

COLUMBUS COUNTY BOARD OF COMMISSIONERS**Monday, October 04, 2010****6:30 P.M.**

The Honorable Columbus County Commissioners met on the above stated date and at the above stated time in the Dempsey B. Herring Courthouse Annex Building, located at 112 West Smith Street, Whiteville, North Carolina, for the purpose of conducting their regular scheduled meeting on the first Monday.

COMMISSIONERS PRESENT:

P. Edwin Russ **Chairman**
 Giles E. Byrd, **Vice Chairman**
 Amon E. McKenzie
 James E. Prevatte
 Lynwood Norris
 Ricky Bullard
 Ronald Gore

APPOINTEES PRESENT:

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

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

At 6:30 P.M., Chairman P. Edwin Russ called the October 04, 2010 Columbus County Board of Commissioners Regular Session Meeting to order. The invocation was delivered by Commissioner Ricky Bullard. Everyone in attendance stood and pledged Allegiance to the Flag of the United States of America which was led by Vice Chairman Giles E. Byrd.

AGENDA ADD-ON:

Commissioner Bullard made a motion to approve the Agenda Add-on as follows: **Human Resources - Approval of Amendment #2 to the Columbus County Personnel Policy Manual.** The second was made by Commissioner Norris. The motion unanimously passed.

Agenda Item #4: BOARD MINUTES APPROVAL:

Commissioner McKenzie made a motion to approve the September 20, 2010 Courthouse Committee Workshop, and the September 20, 2010 Regular Session Board Meeting Minutes, second by Commissioner Prevatte. The motion unanimously passed.

Agenda Item #5: PUBLIC INPUT:

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

Robert Adams, 233 Mt. Calvary Road, Clarkton, North Carolina 28433: stated the following:

1. I am extending an invitation to all of you to a political forum on October 23, 2010;
2. Harry Foley, a notorious cook, is doing the cooking and he is preparing barbecue;
3. This event will start at 5:00 P.M. until;
4. We have already got twenty, plus, (20+) candidates who will be participating;
5. This event will be held at the National Guard Armory; **and**
6. I would like for everyone who can to attend.

Agenda Item #6: ELECTIONS - PRESENTATION of HAVA GRANT ACCEPTANCE AGREEMENT:

Carla Strickland, Elections Director, and David McPherson, Chairman of the Columbus County Board of Elections, presented the following information on the acceptance of the fourteen thousand, nine hundred sixteen, and 00/100 (\$14,916.00) HAVA Grant.

Mr. McPherson stated the following:

1. Several months ago, we applied for the 2010 One-Stop Absentee Voting Site HAVA Grant;
2. The State Board of Elections awarded Columbus County fourteen thousand, nine hundred

- sixteen, and 00/100 (\$14,916.00) dollars to be used for staffing costs and site procurement involved with operation of six (6) additional one-stop absentee voting sites;
3. We have six (6) satellite one-stop voting sites, in addition to the Board of Elections Office, which are as follows: Bolton, Chadbourn, Fair Bluff, Old Dock, East Columbus and Tabor City;
 4. This grant is not a continuous grant, and we have no guarantee if we will receive the grant next year;
 5. Some of the satellite sites are not being utilized well, and we are in the process of doing a cost analysis to determine the cost per vote at each site;
 6. If the cost per vote is above the standard cost, then consideration will be given to which of the sites needs to be discontinued;
 7. At the Columbus County Board of Elections September 27, 2010 Meeting, we approved a Resolution which approves the 2010 H.A.V.A. Grant Acceptance Agreement; **and**
 8. The Additional One Stop Absentee Voting Site Grant Acceptance Agreement was signed by me as the Chairman of the Columbus County Board of Elections.

Commissioner Bullard made a motion to approve the acceptance of the Additional One Stop Absentee Voting Site Grant Acceptance Agreement by the Columbus County Board of Elections, second by Vice Chairman Byrd. The motion unanimously passed.

Agenda Item #7: ELECTIONS - DECLARATION of VOTING MACHINES AS SURPLUS PROPERTY:

Carla Strickland, Elections Director, requested Board approval to declare thirty-four (34) Diebold voting machines, and thirty-four (34) memory cards as surplus property.

Ms. Strickland stated the following:

1. At the September 27, 2010 Board of Elections Meeting, we adopted a Resolution declaring thirty-four (34) Diebold Accuvote Machines, and thirty-four (34) Diebold Accuvote Memory Cards as being surplus property;
2. These machines and memory cards have been in storage since November 2005;
3. Printelect has offered a trade-in, in the form of a credit for these machines toward our next ballot printing;
4. The amount of the credit will be four thousand, four hundred twenty, and 00/100 (\$4,420.000 dollars; **and**
5. This needs Board approval.

Commissioner Norris made a motion to approve the declaration of thirty-four (34) Diebold voting machines, and thirty-four (34) memory cards as surplus property, second Vice Chairman Byrd. The motion unanimously passed.

Agenda Item #8: ELECTIONS - APPROVAL and ADOPTION of RESOLUTION for DISPOSAL of SURPLUS PROPERTY:

Carla Strickland, Elections Director, requested Board approval and adoption of the following Resolution for Disposal of Surplus Property.

RESOLUTION FOR DISPOSAL OF SURPLUS PROPERTY

WHEREAS, the Board of Commissioners has identified the personal property hereinafter identified as surplus, **and**

WHEREAS, N.C.G.S. 160A-266 permits the County to sell such property by private sale, upon authorization by the Board of Commissioners at a regular meeting and notice to the public, **and**

WHEREAS, the Board of Commissioners is convened in a regular meeting.

NOW THEREFORE BE IT RESOLVED that the Purchasing Director for the County, is hereby authorized to conduct a private sale of the personal property hereinafter described as follows:

Thirty-four (34) Diebold Accuvote Tabulators (voting machines; **and**

Thirty-four (34) Accuvote Memory Cards.

AND BE IT FURTHER RESOLVED:

The Clerk to the Board shall publish a notice summarizing this resolution, and no sale may be execute pursuant to this resolution until at least ten (10) days after the day the notice is published.

This is the 4th day of October, 2010.

COLUMBUS BOARD OF COUNTY COMMISSIONERS
/s/ **P. EDWIN RUSS, Chairman**

ATTESTED BY:
/s/ **JUNE B. HALL, Clerk to Board**

Commissioner Norris made a motion to approve the Resolution for Disposal of Surplus Property, second by Vice Chairman Byrd. The motion unanimously passed.

Agenda Item #9: PUBLIC TRANSPORTATION - DEPARTMENTAL UPDATE:

Charles Patton, Public Transportation Director, delivered the following Departmental Update to the Board.

1. The Columbus County Transportation was established in this county by the North Carolina Department of Transportation in the early 1970's;
2. The Public Transportation Division (PTD) of the North Carolina Department of Transportation (NCDOT) oversees and guides this system by providing financial help which pays eighty-five (85%) percent of all approved administration cost and ninety (90%) percent of all capital cost;
3. The remaining ten to fifteen (10% - 15%) percent is paid by CCT out of their reserve funds which is derived from a mileage surcharge;
4. This program does not cost the County anything;
5. The transportation services include the following:
 - A. Human Service Agencies;
 - B. Smart Start Transportation;
 - C. Dialysis Transportation
 - D. Rural General Public Transportation; **and**
 - E. Veterans Transportation;
6. Our purpose is to provide a low-cost, reliable public transportation system for qualifying citizens of Columbus County;
7. The County contracts with a private company, First Group, Incorporated;
8. The Transportation Director is a state-paid county employee;
9. Historically, the Columbus County system has the lowest operational cost of any rural public transportation system in North Carolina; **and**
10. Remember, every dollar spent on public transportation returns itself to the local economy five (5) fold.

Agenda Item #10: LEGAL - PROPOSED SMOKING POLICY for COUNTY BUILDINGS:

Mike Stephens, County Attorney, requested Board approval of the proposed Smoking Policy for Columbus County Buildings, on its second reading.

Commissioner Bullard made a motion to approve the Proposed Smoking Policy for County Buildings, on its second reading, second by Vice Chairman Byrd. The contents of this document may be found in the body of the September 20, 2010 Minutes for review. A roll-call vote was taken with the following results:

AYES: Chairman Russ, Vice Chairman Byrd, Commissioners McKenzie, Prevatte, Norris and Bullard; **and**
NAYS: Commissioner Gore.

The motion passes on a six (6) to one (1) vote.

MOTION:

Commissioner Bullard made a motion to establish December 01, 2010, as the effective date for the Policy Prohibiting Smoking and Use of Tobacco Products in County-Owned Buildings, Including Within the Adjacent Areas of Entrances and Exits of County-Owned Buildings, seconded by Commissioner Norris. A roll-call vote was taken with the following results:

AYES: Chairman Russ, Vice Chairman Byrd, Commissioners McKenzie, Prevatte, Norris and Bullard; **and**
NAYS: Commissioner Gore.

