. Lowe
 County Administrator

Ida L. Smith
 Clerk to the Board

The meeting was called to order by the Chairman and the invocation was given by the Reverend Joe Stanley, New Life Baptist Church.

APPROVAL OF MINUTES

A motion was made by Commissioner Norris, seconded by Commissioner Dew and passed unanimously to approve the minutes of the October 2, 1989 meeting, as recorded.

RESOLUTION - AUTHORIZATION OF STATE APPROPRIATED FUNDS TO COG

A motion was made by Commissioner Norris, seconded by Commissioner Dew and passed unanimously to approve the appropriation of state funds to the Cape Fear Council of Governments in the amount of \$12,491.02.

R E S O L U T I O N

WHEREAS, in North Carolina the Lead Regional Organizations, as voluntary organizations serving municipal and county governments, have established productive working relationships with the cities and counties across this state; and

WHEREAS, many counties and cities need assistance in pursuing economic and community development opportunities, but federal assistance in the form of intergovernmental revenues has been severely curtailed in recent years; and

WHEREAS, the 1989 General Assembly recognized this need through the appropriation of \$990,000 to help the lead Regional organizations assist local governments with grant applications, economic development, community development, and to support local industrial development activities and other activities as deemed appropriate by their local governments; and

WHEREAS, these funds are not intended to be used for payment of member dues or assessments to a Lead Regional Organization or to supplant funds appropriated by the member governments; and

WHEREAS, in the event that a request is not made by the County of Columbus for release of these funds to our Regional Council, the available will revert to the State's General Fund; and

WHEREAS, in Region O funds in the amount of \$54,999 will be used to/for assist local governments in grant applications, economic development, community development, support of local industrial development activities, and other activities as deemed appropriate by the member governments, and may not supplant funds appropriated by the member governments.

NOW, THEREFORE BE IT RESOLVED, that the Columbus County Board of Commissioners requests the release of its share of these funds, \$12,491.02 to the Region O Council of Governments at the earliest possible time in accordance with the provisions of Chapter 830 of the 1987 Session Laws (HB 1515). Witnessed this the 16th day of October, 1989, at Whiteville, NC.

ATTEST:

/s/ Roy L. Lowe, Administrator

COLUMBUS COUNTY BOARD
OF COMMISSIONERS
/s/ Samuel G. Koonce,
Chairman

DOT - APPLICATION APPROVAL FOR ADDITIONAL FUNDING FOR TRANSPORTATION FOR ELDERLY AND HANDICAPPED

Mr. Paul Pope, Chairman of the Columbus County Interagency Transportation, Inc., addressed the Board in reference to a letter from the Department of Transportation to provide additional funding for the Elderly and Handicapped Transportation Assistance Program, stating that the County must apply for the supplemental funds but that the Interagency Council would be glad to act as the Lead Agency, if the Board so desires.

A motion was made by Commissioner Dew, seconded by Commissioner Byrd and passed unanimously to approve the filing of the Application for funds in the amount of \$20,388.00 as anticipated by the N.C. Department of Transportation for Operating Assistance for the Elderly and Handicapped Transportation Assistance Program and approved the Chairman sign all the necessary documents. Also, the Board appointed the Columbus County Interagency Transportation, Incorporated as the County's Lead Agency. Copies of the documents filed with the N.C. Department of Transportation are on file at the Clerk to the Board's office.

