

COLUMBUS COUNTY
BOARD OF COMMISSIONERS
MINUTES

The Honorable Board of Columbus County Commissioners met in their said office, at 111 Washington Street, Whiteville, NC, at 7:30 P.M., December 19, 1994, it being the third Monday.

BOARD MEMBERS PRESENT:

Sammie Jacobs, Chairman

Spruell Randolph Britt

David L. Dutton, Jr.

A. Dial Gray, III

C.W. Williams

C.E. "Gene" Wilson

James E. Hill, Jr., Attorney

Roy L. Lowe, Administrator

Ida L. Smith, Clerk to Board

Dempsey B. Herring,
Special Projects Coordinator

ABSENT:

Lynwood Norris

Chairman Jacobs called the meeting to order and Roy L. Lowe, Administrator, gave the invocation.

BOARD MINUTES APPROVAL

A motion was made by Commissioner Wilson, seconded by Commissioner Britt and passed unanimously to approve the Minutes of the December 5, 1994, Board Meeting, as recorded.

COMMUNITY DEVELOPMENT BLOCK GRANT - PUBLIC HEARING SCHEDULED

Henry Edmunds representing the Columbus County Housing Advisory Committee, stated that the Cape Fear Council of Governments, acting on behalf of Columbus County, is preparing an application to the N. C. Division of Community Assistance for Community Development Block Grant funds. The purpose of the CDBG Program is to provide grants to local governments to develop viable communities by providing decent housing. The first public hearing needs to be scheduled and advertised ten (10) days prior to the public hearing.

A motion was made by Commissioner Williams, seconded by Commissioner Gray and passed unanimously to approve the preparation of the application for the Community Development Block Grant funding and schedule the public hearing for 7:00 P.M., Monday, January 9, 1995.

WEBSTER CHIROPRACTIC WELLNESS CENTER - PRESENTATION BY JOHN A. WEBSTER, D.C.

John A. Webster, D.C., Practice of Chiropractic, addressed the Board in reference to research that has been done that proves back pain is reduced by the use of chiropractic care and encouraged the County to include this as an option to their health care program.

Dr. Webster was informed that Columbus County is covered by Blue Cross-Blue Shield and already has the Chiropractic option included in their present plan.

TAX - DUNN SWAMP DELINQUENT ACCOUNTS

W.D. "Bill" Brooks, Tax Administrator, stated that he had received a memorandum from Administration in reference to the Dunn Swamp Drainage District delinquent accounts in the amount of \$43,159.70. Mr. Brooks stated that he has been concentrating on the Columbus County delinquent accounts and has increased the tax collection rate from 89% to 95%. Mr. Brooks further stated that if the Board supports him he will proceed to collect the Dunn Swamp Drainage District delinquent accounts by using the same measure as collecting Columbus County delinquent accounts.

A motion was made by Commissioner Gray, seconded by Commissioner Wilson and passed unanimously to direct W.D. "Bill" Brooks to proceed to collect the Dunn Swamp Drainage District delinquent accounts by using the same procedure as collecting Columbus County delinquent accounts.

ORDINANCE (CAPITAL PROJECT) - COLUMBUS COUNTY WATER & SEWER DISTRICT I

A motion was made by Commissioner Williams, seconded by Commissioner Britt and passed unanimously to approve the following Capital Project Ordinance for the Columbus County Water & Sewer District I.

COLUMBUS COUNTY WATER & SEWER DISTRICT I

CAPITAL PROJECT ORDINANCE

BE IT ORDAINED by the Board of Commissioners of the County of Columbus, North Carolina, that pursuant to Section 159-13.2 of the General Statutes of North Carolina, the following Capital Project Ordinance is **HEREBY ADOPTED**:

SECTION 1. The project authorized is the Columbus County Water & Sewer District I.

SECTION 2. The project director is hereby directed to proceed with the construction of the project within the terms of the grant agreement with Farmers Home Administration and in accordance with the limitations of the Bond Anticipation Notes.

SECTION 3. The following revenues are anticipated to be available to the County to complete the project:

63-348-9400 FmHA Grant	\$2,568,600
63-385-0000 Bond Anticipation Notes	1,071,000
63-397-0000 Transfer from Water Dist.	24,400
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TOTAL APPROPRIATION	\$3,664,000

SECTION 4. the following amounts are appropriated for the project:

63-690-0400 Professional Services	\$ 252,200
63-690-5700 Miscellaneous	114,400
63-690-7400 Equipment	25,000
63-690-7500 Construction of Lines	3,138,000
63-690-9999 Contingency	134,400
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TOTAL APPROPRIATION	\$3,664,000

SECTION 5. The Finance Officer is directed to report quarterly on the financial status of this project. She shall also keep the Governing Body informed at each regular meeting of any unusual occurrences.

