



Rutherford County

RUTHERFORD COUNTY COMMISSIONERS MEETING AGENDA 7/1/2013 6:00 PM

I. Call to Order

- A. Pledge of Allegiance**

- B. Approval of Agenda**

II. Public Comments

Citizens who wish to speak must register with the Human Resources Director who will be located in the Board Meeting Room. Comments should be limited to three (3) minutes. Written comments submitted prior to the Board meeting will be copied and distributed to the County Commissioners.

III. Commissioners/Appointments

- A. Recognition of Veterans' Service Officer Marie Champion** Page 1

- B. Appointment to Transit Advisory Committee** Page 2

- C. Voting Delegate North Carolina Association of County Commissioners Annual Conference** Page 3

- D. Special Presentation - Sandra McGriff, Community Health** Page 6

**Center - Use of Dissolution Funds for Integrated Physical and
Mental Health Care**

IV. Board and Commission Reports

- A. Tourism Development Authority Update - Sally Leshner,
Chairman** Page 11

V. New Business

- A. Minutes of Special Meeting of June 3, 2013** Page 12
- B. Minutes of June 3, 2013** Page 15
- C. Minutes of June 6, 2013** Page 28
- D. Tax Refunds and Releases - July 1, 2013** Page 42
- E. Resolution Awarding Service Revolver to Corporal Lee Allen** Page 59
- F. Resolution Awarding Service Revolver to Detective Ronald
Bailey** Page 63
- G. Agreement Between Rutherford County Sheriff's Department
and the Prisoner Reporting Section of the Social Security
Administration** Page 67
- H. Detention Facility Female Inmate Capacity** Page 68
- I. Enhanced Recycling RFP Ranking** Page 96
- J. County Service District - Fire Service Contracts with Fire
Departments** Page 99
- K. Resolution for Financing for Chimney Rock Volunteer Fire
Department** Page 100
- L. Queen's Gap Development Schedule and Process** Page 103
- M. Resolution Approving Local Match for Rural Center Grant for
Local Industry** Page 104

N.	Town of Lake Lure/Chimney Rock Village Comprehensive Transportation Plan	Page 106
O.	Resolution Requesting Smokey Mountain Center to Continue Local Grant Committee Recommendations	Page 128
P.	Farmland Preservation Ordinance Change	Page 130
Q.	DSS Contract Conflict of Interest Statement	Page 144
R.	Late Applications for OA Homestead Exclusion	Page 148
S.	Budget Amendments and Amended Livestock Educational Facility Project Ordinance	Page 150
T.	Resolution to Reimburse	Page 154

VI. Information

A.	Tax Collector's Report - July 1, 2013	Page 157
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Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Recognition of Veterans' Service Officer Marie Champion
Department:	Governing Body
Summary:	Rutherford County Native Anita Price Davis has written a book that was recently published entitled, "Legendary Locals of Rutherford County". Veterans' Service Officer Marie Champion was included in her book. Ms. Davis will present a copy of her book to Ms. Champion.
Budget:	NA
Action Needed for Approval:	

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[Agenda Submittal Form.](#)



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Appointment to Transit Advisory Committee
Department:	Governing Body
Summary:	An application has been received to appoint Mr. Tim Mathis to replace Mr. Bill Robertson on the Transit Advisory Committee. A copy of Mr. Mathis' application is included in the agenda notebook.
Budget:	NA
Action Needed for Approval:	Motion to appoint Mr. Tim Mathis to Transit Advisory Committee.
Contact Information:	Hazel Haynes, Clerk to the Board 287-6045 hazel.haynes@rutherfordcountync.gov

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[Agenda Submittal Form.](#)



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Voting Delegate North Carolina Association of County Commissioners Annual Conference
Department:	Governing Body
Summary:	The NCACC 106th Annual Conference will be held in Guilford County in August. It is requested that the Board select a Voting Delegate.
Budget:	NA
Action Needed for Approval:	Appoint Voting Delegate to NCACC Annual Conference.
Contact Information:	Hazel Haynes, Clerk to the Board 287-6045 hazel.haynes@rutherfordcountync.gov

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- [Agenda Submittal Form.](#)
- [Email from NCACC](#)
- [Voting Delegate Form](#)

From: [Todd McGee](#)
To: [County Clerks](#)
Cc: [County Managers](#)
Subject: Voting delegate form for NCACC Annual Conference (not NACo)
Date: Thursday, June 20, 2013 1:33:06 PM
Attachments: [Voting delegate form 2013.doc](#)

Clerks and managers,

Attached is the voting delegate form for the 106th annual NCACC Annual Conference, which will be held in August in Guilford County. Please place the selection of a voting delegate on the agenda of an upcoming Board meeting, and then return the form to Sheila Sammons once you have chosen your delegate.

Thanks,



Todd McGee
Public Relations Director
North Carolina Association of County Commissioners
Phone (919) 715-7336 | Fax (919) 733-1065
www.ncacc.org
www.welcometoyourcounty.org





Designation of Voting Delegate to NCACC Annual Conference

I, _____, hereby certify that I am the duly designated voting delegate for _____ County at the 106th Annual Conference of the North Carolina Association of County Commissioners to be held in Guilford County, N.C., on August 22-25, 2013.

Signed: _____

Title: _____

Article VI, Section 2 of our Constitution provides:

“On all questions, including the election of officers, each county represented shall be entitled to one vote, which shall be the majority expression of the delegates of that county. The vote of any county in good standing may be cast by any one of its county commissioners who is present at the time the vote is taken; provided, if no commissioner be present, such vote may be cast by another county official, elected or appointed, who holds elective office or an appointed position in the county whose vote is being cast and who is formally designated by the board of county commissioners. These provisions shall likewise govern district meetings of the Association. A county in good standing is defined as one which has paid the current year's dues.”

Please return this form to Sheila Sammons by: **Friday, August 9, 2013:**

NCACC
215 N. Dawson St.
Raleigh, NC 27603
Fax: (919) 733-1065
sheila.sammons@ncacc.org



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Special Presentation - Sandra McGriff, Community Health Center - Use of Dissolution Funds for Integrated Physical and Mental Health Care
Department:	Governing Body
Summary:	Sandra McGriff, Executive Director, Rutherford County Community Health Center, will make an alternative proposal for use of the Mental Health Dissolution Funds. Chairman Owens requested this item be on the agenda.
Budget:	NA
Action Needed for Approval:	Discussion: No action necessary.

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- [Agenda Submittal Form.](#)
- [Rutherford Community Health Center Proposal](#)

The Community Clinic of Rutherford County DBA Rutherford Community Health Center (RCHC) is requesting \$179,840 of Dissolution Funds to support the expansion of the center's existing integrated care model coordinating primary care, behavioral health and substance abuse services. The requested funding would support the salaries of a .25 FTE Psychiatric Nurse Practitioner, 1 FTE LCSW, a .5 FTE midlevel provider, .20 FTE LPN, and a .20 FTE Front Office Registrar and to provide materials and supplies.

Since its inception as a free clinic in 2004, the Rutherford Community Health Center has provided accessible medical care, wellness education, and medication assistance to uninsured and low-income residents of Rutherford County. RCHC operates with the vision of creating a community wherein its residents have the knowledge, resources, access and opportunities to be healthy. As a result, the clinic has continued successful service delivery to patients and demonstrated significant organizational growth. Clinic operating hours have increased from 4 to 53 hours per week to meet the demands of the increasing number of patients. The clinic provided access to health care to 193 patients in 2005 and expanded to serve over 1,720 patients 2009. As a result of the long-term depressed economic environment of our community, RCHC served 2,496 patients and provided 9,994 patient visits in 2012. RCHC is the only provider in the community offering integrated health care to patients regardless of their ability to pay.

In addition to providing primary care, the clinic has developed an extensive network of volunteer physicians providing specialty care to our patients including endocrinology, cardiology, dermatology, orthopedics, and gynecology to widen our scope of services to those most in need. The clinic has created an integrated mental health/substance abuse program wherein counseling services and group sessions are provided on site. RCHC also provides referrals with other behavioral health providers to ensure that all patients have access to mental health care. Currently, onsite behavioral health services are provided by 1FTE LCSW and 0.45 FTE substance abuse counselors. RCHC offers on site laboratory services to patients at a significantly reduced rate. Additional patient services including a new Medical Access Plan program to further reduce sliding fees for qualified patients and the Rutherford Medication Assistance Program which provides access to free prescription medications directly from pharmaceutical companies for the lower-income, uninsured residents of Rutherford County. Rutherford Medication Assistance has helped 986 county residents obtain 2,624 medications at the AWP of \$1,560,439.39 in 2012.

Of Rutherford County's 67,538 residents, an estimated 45.1%, or 30,460 individuals, live with incomes below 200% of Federal Poverty Guidelines (FPG) (Census, 2011 estimates & American Community Survey, 2007-2011). This is significantly higher than the state of North Carolina (36.4%) and the nation (32.7%) (Census, American Community Survey, 2007-2011). Many families with children are affected by poverty, as more than two-thirds (67.9%) of the students in the Rutherford County school system receive free or reduced meals ("Free & Reduced Application Data by Site", NC Department of Public Instruction, Child Nutrition Services, 2011-2012). Disparities in median household income also demonstrate the difficult financial circumstances of many Rutherford County families. While median household income is \$45,570 and \$51,914 in North Carolina and the United States, respectively, Rutherford County households earn only \$35,364. African-American households in the county earn barely half that, with a median income of \$18,552 (Census, American Community Survey, 2007-2011).

Individuals living with low incomes face restricted access to health care as well as increased risk for mortality, morbidity, and unhealthy behaviors (Beckles and Truman, "Education and Income- United States 2005 and 2009," *CDC Health Disparities and Inequalities Report*, 2011). In fact, recent research shows that poverty imposes the greatest disease burden in the United States, impacting health more than smoking,

obesity, or binge drinking (Muennig, et.al., “The Relative Health Burden of Selected Social and Behavioral Risk Factors in the United States: Implications for Policy,” *American Journal of Public Health*, 2009).

Access to health care in Rutherford County is further restricted for low-income individuals without insurance. Nearly three in ten (27.5%) low-income residents under age 65 are uninsured (Census, Small Area Health Insurance Estimates for Counties, 2010, Percent Uninsured Under Age 65 in Demographic Group At or Below 200% of Poverty). Compared to those with insurance, the uninsured are much less likely to receive clinical preventive services that have the potential to reduce unnecessary morbidity and premature death. They are more likely to be diagnosed at an advanced stage of cancer and are at greater risk of death from congestive heart failure, trauma, and other serious acute conditions such as heart attack and stroke (Institute of Medicine, “America’s Uninsured Crisis,” February, 2009).

Increasingly, RCHC has become a source of hope for the estimated 13,170 uninsured residents of Rutherford County, serving 2,496 patients in 2012. RCHC has increased hours of operation and staffing to accommodate the increasing demand for care. Despite this added capacity, the wait time for primary care appointments for new patients is currently twelve weeks, and the wait time for specialty care appointments can extend even further depending upon provider availability. RCHC is also seeing increasing numbers of patients presenting with severe, unmanaged chronic conditions; for example, the clinic diagnoses an average of two new diabetic clients per week. As the only means of care for the uninsured regardless of ability to pay, RCHC provides access to medical services to those who would otherwise go without.

RCHC provides mental health and substance abuse services onsite and by referrals with other behavioral health providers to ensure that all patients have access to mental health care. Currently, onsite behavioral health services are provided by 1FTE LCSW and 0.45 FTE substance abuse counselors. RCHC providers complete a brief mental health screening with clients during regular office visits and refer them to behavioral health staff as needed. Patients can also self-refer for behavioral health services.

Rutherford County has higher than average risk factors for diabetes, cardiovascular disease, cervical cancer, and infant mortality. Poverty, high rates of obesity and chronic disease, and reduced access to affordable care have resulted in overall mortality rates in Rutherford County that exceed those in the state or the nation. Low-income Americans and racial and ethnic minorities experience disproportionately higher rates of disease and reduced access to care, resulting in higher mortality rates for many causes. African Americans, in particular, are far more likely to suffer from chronic disease than the general population (“Low-income Americans and Racial and Ethnic Minorities Experience Disproportionately Higher Rates of Disease”, *US Medicine: The Voice of Federal Medicine*, July, 2009). These higher mortality rates stem from the high prevalence of chronic disease and stress-related health problems in impoverished and minority populations, emphasizing the need for expanded access to care among these populations (Halle, M. et. al., “Health Disparities: A Case for Closing the Gap,” <http://www.healthreform.gov>, 2009). RCHC has developed a service delivery plan that works to combat these health disparities and address the county’s lack of access.

RCHC began implementing an integrated behavioral health program for RCHC patients in 2009. This program has proven to be both effective and beneficial for patients with co-occurring conditions needing both primary care and behavioral health counseling. In January 2013, RCHC was selected as one of four organizations in the state to participate in the Behavioral Health Access Plan Program, a pilot project funded through the North Carolina Office of Rural Health and Community Care. The nine-month program provides technical assistance, consultation and training from behavioral health, primary care and billing and

coding experts to strengthen the existing integrated program. The goal of the program is to facilitate and support sustainable models of integrated care to serve adults with mild to moderate behavioral health problems and to facilitate behavioral change to reduce medical health risks.

People dealing with complex and unaddressed psychosocial conditions often die decades earlier than the average person, mostly from untreated and preventable chronic illnesses like hypertension, diabetes, obesity and cardiovascular disease. Medical conditions are aggravated by circumstances that lead to limited physical activity, poor nutrition, smoking, and/or substance misuse. Medical providers have become the primary resource to treat behavioral health conditions. Primary care providers need support and resources to screen and treat individuals with behavioral and general healthcare needs. The solution lies in the systematic coordination of primary and behavioral healthcare.

Providing a single access point to address the mental health and substance use issues along with medical care addresses the comprehensive needs of the patient with a focus on the following priorities:

- To respond to both systemic gaps and gaps in individual care;
- To reduce the misuse of Emergency Room services at Rutherford Regional Health Services
- To bring behavioral and primary health care providers together in concurrent assessment and treatment at one location, and;
- To expand evidence-based treatment to those most in need.

All primary care patients are screened for certain indicators utilizing prescreening questions during triage. If responses indicate further need for assessment, the patient will receive additional in depth screenings including, PQH4 and/or PQH9 and SBIRT (if applicable) with a behavioral health provider. Additionally, if patients with chronic, unmanageable conditions present with mild indicators of behavioral health issues, the patient will be scheduled with a behavioral health provider for counseling to manage their chronic conditions.

The integrated approach to primary and behavioral health care will soon become the standard practice of care. This model is in line with the Affordable Care Act, the Governor's new plans for Medicaid and the Patient Centered Medical Home initiative. As a Federally Qualified Health Center Look-Alike, RCHC is required to provide both primary and behavioral health services. However, the extensive need for integrated care for the uninsured in our county drives the demand for the increase in providers to meet the current and expected increase in demand for care. In the last two months, emergency department behavioral health assessments at Rutherford Regional have increased significantly. Based on the first four months of 2013, the number of calls to Rutherford County's Mobile Crisis service has increased nearly 300% since 2010. The need for increased access to behavioral health services in Rutherford County is evident. The model of integrated care is the future of healthcare delivery. The Rutherford Community Health Center has positioned itself at the forefront of this initiative to deliver a wider scope of care to treat the whole person. RCHC is asking for the support of the county to expand integrated services to increase access to both primary and behavioral health services for the low-income, uninsured people of the county.

**Rutherford Community Health Center
Detailed Budget of Requested County Support**

EXPENSES	Rutherford County Contribution
Salary Support	175,240.00
Materials & supplies	\$4,600.00
Total	179,840.00

Budget Notes:

RCHC is seeking \$179,840.00 to provide behavioral health counseling and primary care through an integrated model to care.

