

The Honorable Columbus County Board of Commissioners met in their said office 8:00 A.M., March 2, 1992, it being the first Monday.

BOARD MEMBERS PRESENT:

Ed Worley, Chairman
 Junior Dew, Vice Chairman
 Lynwood Norris
 Samuel G. Koonce
 Mike Richardson

James E. Hill, Jr., Attorney

Ida L. Smith, Clerk to the Board

ABSENT:

Roy L. Lowe, Administrator

Chairman Worley called the meeting to order and Reverend Wade Fowler gave the invocation.

APPROVAL OF BOARD MINUTES

A motion was made by Commissioner Norris, seconded by Commissioner Koonce and passed unanimously to approve the minutes of the February 17, and February 24, 1992, Board meetings, as recorded.

PUBLIC HEARING - SOLID WASTE DISPOSAL REVENUE BONDS

A motion was made by Commissioner Norris, seconded by Commissioner Dew and passed unanimously to enter into a public hearing on behalf of the County and the Columbus County Industrial Facilities and Pollution Control Financing Authority pursuant to published notice as required by law, on the proposed issuance by the Authority of solid waste disposal revenue bonds for the purpose of financing all or a portion of the cost of acquiring, constructing and installing facilities for the disposal of sludge at the Reigelwood pulp and paper board plant of Federal Paper Board Company, Inc.

Chairman Worley then announced that all those interested persons wishing to contend for or protest against the issuance of the Bonds by the Authority, or the nature or location of the Project to be recognized by raising their hand and stating their name.

There were no comments.

PUBLIC HEARING CLOSED

A motion was made by Commissioner Norris, seconded by Commissioner Richardson and passed unanimously to close the public hearing.

RESOLUTION ADOPTED - APPROVING THE PLAN OF FINANCING A SOLID WASTE DISPOSAL PROJECT FOR FEDERAL PAPER BOARD COMPANY, INC.

A motion was made by Commissioner Dew, seconded by Commissioner Norris and passed unanimously to adopt a Resolution approving in principle the plan of financing of a solid waste disposal project for Federal Paper Board Company, Inc. as follows:

**MINUTES OF A REGULAR MEETING AND THE CONDUCT OF A
PUBLIC HEARING BY THE COLUMBUS COUNTY
BOARD OF COMMISSIONERS**

The Board of Commissioners of Columbus County, North Carolina met in the Columbus County Administration Building, 111 Washington Street in Whiteville, North Carolina at 8:00 A.M. on March 2, 1992. The Clerk announced that the meeting was open to the public. The following Commissioners were present:

Ed Worley, Junior Dew, Lynwood Norris, Samuel G. Koonce and Mike Richardson.

The following Commissioners were absent: None

The Clerk presented a publisher's affidavit, with newspaper clipping attached, showing that notice of the public hearing to be conducted had been published on February 13, 1992 in The News Reporter, a newspaper of general circulation in Columbus County, North Carolina, such publication being at least 14 days prior to the date hereof.

The Chairman stated that at this time the Board of Commissioners would conduct a public hearing on behalf of the County and The Columbus County Industrial Facilities and Pollution Control Financing Authority (the "Authority"), pursuant to published notice as required by law, on the proposed issuance by the Authority of solid waste disposal revenue bonds (the "Bonds") for the purpose of financing all or a portion of the cost of acquiring, constructing and installing facilities for the disposal of sludge (the "Project") at the Riegelwood pulp and paper board plant of Federal Paper Board Company, Inc., a New York corporation (the "Company"), located near the Village of Riegelwood in the County and to be owned and operated by the Company.

The Chairman then announced that all those interested persons wishing to contend for or protest against the issuance of the Bonds by the Authority or the nature or location of the Project, orally or in writing, would be heard and that all such written or oral statements would be considered:

There were no oral or written comments.

The Board considered further details of the proposed Project and bond issue as reported to the Board, including the site location, the type of operations to be conducted at the Project, pertinent environmental questions, employment and wage projections, the size of the proposed issue and a description of plans for the sale of the Bonds. After a complete discussion, the Chairman announced that the public hearing on the proposed issuance of bonds for the solid waste disposal project for the Company was concluded.

Commissioner Lynwood Norris then introduced and caused to be read Resolution No. entitled " A RESOLUTION APPROVING IN PRINCIPLE THE PLAN OF FINANCING OF A SOLID WASTE DISPOSAL PROJECT FOR FEDERAL PAPER BOARD COMPANY, INC.," and moved its adopted, seconded by Commissioner Junior Dew. After due consideration of said resolution by the Board, the Chairman put the question on the motion and upon the roll being called the following named Commissioners voted:

Aye: Commissioners Ed Worley, Junior Dew, Lynwood Norris, Samuel G.