SECTION 6. Copies of the Capital Project Ordinance shall be made available to the Budget Officer and the Finance Officer for directions in carrying out the project.

ADOPTED this 19th day of December, 1994.

APPOINTMENT - AGING ADVISORY COUNCIL

A motion was made by Commissioner Gray, seconded by Commissioner Williams and passed unanimously to reappoint Ben Douglas to serve on the Aging Advisory Council for a three (3) year term, expiring June 30, 1997.

AGING (DEPT. OF) - COORDINATOR POSITION APPROVED FOR WHITEVILLE CENTER

Ben Douglas, Aging Advisory Council Chairman, requested the Board to consider approving a full-time coordinator position for the Whiteville Department of Aging Center. At the present time, a part-time position has been included in the 1994-95 Department of Aging budget but has not been filled. Mr. Douglas requested that the Board approve a full-time position effective January 1, 1995 as funds were in the budget to cover this position.

A motion was made by Commissioner Williams, seconded by Commissioner Wilson and passed unanimously to approve the coordinator position for the balance of Fiscal Year 1994-95; with the stipulation that a full-time coordinator position will be considered in the preparation of the 1995-96 Columbus County Operating Budget.

HEALTH - REQUEST AND APPROVAL FOR ADDITIONAL SPACE

Marian Duncan, Health Director, advised the Board that the Board of Health is requesting the Commissioners to allow the Health Department to use any space in the Miller Building that has been occupied by the Department of Social Services when they move into the new building.

A motion was made by Commissioner Dutton, seconded by Commissioner Williams and passed unanimously to approve the Health Department to use any space in the Miller Building that has been occupied by the Department of Social Services when it is vacated.

MAINTENANCE - EMPLOYMENT OF MAINTENANCE WORKER II

A motion was made by Commissioner Britt, seconded by Commissioner Gray and passed unanimously to employ James A. Ellis as a Maintenance Worker II, Grade 59, to replace Raymond A. Callahan, who will be retiring December 31, 1994.

ANIMAL CONTROL - PROMOTION OF TROY GOSS TO ASST. ANIMAL CONTROL OFFICER

A motion was made by Commissioner Williams, seconded by Commissioner Wilson and passed unanimously to promote Troy Willard Goss to Animal Control Officer Assistant, to replace Maxie Saxon who resigned.

RESOLUTION - REQUESTING PRISON TO CONSIDER ASSIGNING INMATES TO ROAD CLEAN-UP

A motion was made by Commissioner Wilson, seconded by Commissioner Gray and passed unanimously to adopt the following Resolution:

RESOLUTION for HELP from LOCAL PRISON UNIT

on LITTER CONTROL

WHEREAS, Columbus County is facing an increase of trash and litter on its roadways; and

WHEREAS, Columbus County is steadfastly working with its own Litter Patrol Department to combat trash and litter on roadways; and

WHEREAS, private and concerned groups have and are working extensively to try to help in keeping roadways clean through the Adopt-A-Highway Program; and

WHEREAS, the number of staff persons employed by Columbus County is extremely limited due to the lack of funding; and

WHEREAS, Columbus County has a regional minimum security prison unit with approximately six hundred (600) inmates; and

WHEREAS, the availability of these inmates for help and assistance would go a long way in helping Columbus County keep their roadways clean and free of trash and litter.

THEREFORE, BE IT RESOLVED, that the Columbus County Board of Commissioners respectfully request help from the local prison unit in the form of manpower to help in the task of keeping Columbus County's roadways free and clean of trash and litter; and

THEREFORE, BE IT FURTHER RESOLVED, that certain work crews be assigned to Columbus County for the sole purpose; and

THEREFORE, BE IT FURTHER RESOLVED, that such efforts by the prison population would provide impetus for the rehabilitation of,

as well as instilling, basic values for those inmates involved.