EXPENSE JUSTIFICATION

PERSONNEL: \$175,240.00

Psychiatric Nurse Practitioner: 10 hrs. per week at \$89/hour to provide behavioral health services.

Licensed Clinical Social Worker: 40 hrs. per week @ \$27/hour to provide behavioral health services.

Midlevel Provider: 20 hrs. per week @ \$60/hour to provide medical case management, medication management, and monitor patient adherence to care.

LPN: 8 hrs. per week @ \$14/hour to provide primary care support services for two evenings per week.

Front Office Registrar: 8 hrs. per week @ \$11/hour to provide office support services for two evenings per week.

Materials and supplies: \$4,600.00



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Tourism Development Authority Update - Sally Lesher, Chairman
Department:	Governing Body
Summary:	Chairman of the Tourism Development Authority Sally Lesher will provide an update on the Authority to the Board.
Budget:	NA
Action Needed for Approval:	No action.
Contact Information:	Michelle Whitaker, Executive Director 287-6113 michelle.whitaker@rutherfordcountync.gov

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Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject: Minutes of Special Meeting of June 3, 2013
Department: Governing Body
Summary: NA
Budget: NA
Action Needed for Approval: Motion to approve minutes.
Contact Information: Hazel Haynes, Clerk to the Board
287-6045
hazel.haynes@rutherfordcountync.gov

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- 📄 [Minutes of Special Meeting of June 3, 2013](#)

**MINUTES OF THE MEETING OF THE RUTHERFORD COUNTY BOARD OF COMMISSIONERS
HELD AT THE RUTHERFORD COUNTY OFFICE BUILDING IN THE COUNTY COMMISSIONERS'
MEETING ROOM ON JUNE 3, 2013 AT 5:00 P.M.**

**PRESENT: CHAIRMAN JULIUS OWENS
VICE CHAIRMAN WILLIAM ECKLER
EDDIE HOLLAND
GREG LOVELACE
ROGER RICHARD**

CALL TO ORDER

Chairman Owens called the meeting to order.

CLOSED SESSION/ATTORNEY CLIENT NCGS 143-318.11(a)(3)

Vice Chairman Eckler moved that the Board go into Closed Session for Attorney/Client, NCGS 143-318.11(a)(3). Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

5:02 P.M. - The Board went into Closed Session.
5:19 P.M. - The Board returned to regular session.

ADJOURNMENT

A motion was made by Vice Chairman Eckler to adjourn the meeting. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

5:19 P.M. - Adjourned.

Chairman, Board of Commissioners

Vice Chairman, Board of Commissioners

Minutes of Rutherford County Commissioners' Special Meeting on June 3, 2013
Page 2 of 2

Attest:

Clerk, Board of Commissioners



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject: Minutes of June 3, 2013
Department: Governing Body
Summary: NA
Budget: NA
Action Needed for Approval: Motion to approve minutes of June 3, 2013.
Contact Information: Hazel Haynes, Clerk to the Board
287-6045
hazel.haynes@rutherfordcountync.gov

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- 📄 [Agenda Submittal Form.](#)
- 📄 [Minutes of June 3, 2013](#)

**MINUTES OF THE MEETING OF THE RUTHERFORD COUNTY BOARD OF COMMISSIONERS
HELD AT THE RUTHERFORD COUNTY OFFICE BUILDING IN THE COUNTY COMMISSIONERS'
MEETING ROOM ON JUNE 3, 2013 AT 6:00 P.M.**

**PRESENT: CHAIRMAN JULIUS OWENS
VICE CHAIRMAN WILLIAM ECKLER
EDDIE HOLLAND
GREG LOVELACE
ROGER RICHARD**

* * * * *

CALL TO ORDER/PLEDGE OF ALLEGIANCE

Chairman Owens called the meeting to order. Commissioner Holland led in the Pledge of Allegiance.

AGENDA/APPROVAL

Vice Chairman Eckler moved to delete *IV. Commissioners/Appointments, D. Appointments to Economic Development Commission* from the June 3, 2013 agenda and to approve the agenda with this deletion.

Commissioner Richard asked about the membership of the Economic Development Commission following the June 30 expiration of the terms of the members on this commission. County Manager Carl Classen advised that the current members will serve until replaced.

A second to the motion was made by Commissioner Lovelace. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

PUBLIC HEARING/BUDGET 2013-2014

Chairman Owens declared the public hearing to be open to hear comments regarding the recommended budget for Fiscal Year 2013-2014. He advised that comments would be limited to three minutes which was consistent with the Board's policy during previous public hearings.

Ms. Melissa Tambini representing the Rutherford County Behavioral Coalition had recently learned about a budget amendment approved by the Board at their May 6 meeting which designates the dissolution funds to the Rutherford County Detention Center for behavioral health services in the county jail. She said the coalition strongly recommends that these funds be designated for a behavioral health provider instead. According to Ms. Tambini the detention center would have to contract with an individual(s) or agency to provide behavioral health services to inmates. Therefore, it made sense that the funds be designated to one or more of these agencies.

Minutes of the Rutherford County Commissioners' Meeting of June 3, 2013
Page 2 of 12

Mr. John Maddry asked that the Board consider funding \$7,750 to the Rutherford Outdoor Coalition to match funding from Mountain Lands Conservation for a fulltime position to coordinate trails that are being built in the county.

Ms. Loyce Broughton also representing the Rutherford Outdoor Coalition stated that this position would set up educational opportunities for students who are in need of outdoor activities.

Mr. Jerry Stensland said the Rutherford Outdoor Coalition had crafted and applied for the grant which is still pending at this point. The grant would fund \$30,000 to cover the salary for eleven months. The match is a very low buy in for what the county would receive.

Isothermal Community College President Walter Dalton thanked the Board for the use of the Rutherford Learning Center, but advised that the operation of this center meant additional cost for the college. Also, utility rates have increased substantially. A raise for county employees of the college is included in the requested budget in order for the salaries of these employees to be commensurate with other college salaries.

When no one else wished to speak, Chairman Owens declared the public hearing closed.

6:16 P.M. - The Public Hearing was closed.

PUBLIC COMMENTS

There were no public comments.

RECOGNITION/AMIE SESSOMS/DISTINGUISHED YOUNG WOMAN OF NORTH CAROLINA

Chairman Owens presented a certificate to Rutherford County's Distinguished Young Woman Amie Sessoms who was named North Carolina's Distinguished Young Woman.

APPOINTMENTS/AIRPORT AUTHORITY

Commissioner Lovelace made a motion to appoint Keith Hunter, Robert Ralph, and Kyle Hankinson to the Airport Authority. Vice Chairman Eckler seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

APPOINTMENT/BROAD RIVER WATER AUTHORITY

Vice Chairman Eckler moved to appoint Robert Bole to the Broad River Water Authority. Commissioner Holland seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Minutes of the Rutherford County Commissioners' Meeting of June 3, 2013
Page 3 of 12

APPOINTMENTS/ECONOMIC DEVELOPMENT COMMISSION

Removed from the agenda.

APPOINTMENTS/ENHANCED RECYCLING COMMITTEE

A motion was made by Vice Chairman Eckler to appoint Dr. William Casp to the Enhanced Recycling Committee. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

APPOINTMENT/HOME AND COMMUNITY CARE BLOCK GRANT COMMITTEE

There were no nominations to serve on the Home and Community Care Block Grant Committee.

APPOINTMENT/ISOTHERMAL COMMUNITY COLLEGE BOARD OF TRUSTEES

Commissioner Holland moved to appoint Ron Giles to the Isothermal Community College Board of Trustees. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Holland, Lovelace, and Richard voting aye; Commissioners Owens and Eckler voting no; no Commissioners excused; and no Commissioners absent.

APPOINTMENTS/JUVENILE CRIME PREVENTION COUNCIL

Commissioner Lovelace made a motion to appoint Jay Jackson, Judy Toney, Basil Savisky, Steve Collins, Helen White, Faye Hassell, Barbara Leddy, Philip Cole, and Pat Keeter to the Juvenile Crime Prevention Council. Commissioner Richard seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

APPOINTMENTS/PLANNING COMMISSION

Vice Chairman Eckler moved the reappoint Phillip Miller, Amy Jenkins, Douglas Atchley, Ronnie Harrill, Dwayne Harris, Danny Wells, John Bittle, Jimmy Huffstickler, Kim Warner and Mike Parton to the Planning Commission. Commissioner Holland seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

APPOINTMENTS/TOURISM DEVELOPMENT AUTHORITY

Vice Chairman Eckler made a motion to appoint James Ledgerwood, Ruffin Tanner, Dawn Hemmelgarn, and Jeff Bradley to the Tourism Development Authority. Commissioner Holland

Minutes of the Rutherford County Commissioners' Meeting of June 3, 2013
Page 4 of 12

seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

LETTER OF COMMENDATION/SALLY LESHER/TOURISM DEVELOPMENT AUTHORITY

Commissioner Holland moved to send a letter of commendation to Sally Lesher who has served as the Chairman of the Tourism Development Authority, but had indicated that she did not wish to be reappointed to the Authority. He stated that she had been an excellent member and chairman. Commissioner Richard seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

APPOINTMENT/TRANSIT DEPARTMENT ADVISORY BOARD

Vice Chairman Eckler made a motion to appoint Angela Ezell and Karyl Fuller to the Transit Department Advisory Board. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

TOURISM DEVELOPMENT AUTHORITY/UPDATE

Vice Chairman Eckler moved to table this update until the July meeting. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

MINUTES/SPECIAL MEETING OF MAY 6, 2013

Commissioner Lovelace made a motion to approve the minutes of the Special Meeting of May 6, 2013. There was a second to the motion by Vice Chairman Eckler. The motion passed with Commissioners Owens, Eckler, Holland, and Lovelace voting aye; Commissioner Richard voting no; no Commissioners excused; and no Commissioners absent.

MINUTES/SPECIAL MEETING #2 OF MAY 6, 2013

Commissioner Lovelace made a motion to approve the minutes of the Special Meeting #2 of May 6, 2013. There was a second to the motion by Commissioner Holland. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Minutes of the Rutherford County Commissioners' Meeting of June 3, 2013
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MINUTES/MEETING OF MAY 6, 2013

Vice Chairman Eckler made a motion to approve the minutes of the Meeting of May 6, 2013. There was a second to the motion by Commissioner Holland. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

MINUTES/SPECIAL MEETING MAY 8, 2013

Commissioner Lovelace made a motion to approve the minutes of the Special Meeting of May 8, 2013. There was a second to the motion by Vice Chairman Eckler. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

MINUTES/SPECIAL MEETING OF MAY 13, 2013

Vice Chairman Eckler made a motion to approve the minutes of the Special Meeting of May 13, 2013. There was a second to the motion by Commissioner Lovelace. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

MINUTES/SPECIAL MEETING OF MAY 20, 2013

Commissioner Lovelace made a motion to approve the minutes of the Special Meeting of May 20, 2013. There was a second to the motion by Commissioner Holland. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

TAX REFUNDS AND RELEASES

A motion was made by Commissioner Richard to approve the tax refunds totaling \$506.99 and tax releases greater than \$100 totaling \$966.22. There was a second to the motion by Vice Chairman Eckler. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Tax releases of amounts less than \$100 totaling \$1,740.69 were presented by the Finance Office.

(A copy of the tax refunds and releases is included in the Minute Book.)

Minutes of the Rutherford County Commissioners' Meeting of June 3, 2013
Page 6 of 12

RECORDS RETENTION SCHEDULE

The Department of Cultural Resources has updated Record Retention Schedules for the Register of Deeds, the Revenue Department, and County Management. A request had been received from Imaging Specialist Jill Wilson that the Board approve these schedules.

Commissioner Holland made a motion to approve the Record Retention Schedules of the Register of Deeds, the Revenue Department, and County Management. There was a second to the motion by Commissioner Lovelace. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

ISOTHERMAL REGION'S LOCALLY COORDINATED HUMAN SERVICE TRANSPORTATION PLAN

Ms. Karyl Fuller, Senior Planner/IT Manager of Isothermal Planning and Development Commission, presented the Locally Coordinated Human Service Transportation Plan for the Isothermal Regions of McDowell, Polk, and Rutherford Counties. Isothermal Rural Transportation Planning Organization served as the lead agency to identify needs and gaps in the current transportation service. Unmet needs were identified and prioritized during workshops that were held.

Commissioner Lovelace made a motion to approve the Locally Coordinated Human Service Transportation Plan for Rutherford County. There was a second to the motion by Commissioner Richard. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

KARYL FULLER/ISOTHERMAL PLANNING AND DEVELOPMENT COMMISSION/COMMENDATION

Vice Chairman Eckler made a motion to send a letter of commendation to Ms. Karyl Fuller for her work in developing the Isothermal Region's Locally Coordinated Human Service Transportation Plan. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

GREY ROCK/PROJECTS 5 AND 6 PAVING

Bids were received for the Grey Rock Development Projects 5 and 6 for paving. Bids received were:

Caldwell Construction Services	\$340,065.00
Rogers Group	\$344,652.00

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Mr. David Odom of Odom Engineering recommended that the Board approve the low bid of Caldwell Construction Services at \$340,065.00.

Commissioner Lovelace moved to accept the low bid of Caldwell Construction Services. There was a second to the motion by Vice Chairman Eckler. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

BUDGET AMENDMENTS

Vice Chairman Eckler moved to approve budget amendments presented. There was a second to the motion by Commissioner Lovelace. The motion passed with Commissioners Owens, Eckler, Holland, and Lovelace voting aye; Commissioner Richard voting no; no Commissioners excused; and no Commissioners absent.

	Expense	Revenue
GENERAL FUND		
Linder's Park - Repairs and Maintenance	\$ 303	
Donations - Linder's Park		\$ 303
*donations received for Harris park		
Frank West Park - Picnic Shelter	\$ 14,000	
Donations - Frank West Park		\$ 9,000
Fund Balance Appropriated		\$ 5,000
*Leadership Rutherford Project and DPR Fortis Donations		
Annex Building - Repairs and Maintenance	\$ 5,800	
Fund Balance Appropriated		\$ 5,800
*replacement HVAC for Annex hallway near manager's office		
Sheriff - Equipment Purchased with Seizure Funds	\$ 2,526	
Drug Seizure Funds		\$ 2,526
*unauthorized substance tax distribution		
Sheriff - Employee Evaluations	\$ 50	
Sheriff - Miscellaneous Revenues		\$ 50
*reimbursement received from reserve officer		
Public Works - Vehicle Maintenance	\$ 2,823	
Sheriff - Vehicle Maintenance	\$ 4,214	

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	Expense	Revenue
EMS - Vehicle Maintenance	\$ 601	
Insurance Claims and Dividends		\$ 7,638
*insurance claims received		
EMS - Capital Outlay	\$ 24,656	
Insurance Claims and Dividends		\$ 23,656
Fund Balance Appropriated		\$ 1,000
* insurance proceeds received for a cardiac monitor that must be replaced		
GRANT FUND		
NCDOT Ruth School Grant Project	\$ 10,000	
NCDOT Grant		\$ 10,000
*grant received for Ruth Elementary Adaptive Use Plan; no local match		
NC Lite-Up Grant Operations/Equipment	\$ 13,020	
NC Commerce Lite-Up Grant		\$ 13,020
*additional funding received for help desk		
Single-Family Rehabilitation (SFRLP13) Program Expenditures	\$ 170,000	
NC Housing Finance Single-Family Rehabilitation Program Grant		\$ 170,000
*grant received housing repairs		
CDBG - Planning	\$ 3,500	
CDBG - Administration	\$ 19,000	
CDBG - C1 Housing Activities	\$ 182,500	
CDBG - L1 Emergency Repairs	\$ 20,000	
CDBG - Scattered Site Housing Grant		\$ 225,000
*grant received for housing repairs		
One NC Fund - Grant Expenditures	\$ 48,000	
One NC Fund Grant - Alliance		\$ 48,000
*grant received for industrial project		
Rural Center - Internship Program	\$ 5,000	
Rural Center/SECU Foundation Public Service Internship Grant		\$ 5,000
*internship grant funded by a grant from the State Employees Credit Union Foundation		

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	Expense	Revenue
CHERRY MOUNTAIN FIRE		
Transfer to Fire Department	\$ 2,050	
Insurance Claims and Dividends		\$ 2,050
*insurance claim received for van		
CAPITAL PROJECTS FUND		
Livestock Educational Facility Expenditures	\$ 59,163	
Donations		\$ 59,163
*Project Ordinance Attached; \$56,500 donations pledged to date		

LIVESTOCK EDUCATIONAL FACILITY/PROJECT ORDINANCE/SHILOH SCHOOL

County Manager Carl Classen presented a project ordinance for the Livestock Educational Facility to be located at the Shiloh School. This would allow funding for the project to be carried over more than one fiscal year. He advised that only the amount of funds received will be expended.