The motion passes on a six (6) to one (1) vote.

Agenda Item #11: COLUMBUS COUNTY PERSONNEL POLICY MANUAL - AMENDMENT NUMBER 1:

Vice Chairman Byrd requested that **Policy #730 - 2. Requirements - 2.11.** be rescinded from the Columbus County Personnel Policy Manual, **on the second reading.** The contents of this document may be found in the body of the September 20, 2010 Minutes for review.

Vice Chairman Byrd made a motion that **Policy #730 - 2. Requirements - 2.11.** be rescinded from the Columbus County Personnel Policy Manual, **on the second reading,** second by Commissioner Bullard. A roll-call vote was taken with the following results:

AYES: Chairman Russ, Vice Chairman Byrd, Commissioners Norris and Bullard; **and**
NAYS: Commissioners McKenzie, Prevatte and Gore.

The motion passes on a four (4) to three (3) vote.

AGENDA ADD-ON:

Human Resources - Approval of Amendment Number II to Columbus County Personnel Policy Manual: Vice Chairman Byrd requested Board approval of the following Amendment Number II to the Columbus County Personnel Policy Manual, **on the first reading.**

Amendment Number: II
COLUMBUS COUNTY PERSONNEL POLICY MANUAL

ADD:

Policy #730 (Page: 116)

2. Requirements

2.11. Smoking is allowed in county-own vehicles that have been permanently assigned to individuals.

APPROVED and **ADOPTED** this the ____ day of _____, 2010.

COLUMBUS COUNTY BOARD OF COMMISSIONERS

P. EDWIN RUSS, Chairman

ATTESTED BY:

JUNE B. HALL, Clerk to Board

After lengthy discussion was conducted, Vice Chairman Byrd made a motion to approve Amendment Number II to the Columbus County Personnel Policy Manual, **on the first reading,** seconded by Commissioner Bullard. A roll-call vote was taken with the following results:

AYES: Chairman Russ, Vice Chairman Byrd, Commissioners Norris and Bullard; **and**
NAYS: Commissioners McKenzie, Prevatte and Gore.

The motion passes on a four (4) to three (3) vote.

Agenda Item #12: COURTHOUSE COMMITTEE - UPDATE:

William S. Clark, County Manager/Committee Member, delivered the following update on the Courthouse Committee to the Board.

1. At the last meeting, there was some discussion about the soils at the Government Complex site;
2. I worked through Edward Davis, Soil and Water Conservation Director, and we will have a soils scientist come and take some samples out at the Government Complex Site on October 14, 2010;
3. This gentleman will be with the North Carolina Division of Soil and Water; **and**
4. I have talked to our accountant about the affordability, and he feels, based on our financial performance over the last few years, that the County could afford to service the debt on a new Courthouse, and he felt comfortable making that recommendation.

Commissioner Bullard recommended that we get figures in writing showing how much new debt we can incur, and I would like to go look at that property that Mr. Lennon stated he would donate.

Commissioner Prevatte stated that we needed to use the property we already have before considering another site, and if the County accepts this property, it will be taken off the tax books.

Vice Chairman Byrd stated we do need to look at the proposed property to be donated which could save money in the building costs.

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

At 7:30 P.M., Vice Chairman Byrd made a motion to recess Regular Session and enter into a **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting, second by Commissioner Norris. The motion unanimously passed.

Agenda Item #13: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV AND V - APPROVAL of BOARD MEETING MINUTES:

September 20, 2010 **Combination Meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting (**5 sets**)

This information will be recorded in Minute Book Number 1 for each Water District, respectively.

Agenda Item #14: COLUMBUS COUNTY WATER and SEWER DISTRICT IV - APPROVAL and ADOPTION of RESOLUTION PROVIDING for the ISSUANCE of \$4,113,000 GENERAL OBLIGATION WATER BONDS, SERIES 2010:

Bobbie Faircloth, Finance Director, requested Board approval and adoption of the following Resolution Providing for the Issuance of \$4,113,000 General Obligation Water Bonds, Series 2010.

This information will be recorded in Minute Book Number 1 for Columbus County Water and Sewer District IV.

Agenda Item #15: COLUMBUS COUNTY WATER and SEWER DISTRICT V - DOTHAN ROAD SEWER PROJECT, APPROVAL of CHANGE ORDER NUMBER 1:

Kip McClary, Public Utilities Director, requested Board approval of Change Order Number 1 for the Dothan Road Sewer Project.

This information will be recorded in Minute Book Number 1 for Columbus County Water and Sewer District V.

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

At 7:15 P.M., Commissioner McKenzie made a motion to adjourn the **combination meeting** of Columbus County Water and Sewer Districts I, II, III, IV and V Board Meeting, second by Commissioner Prevatte. The motion unanimously passed.

Agenda Item #16: CONSENT AGENDA ITEM:

Tax Refunds and Releases:

Commissioner McKenzie made a motion to approve the following Tax Refunds and Releases.

Commissioner Prevatte stated that some of the information may not have been checked out as thoroughly as it may need to be.

Commissioner McKenzie withdrew his motion to approve the Tax Refunds and Releases, and made a motion to table the October 04, 2010 Tax Refunds and Releases until William S. Clark, County Manager, talked to Richard Gore, Tax Administrator, about this matter, second by Vice Chairman Byrd. The motion unanimously passed.

**TAX REFUNDS (as submitted to the Governing Body Office from the Tax Office);
October 04, 2010**

Refunds	Name: Garcia, Lydiac/o Columbus County Tax	Amount:	\$126.64
Value:	\$5,006.00 Year 9999 Account # 11-05242 Bill # 9999	Total	\$742.35

Refund value of mobile home for years 2006, 2008 and 2009. Double listed to Act#11-02829 Maribel Andres Noyola. Refund Hallsboro Fire(9.53), refund Columbus Rescue(3.18)
125-A Washington Street Whiteville NC 28472

Refunds	Name: Roberts, Charles & Kathleen	Amount:	\$0.00
Value:	\$0.00 Year 010 Account # 1-00546 Bill # 59528	Total	\$215.00

Refund user fee. Double wide not liveable.
1005 Whitehall Rd Whiteville NC 28472

Refunds	Name: Page, Paul F. & Doris B.	Amount:	\$0.00
Value:	\$0.00 Year 010 Account # 13-31727 Bill # 55973	Total	\$215.00

Refund user fee. Old store is vacant. Paid in error.
1768 Bird Cage Rd Chadbourn NC 28431

Refunds	Name: Page Home Sales	Amount:	\$0.00
Value:	\$0.00 Year 010 Account # 13-04117 Bill # 55952	Total	\$215.00

Refund user fee. Old Sales Office Vacant. Paid in error
1768 Birdcage Rd Cahdbourn NC 28431

**TAX RELEASES (as submitted to the Governing Body Office from the Tax Office);
October 04, 2010**

Release the Property Value	in the name of Brickyard Community Develop Club	Amount:	\$81.50
Value:	\$5,000.00 Year: 2009/1 Account # 1-06064 Bill # 999	Total	\$83.50

Release value of land. Should be exempt. Release Whiteville Rescue (2.00)

Release the Property Value	in the name of Carroll, Mary	Amount:	\$89.81
Value:	\$11,020.00 Year: 2010 Account # 15-05410 Bill # 1511	Total	\$320.23

Release value of mobile home. Double listed to Robert Randolph & Mary Carroll. Release Acme Delco (13.22), release Columbus Rescue (2.20)

Release the Property Value	in the name of Cross, Harvey (Heirs)	Amount:	\$231.46
Value:	\$73,000.00 Year: 2010 Account # 13-09500 Bill # 4077	Total	\$276.90

Release value of dwelling. Should be full Senior Citizen Exempted. Release Klondyke Fire(19.88), release Columbus Rescue(5.68), release Water District II (19.88)

Release the Property Value	in the name of Garcia, Lydia	Amount:	\$83.64
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Value: \$4,800.00 Year: 2007/2 Account # 11-05242 Bill # 9999 Total \$499.84
Release value of mobile home. Double listed to Act#11-02829, Maribel Andres Noyola. Release Hallsboro Fire(6.15), release Columbus Rescue (2.05)

Release the Property Value in the name of Joyner, Charles D & Pauline N Amount: \$76.61
Value: \$16,900.00 Year: 2010 Account # 13-22220 Bill # 7682 Total \$78.49
Release value of dwelling. House torn down Dec. 2009. Release Columbus Rescue (1.88)

Release the Property Value in the name of Smith, Ernest W & Clio Amount: \$66.03
Value: \$2,700.00 Year: 2008-1 Account # 01-84920 Bill # 9999 Total \$73.32
Release land value. Double listed Act#02-06733. Josephine Williams. Release Brunswick Fire(5.67), release Whiteville Rescue (1.62)