ADOPTED this the 19th day of December, 1994.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

SAMMIE JACOBS, CHAIRMAN

ATTESTED BY:

/s/ ROY L. LOWE

COUNTY ADMINISTRATOR

RESOLUTION - BOARD MEETING TIME CHANGE

A motion was made by Commissioner Dutton, seconded by Commissioner Britt and passed unanimously to adopt the following Resolution:

NOTICE and RESOLUTION to CHANGE MEETING TIME

of the BOARD of COUNTY COMMISSIONERS

of COLUMBUS COUNTY, NORTH CAROLINA

The Board of County Commissioners of Columbus County, North Carolina, unanimously approved on the 19th day of December, 1994, to adopt the following Resolution.

W I T N E S S E T H :

WHEREAS, the Board of County Commissioners of Columbus County, North Carolina, has presently scheduled meetings at 7:30 P.M. on the first and third Mondays of each month; and

WHEREAS, the Board of County Commissioners of Columbus County, North Carolina, is desirous of changing meeting date on the first Monday in January, 1995.

BE IT, THEREFORE, RESOLVED that the Board of County Commissioners of Columbus County, North Carolina, pursuant to N.C.G.S. 153A-40, shall hold the next regularly scheduled meeting in the Columbus County Commissioners' Chambers, 111 Washington Street, Whiteville, North Carolina on Monday, January 9, 1995, at 7:30 P.M.

BE IT, FURTHER, RESOLVED by the Board of County Commissioners that a copy of this Resolution and Notice shall be placed on the Courthouse Bulletin Board, as well as mailed to all of the news media who has requested notice.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

/s/ SAMMIE JACOBS, CHAIRMAN

ATTESTED BY:

/s/ Ida L. Smith, CLERK TO BOARD

RESOLUTION - BOARD MEETING DATE CHANGE

A motion was made by Commissioner Britt, seconded by Commissioner Gray and passed unanimously to adopt the following Resolution:

RESOLUTION

WHEREAS, the BOARD OF COUNTY COMMISSIONERS of Columbus County, North Carolina, have presently regularly scheduled meetings at 8:00 A.M. on the first Monday and 7:30 P.M. on the third Monday of each calendar month; and

WHEREAS, the BOARD OF COUNTY COMMISSIONERS of Columbus County, North Carolina, have been contacted by many citizens concerning the changing of the time to a more convenient hour for the general citizenry of Columbus County to attend the meetings; and

WHEREAS, the BOARD OF COUNTY COMMISSIONERS of Columbus County has carefully considered on numerous occasions this matter and has weighed the pros and cons of the issue and deemed that it is in the best interest of the general citizenry of Columbus County to establish all meetings at night; and

WHEREAS, the BOARD OF COUNTY COMMISSIONERS of Columbus County, North Carolina, is willing to provide adequate space and an opportunity to be heard for all those interested in attending and observing the meeting of the County Commissioners.

BE IT THEREFORE RESOLVED that the Board of County Commissioners, pursuant to N.C.G.S. 153A-40, that the Board of Commissioners of Columbus County shall meet at 7:30 P.M. in the Board Room of the Administration Building, Washington Street, Whiteville, North Carolina, on the first and third Monday of each calendar month; and

BE IT FURTHER RESOLVED by the Board of County Commissioners of Columbus County, North Carolina, that if at any meeting there appears to be inadequate space for the general citizenry of Columbus County, then the said meeting will be adjourned and will be reconvened in the Superior Court Courtroom, Columbus County Courthouse, Whiteville, North Carolina.

**BOARD OF COUNTY COMMISSIONERS OF
COLUMBUS COUNTY, NORTH CAROLINA**

/s/ Sammie Jacobs, Chairman

ATTESTED BY:

/s/ Ida L. Smith

BUDGET AMENDMENTS - VARIOUS

A motion was made by Commissioner Gray seconded by Commissioner Williams and passed unanimously to approve the following various budget amendments:

ELECTIONS:

Accept 10-348-3500 N.C. Voter Registration Grant \$9,500.00

Expend as follows:

10-430-0301 Part-time salaries	\$2,558.00
10-430-0501 FICA	197.00
10-430-0701 Retirement	245.00
10-430-5701 Miscellaneous	3,467.50
10-430-7401 Capital Outlay	3,032.50

HEALTH:

Accept 10-348-1001 Home Dem. State Funds \$17,000.00

Expend as follows:

Increase 10-583-02 Salaries	\$12,872.00
Increase 10-583-05 FICA	985.00
Increase 10-583-06 Insurance	1,336.00
Increase 10-583-07 Retirement	1,235.00
Decrease 10-583-11 Telephone	(142.00)
Increase 10-583-14 Travel	4,000.00
Decrease 10-583-45 Contracts	(6,286.00)
Increase 10-583-46 Drugs and Supplies	3,000.00