CONTRACT AGREEMENT - BUCKHEAD VOLUNTEER FIRE AND RESCUE APPROVED

A motion was made by Commissioner Dew, seconded by Commissioner Byrd and passed unanimously to approve the amended contract with Buckhead Volunteer Fire Department as follows:

NORTH CAROLINA
COLUMBUS COUNTY

CONTRACT AND AGREEMENT

THIS CONTRACT AND AGREEMENT made and entered into this 16th day of October, 1989, by and between Columbus County, N.C., party of the first part, also referred to as "the said County," and the Buckhead Volunteer Fire Department and the Rescue Squad, Inc., party of the second part, also referred to as the Fire Department, and Rescue Squad;

W I T N E S S E T H :

THAT WHEREAS, N.C.G.S. 153-2.1 & 160A-487 provides that the said County may enter into continuing contracts and pursuant to this authority the said County may enter into a continuing contract with a volunteer fire department and rescue squad and may make annual appropriations of such funds as may be provided for in this contract; and

WHEREAS, it is desirous that the Fire Department and Rescue Squad make application to the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture for loans in the amounts of \$38,900, \$15,000, \$38,500; and

WHEREAS, in consideration of the mutual promises and agreements herein contained and pursuant to the general power and authority of the Fire Department and Rescue Squad to furnish fire fighting and rescue services and the general power and authority of the said County to provide fire protection and rescue services for its inhabitants and owners of property within Columbus County, the parties hereto mutually contract and agree as follows:

1. (a) The Fire Department and Rescue Squad agree to furnish and provide continuing fire protection and rescue service to all properties lying within its fire and rescue district in Columbus County, North Carolina, by promptly dispatching, upon call of any resident, property owner or other person, within the said district, the Fire Department and Rescue Squad's fire and rescue equipment and adequate personnel to operate the same, and then making diligent efforts to control and extinguish all fires and to respond to emergencies.

(b) The Fire Department and Rescue Squad in providing the said services, shall use its own means and methods which shall not be subject to control, direction or supervision by the party of the first part. All fire fighting and rescue equipment and personnel necessary and proper for the performance of this contract shall be provided by the Fire Department and Rescue Squad at its sole cost and expense, and all persons engaged in fighting fires and responding to emergencies pursuant to the provisions of the Contract shall be subject to the exclusive control direction and supervision of the Fire Department and Rescue Squad. The party of the first part shall not have any right or power with respect to the employment, control, direction, supervision, suspension or discharge of any person who may engage in fire fighting or rescue services or activities in the performance of the obligations imposed by this Contract upon the Fire Department and Rescue Squad in furnishing fire fighting and rescue services to the party of the first part for the benefit of its residents and property owners.

2. Procedures for giving fire alarms and communicating the existence of fires to the Fire Department and Rescue Squad shall be established by mutual agreement between the parties hereto and shall be properly publicized.

3. The party of the first part will adopt such rules and regulations, by ordinance or otherwise, as may be necessary and proper to prohibit interference with personnel of the Fire Department and Rescue Squad in the discharge of their duties in fighting fires and responding to emergencies within the fire and rescue district of Columbus County, to prohibit damage to and interference with fire fighting and rescue equipment and apparatus of the Fire Department and Rescue Squad and to provide for such other rules and regulations as necessary and proper for the furtherance of the objects of this Contract.

4. (a) As full compensation for the fire fighting and rescue services to be rendered by the Fire Department and Rescue Squad as herein provided, the party of the first part agrees to pay to the Buckhead Volunteer Fire Department and Rescue Squad, Incorporated, a sum equal to \$15,142.00 annually upon submission of all necessary documents including workmens' compensation.

(b) That all funds paid to the party of the second part by the party of the first part shall be used exclusively to provide fire protection and rescue services within the said district in Columbus County, and to pay other legitimate fire and rescue protection expenses including principle and interest on the aforementioned loan made by the Farmers Home Administration.

5. This contract shall extend for a term of eighteen (18) years from the date of this agreement and may be renewed or extended for such term or terms as may be agreed upon by the parties hereto.

6. This contract is hereby pledged to the United States of America, acting through the Farmers Home Administration, as part of the security for a loan from the United States of America.

IN WITNESS WHEREOF, the County of Columbus, party of the first part, has caused this contract to be executed in its name by its Chairman, attested by its Clerk and the County Seal hereunto affixed, all by authority of the Board of Commissioners, duly given, and the Buckhead Volunteer Fire and Rescue Department, has caused this contract to be executed in its name by its proper officers and its corporate seal hereunto affixed, all by authority of its Board of Directors duly given, as of the day and year first above written.