Release the Property Value in the name of Smith, Ernest W & Clio Amount: \$342.30
Value: \$14,000.00 Year: 2008-1 Account # 01-84920 Bill # 9999 Total \$360.50
Release land value. Double listed Act#02-06733 Josephine Williams. Release Brunswick Fire(9.80), release Whiteville Rescue(8.40)

Release the Property Value in the name of Turner, Robby Lee Amount: \$78.40
Value: \$1,300.00 Year: 2005/1 Account # 6-05624 Bill # 9999 Total \$90.31
Release value of boat. Double listed to Act#06-02105 Cephas C Piver since 2005. Release Yam City(9.92), release Columbus Rescue(1.99)

Release the Property Value in the name of Turner, Robby Lee Amount: \$287.30
Value: \$19,500.00 Year: 2003-2 Account # 6-05541 Bill # 9999 Total \$358.14
Release value of boat. Double listed Act#06-05624 Robby Lee Turner Release Yam City(36.61), release Columbus Rescue (7.32)

Release the Property Value in the name of White, Gracie Mae Amount: \$276.28
Value: \$9,800.00 Year: 2009/1 Account # 3-29153 Bill # 9999 Total \$741.61
Release value of mobile home. Double listed to Act#03-01611 Jerry White, Release Old Dock(27.12), release Columbus Rescue(6.78)

Release the User Fee in the name of Alexander, James Edward(Heirs) Amount: \$0.00
Value: \$0.00 Year: 2009/2 Account # 11-00140 Bill # 999 Total \$425.00
Release user fee. Dwelling is vacant.

Release the User Fee in the name of Bethea, Eva Amount: \$0.00
Value: \$0.00 Year: 2010 Account # 10-02159 Bill # 7682 Total \$128.00
Release user fee. Dwelling is vacant.

Release the User Fee in the name of Bischoff, Judith Mae Cox Amount: \$0.00
Value: \$0.00 Year: 2010 Account # 7-02641 Bill # 7766 Total \$215.00
Release user fee. Dwelling is vacant and not liveable.

Release the User Fee in the name of Blackwell, Edith B Amount: \$0.00
Value: \$0.00 Year: 2010 Account # 16-03724 Bill # 7941 Total \$430.00
Release user fee. House and mobile home is vacant.

Release the User Fee in the name of Brown, Lee Vern Amount: \$0.00
Value: \$0.00 Year: 2010 Account # 12-05360 Bill # 9492 Total \$71.68
Release user fee. Mobile home burned 6-8-2010 can picked up 9-22-2010

Release the User Fee in the name of Duncan, Anthony K Amount: \$0.00
Value: \$0.00 Year: 2010 Account # 13-10680 Bill # 5607 Total \$71.00
Release user fee. Can picked up 9-2010

Release the User Fee in the name of Evergreen Baptist Church Amount: \$0.00
Value: \$0.00 Year: 2010 Account # 18-00317 Bill # 2620 Total \$430.00
Release user fee. Church billed for 3 cans and only has 1.

Release the User Fee in the name of Fields, Eleanor M Amount: \$0.00
Value: \$0.00 Year: 2010 Account # 12-07803 Bill # 7539 Total \$71.68
Release user fee. Can picked up 9-22-2010

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Release the User Fee in the name of Forest Lawn Church	Amount:	\$0.00
Value: \$0.00 Year: 2009/2 Account # 18-00399 Bill # 9999	Total	\$251.00
Release user fee for yrs 2009 and 2010. Uses a commercial hauler.		
Release the User Fee in the name of Joyner, Charles D. & Pauline N	Amount:	\$0.00
Value: \$0.00 Year: 2010 Account # 13-22220 Bill # 7681	Total	\$64.00
Release user fee. Only has 1 can and billed for 2.		
Release the User Fee in the name of Lane, Robert & Rebecca	Amount:	\$0.00
Value: \$0.00 Year: 2010 Account # 15-03461 Bill # 8545	Total	\$215.00
Release user fee. Storage building without a can.		
Release the User Fee in the name of Mercer, J D	Amount:	\$0.00
Value: \$0.00 Year: 2010 Account # 2-01524 Bill # 3065	Total	\$71.68
Release user fee. Can picked up 9-22-2010 Dwelling is vacant.		
Release the User Fee in the name of Phillips, Marvin	Amount:	\$0.00
Value: \$0.00 Year: 2006-2 Account # 6-02225 Bill # 9999	Total	\$435.00
Release user fee. Dwelling located in the city of Tabor City.		
Release the User Fee in the name of Roy, William & Ellen	Amount:	\$0.00
Value: \$0.00 Year: 2010 Account # 7-00822 Bill # 0059	Total	\$215.00
Release user fee. Dwelling is vacant and not liveable.		
Release the User Fee in the name of Scott, Jennie Norris (Heirs)	Amount:	\$0.00
Value: \$0.00 Year: 2010 Account # 6-32233 Bill # 0707	Total	\$128.00
Release user fee. Home demolished.		
Release the User Fee in the name of Smith, Thomas Ray (sr) & Laurette	Amount:	\$0.00
Value: \$0.00 Year: 2010 Account # 6-33811 Bill # 3188	Total	\$215.00
Release user fee. Dwelling is vacant.		
Release the User Fee in the name of Stokley, Earl & Penny	Amount:	\$0.00
Value: \$0.00 Year: 2010 Account # 15-35550 Bill # 5097	Total	\$161.27
Release user fee. Mobile home burned 4-6-2010		
Release the User Fee in the name of Tabor City Baptist	Amount:	\$0.00
Value: \$0.00 Year: 2009/2 Account # 18-00411 Bill # 9999	Total	\$251.00
Release user fee. Uses a commercial hauler.		
Release the User Fee in the name of Tabor City Baptist Church(Parsonage)	Amount:	\$0.00
Value: \$0.00 Year: 2009/2 Account # 18-00229 Bill # 0504	Total	\$251.00
Release user fee. Dwelling sold.		
Release the User Fee in the name of Troy, Nickie Daniel	Amount:	\$0.00
Value: \$0.00 Year: 2010 Account # 14-03258 Bill # 7214	Total	\$215.00
Release user fee. Dwelling is vacant.		
Release the User Fee in the name of Washington, Kathleen M Heirs	Amount:	\$0.00
Value: \$0.00 Year: 2010 Account # 13-42660 Bill # 9317	Total	\$215.00
Release user fee. Dwelling is vacant.		
Release the User Fee in the name of Watson, Frances Hinson	Amount:	\$0.00
Value: \$0.00 Year: 2010 Account # 6-00642 Bill # 9391	Total	\$71.00
Release user fee. Can picked up 9-2010.		
Release the User Fee in the name of Wilson, Rufus(Sr)	Amount:	\$0.00
Value: \$0.00 Year: 2010 Account # 15-39822 Bill # 1578	Total	\$215.00
Release user fee. Dwelling is vacant and not liveable.		

Agenda Item #17: COMMENTS:

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

A. Department Head:

Gary Lanier: stated the following:

1. We continue to be busy in the Economic Development Office;
2. We continue to get calls regarding available space in the Delco area; **and**
3. Activity seems to be picking up.

B. Board of Commissioners:

1. **Commissioner McKenzie:** stated the following:

- a. We have scheduled some of the members on the 1/4 Cent Sales Tax Committee to be at a booth at the County Fair to hand out brochures and a small gift with relevant information to educate the public;
- b. We already have two (2) County Commissioners scheduled to be at this booth and it would be advantageous if the other County Commissioners could be in attendance also, at their chosen time;
- c. We have a 1/4 Cent Sales Tax Committee Meeting this Thursday, October 7, 2010, at 6:30 P.M.; **and**
- d. We, as County leaders, need to take a positive role to aid and assist in getting Columbus County healthier.

2. **Vice Chairman Byrd:** stated the following:

- a. I agree with the fact that we, as County Commissioners, do need to take the lead role in aiding and assisting in getting Columbus County healthier;
- b. We need to look at a broad spectrum of contributing factors of why Columbus County is unhealthy, and not single out just one (1) legal commodity such as tobacco;
- c. A legal commodity, tobacco, has already been beat to death, and many families across Columbus County are suffering financially, inclusive of their inability to afford things related to their good health;
- d. The study should include other factors such as alcohol, drugs, unemployment rate, etc. that contribute greatly to our unhealthy status;
- e. The second largest employer in Columbus County is Top Tobacco and they are discussing an expansion, and here we are trying to shoot the horse down;
- f. Some of the largest grants we apply for, and are awarded, are from the Golden Leaf Foundation which is tobacco money, and we do not hesitate to accept this money readily; **and**
- g. Are we trying to cut the hand off that feeds us?