Koonce and Mike Richardson

Nay: None

Whereupon the Chairman declared said resolution duly adopted.

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Upon motion and vote the meeting adjourned.

/s/ Ed Worley, Chairman

/s/ Ida L. Smith, Clerk

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**A RESOLUTION APPROVING IN PRINCIPLE
THE PLAN OF FINANCING OF A SOLID WASTE DISPOSAL
PROJECT FOR FEDERAL PAPER BOARD COMPANY, INC.**

WHEREAS, pursuant to the provisions of Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), and the North Carolina Department of Commerce Rules, Subchapter 1E, Section .0204 (N.C. Admin. Code tit. 04, r. 01E.0204 (December, 1987)), a public hearing on the proposed plan of financing of a solid waste disposal project was held by this Board of Commissioners on March 2, 1992. Such solid waste disposal project consists primarily of facilities to be acquired, improved, installed and constructed in the County for use in connection with collection, treatment and disposal of sludge from the Riegelwood pulp and paper board plant (the "Plant") of Federal Paper Board Company, Inc. (the "Company") located near the Village of Riegelwood in Columbus County, North Carolina (the "Project"), including building/structures, four screw presses, pumps, electrical controls and instrumentation, and conveying equipment, all for the purpose of disposal of solid wastes from the Plant in an environmentally acceptable manner. Such financing is to be accomplished through the issuance of solid waste disposal revenue bonds of The Columbus County Industrial Facilities and Pollution Control Financing Authority (the "Authority") in an aggregate principal amount not to exceed \$8,500,000 (the "Bonds"). Such public hearing was held pursuant to public notice published on the 13th day of February, 1992, in The News Reporter, a newspaper of general circulation in Columbus County, North Carolina; and

WHEREAS, the Authority intends to file an application for approval of the Project with the Secretary of the Department of Economic and Community Development (the "Department"), as required by the Industrial and Pollution Control Facilities Financing Act, Chapter 119C of the General Statutes of North Carolina (the "Act"), and

WHEREAS, the Department has, by regulation, provided that no application for approval of a project will be officially received until the governing body of the county from which the application is made has, by resolution, approved in principle the proposed project and a certified copy of such resolution has been provided to the Department; and

WHEREAS, the Bonds will constitute private activity bonds within the meaning of Section 141(a) of the Internal Revenue Code of 1986, as amended (the "Code"), and Section 147(f) of the Code provides that private activity bonds must be approved by the applicable elected representative of the appropriate governmental unit following public hearing pursuant to reasonable public notice in order for interest on such bonds to be tax-exempt; and

WHEREAS, the Authority has requested this Board of Commissioners to approve the Project under Section 159C-7 of the Act; and

WHEREAS, this Board of Commissioners desires to make a record by this Resolution that the Project and the proposed plan of financing are approved in principle;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Columbus County, North Carolina, AS FOLLOWS:

1. This Board of Commisioners hereby finds and determines that opportunity for all taxpayers, residents and other interested persons to express their views for or against said plan of financing, the proposed issuance of the Bonds and the nature and location of the Project and to submit communications in writing, was provided at said public hearing.

2. This Board of Commisisoners does hereby approve the plan of financing of the Project and does approve in principle the Project and the issuance by the Authority of the Bonds pursuant to said plan of financing.

3. This Board of Commissioners does hereby declare that this Resolution constitutes the public approval of said plan of financing required by Section 147(f) of the Code, and approval in principal of the Project and issuance of the Bonds to finance all or a portion of the Project as required by Section .0204 of the North Carolina Department of Commerce Rules (N.C. Admin. Code tit. 04, r. 01E.0204 (December, 1987)).

4. The Clerk of this Board of Commissioners is hereby authorized and directed to provide certified copies of this Resolution to the Authority and the North Carolina Department of Economic and Community Development.

5. This Resolution shall become effective immediately upon its adoption and approval.

/s/ Ed Worley, Chairman

ATTEST:

/s/ Ida L. Smith, CLerk

SCHOOLS - COLUMBUS COUNTY REQUEST FOR ENERGY FUNDS

Thomas K. Nance, Columbus County Schools' Superintendent, Michael Kellihan, School Board Chairman, and Bobby Ezzell, Finance Officer, addressed the Board requesting funding in the amount of \$200,000 to pay for fuel and electricity for May and June, 1992, noting that the state gave the county school system only half as much for utilities this year as it did the previous year.