HEALTH:

Accept 10-348-0703 Community Traffic State Funds \$23,000.00

Expend as follows:

10-578-02 Salaries	\$17,590.00
10-578-05 FICA	1,345.00
10-578-06 Insurance	2,382.00
10-578-07 Retirement	1,683.00

FINANCE:

Accept 10-348-3300 NC Rural Center Capacity Grant \$22,250.00

Expend 10-470-0402 Professional Services \$22,250.00

FINANCE:

Appropriate 10-399-0000 Fund Balance \$ 3,394.43
(Elderly & Handicapped Transportation Funds FY 1993-94)

Expend as follows:

10-700-9701 Elderly & Disabled Transportation	\$ 68.17
10-700-9703 MTAP - DSS	3,226.26

FIRE MARSHAL:

Accept 10-335-0000 Miscellaneous Revenue	\$ 397.50
Expend 10-535-1700 Maintenance/Repair Vehicle	\$ 397.50

REVALUATION:

Appropriate 70-399-0000 Fund Balance	\$60,249.00
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Expend as follows:

70-690-0200 Salaries & Wages	\$ 6,000.00
70-690-0500 FICA	459.00
70-690-1100 Telephone	250.00
70-690-3200 Office Supplies	2,500.00
70-690-4500 Revaluation Contract	42,840.00
70-690-0400 Professional Services	1,000.00
70-690-5700 Miscellaneous	200.00
70-690-7400 Capital Outlay	6,000.00
70-690-1400 Travel	1,000.00

SOCIAL SERVICES - FURNISHINGS FOR BUILDING APPROVED

John Kaiser, Interior Designer for the Social Services facility, advised the Board that the cost of furniture for the new building is \$378,000, which includes freight and installation. The delivery time is six (6) to eight (8) weeks. The furniture can be leased on a 60-month rental/lease program at payments of \$8,613.91 per month. At the end of the contract, the county can purchase the furniture at the fair market value at that time which is estimated at \$30,000.

A motion was made by Commissioner Dutton, seconded by Commissioner Britt and passed unanimously to order the furniture and advised Jo Anne Vereen, Social Services Director, to contact the State and Federal governments and devise the most creative financing program with the most reimbursements available to the County and advise the Board.

After the meeting, James E. Hill, Jr., County Attorney, advised the Board to advertise for bids for the furniture for the Department of Social Services.

The Board concurred with Attorney Hill and the Department of Social Services was advised to advertise for bids.

SOCIAL SERVICES - DATA/VOICE WIRING & PA SYSTEM AWARDED TO ANIXTER, INCORPORATED

Kathryn Foley, Social Services Income Maintenance Administrator, advised the Board that two bids have been received for the data/voice wiring and PA system for the new Social Services

Building, as follows:

Sprint Carolina Telephone	\$36,137.92
Anixter, Incorporated	\$18,850.22

A motion was made by Commissioner Britt, seconded by Commissioner Dutton and passed unanimously to approve awarding the bid for the data/voice wiring and PA system equipment to Anixter, Incorporated, 4300 Emperor Boulevard, Suite 100, Morrisville, NC 27560 in the amount of \$18,850.22.

SOCIAL SERVICES - INSTALLATION OF VOICE/DATA WIRING & PA SYSTEM
AWARDED TO SPRINT CAROLINA TELEPHONE

Kathryn Foley, Social Services Income Maintenance Administrator, advised the Board that two bids were received for the installation of the voice/data wiring and PA system as follows:

Sprint Carolina Telephone	\$10,750.00
Quiklink, Inc.	8,436.00

A motion was made by Commissioner Gray, seconded by Commissioner Williams and passed unanimously to award the bid to Sprint Carolina Telephone Company, Whiteville, NC, in the amount of \$10,750.00. The highest bid was accepted due to Sprint Carolina Telephone Company providing the maintenance on the system and the installation of the system must meet the requirements of Sprint Carolina in order to secure a maintenance agreement.

SOCIAL SERVICES - CONVERSION OF FILING SYSTEM

Kathryn Foley, Income Maintenance Administrator, presented the Board with the following information on the conversion of the Social Service's filing system to lateral from Tab Products Company and requested the conversion of the active cases only:

Convert all cases	\$55,632.15
Convert only active cases	\$25,807.15

A motion was made by Commissioner Williams, seconded by Commissioner Gray and passed unanimously to approve the conversion of the Social Service's filing system to lateral files for the active cases only at a total cost of \$25,807.15.