3. **Chairman Russ:** stated the following:

- a. I want everyone to remember that October is National Breast Cancer Awareness month;
- b. Congressman Mike McIntyre awarded North Whiteville Volunteer Fire Department twenty-seven thousand, five hundred, and 00/100 (\$27, 500.00) dollars yesterday;
- c. The cyclists came to Whiteville this past Friday evening and downtown Whiteville was booming on Friday afternoon and Friday night;
- d. I have a CD and a brochure from the Forestry Service with information relative to trucks being given to volunteer fire departments, free of charge; **and**
- e. I would like to thank the employees for the fine job they are doing.

C. County Manager (William S. Clark): Tomorrow afternoon, at 2:00 P.M., we will have the bid opening for the River Road Project.

D. County Attorney (Mike Stephens): stated the following:

1. At the last meeting, Commissioner McKenzie asked me to check further into the county-wide water system;
2. I have done additional research on this matter;

3. I have talked with the appropriate staff at the Institute of Government in Chapel Hill, and they are still of the opinion, as long as those bonds have not been paid, we could not merge into one (1) water system; **and**
4. Once the bonds are paid, then you could have a county-wide referendum to vote on an one (1) county water system.

Commissioner McKenzie asked Bobbie Faircloth, Finance Director, if she knew the total amount of outstanding debt on the bonds for the five (5) water districts. Ms. Faircloth stated she did not have that information with her, but she would have the information by the next Board Meeting.

Agenda Item #18: ADJOURNMENT:

At 7:31 P.M., Commissioner Bullard made a motion to adjourn, second by Commissioner Norris. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

P. EDWIN RUSS, Chairman

**COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V
COMBINATION BOARD MEETING
Monday, October 04, 2010
7:30 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, to act as the Columbus County Water and Sewer District III Board.

COMMISSIONERS PRESENT:

P. Edwin Russ, **Chairman**
Giles E. Byrd, **Vice Chairman**
Amon E. McKenzie
James Prevatte
Lynwood Norris
Ricky Bullard
Ronald Gore

APPOINTEES PRESENT:

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

MEETING CALLED TO ORDER:

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

Agenda Item #13: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

Commissioner Prevatte made a motion to approve the September 20, 2010 Columbus County Water and Sewer District III Board Meeting Minutes, as recorded, second by Commissioner Norris. The motion unanimously passed.

ADJOURNMENT:

At 7:15 P.M., Commissioner McKenzie made a motion to adjourn, second by Commissioner Prevatte. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

P. EDWIN RUSS, Chairman

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

Monday, October 04, 2010

7:30 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, to act as the Columbus County Water and Sewer District IV Board.

COMMISSIONERS PRESENT:

P. Edwin Russ, **Chairman**
Giles E. Byrd, **Vice Chairman**
Amon E. McKenzie
James Prevatte
Lynwood Norris
Ricky Bullard
Ronald Gore

APPOINTEES PRESENT:

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

MEETING CALLED TO ORDER:

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

Agenda Item #13: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

Commissioner Prevatte made a motion to approve the September 20, 2010 Columbus County Water and Sewer District IV Board Meeting Minutes, as recorded, second by Commissioner Norris. The motion unanimously passed.

Agenda Item #14: COLUMBUS COUNTY WATER and SEWER DISTRICT IV - APPROVAL and ADOPTION of RESOLUTION PROVIDING for the ISSUANCE of \$4,113,000 GENERAL OBLIGATION WATER BONDS, SERIES 2010:

Bobbie Faircloth, Finance Director, requested Board approval and adoption of the following Resolution Providing for the Issuance of \$4,113,000 General Obligation Water Bonds, Series 2010.

A regular meeting of the Board of Commissioners for the County of Columbus, North Carolina, as the governing body of the Columbus County Water and Sewer District IV, in Columbus County, North Carolina, was held in the Dempsey B. Herring Courthouse Annex located at 112 West Smith Street, in Whiteville, North Carolina, the regular place of meeting, at 6:30 P.M. on October 4, 2010.

Present: Chairman Edwin Russ, presiding, and Commissioners: Amon E. McKenzie, James E. Prevatte, Lynwood Norris, Giles E. Byrd, Ricky Bullard and Ronald Gore.

Absent: None.

* * * * *

Chairman P. Edwin Russ introduced the following resolution which was read by its title:

RESOLUTION PROVIDING FOR THE ISSUANCE OF \$4,113,000 GENERAL OBLIGATION WATER BONDS, SERIES 2010

BE IT RESOLVED by the Board of Commissioners for the County of Columbus, North Carolina, as the governing body of the Columbus County Water and Sewer District IV, in Columbus County, North Carolina:

Section 1. Said Board of Commissioners has determined and does hereby find, declare and represent:

(a) That an order authorizing not exceeding \$5,142,000 Water Bonds of the Columbus County Water and Sewer District IV, in Columbus County, North Carolina, was adopted by the Board of Commissioners for the County of Columbus, North Carolina, as the governing body of said District, on September 5, 2000, which order was approved by the vote of a majority of the qualified voters of said District who voted thereon at a referendum duly called and held on November 7, 2000.

(b) That the maximum time period for issuing bonds under said order was extended to November 7, 2010 by an order adopted by said Board of Commissioners on June 4, 2007.

(c) That none of said bonds has been issued and that there is outstanding a \$4,113,000 General Obligation Water Bond Anticipation Note of said District, which note is dated May 4, 2010, matures on October 13, 2010 and was issued in anticipation of the receipt of the proceeds of the sale of a like amount of said bonds.

(d) That it is necessary at this time to issue \$4,113,000 of said bonds, all of the proceeds thereof to be applied to the payment of said outstanding note at its maturity.

(e) That the maximum period of usefulness of the water system of said District to be acquired and constructed with the proceeds of said bonds to be issued as hereinafter provided is estimated as a period of forty (40) years and that the date of expiration of said period computed from October 12, 2010, the expected date of said bonds to be issued as hereinafter provided, is October 12, 2050.

Section 2. Pursuant to said order there shall be issued bonds of the Columbus County Water and Sewer District IV, in Columbus County, North Carolina (the "Issuer"), in the aggregate principal amount of \$4,113,000, designated "General Obligation Water Bonds, Series 2010" and dated the date of the delivery thereof

Said bonds (the "bonds") shall be stated to mature (subject to the right of prior redemption as hereinafter set forth) annually, June 1, \$52,000 2013, \$53,000 2014, \$55,000 2015, \$57,000 2016, \$59,000 2017, \$61,000 2018, \$63,000 2019, \$66,000 2020, \$68,000 2021, \$71,000 2022, \$73,000

2023, \$76,000 2024, \$79,000 2025, \$82,000 2026, \$85,000 2027, \$88,000 2028, \$91,000 2029, \$95,000 2030, \$98,000 2031, \$102,000 2032, \$106,000 2033, \$110,000 2034, \$114,000 2035, \$118,000 2036, \$123,000 2037, \$127,000 2038, \$132,000 2039, \$137,000 2040, \$142,000 2041, \$148,000 2042, \$153,000 2043, \$159,000 2044, \$165,000 2045, \$171,000 2046, \$177,000 2047, \$184,000 2048, \$191,000 2049 and \$182,000 2050, unless the bonds shall be awarded to the United States of America, in which event the bonds shall be stated to mature and shall be subject to a right of the United States of America to request that they be refinanced as hereinafter set forth. The bonds shall be issuable in fully registered form in the denomination of \$1,000 or any multiple thereof and shall be numbered.

The bonds shall bear interest at a rate or rates to be determined by the Local Government Commission of North Carolina at the time the bonds are sold, which interest to the respective maturities thereof shall be payable semiannually on June 1 and December 1 of each year; provided, however, that the interest on any bond awarded to the United States of America to the respective maturities of the installments of the principal thereof shall be payable on June 1, 2011 and annually thereafter on the 1st day of June each year. Each bond shall bear interest from the interest payment date next preceding the date on which it is authenticated unless it is (a) authenticated upon an interest payment date in which event it shall bear interest from such interest payment date or (b) authenticated prior to the first interest payment date in which event it shall bear interest from its date; provided, however, that if at the time of authentication interest is in default, such bond shall bear interest from the date to which interest has been paid.

The principal of and the interest on the bonds shall be payable in any coin or currency of the United States of America which is legal tender for the payment of public and private debts on the respective dates of payment thereof. The principal of each bond, other than a bond registered in the name of the United States of America, shall be payable to the registered owner thereof or his registered assigns or legal representative at the corporate trust office of the Bond Registrar mentioned hereinafter or such other place as the Issuer may determine upon the presentation and surrender thereof as the same shall become due and payable.

Payment of the interest on each bond shall be made by the Bond Registrar on each interest payment date to the person appearing on the registration books of the Issuer hereinafter provided for as the registered owner of such bond (or the previous bond or bonds evidencing the same debt as that evidenced by such bond) at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date, by check mailed to such person at his address as it appears on such registration books or, in the case of a bond registered in the name of the United States of America, as hereinafter provided. If the United States of America is the registered owner of the bonds, payment of the installments of principal and interest with respect thereto shall be made at the office of such fiscal agent as the United States of America shall designate without presentation or surrender thereof.