Vice Chairman Eckler made a motion to approve the Livestock Educational Facility Project Ordinance. There was a second to the motion by Commissioner Lovelace. The motion passed with Commissioners Owens, Eckler, Holland, and Lovelace voting aye; Commissioner Richard voting no; no Commissioners excused; and no Commissioners absent.

COUNTY OF RUTHERFORD
LIVESTOCK EDUCATIONAL FACILITY PROJECT
Ordinance No. 2013-06-03

Be it hereby ordained by the Board of Commissioners of Rutherford County, North Carolina, that pursuant to Section 13.2, Chapter 159 of the General Statutes of North Carolina, the following project ordinance is adopted.

SECTION 1: The project authorized is the Livestock Educational Facility Project.

SECTION 2: The Rutherford County staff is hereby directed to proceed with the project within the terms of the budget contained herein.

SECTION 3: The following revenues and resources are anticipated to be available to complete the project activities:

Livestock Educational Facility Project	
Donations	\$59,163

SECTION 4: The following amounts are appropriated for the project activities subject to receipt of donations:

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Livestock Educational Facility Project	
Equipment (\$9,500 value)	donated
Grading/Seeding (\$10,000 value)	donated
Pole Building, Guardrail, Chute and Gates	\$50,663
Gravel	\$3,500
Waterline and Power	\$2,500
Cage for Scales and Load Out Ramp	\$2,500
Livestock Educational Facility Project – Total	\$59,163

Section 5. The Finance Officer is hereby authorized to set up and maintain the project within the Capital Projects – Other Fund.

Section 6. The Finance Officer is hereby directed to report quarterly on the financial status of each project element in Section 4 and on the total revenues received or claimed.

Section 7. The Finance Officer is directed to include a detailed analysis of past and future costs and revenues on this project in every budget submission made to this board.

Section 8. Copies of this project ordinance shall be made available to the Finance Officer for direction in carrying out this project.

Adopted this the 3rd day of June, 2013.

LIVESTOCK EDUCATIONAL FACILITY/DONORS/LETTER OF COMMENDATION

Vice Chairman Eckler made a motion to send letters of commendation to those who donated to the construction to the Livestock Educational Facility. Commissioner Holland seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

SURPLUS/VEHICLES/REVENUE DEPARTMENT

A request was presented to the Board that approved the disposal and sale of certain vehicles on GovDeals. A list of vehicles was included in the agenda.

Commissioner Lovelace moved to approve the disposal and sale of the vehicles listed. There was a second to the motion by Commissioner Holland. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Vehicle # 282 - 1994 Ford F150
VIN #: 1FTEF14Y9RNA95054
Odometer: 118,285

Vehicle # 494 – 2004 Ford Crown Victoria
VIN #: 2FAFP71W84X130834
Odometer: 135,395

Vehicle # 409 – 2000 Mercury Grand Marquis

Vehicle # 469 – 2003 Ford Crown Victoria

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VIN #: 2MEFM74W1YX702782
Odometer: 182,052

VIN #: 2FAHP71W13X185021
Odometer: 234,949

Vehicle # 411 - 2000 Ford Explorer
VIN #: 1FMZU72X0YUB29435
Odometer: 202,841

Vehicle # 852 – 2005 Ford E-450
VIN #: 1FDXE45P85HA04427
Odometer: 186,162

Vehicle # 448 – 1998 Pontiac Grand Prix
VIN #: 1G2WP12K7WF328116
Odometer: 132,734

Vehicle # 857 – 2008 GMC Savana
VIN #: 1GDJG316X81165804
Odometer: 174,737

Vehicle # 512 – 2005 Ford Crown Victoria
VIN #: 2FAFP71W15X136895
Odometer: 137,883

Vehicle # 845 – 2006 Ford E-450
VIN #: 1FDXE45P36DA19412
Odometer: 138,130

Vehicle # 847 – 2007 Ford E-450
VIN #: 1FDXE45P87DA37678
Odometer: 119,461

It was also recommended that furniture and equipment from the Revenue Department be declared surplus if determined during the renovation process that it is no longer needed or suited for use with another County department. The Finance Office and Public Works will work closely with the Revenue Department during the transition process so items may be sold on GovDeals due to limited space for store.

Vice Chairman Eckler moved to approve the recommendation regarding furniture and equipment from the Revenue Department. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

REFINANCING

A summary of debt financing was presented to the Board. Stephens, Inc. maintains and actively tracks a debt profile showing all of the County's outstanding debt obligations. Through this monitoring process, the Series 2003A and Series 2006 General Obligation (GO) bonds, as well as the Series 2007 Certificates of Participation (COPs) have been identified as potential refunding candidates in the current low interest rate environment. Both refinancings are being proposed as private bank placements that will carry a single interest rate for the life of the bonds.

Finance Director Paula Roach had been authorized to proceed with preliminary work on the project. There would be no new funds or terms extended. The aggregate savings The first year on the refinancing is estimated to be \$43,128. The overall savings is estimated at \$373,000 over the life of the debt.

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Vice Chairman Eckler moved to approve proceeding on the refinancing. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

ADJOURNMENT

A motion was made by Vice Chairman Eckler to adjourn. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

6:51 P.M. - Adjourned.

Chairman, Board of Commissioners

Vice Chairman, Board of Commissioners

Attest:

Clerk, Board of Commissioners



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject: Minutes of June 6, 2013
Department: Governing Body
Summary: NA
Budget: NA
Action Needed for Approval: Approve minutes of Special Meeting of June 6, 2013.
Contact Information: Hazel Haynes, Clerk to the Board
287-6045
hazel.haynes@rutherfordcountync.gov

Attachments / click to download

- 📄 [Agenda Submittal Form.](#)
- 📄 [Minutes of Special Meeting of June 6, 2013](#)

MINUTES OF THE SPECIAL MEETING OF THE RUTHERFORD COUNTY BOARD OF COMMISSIONERS HELD AT THE RUTHERFORD COUNTY OFFICE BUILDING IN THE COUNTY COMMISSIONERS' MEETING ROOM ON JUNE 6, 2013 AT 3:00 P.M.

**PRESENT: CHAIRMAN JULIUS OWENS
VICE CHAIRMAN WILLIAM ECKLER
EDDIE HOLLAND
GREG LOVELACE
ROGER RICHARD**

* * * * *

CALL TO ORDER

Chairman Owens called the meeting to order.

BUDGET 2013-2014

County Manager Carl Classen told the Board that the budget process for 2013-2014 was nearing completion. The Board had conducted budget workshops and the public hearing had been held. He recommended that the Board make a motion to approve the Budget Ordinance. Technical amendments which were prepared by the staff to respond to management or fiscal issues raised since the budget was prepared, and straw vote amendments which are requests of the Commissioners would be considered. These would amend the Budget Ordinance.

Following this the Board could move to adopt the Budget Implementation Resolution. Amendments to this resolution could be considered, and a vote on the main motion as amended would be in order.

Vice Chairman Eckler moved to approve the Budget Ordinance for Fiscal Year 2013-2014. Commissioner Lovelace seconded the motion.

County Manager Carl Classen presented adjustments which reflected changes to the Emergency Services Department as a result of the Transport Services Department reorganization. Also, it is recommended to move expenditures for Fire Marshal and Assistant Fire Marshal to new department OF Emergency Management (Dept 4371) from EMS (Dept 4370) as these are not part of the Transport Services Department. Overall savings would be \$45,350.

Commissioner Lovelace made a motion to approve. Vice Chairman Eckler seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, and Lovelace voting aye; Commissioner Richard voting no; no Commissioners excused; and no Commissioners absent

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Description	Expenditures	Revenues
EMERGENCY MANAGEMENT SERVICES		
Salaries and Benefits	\$ (45,350)	
Fund Balance Appropriated		\$ (45,350)
EMERGENCY MANAGEMENT		
Salaries and Benefits	\$ 106,704	
Part-Time Salaries and Benefits	\$ 1,952	
Uniforms and Equipment	\$ 1,000	
Fuel	\$ 1,600	
Tires	\$ 1,800	
Office Supplies	\$ 500	
Emergency Management Task Force Supplies	\$ 20,000	
Arson Detection Supplies	\$ 3,500	
Travel	\$ 2,000	
Telephone	\$ 1,320	
Postage	\$ 50	
Maintenance to Equipment	\$ 500	
Maintenance to Vehicles	\$ 1,000	
Training/Employee Education	\$ 925	
Dues and Subscriptions	\$ 200	
EMERGENCY MANAGEMENT SERVICES		
Salaries and Benefits	\$ (106,704)	
Part-Time Salaries and Benefits	\$ (1,952)	
Uniforms and Equipment	\$ (1,000)	
Fuel	\$ (1,600)	
Tires	\$ (1,800)	
Office Supplies	\$ (500)	
Emergency Management Task Force Supplies	\$ (20,000)	
Arson Detection Supplies	\$ (3,500)	
Travel	\$ (2,000)	
Telephone	\$ (1,320)	
Postage	\$ (50)	
Maintenance to Equipment	\$ (500)	
Maintenance to Vehicles	\$ (1,000)	

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Description	Expenditures	Revenues
Training/Employee Education	\$ (925)	
Dues and Subscriptions	\$ (200)	

Technical Amendment #2

County Manager Carl Classen said anticipated health insurance premium changes had been incorporated in the budget. However, there is a rate increase effective January, 2014. Therefore, Technical Amendment #2 was presented which would adjust amounts as needed in various funds.

Vice Chairman Eckler made a motion to approve. Commissioner Holland seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Description	Expenditures	Revenues
GENERAL FUND		
Health and Life Insurance	\$ 33,398	
Contribution to DSS	\$ 6,833	
Fund Balance Appropriated		\$ 40,230
DSS FUND		
Health and Life Insurance	\$ 13,665	
Contribution from General Fund - Administration		\$ 6,833
Aid to Administration		\$ 6,833
E911 FUND		
Health and Life Insurance	\$ 155	
Fund Balance Appropriated		\$ 155
GRANT FUND		
Health and Life Insurance - High School SROs	\$ 366	
Health and Life Insurance - Lead SROs	\$ 122	
Contribution from Schools - SROs		\$ 488
TRANSIT FUND		
Health and Life Insurance	\$ 915	
Part Time Salaries	\$ (915)	
SOLID WASTE FUND		
Health and Life Insurance - Collections	\$ 854	
Health and Life Insurance - Disposals	\$ 1,220	

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	Description	Expenditures	Revenues
12-5310-181-01-000	MEDICARE FICA	\$ (815)	
12-5310-182-00-000	RETIREMENT	\$ (3,922)	
12-5310-182-01-000	NC RETIREMENT 401K	\$ (75,725)	
12-5310-183-00-000	HEALTH & LIFE INSURANCE	\$ (1,200)	
12-5310-192-13-000	DEPUTY SUPPLIES	\$ (4,229)	
12-5310-192-14-000	PROF SVCS - DEPUTY	\$ (45,443)	
12-5430-600-00-000	STATE FOSTER CARE	\$ (135,420)	
12-5440-600-00-000	IVE FOSTER CARE	\$ (7,653)	
12-5470-600-00-000	ADOPTION ASSISTANCE TITLE IV	\$ (17,598)	
12-5470-600-01-000	ADOPTION ASSISTANCE TITLE IV	\$ (33,647)	

Technical Amendment #4

County Manager Carl Classen told the Board that a new deputy position was recommended to be placed at DSS to assist with filing civil papers which is expected to increase child support payments. Measures will be put in place to monitor the success rate. This position will also free up existing staff time to hasten delivery of other civil papers, which increases revenues.

Commissioner Holland made a motion to approve Technical Amendment #4. Vice Chairman Eckler seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, and Lovelace voting aye; Commissioner Richard voting no; no Commissioners excused; and no Commissioners absent

Description	Expenditures	Revenues
General Fund		
Contribution to DSS	\$ 27,820	
Fund Balance Appropriated		\$ 27,820
DSS Fund		
Salaries & Benefits	\$ 45,443	
Officer Supplies/Equipment	\$ 4,229	
Contribution from General Fund		\$ 27,820
Aid to Administration - General		\$ 21,852

Technical Amendment #5

County Manager Carl Classen said the Solid Waste Department had recently learned that a permit is required every five years for a Landfill Groundwater Corrective Action Evaluation. The cost is \$10,000. Fund will be moved in the budget to cover this, but future budgets will include a \$2,000 amount per year.

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Commissioner Lovelace made a motion to approve. Vice Chairman Eckler seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

	Description	Expenditures	Revenues
67-4720-380-02	Disposal - NC DENR Permit Fees	\$ 10,000	
67-4720-352-00	Maintenance to Equipment	\$ (10,000)	

Technical Amendment #6

A Waste Reduction Recycling Grant was received by Rutherford County for the purchase of two compactors for the enhanced recycling project. The compactors will be placed at Bill's Creek and Danielstown Convenience Centers. A local match of \$7,854 was included in the recommended budget.

Vice Chairman Eckler made a motion to approve. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Description	Expenditures	Revenues
Capital Outlay - Equipment	\$ 30,000	
NC DENR Grant - Community Waste Reduction/Recycling		\$ 30,000

Straw Vote #1

County Manager Carl Classen presented Straw Vote Budget Amendment #1 which would increase the operating allocation to schools and college by 50% of their requested increase. He explained that the increase to the school's current expense is expected to increase low wealth funds by \$326,388 total for the traditional and charter schools. Sales tax is budgeted at a no growth level; however, it is anticipated that there could be some growth with each 1% being approximately \$91,000. Due to the uncertainty, this straw vote is presented using Fund Balance.

Also, Manager Classen had concerns regarding lottery funds from the state which are used to pay debt service on the schools. The Senate budget removes the 40% of education lottery funds for school construction. If this passes, this could certainly put this money at risk.

Vice Chairman Eckler made a motion to increase the operating allocation to the schools and college by one-third. Chairman Owens seconded the motion.

Commissioner Holland moved to amend the motion of Vice Chairman Eckler by adding that 50% of any sales tax growth exceeding \$294,481 would be allocated to the schools and Isothermal

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Community College up to a cap of \$441,722. Vice Chairman Eckler seconded this amendment. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Vice Chairman Eckler's amended motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Description	Expenditures	Revenues
Schools - Current Expense*	\$228,699	
College - Current Expense	65,782	
Fund Balance Appropriated		\$294,481

Straw Vote #2

County Manager Carl Classen said the additional capital outlay requested by the Board of Education is proposed to be funded from the Debt Service Fund. This would mean that this fund would not be in a positive position until possibly 2017 or 2018. This is a delay of approximately one year.

County Manager Carl Classen pointed out that Commissioner Richard has asked that this be delayed until after July 1.