After much discussion about school finances, a motion was made by Commissioner Richardson, seconded by Commissioner Koonce and passed unanimously to table the request and directed the County Administrator to report on the county's financial status at the March 16, 1992, Board meeting.

RESOLUTION - GENERAL ASSEMBLY TO REQUEST ENERGY FUNDS TO BE REINSTATED

A motion was made by Commissioner Koonce, seconded by Commissioner Norris and passed unanimously to adopt the following Resolution requesting reinstatement of energy funds in the state budget. Resolution is as follows:

R E S O L U T I O N

WHEREAS, the Board of County Commissioners of Columbus County, North Carolina, at its regular meeting held on March 2, 1992, adopted the following Resolution;

W I T N E S S E T H :

WHEREAS, the North Carolina General Assembly reduced the local schools' energy cost by one-half for fiscal year 1991-92, and have proposed to phase out funds for energy costs to local schools completely by fiscal year 1992-93; and

WHEREAS, the Columbus County School Board of Education have requested additional funds in the amount of \$200,000 for school energy costs for fiscal year 1991-92; and

WHEREAS due to decreased revenue in County mandated programs from a federal and state level, the County of Columbus does not have sufficient funds to absorb the schools' energy costs without placing an undue tax burden on the residents of Columbus County.

THEREFORE, BE IT RESOLVED by the Board of Commissioners of Columbus County that it is hereby respectfully requested that Senator R. C. Soles, Jr., Representative Leo Mercer and Representative David Redwine to approach the General Assembly, at their next short session meeting, and request the reinstatement of state funding at 100% for energy costs to local schools, to eliminate any undue hardship placed on the residents of Columbus County.

ADOPTED this the 2nd day of March, 1992.

ATTEST:

/s/ Roy L. Lowe, Administrator

COLUMBUS COUNTY BOARD OF
Commissioners

BY: /s/ Ed Worley, Chairman

FIRE AND RESCUE - TABOR CITY VOLUNTEER RESCUE AND AMBULANCE SERVICE DISTRICT

HEARINGS SCHEDULED

Howard Stanley, representing the Tabor City Rescue Squad, requested the Board to set a public hearing for the purpose of establishing the Tabor City Volunteer Rescue and Ambulance Service District.

A motion was made by Commissioner Norris, seconded by Commissioner Koonce and passed unanimously to schedule two (2) public hearings to receive comments from the residents that will be encompassed by the service district. The following dates were scheduled:

May 12, 1992 - 7:30 P.M. - Tabor City Rescue Squad Building

May 13, 1992 - 7:30 P.M. - Roseland Volunteer Fire Department

FIREWORKS APPROVAL - STRAWBERRY FESTIVAL

A motion was made by Commissioner Koonce, seconded by Commissioner Richardson and passed unanimously to permit fireworks at the Strawberry Festival, Chadbourn, NC on April 25, 1992 to be displayed by Southern International Fireworks, Incorporated and in accordance with G.S. 14-413.

ORDINANCE - SOLID WASTE TIPPING FEE AMENDMENT

A motion was made by Commissioner Norris, seconded by Commissioner Dew and passed unanimously to amend the Ordinance regulating the assessment and collection of solid waste user fees in Columbus County, Attachment I, adopted July 1, 1990. The amendment is as follows:

Attachment I, Amendment 1.

Tipping Fees for non-resident Solid Waste retroactive to September 1, 1991 - \$16.00 per ton.

The amendment is recorded in Ordinance Book 1, page 55.a.

RESOLUTION - MEMORIAM WILLIAM O. JOHNSON (NCACC)

A motion was made by Commissioner Norris, seconded by Commissioner Dew and passed unanimously to adopt a Resolution in Memoriam of William Ozzly Johnson as presented by the North Carolina Association of County Commissioners.

RESOLUTION IN MEMORIAM

WHEREAS, the North Carolina Association of County Commissioner has learned with deep regret of the death of Mr. William Ozzly Johnson, a former member of the Columbus County Board of Commissioners; and

WHEREAS, Mr. William Ozzly Johnson, did give untiring public service to his County, State and Nation during his lifetime;

NOW, THEREFORE, BE IT RESOLVED that his name be entered on the rolls of those who have gone from our midst in this Association years so that he may be remembered at the next Annual Conference thereof; and

FURTHER, BE IT RESOLVED that a copy of this Resolution be forwarded to the family of William Ozzly Johnson with the expressed sympathy of the members of this Association.

Adopted this 26th day of February, 1992, in Raleigh, North Carolina.