Section 3. The bonds maturing prior to June 1, 2021 will not be subject to redemption prior to maturity. The bonds maturing on June 1, 2021 and thereafter will be redeemable, at the option of the Issuer, from any moneys that may be made available for such purpose, either in whole or in part on any date not earlier than June 1, 2020, at a redemption price equal to 100% of the principal amount of the bonds to be redeemed, together with interest accrued thereon to the date fixed for redemption.

If less than all of the bonds of any one maturity shall be called for redemption, the particular bonds or portions of bonds of such maturity to be redeemed shall be selected by lot in such manner as the Issuer in its discretion may determine; provided, however, that the portion of any bond to be redeemed shall be in the principal amount of \$1,000 or some multiple thereof and that, in selecting bonds for redemption, the Bond Registrar shall treat each bond as representing that number of bonds which is obtained by dividing the principal amount of such bond by \$1,000. If less than all of the bonds stated to mature on different dates shall be called for redemption, the Issuer shall direct which maturities of the bonds are to be redeemed.

Not more than sixty (60) nor less than thirty (30) days before the redemption date of any bonds to be redeemed, whether such redemption be in whole or in part, the Issuer shall cause a notice of such redemption to be filed with the Bond Registrar and to be mailed, postage prepaid, to the registered owner of each bond to be redeemed in whole or in part at his address appearing upon the registration books of the Issuer. Failure to mail such notice or any defect therein shall not affect the validity of the redemption as regards registered owners to whom such notice was given as required hereby. Each such notice shall set forth the date designated for redemption, the redemption price to be paid, the maturities of the bonds to be redeemed and, if less than all of the bonds of any one maturity then outstanding shall be called for redemption, the distinctive numbers and letters, if any, of such bonds to be redeemed and, in the case of any bond to be redeemed in part only, the portion of the principal amount thereof to be redeemed. If any bond is to be redeemed in part only, the notice of redemption shall state also that on or after the redemption date, upon surrender of such bond, a new bond or bonds in principal amount equal to the unredeemed portion of such bond will be issued.

The preceding provisions of this Section shall not apply to bonds awarded to the United States of America. If the United States of America is the purchaser of the bonds, there will be issued a single registered bond as hereinafter provided, which bond may be redeemed, at the option of the Issuer, at any time prior to the maturity of any installment of the principal thereof, either in whole or in part in such order of the maturity dates of the installments of principal as the Issuer shall determine, from any moneys that may be made available for such purpose, at the aggregate principal amount of the installments of principal to be redeemed, together with the interest accrued thereon to the date fixed for redemption, but without any premium.

In case of a redemption of all or any part of a bond awarded to the United States of America, a notice of redemption shall be sent by registered mail, mailed at least forty (40) days prior to the date fixed for redemption, addressed as the United States of America shall initially direct in connection with the issuance of the bonds or to such other address as the United States of America may designate by registered or certified mail forwarded to the Issuer at least fifty (50) days prior to any interest payment date.

On the date fixed for redemption, notice having been given in the manner and under the conditions hereinabove provided, the bonds or portions thereof called for redemption shall be due and payable at the redemption price provided therefor, plus accrued interest to such date. If moneys sufficient to pay the redemption price of the bonds or portions thereof to be redeemed, plus accrued interest thereon to the date fixed for redemption, are held by the Bond Registrar, or at such place as the United States of America may designate in the case of a bond registered in the name of the United States of America, in trust for the registered owners of bonds or portions thereof to be redeemed, interest on the bonds or portions thereof called for redemption shall cease to accrue, such bonds or portions thereof shall cease to be entitled to any benefits or security under this resolution or to be

deemed outstanding, and the registered owners of such bonds or portions thereof shall have no rights in respect thereof except to receive payment of the redemption price thereof, plus accrued interest to the date of redemption.

If a portion of a bond other than a bond awarded to the United States of America, shall be selected for redemption, the registered owner thereof or his attorney or legal representative shall present and surrender such bond to the Bond Registrar for payment of the principal amount thereof so called for redemption and the Bond Registrar shall authenticate and deliver to or upon the order of such registered owner or his legal representative, without charge therefor, for the unredeemed portion of the principal amount of the bond so surrendered, a bond or bonds of the same maturity, of any denomination or denominations authorized by this resolution and bearing interest at the same rate.

In the event that an installment of principal of a bond awarded to the United States of America shall be redeemed, the Bond Registrar shall direct the registered owner thereof to evidence such redemption by appropriate notation on the schedule attached to such bond for such purpose.

Section 4. Bonds, upon surrender thereof at the corporate trust office of the Bond Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar, may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of bonds of the same maturity (or, in the case of a bond awarded to the United States of America, of bonds having maturities corresponding to the maturities of the installments of principal of such bond then unpaid), of any denomination or denominations authorized by this resolution and bearing interest at the same rate.

Except as hereinafter otherwise provided, the transfer of any bond may be registered only upon the registration books of the Issuer upon the surrender thereof to the Bond Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar. Upon any such registration of transfer, the Bond Registrar shall authenticate and deliver in exchange for such bond a new bond or bonds, registered in the name of the transferee, of any denomination or denominations authorized by this resolution, in an aggregate principal amount equal to the unredeemed principal amount of such bond so surrendered, of the same maturity and bearing interest at the same rate. The transfer of a bond awarded to the United States of America may be registered by the registered owner thereof only upon an execution of an assignment thereof duly executed by such registered owner or his attorney or legal representative. Notice of such assignment shall be given promptly by the assignor to the Bond Registrar by registered mail, such notice to be in such form as shall be satisfactory to the Bond Registrar, and upon receipt of such notice such bond shall be registered as to both principal and interest on such registration books in the name of the assignee named in such notice.

In all cases in which bonds shall be exchanged or the transfer of bonds shall be registered hereunder and a new bond or bonds are to be delivered in exchange therefor, the Bond Registrar shall authenticate and deliver at the earliest practicable time bonds in accordance with the provisions of this resolution. All bonds surrendered in any such exchange or registration of transfer shall forthwith be canceled by the Bond Registrar. The Bond Registrar shall not be required to make any such exchange or registration of transfer of (i) any bond during a period beginning at the opening of business fifteen (15) days before the day of the mailing of a notice of redemption of bonds or any portion thereof and ending at the close of business on the day of such mailing or (ii) any bond called

for redemption in whole or in part pursuant to Section 3 of this resolution.

As to any bond, the person in whose name the same shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal or redemption price of any such bond and the interest on any such bond shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such bond, including the interest thereon, to the extent of the sum or sums so paid.

The Issuer shall appoint such registrars, transfer agents, depositaries or other agents as may be necessary for the registration, registration of transfer and exchange of bonds within a reasonable time according to then current commercial standards and for the timely payment of principal and interest with respect to the bonds. Branch Banking and Trust Company, in the City of Wilson, North Carolina, is hereby appointed the registrar, transfer agent and paying agent (the "Bond Registrar") for the bonds, subject to the right of the governing body of the Issuer to appoint another Bond Registrar and except as hereinafter provided, and as such shall keep at its corporate trust office the books of the Issuer for the registration, registration of transfer, exchange and payment of the bonds as provided in this resolution. If the United States of America is the purchaser of the bonds, then the Finance Director of the Issuer shall be the Bond Registrar; provided, however, that, in the event that a bond registered in the name of the United States of America is assigned, the paying agent with respect to such bond shall be Branch Banking and Trust Company, in the City of Wilson, North Carolina.

Section 5. The bonds shall bear the facsimile signatures of or be executed by the Chairman of said Board of Commissioners and the Clerk to said Board of Commissioners and the corporate seal of the Issuer shall be impressed or a facsimile thereof shall be imprinted on the bonds. The certificate of the Local Government Commission of North Carolina to be endorsed on all bonds shall bear the facsimile signature of or be executed by the Secretary of said Commission and the certificate of authentication of the Bond Registrar to be endorsed on all bonds shall be executed as provided hereinafter.

In case any officer of the Issuer or the Local Government Commission of North Carolina whose facsimile signature shall appear on any bonds shall cease to be such officer before the delivery of such bonds, such facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery, and any bond may bear the facsimile signatures of such persons who at the actual time of the execution of such bond shall be the proper officers to sign such bond although at the date of such bond such persons may not have been such officers.

No bond shall be valid or become obligatory for any purpose or be entitled to any benefit or security under this resolution until it shall have been authenticated by the execution by the Bond Registrar of the certificate of authentication endorsed thereon.

The bonds, other than a bond registered in the name of the United States of America, and the endorsements thereon shall be in substantially the following forms:

[Front Side of Bond]

No. R-.....