Vice Chairman Eckler made a motion to approve Straw Vote Amendment #2. Commissioner Holland seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, and Lovelace voting aye; Commissioner Richard voting no; no Commissioners excused; and no Commissioners absent.

Description	Expenditures	Revenues
General Fund		
Schools - Capital Outlay	\$ 879,464	
Transfer From Debt Service Fund		\$ 879,464
Debt Service Fund		
Transfer To General Fund - School Capital	\$ 879,464	
Fund Balance Appropriated		\$ 879,464

Straw Vote Amendment #3a

County Manager Carl Classen related to the Board that Commissioner Richard had several amendments that he wished to propose. Straw Vote Amendment #3a would reduce the solid waste convenience fee by \$10 to \$110. The Board would need to direct the County Manager to (a) conduct an audit and improve collection practices and (b) bring back fee administration changes to make up for the revenue reduction which is \$165,160 (8.2%).

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Commissioner Richard made a motion to reduce the solid waste convenience fee by \$10 to \$110. The motion died for lack of a second.

Straw Vote Amendment #3b

An amendment presented by Commissioner Richard would reduce rates by one cent for those fire districts that have reserves of \$100,000 or more. These departments could reduce budgets or use reserves for operation.

Commissioner Richard moved to approve this amendment. The motion died for lack of a second.

Straw Vote Amendment #3c

SVA#3c would delay implementation of the additional school capital request (\$879,464) until after July 1, 2013 and until Board of Education and Board of Commissioners have reviewed the request more fully.

Commissioner Richard moved to approve Straw Vote Amendment #3c. The motion died for lack of a second.

Straw Vote Amendment #3d

Straw Vote Amendment #3d would direct the County Manager to recommend to the Commissioners a system of reviewing two to three departments annually for service delivery, organization, and cost effectiveness.

Commissioner Richard moved to approve Straw Vote Amendment 3d. The motion died for lack of a second

Straw Vote Amendment #3e

This amendment called for a review of the locations of all solid waste convenience sites to determine if one or more could be consolidated.

Commissioner Richard moved to approve Straw Vote Amendment #3e. There was no second to the motion.

Straw Vote Amendment

An additional straw vote amendment submitted by Commissioner Richard would remove salary increases from the recommended budget (2.5% effective 8th payroll). This would reduce the General Fund budget by \$197,197. It would also reduce the budgets of E911, Grant, Transit, and the Solid Waste Fund.

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Commissioner Richard moved the approval of this straw vote amendment. There was no second to the motion.

The Board then voted on the main motion on the floor which was to approve the Budget Ordinance. The motion passed with Commissioners Owens, Eckler, Holland, and Lovelace voting aye; Commissioner Richard voting no; no Commissioners excused; and no Commissioners absent. (A copy of the Budget Ordinance is typed in the Minute Book.)

County Manager Carl Classen presented Budget Resolution items.

Budget Resolution Item #1 - Travel Policy

(A) Amend the Budget Resolution to provide reimbursement to Commissioners while acting in their official capacity and attending non-Board of Commissioner meetings.

(B) Amend the Travel Policy to include: County Manager is authorized and directed to select the most appropriate method for determining the taxable value of personal use of a County owned vehicle (for non-emergency personnel) which are subject to taxation by the IRS as a taxable fringe benefit.

Vice Chairman Eckler moved to approve Budget Resolution Item #1. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Budget Resolution Item #2 – Personnel – Part Time Positions

County Manager is authorized and directed to amend the Personnel Policy and other policies, as needed, to provide that part-time positions will require employees to work no more than 29 hours in a scheduled work week.

Commissioner Lovelace moved to approve Budget Resolution Item #2. Vice Chairman Eckler seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Budget Resolution Item #3 – Mental Health Recommendation – Committee Recommendation Spreadsheet

A spreadsheet detailing the recommendations of the Mental Health Behavioral Grant Committee for Fiscal Year 2013-2014 was presented for the Board's consideration. The county pays \$106,168 in Maintenance of Effort to Western Highlands each year. The local committee receives applications and makes recommendations on the funding of local programs. County Manager Carl Classen said Western Highlands LME has used this committee successfully for a number of years. It is not clear whether Smokey Mountains Center will continue the process.

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Commissioner Lovelace made a motion to approve the recommendations of the Mental Health Committee. Vice Chairman Eckler seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Vice Chairman Eckler made a motion to draft a resolution to be included on the July agenda that would request that Smokey Mountain Center would continue the selection process that Rutherford County has used successfully for a number of years for the distribution of the mental health funds. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Budget Resolution Item #4

The North Carolina Department of Transportation has not informed any transit system of the Rural Operating Assistance Program (ROAP) funding for FY 13-14. In 2012 the funding was awarded in July and received in August. It is anticipated that funding will be at the same level or slightly less.

The use of sequestration by the federal government makes federal funding – either directly or through State programs – volatile. As such, the County Manager recommended adding narrative language to the Budget Ordinance that authorizes programs utilizing federal and State funding to utilize program reserves to continue services until (or if) new funding is received. At that time, the County Manager is authorized to either discontinue or alter the service to reflect the new level of service or its discontinuation, and he shall report on any change in service to the Board of Commissioners.

Commissioner Lovelace made a motion to approve Budget Resolution Item #4. Vice Chairman Eckler seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

Budget Resolution Item #5

Budget Resolution Item #5 would authorize the County Manager upon consultation with the Finance Officer, to transfer funds as necessary until June 30, 2013 for the purpose of balancing line items, departments and funds for the closeout of Fiscal Year 2012-13 and that the County Manager will report all such transfers to the Board of County Commissioners on or before their regular July 1st meeting.

Vice Chairman Eckler moved to approve Budget Resolution Item #5. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, and Lovelace voting aye; Commissioner Richard voting no; no Commissioners excused; and no Commissioners absent.

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Vice Chairman Eckler moved to approve a Budget Resolution for Fiscal Year 2013-2014 with the language included for Budget Resolution Items 1 – 5. Commissioner Lovelace seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, and Lovelace voting aye; Commissioner Richard voting no; no Commissioners excused; and no Commissioners absent

Budget Resolution

BE IT RESOLVED that the Rutherford County Board of Commissioners does hereby approve the following:

I. Travel Policy – Reimbursement and Taxable Fringe Benefits

- A. Commissioner Travel – amend policy to provide reimbursement to Commissioners while acting in their official capacity and attending non-Board of Commissioner meetings.
- B. Personal Use of County Owned Vehicles – County Manager is authorized and directed to select the most appropriate method for determining the taxable value of personal use of a County owned vehicle (for non-emergency personnel) which are subject to taxation by the IRS as a taxable fringe benefit.

II. Personnel - Part Time Positions

County Manager is authorized and directed to amend the Personnel Policy and other policies, as needed, to provide that part-time positions will require employees to work no more than 29 hours in a scheduled work week.

III. Mental Health

Western Highlands, Local Management Entity (LME) formed as a result of the merger of three Area Programs—Blue Ridge, Rutherford-Polk, and Trend- began operations January 1, 2004. In the 2013-2014 budget, an allocation of \$102,168 in MOE funds has been budgeted. The local committee met on May 10, 2013, and made the following recommendations which are hereby adopted:

United Way	\$16,350	– grant writing
Rutherford County Transit	\$28,668	– regional transportation plan
RHA Health Services*	\$49,150	– substance abuse recovery program
Foothills Harvest	\$5,000	– rising utility costs
Drug Treatment Court	\$3,000	– enhanced drug testing

Total Recommended Projects \$102,168

**services must be provided at the Community Clinic as a co-located model.*

IV. Transit – Federal and State Funds – Sequestration

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The use of sequestration by the federal government makes federal funding - either directly or through State programs - volatile. As such, the County Manager recommends adding narrative language to the Budget Ordinance that authorizes programs utilizing federal and State funding to utilize program reserves to continue services until (or if) new funding is received. At that time, the County manger is authorized to either discontinue or alter the service to reflect the new level of service or its discontinuation, and he shall report on any change in service to the Board of Commissioners.

V. HVAC Replacement Plan

The County Manager is hereby authorized to make expenditures for HVAC Replacements, as needed, not to exceed fund balance reserved of \$405,680 that was assigned as of June 30, 2013 per Budget Ordinance Section 4, Item J. Budget amendments will be submitted to the Commissioners as needed to notify the Board as reserved funds are utilized.

VI. Roof Replacement Plan

The County Manager is hereby authorized to make expenditures for Roof Replacements, as needed, not to exceed fund balance reserved of \$85,028 that was assigned as of June 30, 2013 per Budget Ordinance Section 4, Item J. Budget amendments will be submitted to the Commissioners as needed to notify the Board as reserved funds are utilized.

VII. Transfers

BE IT ALSO RESOLVED that the County Manager is authorized, upon consultation with the Finance Officer, to transfer funds as necessary until June 30, 2013 for the purpose of balancing line items, departments and funds for the closeout of Fiscal Year 2012-13 and that the County Manager will report all such transfers to the Board of County Commissioners on or before their regular July 1 meeting.

Adopted this the 6th day of June, 2013.

ADJOURNMENT

Vice Chairman Eckler made a motion to adjourn. Commissioner Holland seconded the motion. The motion passed with Commissioners Owens, Eckler, Holland, Lovelace, and Richard voting aye; no Commissioner voting no; no Commissioners excused; and no Commissioners absent.

4:05 P.M. - Adjourned.

Chairman, Board of Commissioners

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Vice Chairman, Board of Commissioners

Attest:

Clerk, Board of Commissioners



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject: Tax Refunds and Releases - July 1, 2013
Department: Governing Body
Summary: NA
Budget: NA
Action Needed for Approval: Approve tax refunds and releases.
Contact Information: Clair Hubbard, Interim Tax Administrator
287-6214
clair.hubbard@rutherfordcountync.gov

Attachments / click to download

- 📄 [Agenda Submittal Form.](#)
- 📄 [Tax Refunds and Releases](#)

RUTHERFORD COUNTY
 COMMISSIONER'S REPORT
 RELEASES AND REFUNDS

June 21, 2013

FINANCE OFFICER'S RELEASES LESS THAN \$100	
REAL	0.00
PERSONAL	-70.61
MOTOR VEHICLE	-1318.75
SUBTOTAL	<u>-1389.36</u>
COMMISSIONER'S RELEASES GREATER THAN \$100	
REAL	-657.88
PERSONAL	0.00
MOTOR VEHICLE	-1219.18
SUBTOTAL	<u>-1877.06</u>
TOTAL RELEASES	<u>-3266.42</u>
COMMISSIONERS REFUNDS	
REAL	-240.00
PERSONAL	-458.93
MOTOR VEHICLE	-863.62
PENALTIES	0.00
DISCOUNTS	0.00
INTEREST	0.00
TOTAL REFUNDS	<u>-1562.55</u>


 CLAIR HUBBARD
 INTERIM TAX ADMINISTRATOR


 PAULA ROACH
 FINANCE DIRECTOR

REAL PROPERTY RELEASES
June 21, 2013

Tax Year	Account Taxbill Number Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discnt Amount	Reason
COMMISSIONER'S REAL PROPERTY RELEASES GREATER THAN \$100									
2012	15077744 12A1648063	G01	0.00	0.00	0.00				PARCEL SPLIT FOR 2012 EACH DECENDANT
		F06	0.00	0.00	0.00				PARCEL INHERITED SWW FEES
		SWW	-120.00	-120.00	0.00				
	BLANTON, HOYLE		-120.00	-120.00	0.00	0.00	0.00	0.00	
2012	15231985 12A1636699	G01	-267.08	-267.08	0.00				CLERICAL KEYING ERROR CAUSED GARAGE TO HAVE INCORRECT VALUE.
		F11	-30.80	-30.80	0.00				
	HOWARD, SANDRA KAY		-297.88	-297.88	0.00	0.00	0.00	0.00	
2012	15135948 12A1628823	G01	0.00	0.00	0.00				DWMH BURNED IN 2010, RELEASED VALUE FOR DWMH IN APRIL, BUT FAILED TO REMOVE SWW FEE FOR DWMH.
		F03	0.00	0.00	0.00				
		F10	0.00	0.00	0.00				
	CRAWFORD, SHERRI R	SWW	-120.00	-120.00	0.00	0.00	0.00	0.00	
			-120.00	-120.00	0.00	0.00	0.00	0.00	
2011	15135948 11A1628823	G01	0.00	0.00	0.00				DWMH BURNED IN 2010, RELEASED VALUE FOR DWMH IN APRIL, BUT FAILED TO REMOVE SWW FEE FOR DWMH.
		F03	0.00	0.00	0.00				
		F10	0.00	0.00	0.00				
	CRAWFORD, SHERRI R	SWW	-120.00	-120.00	0.00	0.00	0.00	0.00	
			-120.00	-120.00	0.00	0.00	0.00	0.00	
SUBTOTAL			-657.88	-657.88	0.00	0.00	0.00	0.00	
FINANCE OFFICER'S REAL PROPERTY RELEASES LESS THAN \$100									
SUBTOTAL			0.00	0.00	0.00	0.00	0.00	0.00	
GRAND TOTAL REAL PROPERTY RELEASES			-657.88	-657.88	0.00	0.00	0.00	0.00	

MOTOR VEHICLE RELEASES

June 21, 2013

Tax Year	Account Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discnt Amount	Reason
COMMISSIONER'S MOTOR VEHICLE RELEASES GREATER THAN \$100									
2012	15174681 12VXTA8710	GV1	-82.40	-82.40	0.00				VEHICLE TOTALED & TAG TURNED IN
	ALLEN, GREGORY TODD	CV4	-39.40	-39.40	0.00				
			-121.80	-121.80	0.00	0.00	0.00	0.00	
2012	15261541 12VBED2688	GV1	-157.82	-157.82	0.00				DEALER INVENTORY & TAG TURNED IN
	DUNCAN USED CARS	V12	-13.00	-13.00	0.00				
			-170.82	-170.82	0.00	0.00	0.00	0.00	
2012	15132411 12VPTJ2203	GV1	-89.82	-89.82	0.00				TRANSFERED FL & TAG TURNED IN
	LEE, DENNIS C	V17	-7.74	-7.74	0.00				
		CV5	-28.71	-28.71	0.00				
			-126.27	-126.27	0.00	0.00	0.00	0.00	
2012	15230675 12VBAE8060	GV1	-139.50	-139.50	0.00				CORRECTING JURISDICTION
	MCINTYRE, STEFFONZA	CV8	-157.92	-157.92	0.00				
			-297.42	-297.42	0.00	0.00	0.00	0.00	
2012	15230675 12VZVK3665	GV1	-104.34	-104.34	0.00				CORRECTING JURISDICTION
	MCINTYRE, STEFFONZA	CV8	-108.81	-108.81	0.00				
		LV8	-8.60	-8.60	0.00				
			-221.75	-221.75	0.00	0.00	0.00	0.00	
2012	15209294 12VCB87823	GV1	-190.23	-190.23	0.00				TRANSFERED TO BURKE CO
	ROBERSON, JAMES L	CV4	-90.89	-90.89	0.00				
			-281.12	-281.12	0.00	0.00	0.00	0.00	
SUBTOTAL			-1219.18	-1219.18	0.00	0.00	0.00	0.00	FINANCE OFFICER'S MOTOR VEHICLE RELEASES LESS THAN \$100