SOCIAL SERVICES - BURGLAR ALARM BID AWARDED TO MID ATLANTIC ALARMS

Kathryn Foley, Income Maintenance Administrator, presented the Board with two bids for the burglar alarm system for the new Social Services Building as follows:

Mid-Atlantic Alarms, Chadbourn, NC \$1,528.36

ECK Enterprises, Chadbourn, NC \$2,936.00

A motion was made by Commissioner Gray, seconded by Commissioner Wilson and passed unanimously to award the bid to lowest bidder, Mid-Atlantic Alarms, Chadbourn, NC in the amount of \$1,528.36.

SOCIAL SERVICES - TELEPHONE SYSTEM

Kathryn Foley, Income Maintenance Administrator, presented the Board with information on the installation of a new telephone system from Sprint Carolina for the Social Services facility for a variable amount from \$90,000 to \$120,000.

Ida Smith, Clerk to the Board, advised the Board that the present Rolm Telephone System can be upgraded to include the new Social Services' facility needs at a total cost of \$23,635.00.

A motion was made by Commissioner Williams, seconded by Commissioner Britt and passed unanimously to approve upgrading the present Rolm Telephone System to include the needs of the Social Services Department, at a total cost of \$23,635.00.

RESOLUTION - UCB TERMS OF INSTALLMENT FINANCING FOR DSS BUILDING

A motion was made by Commissioner Britt, seconded by Commissioner Wilson and passed unanimously to adopt the following Resolution:

**RESOLUTION APPROVING TERMS OF INSTALLMENT FINANCING
FOR DSS BUILDING PROJECT**

WHEREAS, Columbus County, North Carolina (the "County") has previously approved and determined to undertake a plan for the construction and acquisition (the "Project") of a new building for the County Department of Social Services; and

WHEREAS, there have been presented the following draft agreements (the "Agreements") which the County proposes to execute in connection with the Project, copies of which shall be filed with the County's records:

- (a) A draft dated December 15, 1994, of an installment financing contract to be dated as of January 1, 1995; (the "Contract"), between the County and United Carolina Bank (the "Bank"), providing for the Bank to finance the County's undertaking of the Project; and
- (b) A draft dated December 15, 1994, of a promissory note to be dated on or about January 5, 1995 (the "Note"), to be made by the County to further evidence the County's payment obligations under the Contract; and
- (c) A draft dated December 15, 1994, of a deed of trust and security agreement to be dated as of January 1, 1995 (the "Deed of Trust"), from the County to a deed of trust trustee for the Bank's benefit, providing a security interest in the new building to the Bank to secure the County's performance of its obligations under the Contract.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF COLUMBUS COUNTY, NORTH CAROLINA:

1. The County hereby confirms its decision to finance the Project through the Bank in accordance with the plan of financing described in the Agreements.

2. The Chairman or Vice-Chairman of the County's Board of Commissioners is hereby authorized and directed to execute the Agreements and deliver the same to the appropriate counterparties, and the Clerk to this Board (or any assistant clerk) is hereby authorized and directed to affix the County's seal to the Agreements and to attest the same, (when the same is required by the final form of any document). The Agreements shall be in substantially the forms submitted to this meeting, which are hereby approved, with such changes as may be approved by the Chairman or Vice-Chairman, such officer's execution to constitute conclusive evidence of approval of any such changes. The Agreements in final form, however, must provide for the amount advanced to the County to not exceed \$2,400,000, for a nominal annual interest rate (in the absence of default or change in tax status) not to exceed 9.10%, and for a term not to exceed fifteen years from closing.

3. The County's payment of Installment Payments, as defined in the Contract, shall be subject to annual appropriation of funds by the Board of Commissioners. The County shall not be obligated to make any Contract payments beyond those for which funds have been appropriated in the County's sole discretion during the County's then-current fiscal year. The Contract shall not constitute a pledge of the County's full faith and credit. Neither the County's full faith and credit nor its taxing power is pledged directly, indirectly or contingently to secure any moneys due under the Note or the Contract.