\$

United States of America
State of North Carolina
County of Columbus

COLUMBUS COUNTY WATER AND SEWER DISTRICT IV
GENERAL OBLIGATION WATER BOND, SERIES 2010

Date	Maturity	Interest Rate	Cusip
.....

The Columbus County Water and Sewer District IV, a body politic and corporate in the County of Columbus, North Carolina, is justly indebted and for value received hereby promises to pay to

.....

or registered assigns or legal representative on the date specified above, upon the presentation and surrender hereof, at the corporate trust office of Branch Banking and Trust Company (the "Bond Registrar"), in the City of Wilson, North Carolina, the principal sum of

..... DOLLARS

and to pay interest on such principal sum from the date hereof or from the June 1 or December 1 next preceding the date of authentication to which interest shall have been paid, unless such date of authentication is a June 1 or December 1 to which interest shall have been paid, in which case from such date, such interest to the maturity hereof being payable on June 1 and December 1 in each year, at the rate per annum specified above, until payment of such principal sum. The interest so payable on any such interest payment date will be paid to the person in whose name this bond (or the previous bond or bonds evidencing the same debt as that evidenced by this bond) is registered at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date, by check mailed to such person at his address as it appears on the bond registration books of said District. Both the principal of and the interest on this bond shall be paid in any coin or currency of the United States of America that is legal tender for the payment of public and private debts on the respective dates of payment thereof. For the prompt payment hereof, both principal and interest as the same shall become due, the faith and credit of said Columbus County Water and Sewer District IV are hereby irrevocably pledged.

ADDITIONAL PROVISIONS OF THIS BOND ARE SET FORTH ON THE REVERSE HEREOF AND SHALL FOR ALL PURPOSES HAVE THE SAME EFFECT AS IF SET FORTH HERE.

This bond shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under the resolution mentioned hereinafter until this bond shall have been authenticated by the execution by the Bond Registrar of the certificate of authentication endorsed hereon.

IN WITNESS WHEREOF, said Columbus County Water and Sewer District IV, by resolution of the Board of Commissioners for the County of Columbus, North Carolina, as the governing body of

said District, has caused this bond to bear the facsimile signatures of the Chairman of said Board and the Clerk to said Board and a facsimile of its corporate seal to be imprinted hereon, all as of the date of this bond set forth above.

[Facsimile signature]
Chairman

[Facsimile signature]
Clerk

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

The issuance of the within bond has been approved under the provisions of The Local Government Bond Act of North Carolina.

[Facsimile signature]
Secretary, Local Government Commission

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds of the series designated herein and issued under the provisions of the within-mentioned Resolution.

BRANCH BANKING AND TRUST COMPANY
as Bond Registrar

By [Manual signature]
Authorized Signatory

Date of authentication: _____.

[Reverse Side of Bond]

United States of America
State of North Carolina
County of Columbus

**COLUMBUS COUNTY WATER AND SEWER DISTRICT IV
GENERAL OBLIGATION WATER BOND, SERIES 2010**

This bond is one of an issue of bonds designated “General Obligation Water Bonds, Series 2010” (the “Bonds”) and issued by said District for the purpose of providing funds, with any other available funds, for constructing a water system of said District, and this bond is issued under and pursuant to The Local Government Bond Act, as amended, Article 7, as amended, of Chapter 159 of the General Statutes of North Carolina, an order which was adopted by the Board of Commissioners for the County of Columbus, North Carolina, as the governing body of said District, on September 5, 2000, which order was approved by the qualified voters of said District at a referendum thereon held on

November 7, 2000, and a resolution duly passed by said Board (the "Resolution"). The maximum time period for issuing bonds under said order was extended to November 7, 2010 by an order which was adopted by said Board on June 4, 2007.

The bonds at the time outstanding maturing prior to June 1, 2021 are not subject to redemption prior to maturity. The bonds maturing on June 1, 2021 and thereafter may be redeemed, at the option of said District, from any moneys that may be made available for such purpose, either in whole or in part on any date not earlier than June 1, 2020, at a redemption price equal to 100% of the principal amount of the bonds to be redeemed, together with interest accrued thereon to the date fixed for redemption.

If less than all of the bonds of any one maturity shall be called for redemption, the particular bonds or portions of bonds of such maturity to be redeemed shall be selected by lot in such manner as said District in its discretion may determine; provided, however, that the portion of any bond to be redeemed shall be in the principal amount of \$1,000 or some multiple thereof and that, in selecting bonds for redemption, the Bond Registrar shall treat each Bond as representing that number of bonds which is obtained by dividing the principal amount of such bond by \$1,000. If less than all of the bonds stated to mature on different dates shall be called for redemption, the Issuer shall direct which maturities of the bonds are to be redeemed.

Not more than sixty (60) nor less than thirty (30) days before the redemption date of any bonds to be redeemed, whether such redemption be in whole or in part, said District shall cause a notice of such redemption to be filed with the Bond Registrar and mailed, postage prepaid, to the registered owner of each bond to be redeemed in whole or in part at his address appearing upon the registration books of said District. On the date fixed for redemption, notice having been given as aforesaid, the bonds or portions thereof so called for redemption shall be due and payable at the redemption price provided for the redemption of such bonds or portions thereof on such date and, if moneys for payment of such redemption price and the accrued interest are held by the Bond Registrar as provided in the Resolution, interest on the bonds or the portions thereof so called for redemption shall cease to accrue. If a portion of this bond shall be called for redemption, a new bond or bonds in principal amount equal to the unredeemed portion hereof will be issued to the registered owner hereof or his legal representative upon the surrender hereof.

The bonds are issuable in fully registered form in the denomination of \$1,000 or any integral multiple thereof. At the corporate trust office of the Bond Registrar, in the manner and subject to the conditions provided in the Resolution, bonds may be exchanged for an equal aggregate principal amount of bonds of the same maturity, of authorized denominations and bearing interest at the same rate.

The Bond Registrar shall keep at its corporate trust office the books of said District for the registration of transfer of bonds. The transfer of this bond may be registered only upon such books and as otherwise provided in the Resolution upon the surrender hereof to the Bond Registrar together with an assignment duly executed by the registered owner hereof or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar. Upon any such registration of transfer, the Bond Registrar shall deliver in exchange for this bond a new bond or bonds, registered in the name of the transferee, of authorized denominations, in an aggregate principal amount equal to the unredeemed principal amount of this bond, of the same maturity and bearing interest at the same rate.

The Bond Registrar shall not be required to exchange or register any transfer of (i) any bond during a period beginning at the opening of business fifteen (15) days before the day of the mailing of a notice of redemption of bonds or any portion thereof and ending at the close of business on the day of such mailing or (ii) any bond called for redemption in whole or in part pursuant to the Resolution.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed precedent to and in the issuance of this bond have happened, exist and have been performed in regular and due form and time as so required; that provision has been made for the levy and collection of a direct annual tax upon all taxable property within said District sufficient to pay the principal of and the interest on this bond as the same shall become due; and that the total indebtedness of said District, including this bond, does not exceed any constitutional or statutory limitation thereon.

ASSIGNMENT

FOR VALUE RECEIVED the undersigned registered owner thereof hereby sells, assigns and transfers unto

the within bond and all rights thereunder and hereby irrevocably constitutes and appoints

_____ attorney

to register the transfer of said bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

NOTICE: The assignor’s signature to this assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or enlargement or any change whatever.

Section 6. If the United States of America is the initial purchaser of the bonds, there will be issued a single registered bond of the Issuer of the denomination of \$4,113,000, numbered R-1 and maturing in annual installments on the 1st day of June in the following years and in the following amounts, respectively:

Year of Maturity	Principal Amount	Year of Maturity	Principal Amount
2013	\$52,000	2032	\$102,000

Year of Maturity	Principal Amount	Year of Maturity	Principal Amount
2014	53,000	2033	106,000
2015	55,000	2034	110,000
2016	57,000	2035	114,000
2017	59,000	2036	118,000
2018	61,000	2037	123,000
2019	63,000	2038	127,000
2020	66,000	2039	132,000
2021	68,000	2040	137,000
2022	71,000	2041	142,000
2023	73,000	2042	148,000
2024	76,000	2043	153,000
2025	79,000	2044	159,000
2026	82,000	2045	165,000
2027	85,000	2046	171,000
2028	88,000	2047	177,000
2029	91,000	2048	184,000
2030	95,000	2049	191,000
2031	98,000	2050	182,000

and bearing interest on the unpaid part of such principal at the rate of three and seventy-five hundredths per centum (3.75%) per annum until payment thereof.