MOTOR VEHICLE RELEASES

June 21, 2013

Tax Year	Account Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discnt Amount	Reason
2012	15153880 12VMEGGSX	GV1	-4.32	-4.32	0.00				DOUBLE LISTED DUE PERSONALIZED TAG
		V6	-0.36	-0.36	0.00				
	ATKINS, ANGELA LOVELACE		-4.68	-4.68	0.00	0.00	0.00	0.00	
2012	15228609 12VBEARBUS4	GV1	-40.24	-40.24	0.00				VEHICLE SOLD & TAG TURNED IN
		V8	-5.28	-5.28	0.00				
	BARABAS, MARTIN JOSEPH		-45.52	-45.52	0.00	0.00	0.00	0.00	
2012	15238358 12VYZT3494	GV1	-2.31	-2.31	0.00				ADJUSTED FOR HIGH MILEAGE
		V11	-0.27	-0.27	0.00				
	BAWDEN, ALBERT AUGUSTUS		-2.58	-2.58	0.00	0.00	0.00	0.00	
2012	15261421 12VAKK7056	GV1	-23.31	-23.31	0.00				TRANSFERED TO CLEVELAND CO
		V15	-1.15	-1.15	0.00				
	BEAVER, KELLIE MARTIN		-24.46	-24.46	0.00	0.00	0.00	0.00	
2012	14104830 12VAAJ5316	GV1	-8.68	-8.68	0.00				ADJUSTED FOR TOTALLOSS TITLE
		V6	-0.72	-0.72	0.00				
	BENNETT, JAMES A		-9.40	-9.40	0.00	0.00	0.00	0.00	
2012	15250833 12VRRF4611	GV1	-8.19	-8.19	0.00				ADJUSTED HI MILG, BODY DAMAGE
		V8	-1.08	-1.08	0.00				
	BIVENS, JOHN GARLAND		-9.27	-9.27	0.00	0.00	0.00	0.00	
2012	15209431 12VBW28560	GV1	-6.66	-6.66	0.00				VEHICLE SOLD & TAG TURNED IN
		V14	-0.81	-0.81	0.00				
	BREEDLOVE, ROBERT WAYNE		-7.47	-7.47	0.00	0.00	0.00	0.00	
2012	15260898 12VBHS1563	GV1	-6.74	-6.74	0.00				ADJUSTED FOR HIGH MILEAGE
		CV7	-5.96	-5.96	0.00				
	BROWN, JAMES THEODORE		-12.70	-12.70	0.00	0.00	0.00	0.00	

MOTOR VEHICLE RELEASES
June 21, 2013

Tax Year	Account Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discont Amount	Reason
2012	15140600 12VZZA3214	GV1	-46.44	-46.44	0.00				VEHICLE SOLD & TAG TURNED IN
		V11	-5.40	-5.40	0.00				
	COLE, GARY EUGENE		-51.84	-51.84	0.00	0.00	0.00	0.00	
2012	15166437 12VBAE9551	GV1	-10.70	-10.70	0.00				VEHICLE SOLD & TAG TURNED IN
		V14	-1.25	-1.25	0.00				
	COX, BRENDA MATTHEW		-11.95	-11.95	0.00	0.00	0.00	0.00	
2012	15253525 12VBAE8867	GV1	-7.95	-7.95	0.00				VEHICLE SOLD & TAG TURNED IN
		V9	-1.05	-1.05	0.00				
	CRAWFORD, RYAN WESLEY		-9.00	-9.00	0.00	0.00	0.00	0.00	
2012	15252053 12VBHF3027	GV1	-84.10	-84.10	0.00				VEHICLE TOTALLED, INS CO TOOK POSSESSION, TAG TURNED IN
		V6	-6.90	-6.90	0.00				
	CUTHBERTSON, NED CORY		-91.00	-91.00	0.00	0.00	0.00	0.00	
2012	15134559 12VV5X3573	GV1	-3.88	-3.88	0.00				ADJUSTED FOR TOTALLOSS TITLE
		V5	-0.64	-0.64	0.00				
	DILLS, BRENDA SHELTON		-4.52	-4.52	0.00	0.00	0.00	0.00	
2012	15212706 12VHOBART	GV1	-4.69	-4.69	0.00				TRAILER SOLD AND TAG RELINQUISHED TO NEW OWNER AS PART OF ESTATE.
		V17	-0.42	-0.42	0.00				
	EAKETT, SHARON HOWIE	CV5	-1.54	-1.54	0.00				
			-6.65	-6.65	0.00	0.00	0.00	0.00	
2012	15235244 12VADR7227	GV1	-60.75	-60.75	0.00				VEHICLE SOLD & TAG TURNED IN
		CV4	-28.98	-28.98	0.00				
	EDWARDS, GLORIA DOSTER		-89.73	-89.73	0.00	0.00	0.00	0.00	
2012	15244451 12VNSL2852	GV1	-50.75	-50.75	0.00				VEHICLE TOTALLED, INS CO TOOK POSSESSION, TAG TURNED IN
		V16	-2.52	-2.52	0.00				

MOTOR VEHICLE RELEASES

June 21, 2013

Tax Year	Account Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Adtl Chgs	Interest Amount	Discont Amount	Reason
	ELKINS, MARGUERITE CROTWEL		-53.27	-53.27	0.00	0.00	0.00	0.00	
2012	15228075 12VZRD1413	GV1	-55.70	-55.70	0.00				VEHICLE SOLD & TAG TURNED IN
	ENSLEY, MILES S	V10	-7.40	-7.40	0.00				
			-63.10	-63.10	0.00	0.00	0.00	0.00	
2012	15126240 12VXYF3300	GV1	-3.55	-3.55	0.00				VEHICLE SOLD & TAG TURNED IN
	FLACK, AARON R	CV4	-1.70	-1.70	0.00				
			-5.25	-5.25	0.00	0.00	0.00	0.00	
2012	15259457 12VBEB3550	GV1	-8.10	-8.10	0.00				VEHICLE SOLD & TAG TURNED IN
	GREENE, DANIEL KAY JR	V16	-0.36	-0.36	0.00				
			-8.46	-8.46	0.00	0.00	0.00	0.00	
2012	15224035 12VZZW4516	GV1	-3.24	-3.24	0.00				NEW TAG BEB4512 ISSUED 11-20-12,
	HINES, AUNDRA MAE	V16	-0.12	-0.12	0.00				DOUBLE LISTED FOR 6 MOS
			-3.36	-3.36	0.00	0.00	0.00	0.00	
2012	15224035 12VBEB4512	GV1	-4.96	-4.96	0.00				VEHICLE SOLD, TAG TURNED IN
	HINES, AUNDRA MAE	V16	-0.24	-0.24	0.00				
			-5.20	-5.20	0.00	0.00	0.00	0.00	
2012	15253643 12VZRJ7540	GV1	-8.08	-8.08	0.00				VEHICLE SOLD & TAG TURNED IN
	HOLZWORTH, RANDY SCOTT	V11	-0.96	-0.96	0.00				
			-9.04	-9.04	0.00	0.00	0.00	0.00	
2012	15260547 12VBEB8601	GV1	-50.68	-50.68	0.00				VEHICLE SOLD & TAG TURNED IN
	HOUSER, CLINT KEITH	V6	-4.20	-4.20	0.00				
			-54.88	-54.88	0.00	0.00	0.00	0.00	
2012	15238529 12VTB23877	GV1	-62.12	-62.12	0.00				TAG TURNED IN DUE TO INSURANCE
		CV4	-33.99	-33.99	0.00				LAPSE, DOUBLE LISTED FOR 3 MONTHS

MOTOR VEHICLE RELEASES

June 21, 2013

Tax Year	Account Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discont Amount	Reason
	HOYLE, ASHLEY DANIELLE		-96.11	-96.11	0.00	0.00	0.00	0.00	
2011	15238529 11VACY3299	GV1	-15.54	-15.54	0.00				TEMPORARY TAG DUE TO INS LAPSE
	HOYLE, ASHLEY DANIELLE	CV4	-8.49	-8.49	0.00				
			-24.03	-24.03	0.00	0.00	0.00	0.00	
2012	15247356 12VAAJ5208	GV1	-18.36	-18.36	0.00				VEHICLE TOTALED & TAG TURNED IN
	HUGHES, ERICKA HARRIS	V16	-0.90	-0.90	0.00				
			-19.26	-19.26	0.00	0.00	0.00	0.00	
2012	15125426 12VXTB1405	GV1	-9.47	-9.47	0.00				ADJUSTED FOR TOTALLOSS TITLE
	HUTCHINS, BARBARA LEE	V2	-0.78	-0.78	0.00				
			-10.25	-10.25	0.00	0.00	0.00	0.00	
2012	15254315 12VCB41177	GV1	-14.33	-14.33	0.00				COMPUTER ERROR PRICED AS LG TRLR INSTEAD OF OPEN UTL TRLR.
	HUTCHINS, DAVID COY	V16	-0.71	-0.71	0.00				
			-15.04	-15.04	0.00	0.00	0.00	0.00	
2012	15071879 12VSSC8018	GV1	-17.42	-17.42	0.00				ADJUSTED FOR REBUILT TITLE
	JENKINS, NORMAN H	V8	-2.30	-2.30	0.00				
			-19.72	-19.72	0.00	0.00	0.00	0.00	
2012	15259517 12VBEB3532	GV1	-14.00	-14.00	0.00				VEHICLE SOLD, TAG TURNED IN
	JEWETT, HEATHER KAY	CV4	-6.64	-6.64	0.00				
			-20.64	-20.64	0.00	0.00	0.00	0.00	
2012	15246710 12VTRX3516	GV1	-18.09	-18.09	0.00				ADJUSTED FOR TOTAL LOSS TITLE
	KELLER, LOWELL JOHNSON	V16	-0.89	-0.89	0.00				
			-18.98	-18.98	0.00	0.00	0.00	0.00	
2012	15255811 12VBAE6234	GV1	-1.14	-1.14	0.00				VEHICLE RETURNED & TAG TURNED IN
		V16	-0.03	-0.03	0.00				

MOTOR VEHICLE RELEASES
June 21, 2013

Tax Year	Account Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discont Amount	Reason
	LAKE, SHIRLEY DENISE		-1.17	-1.17	0.00	0.00	0.00	0.00	
2012	15258739 12VBAF1885	GV1	-2.16	-2.16	0.00				VEHICLE SOLD & TAG TURNED IN
		CV8	-2.32	-2.32	0.00				
		LV8	-0.16	-0.16	0.00				
	LAKE, SHIRLEY DENISE		-4.64	-4.64	0.00	0.00	0.00	0.00	
2012	15261080 12VXSW5065	GV1	0.00	0.00	0.00				CORRECT JURISDICTION, REMOVE TOWN
		V11	0.00	0.00	0.00				TAX CODE
		CV3	-22.44	-22.44	0.00				
	LAWSON, FRANK SHELL		-22.44	-22.44	0.00	0.00	0.00	0.00	
2012	15261729 12VXW3938	GV1	0.00	0.00	0.00				CORRECTING JURISDICTION CODE
		V11	0.00	0.00	0.00				
		CV3	-4.47	-4.47	0.00				
	LAWSON, FRANK SHELL		-4.47	-4.47	0.00	0.00	0.00	0.00	
2012	15235097 12VAFZ4427	GV1	-20.90	-20.90	0.00				VEHICLE SOLD & TAG TURNED IN
		V9	-2.75	-2.75	0.00				
	MASTRANGELO, RONALD M		-23.65	-23.65	0.00	0.00	0.00	0.00	
2012	15243424 12VAFZ2213	GV1	-1.60	-1.60	0.00				VEHICLE SOLD & TAG TURNED IN
		V16	-0.08	-0.08	0.00				
	MATHIS, TRISH LYNN		-1.68	-1.68	0.00	0.00	0.00	0.00	
2012	15206016 12VZRJ7934	GV1	-5.34	-5.34	0.00				ADJUSTED FOR HIGH MILEAGE
		V9	-0.70	-0.70	0.00				
	MAXEY, JOANN WALSH		-6.04	-6.04	0.00	0.00	0.00	0.00	
2012	4515320 12VBEB7302	GV1	-67.38	-67.38	0.00				CORRECTING JURISDICTIONS
		CV4	-32.19	-32.19	0.00				
	MCCRAW, DENISE JONES		-99.57	-99.57	0.00	0.00	0.00	0.00	

MOTOR VEHICLE RELEASES

June 21, 2013

Tax Year	Account Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discnt Amount	Reason
2012	15205018 12VNSK9044	GV1	-5.49	-5.49	0.00				VEHICLE SOLD & TAG TURNED IN
		V16	-0.27	-0.27	0.00				
	MCFALLS, FRANK DELANO		-5.76	-5.76	0.00	0.00	0.00	0.00	
2012	15198868 12V2L7670	GV1	-44.00	-44.00	0.00				VEHICLE SOLD, TAG TURNED IN
		V6	-3.60	-3.60	0.00				
	METZ, THOMAS O		-47.60	-47.60	0.00	0.00	0.00	0.00	
2012	15128189 12VAKK2389	GV1	-15.21	-15.21	0.00				VEHICLE TOTALED & TAG TURNED IN
		V6	-1.26	-1.26	0.00				
	MORRISON, JAMES LEONARD		-16.47	-16.47	0.00	0.00	0.00	0.00	
2012	15087431 12VBHS2353	GV1	-9.30	-9.30	0.00				VEHICLE SOLD & TAG TURNED IN
		V8	-1.20	-1.20	0.00				
	MURRAY, PEGGY OWENS		-10.50	-10.50	0.00	0.00	0.00	0.00	
2012	15222389 12VWZS4222	GV1	-5.60	-5.60	0.00				VEHICLE SOLD & TAG TURNED IN
		V2	-0.48	-0.48	0.00				
	NELSON, VIVIAN MARIE		-6.08	-6.08	0.00	0.00	0.00	0.00	
2012	15254465 12VAKK4209	GV1	-11.16	-11.16	0.00				VEHICLE SOLD & TAG TURNED IN
		CV8	-11.70	-11.70	0.00				
		LV8	-0.90	-0.90	0.00				
	PATTERSON, THAMAGE EDWARD		-23.76	-23.76	0.00	0.00	0.00	0.00	
2012	15248237 12VBFM4419	GV1	-6.68	-6.68	0.00				ADJUSTED FOR HIGH MILEAGE
		CV7	-5.91	-5.91	0.00				
	POHLING, JEAN WHITE		-12.59	-12.59	0.00	0.00	0.00	0.00	
2012	15259287 12VVZE8849	GV1	-14.93	-14.93	0.00				TRANSFERRED TO POLK CO
		V9	-1.97	-1.97	0.00				

MOTOR VEHICLE RELEASES
June 21, 2013

Tax Year	Account Number	Taxbill Number	Tax Code	Transaction		Levy Amount	Penalty		Addl Chgs	Interest		Discont Amount	Reason
				Amount	Amount		Amount	Amount		Amount	Amount		
		PONDER, JANICE ANN		-16.90		-16.90	0.00	0.00	0.00	0.00	0.00		
2012	15254509	12VTB56688	GV1	-20.30		-20.30	0.00						DOUBLE LISTED DUE INS LAPSE
		ROBINSON, DAVID JONAE	V6	-1.70		-1.70	0.00						
				-22.00		-22.00	0.00	0.00	0.00	0.00	0.00		
2012	15254509	12VTB69471	GV1	-24.34		-24.34	0.00						DOUBLE LISTED DUE INS LAPSE
		ROBINSON, DAVID JONAE	V6	-2.01		-2.01	0.00						
				-26.35		-26.35	0.00	0.00	0.00	0.00	0.00		
2012	15111482	12VWZR8231	GV1	-10.14		-10.14	0.00						ADJUSTED FOR HIGH MILEAGE
		SESSOMS, BRIAN EDWARD	CV4	-4.84		-4.84	0.00						
				-14.98		-14.98	0.00	0.00	0.00	0.00	0.00		
2012	15020017	12VZRD4364	GV1	-6.18		-6.18	0.00						VEHICLE SOLD & TAG TURNED IN
		STACEY, WILLIAM BRIAN	V16	-0.24		-0.24	0.00						
				-6.42		-6.42	0.00	0.00	0.00	0.00	0.00		
2012	15256510	12VADR1605	GV1	-15.80		-15.80	0.00						VEHICLE SOLD & TAG TURNED IN
		TOMS, ALYSSA DAWN	CV8	-17.90		-17.90	0.00						
				-33.70		-33.70	0.00	0.00	0.00	0.00	0.00		
2012	15125729	12VBHS2082	GV1	-5.04		-5.04	0.00						ADJUSTED FOR TOTALLOSS TITLE
		TONEYS USED CARS	V8	-0.66		-0.66	0.00						
				-5.70		-5.70	0.00	0.00	0.00	0.00	0.00		
2012	15247623	12VVSX3760.1	GV1	-20.40		-20.40	0.00						ADJUST FOR TOTAL LOSS TITLE.
		TREVITZ, MARY SAINE	V6	-1.68		-1.68	0.00						
				-22.08		-22.08	0.00	0.00	0.00	0.00	0.00		
2012	15207585	12VBHS2454	GV1	-3.70		-3.70	0.00						VEHICLE SOLD & TAG TURNED IN
			V2	-0.30		-0.30	0.00						