/s/ W.C. "Bill" Owens, President

/s/ C. Ronald Aycock

Executive Director

APPOINTMENT - DOMICILIARY NURSING HOME ADVISORY COMMITTEE

A motion was made by Commissioner Richardson, seconded by Commissioner Norris and passed unanimously to appoint Ruth Vehorn to serve on the Domiciliary Nursing Home Committee to replace Harvey Cross who resigned, with term expiring June 30, 1992.

APPOINTMENTS - EQUALIZATION AND REVIEW BOARD

A motion was made by Commissioner Norris, seconded by Commissioner Dew and passed unanimously to appoint the following persons to serve on the Equalization and Review Board.

DISTRICT 1:

Nathaniel Lennon, Route 1, Evergreen, NC 28438

DISTRICT 2:

Anne Williamson, Route 1, Box 69, Whiteville, NC 28472
Vance Maultsby, P.O. Box 764, Whiteville, NC 28472

DISTRICT 3:

Haynes Graham, Route 1, Box 713A, Lake Waccamaw, NC 28450

DISTRICT 4:

C.L. "Buddy" Tate, Jr., P.O. Box 249, Lake Waccamaw, NC 28490
Jean Frink, P.O. Box 150, Hallsboro, NC 28442

DISTRICT 5:

Robert Dale Inman, Route 3, Tabor City, NC 28463

DISTRICT 6:

Danny Peacock, 303 East 5th Avenue, Chadbourn, NC 28431

DISTRICT 7:

Emory Smith, Route 1, Nakina, NC 28455

Also, the Board appointed Anne Williamson to serve as Chairperson and W.D. "Bill" Brooks, Tax Administrator to serve as Clerk to the Equalization and Review Board.

TAX RELEASES & REFUNDS

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

John T. Benton; listed in Bladen County. Amount \$52.06, valuation \$6,960, year 1991, account #17-02106.

Mervin Levern Brown; listed in Bladen County. Amount \$26.04, valuation \$3,430, year 1991, account #17-04172.

Amos Cummings, Jr.; failed to release late list on previous release. Amount \$2.17, year 1991, account #17-07891.

Jerry Bernard Davis; vehicle double listed on Jerry B. Davis #10-02223. Amount \$40.23, valuation \$5,300, year 1991, account #17-08743.

Pamela Kay Duncan; vehicle listed in South Carolina. Amount \$61.79, valuation \$8,140, year 1991, account #17-09531.

Barbara Ann Gore; vehicle wrecked in September of 1985. Amount \$22.23, valuation \$2,350, year 1986, account #17-14240.

Harold C. Hackstall; failed to release late list on previous release. Amount \$2.71, year 1991, account #17-16495.

Marvin Luther Hill; chicle listed in the state of Tennessee. Amount \$148.25, valuation \$6,450, year 1989, account #17-14838.

Harry Stevie Jacobs; Listed in Bladen County. Amount \$41.82, valuation \$5,510, year 1991, account #17-19907.

Elizabeth Brown Jennings; failed to release late list on previous release. Amount \$1.21, year 1991, account #17-15185.

Joyce Nanola King; listed in Brunswick County. Amount \$6.00, valuation \$790, year 1991, account #17-21795.

Barbara Ann Shipman; vehicle double listed on Maurice Smallwood, account #04-51147. Amount \$110.25, valuation \$1,370, year 1989, account #17-23875.

Joyce Evelyn Smith; listed in Bladen County. Amount \$59.65, valuation \$7,860, year 1991, account #17-34103.

Pauline Lee Spivey; listed in Brunswick County. Amount \$7.59, valuation \$1,000, year 1991, account #17-35178.

Cornie Strickland; vehicle was repossessed in January 1, 1986. Amount \$124.24, valuation \$2,580, years 1986, 1988, account #17-36240.

Larry Michael Stroud; vehicle listed in the state of Indiana. Amount \$151.24, valuation \$6,850, year 1989, account #17-36555.

Steve E. Taylor; vehicle junked prior to 1991. Amount \$6.23, valuation \$820, year 1991, account #17-37041.

Stella Dowless Watts; vehicle double listed on Stella D. Smith, account #04-15020. Amount \$5.47, valuation \$720, year 1991, account #17-40055.

Bernadette Delane Williams; moved to Georgia. Amount \$52.37, valuation \$6,900, year 1991, account #17-40677.

Pamyla Gore Worthington; vehicle double listed on Ronald Worthington #13-45681. Amount \$40.30, valuation \$5,310, year 1991, account #17-42081.

Jackie Junior Etheridge; house vacant. Amount \$30.00, year 1991, account #03-05920.

Paul R. & Ruby Blackburn; mobile home vacant. Amount \$30.00, year 1991, account #09-01430.