Such bond and the endorsements thereon shall be in substantially the following forms:

No. R-1

\$4,113,000

**REGISTERED BOND WITHOUT COUPONS
(Registered as to both principal and interest)**

**United States of America
State of North Carolina
County of Columbus**

COLUMBUS COUNTY WATER AND SEWER DISTRICT IV

GENERAL OBLIGATION WATER BOND, SERIES 2010

The Columbus County Water and Sewer District IV, a body politic and corporate in the County of Columbus, North Carolina, is justly indebted and for value received hereby promises to pay to the

**UNITED STATES OF AMERICA, ACTING BY AND THROUGH THE
RURAL UTILITIES SERVICE, AN AGENCY OF THE UNITED
STATES DEPARTMENT OF AGRICULTURE**

or registered assigns or legal representative the principal sum of

FOUR MILLION ONE HUNDRED THIRTEEN THOUSAND DOLLARS

in annual installments on the 1st day of June in the following years and amounts:

Year of Maturity	Principal Amount	Year of Maturity	Principal Amount
2013	\$52,000	2032	\$102,000
2014	53,000	2033	106,000
2015	55,000	2034	110,000
2016	57,000	2035	114,000
2017	59,000	2036	118,000
2018	61,000	2037	123,000
2019	63,000	2038	127,000
2020	66,000	2039	132,000
2021	68,000	2040	137,000
2022	71,000	2041	142,000
2023	73,000	2042	148,000
2024	76,000	2043	153,000
2025	79,000	2044	159,000
2026	82,000	2045	165,000
2027	85,000	2046	171,000
2028	88,000	2047	177,000
2029	91,000	2048	184,000
2030	95,000	2049	191,000
2031	98,000	2050	182,000

and to pay interest from the date hereof on the unpaid part of such principal sum at the rate of three and seventy-five hundredths per centum (3.75%) per annum until payment thereof, such interest to the maturity hereof being payable on June 1, 2011 and annually thereafter on June 1 in each year. The interest so payable on any such interest payment date will be paid to the person in whose name this bond is registered at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date. Both the principal of and the interest on this bond are payable in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts.

During the time that the United States of America is the registered owner of this bond, payment of the installments of principal and interest when due and payable on this bond shall be made at the office of such fiscal agent as the United States of America shall designate without presentation or surrender hereof and, during any such time as an assignee hereof is the registered owner of this bond, payment of the installments of principal when due and payable on this bond shall be made at the corporate trust office of Branch Banking and Trust Company, in the City of Wilson, North Carolina, upon the presentation and surrender hereof and payment of the interest when due and payable on this bond shall be made by check mailed to such assignee at his address as it appears on the bond registration books of said District hereinafter mentioned without the presentation or surrender hereof. Upon receipt of said payments of principal and interest, written acknowledgment of the receipt thereof shall be given promptly to the Bond Registrar hereinafter mentioned and said District shall be fully discharged of its obligation on this bond to the extent of the payment so made. Upon final payment this bond shall be surrendered to the Bond Registrar for cancellation.

For the prompt payment hereof, both principal and interest as the same shall become due, the faith and credit of said Columbus County Water and Sewer District IV are hereby irrevocably pledged.

This bond is duly authorized and issued under and pursuant to The Local Government Bond Act, as amended, Article 7, as amended, of Chapter 159 of the General Statutes of North Carolina, an order which was adopted by the Board of Commissioners for the County of Columbus, North Carolina, as the governing body of said District, on September 5, 2000, which order was approved by the qualified voters of said District at a referendum thereon held on November 7, 2000, and a resolution duly passed by said Board, for the purpose of providing funds, with any other available funds, for constructing a water system of said District. The maximum time period for issuing bonds under said order was extended to November 7, 2010 by an order which was adopted by said Board on June 4, 2007.

At the office of the Bond Registrar, in the manner and subject to the conditions provided in said resolution, this bond may be exchanged for an equal aggregate principal amount of bonds having maturities corresponding to the maturities of the installments of principal of this bond then unpaid, issuable in fully registered form in the denomination of \$1,000 or any integral multiple thereof and bearing interest at the same rate.

This bond is registered as to both principal and interest in the name of the United States of America on books of said District kept by the Finance Director of said District as Bond Registrar, and the transfer hereof may hereafter be registered by the registered owner hereof only upon an execution of an assignment hereon duly executed by such registered owner or his attorney or legal representative. Notice of such assignment shall be given promptly by the assignor to the Bond Registrar by

registered mail, such notice to be in such form as shall be satisfactory to the Bond Registrar, and upon receipt of such notice this bond shall be registered as to both principal and interest on such registration books in the name of the assignee named in such notice.

This bond or any part hereof at the time outstanding may be redeemed, at the option of said District, at any time prior to the maturity of any installment of the principal hereof, either in whole or in part in such order of the maturity dates of the installments of principal as said District shall determine, from any moneys that may be made available for such purpose, at the aggregate principal amount of the installments of principal to be redeemed, together with the interest accrued thereon to the date fixed for redemption, but without any premium.

On the date designated for redemption, notice having been given and moneys for payment of the redemption price being held in trust for such purpose, all as provided in said resolution, this bond or part hereof shall become and be due and payable, and the interest on this bond or part hereof so redeemed shall cease to accrue.

The Bond Registrar shall not be required to exchange or register any transfer of (i) any bond during a period beginning at the opening of business fifteen (15) days before the day of the mailing of a notice of redemption of bonds or any portion thereof and ending at the close of business on the day of such mailing or (ii) any bond called for redemption in whole or in part pursuant to said resolution.

To the extent permitted by the Constitution and laws of the State of North Carolina, if at any time it shall appear to the United States of America while it is the registered owner of this bond that said District is able to refinance the installments of principal hereof then outstanding, in whole or in part, by obtaining a loan for such purposes from responsible cooperative or private credit sources, at reasonable rates and terms for loans for similar purposes and periods of time, then said District will, upon request of the United States of America, apply for and accept such loan in sufficient amount to repay the United States of America and will take all such actions as may be required in connection with such loan.

It is hereby certified and recited that all acts, conditions, and things required by the Constitution and laws of North Carolina to happen, exist, and be performed precedent to and in the issuance of this bond have happened, exist, and have been performed in regular and due form and time as so required; that provision has been made for the levy and collection of a direct annual tax upon all taxable property within said District sufficient to pay the principal of and the interest on this bond as the same shall become due; and that the total indebtedness of said District, including this bond, does not exceed any constitutional or statutory limitation thereon.

IN WITNESS WHEREOF, said Columbus County Water and Sewer District IV, by resolution of the Board of Commissioners for the County of Columbus, North Carolina, as the governing body of said District, has caused this bond to be executed by the Chairman of said Board and the Clerk to said Board and the corporate seal of said District to be impressed hereon, all as of the 4th day of October 2010.

/s/ **P. EDWIN RUSS, Chairman**

/s/ **JUNE B. HALL, Clerk**

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

The issuance of the within bond has been approved under the provisions of The Local Government Bond Act of North Carolina.

[Manual signature]
Secretary, Local Government Commission

CERTIFICATE OF AUTHENTICATION

This bond is issued under the provisions of the within-mentioned resolution.

Finance Director
as Bond Registrar
By: **BOBBIE FAIRCLOTH**

Date of authentication: October 04, 2010

ASSIGNMENT

FOR VALUE RECEIVED the undersigned registered owner thereof hereby sells, assigns and transfers unto

the within bond and all rights thereunder and hereby irrevocably constitutes and appoints

_____ attorney

to register the transfer of said bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

NOTICE: The assignor’s signature to this assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or enlargement or any change whatever.

[The following is to be on a separate sheet.]

SCHEDULE “A”

Principal Installments Paid

in Advance of Maturity Dates

Principal Date	Due Amount	Principal Payment	Balance	Date Paid	Name of Bond Registrar, Authorized Official and Title
_____	\$ _____	\$ _____	\$ _____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

Section 7. To the extent permitted by the Constitution and laws of the State of North Carolina, if the United States of America is the initial purchaser of the bonds and if at any time it shall appear to the United States of America while it is the registered owner of the bonds that the Issuer is able to refinance the installments of principal thereof then outstanding, in whole or in part, by obtaining a loan for such purposes from responsible cooperative or private credit sources, at reasonable rates and terms for loans for similar purposes and periods of time, then the Issuer will, upon request of the United States of America, apply for and accept such loan in sufficient amount to repay the United States of America and will take all such actions as may be required in connection with such loan.

Section 8. The Issuer covenants that, to the extent permitted by the Constitution and laws of the State of North Carolina, it will comply with the requirements of the Internal Revenue Code of 1986, as amended (the “Code”), relating to the issuance of the bonds, except to the extent that the Issuer obtains an opinion of bond counsel to the effect that noncompliance would not result in interest on the bonds being includable in the gross income of the owners of the bonds for purposes of federal income taxation.