MOTOR VEHICLE RELEASES

June 21, 2013

Tax Year	Account Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discnt Amount	Reason
	TWITTY, ASHLEY S		-4.00	-4.00	0.00	0.00	0.00	0.00	
2012	15092241 12VAKK1986	GV1	-15.62	-15.62	0.00				VEHICLE SOLD & TAG TURNED IN
		V2	-1.32	-1.32	0.00				
	UPTON, FREDDIE AUSTIN		-16.94	-16.94	0.00	0.00	0.00	0.00	
2012	15129038 12VAKK3934	GV1	-9.09	-9.09	0.00				VEHICLE SOLD & TAG TURNED IN
		V16	-0.45	-0.45	0.00				
	VICKERS, RICKY DOUGLAS		-9.54	-9.54	0.00	0.00	0.00	0.00	
2012	15228489 12VRZE6864	GV1	-1.80	-1.80	0.00				VEHICLE SOLD & TAG TURNED IN
		V10	-0.24	-0.24	0.00				
	WALKER, GERALD LEE		-2.04	-2.04	0.00	0.00	0.00	0.00	
2012	15232571 12VBAF1077	GV1	-2.84	-2.84	0.00				VEHICLE SOLD & TAG TURNED IN
		V4	-0.36	-0.36	0.00				
	WHITLOCK, ETHAN DANE		-3.20	-3.20	0.00	0.00	0.00	0.00	
2012	15261252 12VBHS1485	GV1	-6.56	-6.56	0.00				ADJUSTED FOR HI MILAGE
		V14	-0.76	-0.76	0.00				
	ZIMMERMAN, MARY TISH		-7.32	-7.32	0.00	0.00	0.00	0.00	
2012	15249019 12VAMK6493	GV1	-20.70	-20.70	0.00				VEHICLE SOLD, TAG TURNED IN
		CV4	-11.30	-11.30	0.00				
	ZIRANDA, MARIO		-32.00	-32.00	0.00	0.00	0.00	0.00	
2012	15249019 12VADR2634	GV1	-1.16	-1.16	0.00				VEHICLE SOLD, TAG TURNED IN
		CV4	-0.64	-0.64	0.00				
	ZIRANDA, MARIO		-1.80	-1.80	0.00	0.00	0.00	0.00	
	SUBTOTAL		-1318.75	-1318.75	0.00	0.00	0.00	0.00	

MOTOR VEHICLE RELEASES
June 21, 2013

Account Taxbill	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discnt Amount	Reason
Tax Year Number								
GRAND TOTAL MOTOR VEHICLE RELEASES		-2537.93	-2537.93	0.00	0.00	0.00	0.00	

REFUND REPORT
June 21, 2013

Tax Year	Account Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discont Amount	Reason
COMMISSIONER'S MOTOR VEHICLE REFUNDS									
2012	15224677	12VPXA9199	-84.08	-84.08	0.00				TRANSFERRED TO FL, NC TAG TURNED IN
		V16	-4.16	-4.16	0.00				
	DUFFEY, LISA COTTON		-88.24	-88.24	0.00	0.00	0.00	0.00	
2012	15049895	12VSWR5621	-2.47	-2.47	0.00				VEHICLE SOLD & TAG TURNED IN
		V16	-0.09	-0.09	0.00				
	GREENE, DOUGLAS MARSHALL		-2.56	-2.56	0.00	0.00	0.00	0.00	
2012	3253809	12VAMX5075	-29.22	-29.22	0.00				VEHICLE RETURNED TO DEALER
		V11	-3.36	-3.36	0.00				TAG TURNED IN
	KIMBRELL, KENNETH RAY		-32.58	-32.58	0.00	0.00	0.00	0.00	
2012	15132411	12VBAL4796	-75.36	-75.36	0.00				TRANSFERRED TO FL, NC TAG TURNED IN
		CV5	-24.08	-24.08	0.00				
		V17	-6.44	-6.44	0.00				
	LEE, DENNIS CLARKE		-105.88	-105.88	0.00	0.00	0.00	0.00	
2011	15235902	11VWVP3978	-64.40	-64.40	0.00				VEHICLE SOLD, TAG TURNED IN
		CV8	-72.90	-72.90	0.00				
	MOTORLEASE		-137.30	-137.30	0.00	0.00	0.00	0.00	
2012	15190602	12VPRH5621	-17.10	-17.10	0.00				VEHICLE SOLD, TAG TURNED IN
		V13	-1.44	-1.44	0.00				
	PARTON, TIMOTHY MARK		-18.54	-18.54	0.00	0.00	0.00	0.00	
2012	15254465	12VBAE6207	-7.70	-7.70	0.00				VEHICLE SOLD, TAG TURNED IN
		CV8	-8.69	-8.69	0.00				
	PATTERSON, THAMAGE E		-16.39	-16.39	0.00	0.00	0.00	0.00	
2012	15256429	12VBAE7199	-2.53	-2.53	0.00				TRANSFERRED TO AL, NC TAG TURNED IN
		CV4	-1.38	-1.38	0.00				
	PETERSON, ALEJANDRO M		-3.91	-3.91	0.00	0.00	0.00	0.00	

REFUND REPORT
June 21, 2013

Tax Year	Account Number	Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discont Amount	Reason
2012	15087503	12VZVW7464	GV1	-25.83	-25.83	0.00				VEHICLE SOLD, TAG TURNED IN
		POWELL, RICKY JOE	VZ	-2.13	-2.13	0.00		0.00	0.00	
				-27.96	-27.96	0.00		0.00	0.00	
2012	15115685	12VRZF1497	GV1	-27.84	-27.84	0.00				VEHICLE SOLD, TAG TURNED IN
		REILLY, ROBERT THOMAS	V6	-2.28	-2.28	0.00		0.00	0.00	
				-30.12	-30.12	0.00		0.00	0.00	
2012	15225771	12VYTE4993	GV1	-67.70	-67.70	0.00				VEHICLE SOLD, TAG TURNED IN
		SCHENTEN, JAMES LAWRENCE	V9	-10.20	-10.20	0.00		0.00	0.00	
				-77.90	-77.90	0.00		0.00	0.00	
2012	15253529	12VBHS2029	GV1	-153.76	-153.76	0.00				CAR RETURNED TO DEALER, TAG TURNED IN
		SPLAWN, JAMES STEVEN	V10	-20.24	-20.24	0.00		0.00	0.00	
				-174.00	-174.00	0.00		0.00	0.00	
2012	15253529	12VBEB3787	GV1	-130.96	-130.96	0.00				CAR RETURNED TO DEALER, TAG TURNED IN
		SPLAWN, JAMES STEVEN	V10	-17.28	-17.28	0.00		0.00	0.00	
				-148.24	-148.24	0.00		0.00	0.00	
				-863.62	-863.62	0.00		0.00	0.00	
COMMISSIONER'S REAL PROPERTY REFUNDS										
2012	13111900	12A1648062	G01	0.00	0.00	0.00				PARCEL SPLIT FOR 2012 EACH DECENDANT
			F06	0.00	0.00	0.00				PARCEL INHERITED SWW FEES
			SWW	-240.00	-240.00	0.00		0.00	0.00	FEES CHARGED IN ERROR
		BLANTON, HOYLE		-240.00	-240.00	0.00		0.00	0.00	
				-240.00	-240.00	0.00		0.00	0.00	
COMMISSIONER'S PERSONAL PROPERTY REFUNDS										
2012	15022499	12A1636499	G01	-84.07	-84.07	0.00				MHPP DOUBLE LISTED AS REAL AND
			F16	-4.16	-4.16	0.00				PERSONAL PROPERTY IN ERROR
		SOUTHER, JOYCE S		-88.23	-88.23	0.00		0.00	0.00	

REFUND REPORT
June 21, 2013

Tax Year	Account Taxbill Number	Tax Code	Transaction Amount	Levy Amount	Penalty Amount	Addl Chgs	Interest Amount	Discont Amount	Reason
2011	15022499 11A1636499	G01	-79.18	-79.18	0.00				MHPP DOUBLE LISTED AS REAL AND PERSONAL PROPERTY IN ERROR
		F16	-2.99	-2.99	0.00				
	SOUTHER, JOYCE S		-82.17	-82.17	0.00	0.00	0.00	0.00	
2010	15022499 10A1636499	G01	-85.60	-85.60	0.00				MHPP DOUBLE LISTED AS REAL AND PERSONAL PROPERTY IN ERROR
		F16	-3.23	-3.23	0.00				
	SOUTHER, JOYCE S		-88.83	-88.83	0.00	0.00	0.00	0.00	
2009	15022499 09A1636499	G01	-92.43	-92.43	0.00				MHPP DOUBLE LISTED AS REAL AND PERSONAL PROPERTY IN ERROR
		F16	-3.49	-3.49	0.00				
	SOUTHER, JOYCE S		-95.92	-95.92	0.00	0.00	0.00	0.00	
2008	15022499 08A1636499	G01	-100.01	-100.01	0.00				MHPP DOUBLE LISTED AS REAL AND PERSONAL PROPERTY IN ERROR
		F16	-3.77	-3.77	0.00				
	SOUTHER, JOYCE S		-103.78	-103.78	0.00	0.00	0.00	0.00	
SUBTOTAL			-458.93	-458.93	0.00	0.00	0.00	0.00	
GRAND TOTAL REFUNDS			-1562.55	-1562.55	0.00	0.00	0.00	0.00	



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Resolution Awarding Service Revolver to Corporal Lee Allen
Department:	Governing Body
Summary:	NA
Budget:	Sheriff Chris Francis has requested that the Board approve a resolution in accordance with G.S. 20-187.2 (copy attached) awarding Corporal Lee Allen's service revolver to him for the sum of \$1.00. Corporal Allen who was sworn in as a Deputy Sheriff in 1999 is retiring.
Action Needed for Approval:	Motion to approve resolution.
Contact Information:	Chris Francis, Sheriff 287-6247 chris.francis@rutherfordcountync.gov

Attachments / click to download

- 📄 [Agenda Submittal Form.](#)
- 📄 [N.C. General Statute 20-187.2](#)
- 📄 [Letter from Sheriff Chris Francis](#)
- 📄 [Resolution Awarding Revolver to Corporal Lee Allen](#)

Chris Francis
Sheriff



Jeff Buchanan
Chief Deputy



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Rutherford County

Sheriffs Office

3 June, 2013

Carl Classen
Rutherford County Manager
289 North Main Street
Rutherfordton, N.C. 28139

Dear Mr. Classen,

Corporal Lee Allen retired on disability from the Rutherford County Sheriff's Office effective April 30th, 2013. Corporal Allen was sworn in as a Deputy Sheriff on June 15th, 1999. His service will be greatly missed due to his professionalism, his years of service on the Sheriff's Office Honor Guard and especially his years of service educating Rutherford County School students in the D.A.R.E. program.

I respectfully request in accordance with General Statute 20-187.2, that Corporal Allen's current service weapon be presented to him for his years of dedicated service and loyalty to the citizens of Rutherford County.

Corporal Allen's current duty weapon is a Glock, Gen 4, model 21, Serial Number TUC910.

I thank you for your assistance in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Chris Francis".

Chris Francis, Sheriff

**Resolution Acknowledging the Service of Corporal Lee Allen
and Awarding His Service Revolver to Him**

WHEREAS, Corporal Lee Allen has served Rutherford County Sheriff's Department for many years; and

WHEREAS, Corporal Allen has dedicated his life to law enforcement and public service; and;

NOW, THEREFORE BE IT RESOLVED, the Board of Commissioners of the County of Rutherford, in accordance with NC General Statute 20-187.2, do hereby award Corporal Allen his service revolver (Glock, Gen 4, model 21, Serial Number TUC910) in exchange for consideration of \$1.00.

Approved this the 1st day of July, 2013.

Chairman, Board of Commissioners

ATTEST:

Clerk, Board of Commissioners

§ 20-187.2. Badges and service side arms of deceased or retiring members of State, city and county law-enforcement agencies; weapons of active members.

(a) Surviving spouses, or in the event such members die unsurvived by a spouse, surviving children of members of North Carolina State, city and county law-enforcement agencies killed in the line of duty or who are members of such agencies at the time of their deaths, and retiring members of such agencies shall receive upon request and at no cost to them, the badge worn or carried by such deceased or retiring member. The governing body of a law-enforcement agency may, in its discretion, also award to a retiring member or surviving relatives as provided herein, upon request, the service side arm of such deceased or retiring members, at a price determined by such governing body, upon securing a permit as required by G.S. 14-402 et seq. or 14-409.1 et seq., or without such permit provided the weapon shall have been rendered incapable of being fired. Governing body shall mean for county and local alcohol beverage control officers, the county or local board of alcoholic control; for all other law-enforcement officers with jurisdiction limited to a municipality or town, the city or town council; for all other law-enforcement officers with countywide jurisdiction, the board of county commissioners; for all State law-enforcement officers, the head of the department.

(b) Active members of North Carolina State law-enforcement agencies, upon change of type of weapons, may purchase the weapon worn or carried by such member at a price which shall be the average yield to the State from the sale of similar weapons during the preceding year. (1971, c. 669; 1973, c. 1424; 1975, c. 44; 1977, c. 548; 1979, c. 882; 1987, c. 122.)



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Resolution Awarding Service Revolver to Detective Ronald Bailey
Department:	Governing Body
Summary:	NA
Budget:	Sheriff Chris Francis has requested that the Board approve a resolution in accordance with G.S. 20-187.2 (copy attached) awarding Detective Ronald Bailey's service revolver to him for the sum of \$1.00. Detective Bailey who was sworn in as a Deputy Sheriff in 1995 is retiring.
Action Needed for Approval:	Motion to approve resolution.
Contact Information:	Chris Francis, Sheriff 287-6247 chris.francis@rutherfordcountync.gov

Attachments / click to download

- 📄 [Agenda Submittal Form.](#)
- 📄 [Letter from Sheriff Chris Francis](#)
- 📄 [Resolution Awarding Revolver to Detective Ronald Bailey](#)
- 📄 [N.C. General Statute 20-187.2](#)

Chris Francis
Sheriff



Jeff Buchanan
Chief Deputy



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Rutherford County ***Sheriffs Office***

3 June, 2013

Carl Classen
Rutherford County Manager
289 North Main Street
Rutherfordton, N.C. 28139

Dear Mr. Classen,

Detective Ronald D. Bailey will be retiring from the Rutherford County Sheriff's Office effective September 1st, 2013. Detective Bailey has served honorably as a Marine, as an officer with the North Carolina Department of Correction and was sworn in as a Deputy Sheriff on January 18th, 1995.

I respectfully request in accordance with General Statute 20-187.2, that Detective Bailey's current service weapon be presented to him for his many years of dedicated service and loyalty to the citizens of Rutherford County.