4. The County Administrator and Assistant County Administrator are hereby authorized and directed, together or separately, to hold executed copies of the Agreements and any other documents authorized or permitted by this resolution in escrow on the County's behalf until the conditions for the delivery of the Agreements have been completed to such officer's satisfaction, and thereupon to release the executed copies of such documents for delivery to the appropriate persons or organizations. The County Administrator and the Assistant County Administrator, together or separately, are hereby further authorized to approve changes to the Agreements from the versions submitted to this meeting, provided that such documents in final form be in substantially the form submitted to this meeting. Such officer's authorization of the release of any such document for delivery shall constitute evidence of such officer's approval of any such changes. Without limiting the generality of the foregoing, this authorization and direction is hereby specifically extended to authorize such officers to approve changes to any documents or closing certifications previously signed by County officers or employees, provided that such changes shall not substantially alter the intent of such certificates from that expressed in the forms of such certificates as executed by such officers.

5. The County's officers are hereby authorized and directed to deliver all certificates and instruments and to take all such further actions as they may consider necessary or desirable in connection with the execution and delivery of the Agreements and

the consummation of the transactions contemplated thereby, including delivering a certificate setting for the expected use and investment of the proceeds to be derived from the execution and delivery of the Contract (the "Proceeds"), and to make any elections such officers deem desirable regarding any provision requiring rebate of earnings to the United States, for purposes of complying with the provisions of the Internal Revenue Code of 1986, as amended, including applicable Treasury regulations (the "Code"), applicable to "arbitrage bonds".

6. The County shall not take or omit to take any action the taking or omission of which will cause its obligations to pay Installment payments (the "Obligations") to be "arbitrage bonds", within the meaning of Code Section 148, or otherwise cause interest components of Installment Payments to be includable in the gross income for Federal income tax purposes of the registered owners of the Obligations. Without limiting the generality of the foregoing, the County shall comply with any provision of the Code that may require the County at any time to pay to the United States any part of the earnings derived from the investment of the Proceeds. The County shall pay any such required rebate from its general funds.

7. The County covenants that it shall not permit the Proceeds to be used in any manner that would result in (a) 5% or more of the debt service on the Obligations being directly or indirectly (i) secured by an interest in property, or (ii) derived from payments in respect of property or borrowed money, being in either case used in a trade or business carried on by any person other than a governmental unit, as provided in Code Section 141(b), (b) 5% or more of such Proceeds being used with respect to any "output facility" (other than a facility for the furnishing of water), within the meaning of Code Section 141(b)(4), or (c) 5% or more of such Proceeds being used directly or indirectly to make or finance loans to any persons other than a governmental unit, as provided in Code Section 141(c); provided, however, that if the County receives an opinion of bond counsel acceptable to the Bank that compliance with any such covenant is not required to prevent the interest components of Installment Payments from being includable

in the gross income for Federal income tax purposes of the registered owners of the Obligations under existing law, the County need not comply with such covenant.

8. The County hereby designates the Obligations as "qualified tax-exempt obligations" for the purpose of Code Section 265(b)(3).

The County represents and covenants as follows:

(a) The County will in no event designate more than \$10,000,000 of obligations as qualified tax-exempt obligations in 1995, including the Obligations, for the purpose of such Section 265(b)(3);

(b) Barring circumstances unforeseen as of the date of delivery of the Contract, the County will not issue tax-exempt obligations itself or approve the issuance of tax-exempt obligations of any "subordinate entities", within the meaning of Code Section 265(b)(3), and all entities which issue tax-exempt obligations on behalf of the County and its subordinate entities, if the issuance of such tax-exempt obligations would, when aggregated with all other tax-exempt obligations theretofore issued in 1994 by the County and such other entities, result in the County and such other entities having issued a total of more than \$10,000,000 of tax-exempt obligations in 1995 (not including "private activity bonds", within the meaning of Code Section 141, other than "qualified 501(c)(3) bonds", within the meaning of Code Section 145), including the Obligations; and,

(c) The County has no reason to believe that the County and such other entities will issue tax-exempt obligations in 1995 in an aggregate amount that will exceed such \$10,000,000 limit;

provide, however, that if the County receives an opinion of bond counsel acceptable to the Bank that compliance with any covenant set forth in (a) or (b) above is not required for the Obligations to be qualified tax-exempt obligations, the County need not comply with such covenant.

9. All other actions of County officers in conformity with the purposes and intent of this resolution and in furtherance of the execution and delivery of the Agreements and the consummation of the transactions contemplated thereby are hereby approved and confirmed.