Section 9. The Issuer hereby further finds, declares and represents that (a) it reasonably expects that it, all subordinate entities thereof and all entities which issue obligations on behalf of the Issuer (all within the meaning of Section 265(b)(3)(E) of the Code) will not issue in the aggregate more than \$30,000,000 of tax-exempt obligations (not counting private-activity bonds and certain refunding bonds as provided in Section 265(b)(3)(C)(ii) of the Code) during the current calendar year and (b) no entity has been or will be formed or availed of to avoid the limits described above. In addition, the Issuer hereby designates each of the bonds as a “qualified tax-exempt obligation” for the purposes of Section 265(b)(3) of the Code.

Section 10. The Local Government Commission of North Carolina is hereby requested to sell the bonds at private sale without advertisement to any purchaser or purchasers thereof, at such prices as said Commission determines to be in the best interest of the Issuer, subject to the approval of the Chairman of the Board of Commissioners for the County of Columbus, North Carolina; provided, however, that the purchase price of the bonds is at least \$4,113,000 plus 100% of any accrued interest and that the maximum interest rate does not exceed six per centum (6%) per annum.

Section 11. The Chairman of the Board of Commissioners for the County of Columbus, North Carolina is hereby authorized to approve the purchase price of the bonds and the rate of interest on the bonds in connection with the private sale of the bonds, subject to the provisions of Section 10 of this resolution.

Section 12. If the bonds are awarded to a purchaser other than the United States of America, the bonds will be delivered in such authorized denominations and registered in such names as the purchaser may request no later than five days prior to the date of their delivery. If the purchaser fails to submit such information by the required time, then a single bond will be issued for each maturity date registered in the name of the purchaser or the senior manager of the bidding group constituting the purchaser.

Section 13. If the bonds are awarded to a purchaser other than the United States of America, there shall be printed on the reverse of each of the bonds the legal opinion of Robinson, Bradshaw & Hinson, P.A., bond counsel to the Issuer, with respect to the validity of the bonds, and there shall be printed immediately following such legal opinion a certificate bearing the facsimile signature of the Chairman of the Board of Commissioners for the County of Columbus, North Carolina, said certificate to be in substantially the following form:

I HEREBY CERTIFY that the foregoing is a true and correct copy of the legal opinion on the bonds therein described which was manually signed by Robinson, Bradshaw & Hinson, P.A., Charlotte, N.C., and was dated as of the date of delivery of and payment for said bonds.

[Facsimile signature]

Chairman of the Board of Commissioners for the
County of Columbus, North Carolina, as the
governing body of the Columbus County Water and
Sewer District IV, in Columbus County, North Carolina

Section 14. The County Manager and the Finance Director of the County of Columbus, North Carolina and their designees are hereby authorized and directed to take such other actions and to execute and deliver such other documents, certificates, undertakings, agreements or other instruments as may be necessary or appropriate to effectuate the issuance of the bonds and for the full performance of the provisions therein and herein.

Section 15. This resolution shall take effect upon its passage.

Thereupon Vice Chairman Giles E. Byrd moved the passage of the foregoing resolution entitled: **“RESOLUTION PROVIDING FOR THE ISSUANCE OF \$4,113,000 GENERAL OBLIGATION WATER BONDS, SERIES 2010”**, and Commissioner James E. Prevatte seconded the motion and the resolution was passed by the following vote:

Ayes: Chairman Russ, Vice Chairman Byrd, Commissioners McKenzie, Prevatte, Norris, Bullard and Gore.

Noes: None.

* * * * *

I, June B. Hall, Clerk to the Board of Commissioners for the County of Columbus, North Carolina, as the governing body of the Columbus County Water and Sewer District IV, in Columbus County, North Carolina, **DO HEREBY CERTIFY** that the foregoing is a true copy of so much of the proceedings of said Board at a regular meeting held on October 4, 2010 as relates in any way to the

issuance of bonds of the Columbus County Water and Sewer District IV, in said County, and that said proceedings are recorded in Minute Book No. 1 of the minutes of said Board, beginning at page _____ and ending at page _____.

I DO HEREBY FURTHER CERTIFY that a schedule of regular meetings of said Board, stating that regular meetings of said Board are held in the Dempsey B. Herring Courthouse Annex located at 112 West Smith Street, in Whiteville, North Carolina, on the first and third Mondays of each month at 6:30 P.M., except that regular meetings that are scheduled to be held on a holiday are instead held on the following business day, has been on file in my office as of a date not less than seven days before the date of said meeting in accordance with G.S. §143-318.12.

WITNESS my hand and the corporate seal of said District, this 5th day of October 2010.

/s/ **JUNE B. HALL**

Clerk to the Board of Commissioners

(SEAL)

Vice Chairman Byrd made a motion to approve the Resolution Providing for the Issuance of \$4,113,000 General Obligation Water Bonds, Series 2010, second by Commissioner Prevatte. The motion unanimously passed.

ADJOURNMENT:

At 7:15 P.M., Commissioner McKenzie made a motion to adjourn, second by Commissioner Prevatte. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

P. EDWIN RUSS, Chairman

COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V
COMBINATION BOARD MEETING
Monday, October 04, 2010
7:30 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, to act as the Columbus County Water and Sewer District V Board.

COMMISSIONERS PRESENT:

P. Edwin Russ, **Chairman**
 Giles E. Byrd, **Vice Chairman**
 Amon E. McKenzie
 James Prevatte
 Lynwood Norris
 Ricky Bullard
 Ronald Gore

APPOINTEES PRESENT:

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

MEETING CALLED TO ORDER:

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

Agenda Item #13: COLUMBUS COUNTY WATER and SEWER DISTRICTS I, II, III, IV and V - APPROVAL of BOARD MEETING MINUTES:

Commissioner Prevatte made a motion to approve the September 20, 2010 Columbus County Water and Sewer District V Board Meeting Minutes, as recorded, second by Commissioner Norris. The motion unanimously passed.

Agenda Item #15: COLUMBUS COUNTY WATER and SEWER DISTRICT V - DOTHAN ROAD SEWER PROJECT, APPROVAL of CHANGE ORDER NUMBER 1:

Kip McClary, Public Utilities Director, requested Board approval of Change Order Number 1 for the Dothan Road Sewer Project.

CHANGE ORDER

ORDER NUMBER:	1
NAME OF PROJECT:	Low Pressure Sewer System to Serve Dothan Road
OWNER:	Columbus County
CONTRACTOR:	Frank Horne Construction
DATE:	9/8/10
AGREEMENT DATE:	3/18/10

The following changes are hereby made to the CONTRACT DOCUMENTS:

Add: Electrical connection from pump to house:	24 EA @ \$529.00/EA = \$12,696
Add: Run four (4) #12 THHN wires in 3/4-inch Schedule 80 PVC, 18-inches underground	2,500 LF @ \$1.50/LF = \$3,750
Add: Upgrade res. Electrical service for pump	10 EA @ \$1,029/EA = \$10,290

TOTAL CHANGE ORDER NUMBER 1: \$26,736

Attachments: Contractor's Sketch of Electrical Connection

Justification:

Project as bid did not include connection of pumps to residential electrical services - they were to be done later in another contract. Adding the electrical connections to this contract will allow homes to be connected as pumps are installed. This is more cost effective as all disturbances and repairs can be done at one time and it will also reduce inconvenience to residents. It will also reduce potential septic tank issues if drain lines are damaged by the new sewer service line.

Change to CONTRACT PRICE	\$26,736.00
Original CONTRACT PRICE	\$351,403.00
Current CONTRACT PRICE adjusted by previous CHANGE ORDER	\$351,403.00
The CONTRACT PRICE due to this CHANGE ORDER will be increased by	\$26,736.00
The new CONTRACT PRICE including this CHANGE ORDER will be:	\$378,139.00
Change to CONTRACT TIME	0 Days
The CONTRACT TIME	180 Days
The CONTRACT TIME will be (increased)(decreased) by calendar days	-0-
The date for completion of all WORK will be	January 17, 2011

Approvals Required:

To be effective, this Order must be approved by the Federal agency if it changes the scope or objective of the **PROJECT**, or it increases the budgeted amounts of Federal funds needed to complete the **PROJECT**, or as may otherwise be required by the **SUPPLEMENTAL GENERAL CONDITIONS**.

Recommended by: /s/ **KEVIN LINDSAY** 09-15-2010
Hobbs, Upchurch & Associates, P.A.

Accepted by: /s/ **FRANK HORNE** 09-15-2010
Frank Horne Construction

Accepted by:

/s/ **P. EDWIN RUSS**
Columbus County

10-04-2010

(SEAL)

Commissioner Bullard made a motion to approve Change Order Number 1 for the Dothan Road Sewer Project, in the amount of twenty-six thousand, seven hundred thirty-six, and 00/100 (\$26,736.00) dollars, second by Commissioner Prevatte. The motion unanimously passed.

ADJOURNMENT:

At 7:15 P.M., Commissioner McKenzie made a motion to adjourn, second by Commissioner Prevatte. The motion unanimously passed.

APPROVED:

JUNE B. HALL, Clerk to Board

P. EDWIN RUSS, Chairman