Detective Bailey's current duty weapon is a Glock, Gen 4, model 21, Serial Number TUC963.

I thank you for your assistance in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Chris Francis".

Chris Francis, Sheriff

**Resolution Acknowledging the Service of Detective Ronald
Bailey and Awarding His Service Revolver to Him**

WHEREAS, Detective Ronald Bailey has served Rutherford County Sheriff's Department for many years; and

WHEREAS, Detective Bailey has dedicated his life to law enforcement and public service; and;

NOW, THEREFORE BE IT RESOLVED, the Board of Commissioners of the County of Rutherford, in accordance with NC General Statute 20-187.2, do hereby award Detective Bailey his service revolver (Glock, Gen 4, model 21, Serial Number TUC963) in exchange for consideration of \$1.00.

Approved this the 1st day of July, 2013.

Chairman, Board of Commissioners

ATTEST:

Clerk, Board of Commissioners

§ 20-187.2. Badges and service side arms of deceased or retiring members of State, city and county law-enforcement agencies; weapons of active members.

(a) Surviving spouses, or in the event such members die unsurvived by a spouse, surviving children of members of North Carolina State, city and county law-enforcement agencies killed in the line of duty or who are members of such agencies at the time of their deaths, and retiring members of such agencies shall receive upon request and at no cost to them, the badge worn or carried by such deceased or retiring member. The governing body of a law-enforcement agency may, in its discretion, also award to a retiring member or surviving relatives as provided herein, upon request, the service side arm of such deceased or retiring members, at a price determined by such governing body, upon securing a permit as required by G.S. 14-402 et seq. or 14-409.1 et seq., or without such permit provided the weapon shall have been rendered incapable of being fired. Governing body shall mean for county and local alcohol beverage control officers, the county or local board of alcoholic control; for all other law-enforcement officers with jurisdiction limited to a municipality or town, the city or town council; for all other law-enforcement officers with countywide jurisdiction, the board of county commissioners; for all State law-enforcement officers, the head of the department.

(b) Active members of North Carolina State law-enforcement agencies, upon change of type of weapons, may purchase the weapon worn or carried by such member at a price which shall be the average yield to the State from the sale of similar weapons during the preceding year. (1971, c. 669; 1973, c. 1424; 1975, c. 44; 1977, c. 548; 1979, c. 882; 1987, c. 122.)



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Agreement Between Rutherford County Sheriff's Department and the Prisoner Reporting Section of the Social Security Administration
Department:	Governing Body
Summary:	NA
Budget:	<p>An agreement is included in your agenda notebook between the Rutherford County Sheriff's Department and the Prisoner Reporting Section of the Social Security Administration. In most cases Social Security or SSI benefits cannot be paid to people who are in prisons or other public institutions. Under the agreement, the Sheriff's Department would supply a list of inmates to the SSA. If it is noted that some of the inmates are receiving benefits as specified, a fee would be paid back to Rutherford County which would be \$400 for some inmates and \$200 for others.</p> <p>The County Attorney has reviewed the agreement.</p>
Action Needed for Approval:	Motion to approve agreement.
Contact Information:	Chris Francis, Sheriff 287-6249 chris.francis@rutherfordcountync.gov

Attachments / click to download

[Agenda Submittal Form.](#)



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject: Detention Facility Female Inmate Capacity
Department: Governing Body
Summary: During FY2013-13 budget discussions, the Commissioners spoke with the Sheriff about increasing the female capacity at the existing Detention Center. Some planning work was done during the fall, but this issue became more acute during the spring with highlights from recent increases in female detention (Report attached.)

In follow-up to discussions from 2012 and through 2013, two architect proposals were received (copies attached). Detention facilities are unique places governed both by stringent State rules and by case law. Having an experienced architect is essential. Both firms have experience and could do a good job with a preliminary architectural review for expanding the existing female area and for a more secure entrance to the Detention Center. Moseley, which is the preeminent firm in the State for jail architecture, is proposing a preliminary architectural review at \$18,750. MBAJ, who has a principal (Stan Anthony based in Shelby), has proposed a similar review for \$8,500 but payable when the construction work is authorized.

The State is looking for the County to move forward on this project or submit plans for housing excess female inmates in other detention facilities.

Budget: NA
Action Needed for Approval: Discussion
Contact Information: Chris Francis, Sheriff
287-6249
chris.francis@rutherfordcountync.gov

Attachments / click to download

- [📄 Agenda Submittal Form.](#)
- [📄 Detention Center Report](#)
- [📄 Moseley Architect Proposal](#)
- [📄 MBAJ Architect Proposal](#)
- [📄 Female Inmate Capacity Photo](#)

Cover Memo

MEMO:

05-23-2013

TO: Carl Classen, County Manager

FROM: Jeff Buchanan, Chief Deputy 

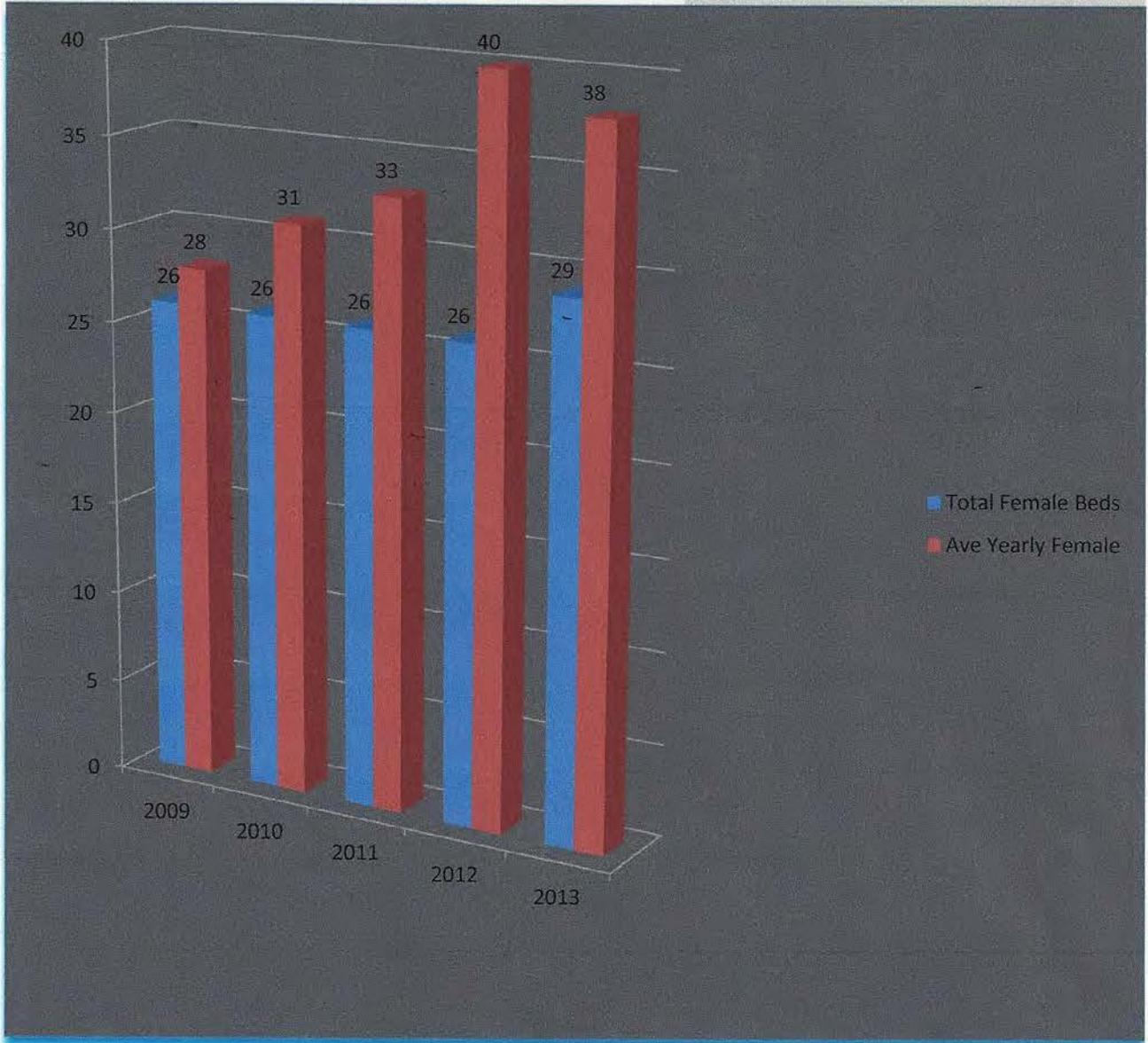
REF: Female Inmate Population Stats 2009-20113

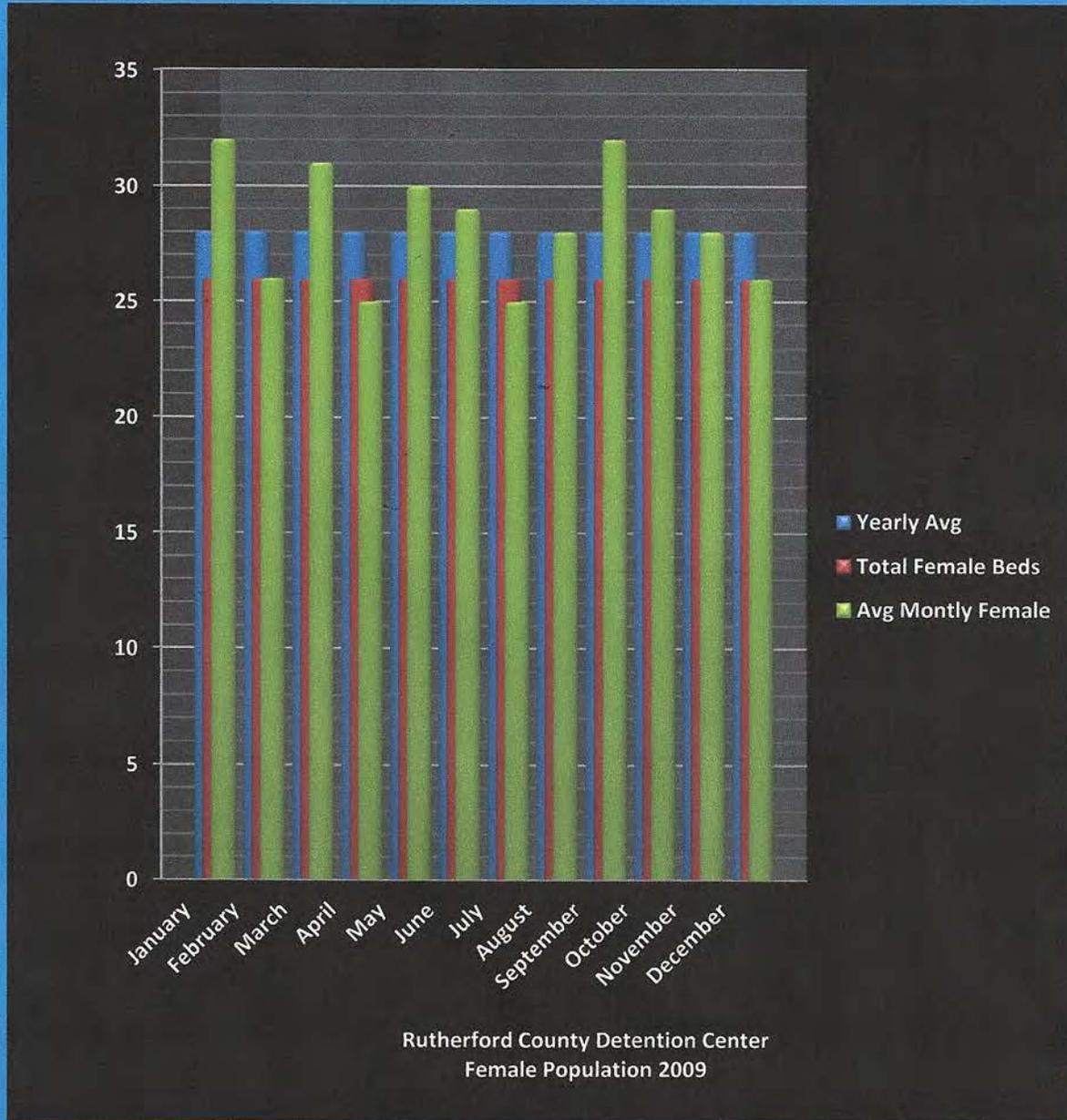
Attached are some graphs that were prepared by Alan Young showing the trend of the female inmate population from 2009 through March of 2013. As you can see there is continuing to be a significant increase in the population for this time period. Please keep in mind that if this increase continues we may be forced in the very near future to shift some of our females to other detention facilities for housing which would be a extra cost to the county in housing and transportation.

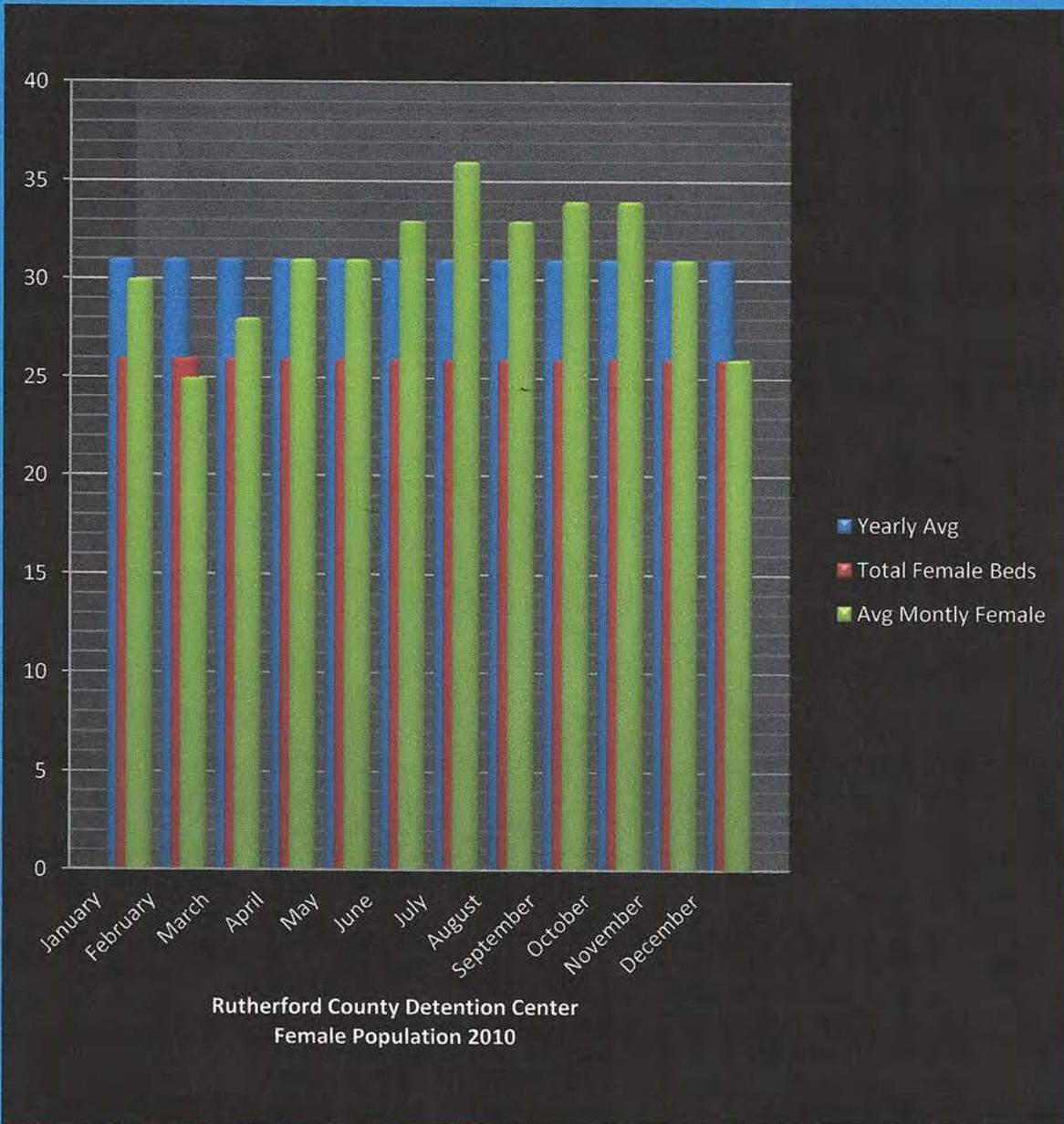
If you have question, please let me know.