ATTEST:
/s/ Ida L. Smith, Clerk

(SEAL)

ATTEST:
/s/ Dennis O'Neal Patrick

(SEAL)

COUNTY OF COLUMBUS
By: /s/ Samuel G. Koonce
Chairman

BUCKHEAD VOLUNTEER FIRE
AND RESCUE SQUAD
Gloria Patrick, Chairman

Contract and Agreement properly executed, certified, notorized and sealed.

COMMUNITY DEVELOPMENT BLOCK GRANT - OFFICIAL GRANT AWARD ACCEPTED

A motion was made by Commissioner Dew, seconded by Commissioner Norris and passed unanimously to approve the official amended contract agreement for the Waccamaw Siouan Housing Demonstration Project and approved Samuel G. Koonce, Chairman, Giles E. Byrd, Vice Chairman and Roy L. Lowe, County Administrator to sign the requisition for Community Development Block Grant Fund Forms. Also, approved Ida L. Smith, Clerk to the Board, to attest the signatures. The funding approval is as follows:

Recipient:

Columbus County
111 Washington Street
Whiteville, North Carolina 28472

EDG Grant Number:
88-C-7758
Amendment Date: 8/14/89

APPROVED PROJECTS:

| ECD Project Number | Project Name | Approved Amount |
|--------------------|-------------------------|-----------------|
| X-1 | Waccamaw Siouan Housing | \$200,000 |

ENVIRONMENTAL CONDITIONS:

a. Funds for the following projects are released because the recipient has satisfied the applicable environmental review requirements:

b. Funds for the projects listed below including future program amendments are conditionally approved and will not be released to the recipient until the environmental conditions are satisfied. However, funds may be obligated or utilized for the projects listed below for: 1) the payment of reasonable administrative costs related to the planning and execution of projects listed below, and 2) other related activities specified under 24 CFR Part 58 as exempt from NEPA, including eligible planning, design, and environmental activities.

X-1 Waccamaw-Siouan Housing

ADDITIONAL CONDITIONS:

CITIZEN PARTICIPATION PLAN CONDITION: No funds can be obligated, expenses incurred, or funds spent on any activity in Project X-1 Waccamaw-Siouan Housing except administration until NRCDC has approved the attached Citizen Participation Plan Certification.

FOOD PLAIN CONDITION: No funds can be obligated, expenses incurred, or funds spent on any activity in Project X-1 Waccamaw-Siouan Housing except administration until Columbus County provides DCA with a certification that the project area is not in a flood plan; or with certification that Columbus County participates in the flood insurance program and all properties assisted in the project will be covered for flood insurances; and until DCA has approved the certification.

/s/ Robert E. Chandler
Director, Division of Community Assistance
9/21/89

/s/ Samuel G. Koonce
Chairman, Columbus County
Board of Commissioners
10/16/89

APPOINTMENTS - RECREATION COMMITTEE

The Board of Commissioners made the following appointments to serve on the reactivated Recreation Committee from their respective zones:

*Zone 1 - Commissioner Byrd**Edwin Ezzell, Route 4, Whiteville, NC 28472**Zone 2 - Commissioner Dew**Jimmy Williamson, Evergreen, NC 28438**Richard Russell, Hallsboro, NC 28442**Zone 3 - Commissioner Koonce**Donald Ray Bass, 106 Pinecrest Drive, Chadbourn, NC 28431**Sammy Nobles, Route 1, Box 305, Fair Bluff, NC 28439**Zone 4 - Commissioner Norris**Ralph Norris, Route 3, Tabor City, NC 28463**Clarence Willoughby, Route 2, Tabor City, NC 28463**Zone 5 - Commissioner Worley**A.K. Gore, Route 6, Box 368-A, Whiteville, NC 28472**Carey Wrenn, P.O. Box 825, Whiteville, NC 28472***TAX RELEASES AND REFUNDS**

A motion was made by Commissioner Norris, seconded by Commissioner Worley and passed unanimously to approve the tax releases and refunds as requested by the Tax Administrator.