10. All other resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed.

11. The resolution shall take effect immediately.

Adopted this the 19th day of December, 1994.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

/s/ Sammie Jacobs, Chairman

ATTESTED BY:

/s/ Ida L. Smith, Clerk to Board

REGISTER OF DEEDS - DISCUSSION OF SALARIES

Benton Walton, Attorney, addressed the Board on behalf of Ila Penny, Register of Deeds, in reference to the salaries of the employees of the Register of Deeds office. A fact sheet and the relief sought was presented to the Board for consideration.

The Board reached a general consensus to accept the report as information.

TAX RELEASES AND REFUNDS

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

LINDA BRADY: Mobile home, double billed on receipt #22442 (regular list) and receipt #80763 (Late List); also, property not in Brunswick Fire District, but in Whiteville Rescue. Amount \$212.10, valuation \$21,940.00, year 1994, account #01-08218.

SHAWN S. BROXTON: 1973 Single-wide mobile home was listed through error as a 1984 Model. Amount \$72.12, valuation \$9,490.00, year 1994, account #12-04090.

A.T. and ELEANOR FAYE PRYOR: X-2-34, dwelling vacant. Amount \$30.00 user fee. Year 1994, account #15-06560.

CEPHUS and PEARLIE MAE PULLOCK: Farming equipment billed to wrong account. Rebilled to account #09-02060. Amount \$100.29,

valuation \$11,996.00, year 1994, account #10-01880.

KELLY CANTY: 1975 Mobile home double listed to Eva Samuel on #12-23690. Amount \$14.50, valuation \$1,910.00, year 1992, account #12-50001.

WILLIAM EARL CONNER, JR.: Licensed vehicle (1963 Ford) double listed on #1994-04-03372. Amount \$2.28, valuation \$300.00, year 1994, account #06-05884.

ROGER AUGUSTUS and SUANN EZZELL: K-9-72B, vacant tract. Amount \$30.00 user fee. Year 1994, account #03-06923.

HATTIE B. GODWIN: Log cabin located on D-5-28, seasonal. Amount \$20.00 user fee. Year 1994, account #16-05276.

DULAH and SHELBA JEAN JERNIGAN: G-11-88, house vacant. Amount \$30.00 user fee. Year 1994, account #09-15600.

RUTH R. JOHNSON (MRS.): WH-3-600, house partially burned, October 1993. Amount \$61.68, valuation \$5,600.00, year 1994, account #01-48080.

EVELINA JORDAN: 1982 Toyota junked prior to 1990. Amount \$18.52, valuation \$2,440.00, year 1992, account #17-21336.

BETTY LENNON: Mobile home rebilled to Betty J. Lennon, Box 415, Evergreen, NC on account #12-15481. Amount \$7.60, valuation \$1,000.00, year 1994, account #12-15480.

RUSSEL LENNON (Heirs): F-2-27, double listed to Rease Chandler by will, #12-05480. Amount \$711.78, valuation \$94,840.00, years 1985 through 1994, account #12-15880.

RETHA W. MCKEE: Trailer located on L-12-22A, seasonal. Amount \$20.00 user fee. Year 1994, account #03-15763.

HALLIE and LUCHEY McMILLIAN, Heirs: L-6A-57, double listed to Burtin Johnson on J-6A-58. Amount \$228.72, valuation \$27,600.00, years 1985 through 1994, account #01-56920.

BOBBY M. and BRENDA McPHERSON: G-5-47, in Land Use Value. Amount \$79.68, valuation \$9,600.00, year 1994, account #13-26311.

PAUL EDWARD MILLER: Vehicle (1983 Ford) priced as a mobile home through error. Amount \$62.09, valuation \$4,650.00, year 1992, account #10-12318.

GRADY CHRISTOPHER NEALY: Mobile home is in town. Amount

\$12.00 user fee. Year 1994, account #13-29036.

CECIL BRENT REAVES: Mobile home already listed to Leroy and Angel Harrelson on regular list. Amount \$51.29, valuation \$2,250.00, year 1994, account #15-31128.

SANWA GROWERS, INC.: No personal property in Columbus County for 1994. Discovered through error. Amount \$320.79, valuation \$38,372.00, year 1994, account #09-25301.

R.T., JR. and MYRTLE SINCLAIR: LW-4-254, rebilled to Albert and Kay Dawson #08-04618. Amount \$74.00, valuation \$10,000, years 1993 and 1994, account #08-16655.