Charles H. & Evelyn M. Cartrette; mobile home vacant. Amount \$30.00, year 1991, account #06-04500.

Ronald Ellis; house vacant; Amount \$30.00, year 1991, account #13-12123.

M. Rachel Gore; house vacant. Amount \$30.00, year 1991, account #07-06940.

Debbie Jackson; house in city limits. Amount \$12.00, year 1991, account #01-46575.

Ralph & Marie S. Lewis; farm equipment picked up as mobile home. Amount \$30.00, year 1991, account #01-53080.

Mary G. Davis; property sold to Idell Gerald; Amount \$30.00, year 1991, account #06-07160.

Ordered; that a refund check be issued to Robert Lee Ezzell, Route 3, Box 421A, Whiteville,, NC 28472, in the amount of \$75.67, for year 1991. Vehicle was listed and taxes paid in Bladen County. Valuation \$9,050, account #01-25540.

Ordered: that a refund check be issued to M. Rachel Gore, P.O. Box 34, Tabor City, N.C. 28463, in the amount of \$30.00 User Fees, for year 1990. Account #07-06940.

Duell & Gail S. Bass; property not located in the Klondyke Fire District. Amount \$1.29, year 1991, account #13-01350.

Linda Brown; vehicle double listed on Linda Brown #15-05838 and paid. Amount \$75.68, valuation \$11,130, year 1989, account #12-03781.

Timothy Avis Coleman; vehicle junked and sold in November, 1990. Amount \$77.19, valuation \$10,170, year 1991, account #06-05678.

Mary G. Davis; release years 1993-1991. Property listed to Idell Gerald, per Deed Book 135, page 541. Amount \$34,099, valuation \$43,045, years 1983-91, account #06-07160.

Sherry Angela Harris; taxes listed and paid under account #17-14673. Amount \$25.28, valuation \$3,330, year 1991, account #06-17978.

Heavenly Light Holiness Temple; property tax exempt. Amount \$12.42, valuation \$1,800, year 1991, account #12-11803.

Gladys Jones; property double listed on 13-09267, Gladys Jones and Bernice Crawford. Amount \$27.50, valuation \$3,500, years 1988-91, account #13-21920.

Freddie Graham Lee; double listed on account #03-12860 Fred & Rosa Lee. Amount \$12.77, valuation \$1,350, year 1984, account #03-12868.

Ricky Adam & Mary Long; mobile home listed as double-wide instead of single-wide. Amount \$26,033, valuation \$34,630, years 1989-90, account #11-15840.

North Carolina District Council; church property, tax exempt. Amount \$93.60, valuation \$12,100, year 1991, account #01-66567.

William E. Soles; failed to receive the senior citizens' exemption. Amount \$82.80, valuation \$12,000, year 1991, account #03-23300.

Emma Stevens; property double listed with Randolph Stevens. Amount \$9.11, valuation \$1,320, year 1991, account #10-15988.

Ronnie Walker; mobile home double listed on Ronnie Lee Walker #13-41483. Amount \$235.62, valuation \$29,800, year 1991, account #13-41487.

APPOINTMENTS - SOLID WASTE CONTRACT NEGOTIATIONS COMMITTEE

A motion was made by Commissioner Koonce, seconded by Commissioner Dew and passed unanimously to appoint the following persons to serve on the Solid Waste Contract Negotiations Committee along with the Board of Commissioners, Administrator, Attorney, and Clerk to the Board.

David L. McPherson, Route 1, Box 217, Chadbourn, NC 28431
Billy Hooks, Route 1, Box 144, Whiteville, NC 28472

Following the Board meeting, Chairman Worley instructed Ida Smith, Clerk to the Board, to poll the Board members, in reference to including Dempsey Herring, Recreational Director, to serve on the Solid Waste Contract Negotiations Committee. The Board unanimously concurred with Chairman Worley's request.

DOT - REQUEST IMPROVEMENT ON SR 1548

Charlie McKenzie and Zellia Malone addressed the Board concerning the condition of State Road 1548 and requested the Board to contact the Department of Transportation to consider paving or upgrading the road as it is almost impossible to travel.

A motion was made by Commissioner Dew, seconded by Commissioner Norris and passed unanimously to write a letter to the Department of Transportation requesting consideration to be given to State Road 1548 to permit safe driving.

ADJOURNMENT

A motion was made by Commissioner Norris, seconded by Commissioner Richardson and passed unanimously to adjourn the meeting at 8:55 A.M.

APPROVED:

J. D. Smith
Clerk to the Board

[Signature]
Chairman