Requested: that the following tax listings be cancelled/released due to double-listing.

George and Ruth Enzor; B-4-23 hook-up listed to Floyd T. Enzor on map B-4-4. Amount \$11.70, valuation \$1,500, year 1989, bill #57834.

Patricia Stevens Ivey; J-8-46, leasehold combines on J-8-46A#146465. Amount \$13.50, valuation \$1,800, year 1989, bill #65775.

Ductor Register; 09-41A, 3/10 acre tract combined with map 09-41, Eileen R. Johnson. Amount \$10.88, valuation \$1,600, year 1989, bill #75826.

Mrs. Sana Rockwell; J-7A-25A, combined on J-7A-25, Hilda Faye Jacobs. Amount \$25.80, valuation \$3,000, year 1983, bill #5737.

Christopher Scott; FB-2-348 double-listed, Leroy Miller. Amount \$21.07, valuation \$2,450, year 1981, bill #930.

Edell Clewis Suggs; 1979 truck listed to Lila Edell suggs, Lees Township. Amount \$24.88, valuation \$2,630, year 1987, bill #39328.

Requested: that the following tax listings be cancelled/released due to failure in receiving the Senior-Citizen's exemption.

Ernest Anderson: residence located on map M-5-99. Amount \$10.07, valuation \$1,360, year 1989, bill #48966.

Peter and Viola Bellamy; residence located on map K-8-20, applied in 1980.

Amount \$21.50, valuation \$2,500, year 1983, bill #27236; amount \$21.50, valuation \$2,500, year 1984, bill #30226; amount \$21.50, valuation \$2,500, year 1985, bill #13346; amount \$21.50, valuation \$2,500, year 1986, bill #20224; amount

\$21.50, valuation \$2,500, year 1987, will #8043; amount \$22.75, valuation \$2,500, year 1988, bill #8362; amount \$34.50, valuation \$4,600, year 1989, bill #50350.

Requested that the following tax listings be cancelled/released due to changes in transfers, valuations and rebillings.

Amanda Elliott Etals; F-8-4 with Roseland Fire District instead of Cerro Gordo Fire District. Rebilled correctly. Amount \$138.38, year 1989, bill #57616.

Felton and Mildred Grainger; CH-5-46, lot size corrected. Amount \$51.75, year 1989, bill #62115.

Patricia Ivey; J-8-46A, house and 59/100 acre rebilled to Larry and Betty Jo Stevens. Amount \$157.62, valuation \$8,710, year 1988, bill #3486; valuation \$21,300, year 1989, bill #65774.

Franklin D. Larrimore; H-5A-77 lot and house rebilled to Marvin L. Larrimore. Amount \$339.38, valuation \$45,250, year 1989, bill #67754.

Marvin L. and Barbara Larrimore; H-5A-74 lot and house, rebilled to Franklin Larrimore. Amount \$371.25, valuation \$49,500, year 1989, bill #67768.

David Earl Long; 0-8-30, house and shed rebilled to Danny Lee Long on 0-8-30C. Amount \$131.24, valuation \$19,300, year 1989, bill #68681.

Billy Nance; CG-1-15 9.4 acre tract rebilled with land use value. amount \$755.98, valuation \$96,920, year 1989, bill #72296.

The News Reporter; lot H-5A-74, rebilled to Franklin Larrimore on #13-22920. Amount \$19.50, valuation \$2,600, year 1989, bill #72705.

S.D. Scott Heirs (Mrs.); clerical error FB-1-120. Amount \$3.47, year 1987, bill #22078.

W.L. Spann Heirs; 15 acre tract, S-2-23, corrected by survey to 10.01 acre sold to D.O.T. Amount \$27.88, valuation \$4,100, year 1989, bill #79689.