COLUMBIA McCOY SMITH: Failed to receive S.C. exemption on CH-3-148. Amount \$114.00, valuation \$15,000.00, year 1994, account #13-36660.

JOE THOMAS, JR. and MARILYN SMITH: WH-4-136-A, in flood zone. Amount \$21.84, valuation \$2,800.00, year 1994, account #01-85500.

BETTY JO YATES: House rebilled to Miriam L. Boone on #13-13360. Amount \$69.80, valuation \$7,000.00, year 1994, account #13-45832.

ORDERED: That a refund check be issued to **SAMUEL J. and LILLIE LEE**, 502 East Institute Street, Chadbourn, NC 28431, in the amount of \$227.66, for year 1993. Affixed mobile home double listed in Real Property (CH-4-170E) and Personal Property. All 1993 paid 2/14/94. Amount \$227.66, valuation \$29,120.00, year 1993, account #13-23283.

INSPECTIONS - ADVISORY BOARD RECOMMENDATION TO EMPLOY AN ELECTRICAL INSPECTOR

Bill Ashley, Vice Chairman of the Inspections Advisory Board recommended to the Board to employ a full-time electrical inspector to become a part of the Columbus County Inspections Department with a minimum entry Level II to be cross-trained in the areas of building, plumbing, mechanical and insulation, and will be expected to progress to Level III.

A motion was made by Commissioner Gray, seconded by Commissioner Dutton and passed unanimously for the Inspections Advisory Council to proceed with a job description and salary range

for the position of electrical inspector and present back to the Board for their consideration.

BUDGET AMENDMENT - HEALTH

A motion was made by Commissioner Williams, seconded by Commissioner Wilson and passed unanimously to approve the following budget amendment for the Health Department.

Accept 10-348-1501 Environ. Health Funds	\$1,940.00
Expend 10-590-0200 Salaries	\$1,940.00

ADMINISTRATION - PURSUE BIDS FOR BANKING SERVICES

A motion was made by Commissioner Gray, seconded by Commissioner Dutton and passed unanimously to direct Roy L. Lowe, County Administrator, to draft the requirements to pursue bids for banking services for Columbus County and present to the Board for approval.

INSPECTIONS - REGULATIONS FOR MOBILE HOME DEALERS

A motion was made by Commissioner Williams, seconded by Commissioner Gray and passed unanimously to direct Administration to present item numbers IV and VI back to the Board for consideration of the proposed Wind Zone II Standards that were not included when item numbers I, II, III, and V were adopted on October 17, 1994, as follows:

- IV. Persons, agencies, dealers, businesses, transporters, movers and the like that offer an owner occupied residential unit for sale will verify, in writing, to the buyer and Columbus County Inspections Department that the unit will meet Old Wind Zone II requirements and was in Columbus County for the past two (2) calendar years and meets the requirements of the Old Wind Zone II Requirements prior to July 13, 1994, and further meets the requirements of G.S. 143, Article 9A. The penalty for false verification will be a fine of five thousand and 00/100 (\$5,000.00) dollars for each unit sold, plus reimbursement of all fees associated with purchasing said mobile home.

VI. Persons, agencies, dealers, businesses, transporters, movers and the like that move uncertified mobile units without proper certification and inspections shall be subject to a fine of five thousand and 00/100 (\$5,000.00) dollars.

CLOSED SESSION

At 9:30 P.M., a motion was made by Commissioner Britt, seconded by Commissioner Dutton and passed unanimously to enter into a closed session in accordance with G.S. §143-318.11. Reason: Item #3 - Attorney-Client Privilege.

RESUME REGULAR SESSION

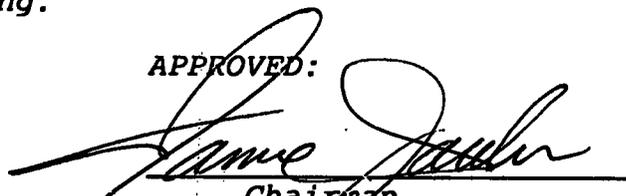
At 9:45 P.M., a motion was made by Commissioner Gray, seconded by Commissioner Dutton and passed unanimously to adjourn closed session and resume regular session.

No action was taken.

ADJOURNMENT

Immediately, thereafter, a motion was made by Commissioner Gray, seconded by Commissioner Dutton and passed unanimously to adjourn the meeting.


Clerk to the Board

APPROVED:

Chairman