John B. & James H. Singletary; house on J-8A-69, rebilled to Cynthia Walker #03-25707. Amount \$38.48, valuation \$5,200, year 1989, bill #78432.

W.F. Sledge; storage barn deleted off K-7A-97. Amount \$2.72, valuation \$400, year 1989, bill #78574.

Requested: that a refund check be issued to Mr. Otto Nance, P.O. Box 70, Cerro Gordo, NC 28430 (Mrs. Rudene W. Nance), in the amount of \$60.75, for year 1985, 86, 87, 88 and 1989; due to new survey, acres corrected on map G-7-17 to 53.85. Amount \$12.58, valuation \$1,700, year 1989, bill #72451; amount \$12.56, valuation \$1,380, year 1988, bill #30176; amount \$11.87, valuation \$1,380, year 1987, bill #29232; amount \$11.87, valuation \$1,380, year 1986, bill #17422; amount \$11.87, valuation \$1,380, year 1985, bill #31239.

Requested: that a refund check be issued to The News Reporter % Mr. James High, P.O. Box 707, Whiteville, NC 28472, in the amount of \$36.30 for year 1985, 86, 87, 88; rebilled to Franklin Larrimore on #13-22920. Amount \$8.60, valuation \$1,000, year 1985, bill #31263; amount \$8.60, valuation \$1,000, year 1986, bill #17447; amount \$9.30, valuation \$1,000, year 1987, bill #29263; amount \$9.80, valuation \$1,000, year 1988, bill #30209.

Requested: that a refund check be issued to Mrs. Barbara I. Ford (W.L. Span Heirs) 901 Tuckaway Terr., Ft. Washington, MD 20021, in the amount of \$89.63, for years 1984, 85, 86, 87, and 88 due to 15 acre tract was corrected by survey to 10.01 acres. Amount \$17.72, valuation \$2,060, year 1984, bill #36394; amount \$17.72, valuation \$2,060, year 1985, bill #2372; amount \$17.72, valuation \$2,060, year 1986, bill #2958; amount \$17.72, valuation \$2,060, year 1987, bill #11478; amount \$18.75, valuation \$2,060, year 1988, bill #11910.

Requested: that a refund check be issued to United Carolina Bank, Attention: Mimi, Loan #3768, P.O. Box 3347, Wilmington, NC 28406, (Claude P. & Miranda Dufour) in the amount of \$17.56, Brunswick Fire, for year 1989 due to property located on J-5-93 is not in the Brunswick Fire District. Amount \$17.56, bill #56909.

GOVERNING BODY - CHANGE MEETING TIME AND RESCINDED

A motion was made by Commissioner Norris, seconded by Commissioner Byrd and passed unanimously to change the meeting time for the November 6, 1989 Board meeting from 9:00 A.M. to 7:30 P.M.

After reviewing the calendar, we found that a public hearing has been scheduled for a proposed closing of a portion of State Road 1821 which has been advertised for four (4) consecutive weeks and is scheduled for 9:00 A.M. on November 6, 1989. Due to the previously scheduled hearing, there was a general consensus of the Board to rescind changing the time of the November 6, 1989 Board meeting.

RECYCLING UPDATE

Mr. Bob High, gave a report on the Columbus County Recycling Program and stated that they will need to expand the program in the near future and also requested consideration for part-time employment.

EXECUTIVE SESSION

At 8:05 P.M., a motion was made by Commissioner Norris, seconded by Commissioner Dew and passed unanimously to adjourn into executive session to discuss an attorney/client and land acquisition.

RESUMED REGULAR SESSION

At 9:00 P.M., a motion was made by Commissioner Worley, seconded by Commissioner Dew and passed unanimously to adjourn executive session and resume regular session.

No action was taken.

ADJOURNMENT

Immediately, a motion was made by Commissioner Worley, seconded by Commissioner Norris and passed unanimously to adjourn the meeting.

APPROVED:

Ada L. Smith
Clerk to the Board

Samuel B. Koone
Chairman