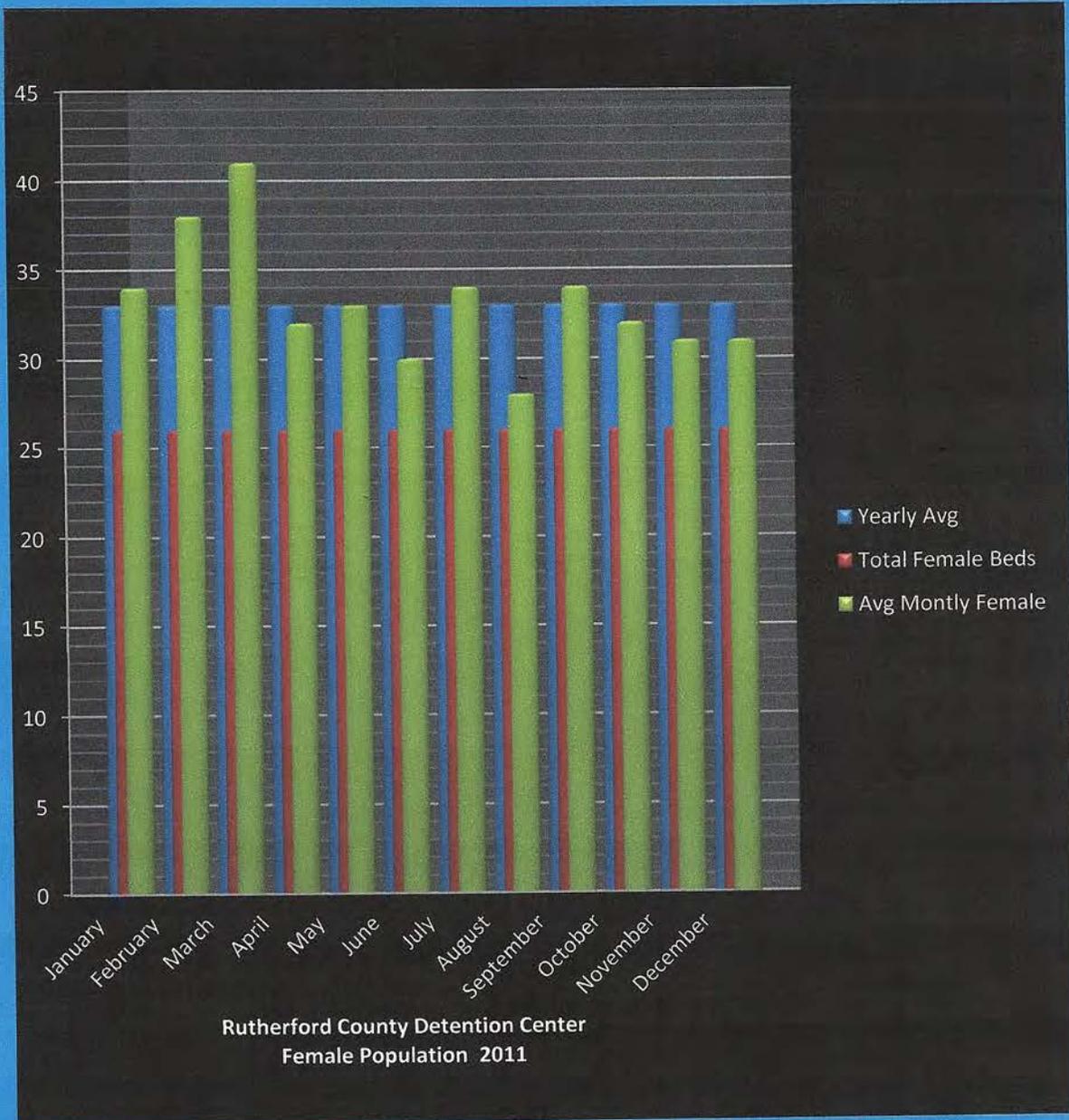
Cc: Sheriff Chris Francis
Lt. Greg Cochran

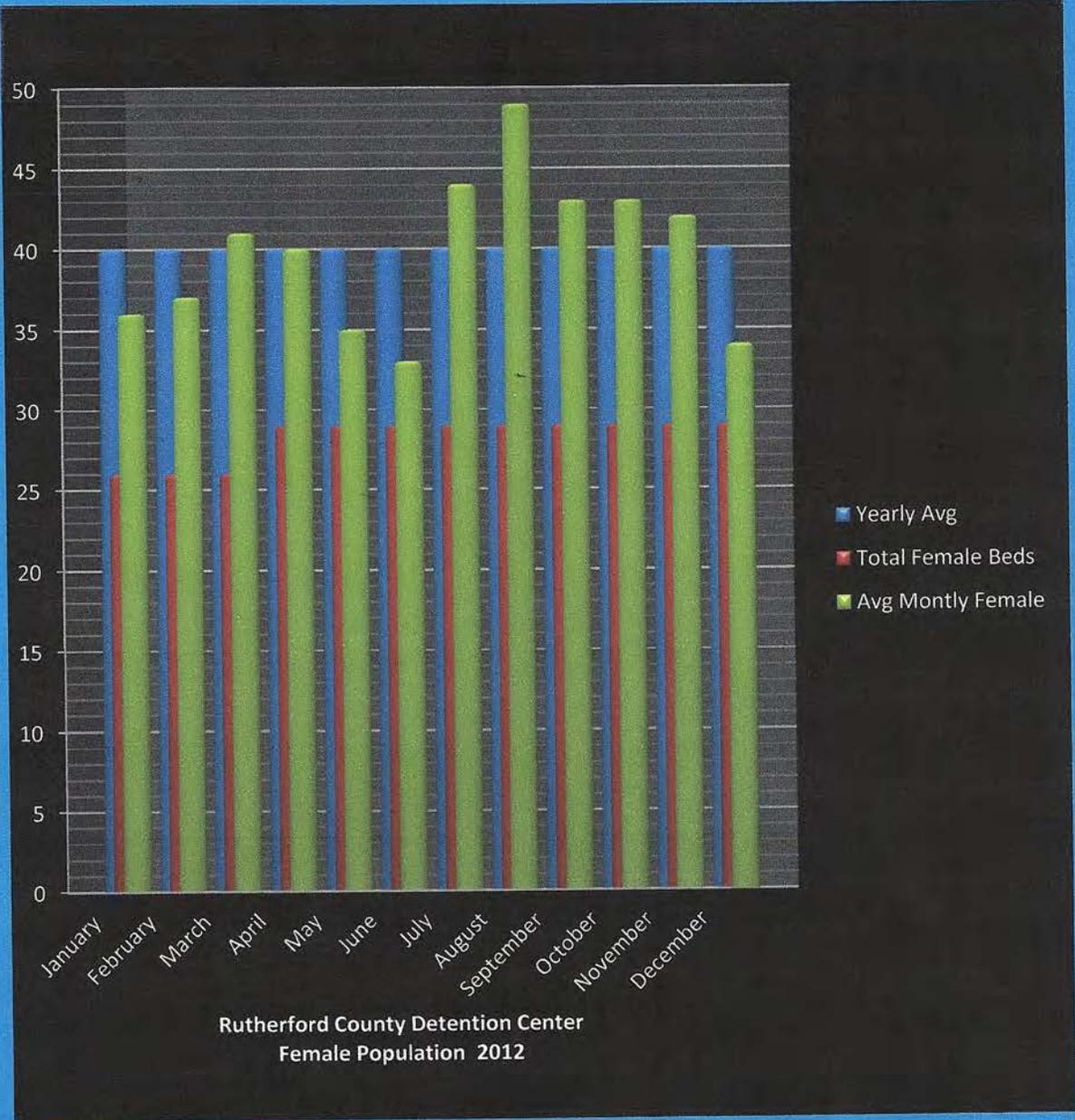
Rutherford County Detention Center Average Yearly Female Population 2009-2013

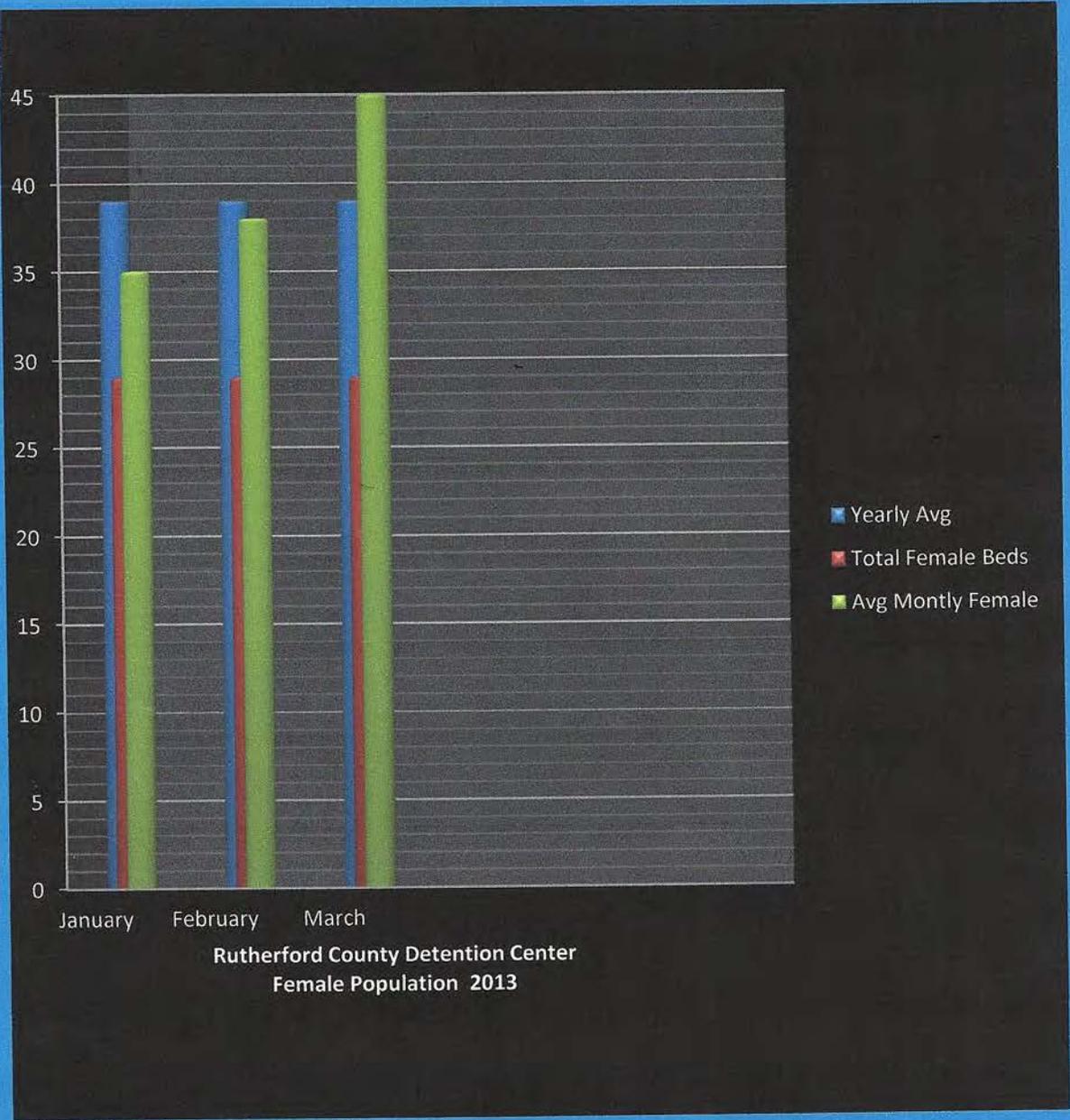












MOSELEYARCHITECTS

CHARLOTTE
HARRISONBURG
RALEIGH-DURHAM
RICHMOND
VIRGINIA BEACH
WARRENTON

August 28, 2012

RE: Rutherford County Jail Housing Expansion Study
Rutherfordton, North Carolina

Mr. Carl Classen, County Manager
Rutherford County
289 North Main Street
Rutherfordton, North Carolina 28139

Dear Mr. Classen:

Moseley Architects is pleased to offer this Agreement for Services with Rutherford County to provide a feasibility study to evaluate the existing Jail Outdoor Recreation Yard to determine if an inmate housing unit can be added into this space in compliance with the North Carolina Department of Health and Human Services (NCDHHS) Jail Standards for New Construction, referred to hereinafter as the "Project".

Our services shall consist of an evaluation of the current open-air inmate recreation yard to determine the feasibility to convert into enclosed jail bed space. The desired space will consist of one room that is divided by a CMU wall. Moseley Architects' services will include architectural, structural, mechanical, electrical, plumbing, and fire protection engineering evaluations and conceptual plans. We will prepare an estimate of probable construction cost for this area. An evaluation will also be made to determine compliance with applicable North Carolina jail standards.

Compensation for these services shall be the Lump Sum of Eighteen Thousand, Seven Hundred Fifty and 00/100 Dollars (\$18,750.00). For other services not defined herein, compensation shall be as mutually agreed by Moseley Architects and Rutherford County and shall be computed using the attached Schedule of Hourly Billing Rates, which is an integral part of this Agreement. The attached Terms and Conditions of Agreement for Services are also an integral part of this Agreement.

If this Agreement for Services is acceptable, please indicate your acceptance of and agreement to its terms and your authorization to proceed by signing below and returning one fully executed original for our files.

RE: Rutherford County Jail Housing Expansion Study
Mr. Carl Classen, County Manager
Page 2

8/28/12

Thank you for this opportunity to be of service to Rutherford County. If you have questions or need additional information please don't hesitate to contact me or Todd Davis at (704)540-3755.

Sincerely,



Daniel R. Mace, AIA, LEED AP
Vice President

Accepted and Agreed: RUTHERFORD COUNTY, NORTH CAROLINA

By: _____

Printed Name and Title: _____

Date: _____

pte

Attachments:

Schedule of Hourly Billing Rates

Terms and Conditions of Agreement for Services

MOSELEYARCHITECTS

SCHEDULE OF HOURLY BILLING RATES - CALENDAR YEAR 2012

Rates are subject to change on January 1 of each year.

Principals	\$225.00
Architects	
Senior Project Manager	160.00
Project Manager	125.00
Architect	105.00
Intern Technician	79.00
Security and Detention Design	
Sr. Security and Detention Design Specialist	\$193.00
Security and Detention Design Specialist	125.00
Security and Detention Design Technician	105.00
Engineering Director	\$194.00
Mechanical/Electrical/Plumbing Engineering	
Senior Engineer	\$162.00
Engineer/Designer	140.00
Intern Technician	91.00
Structural Engineering	
Senior Structural Engineer	\$146.00
Engineer/Designer	115.00
Intern Technician	64.00
Corrections Planner	\$185.00
Construction Administration	
Director of Construction Administration	\$194.00
Construction Administrator	\$130.00
Specification Writer	\$133.00
Cost Estimator	\$160.00
Sustainability Planning	
Sustainability Planning Director	\$149.00
Senior Sustainability Coordinator	105.00
Sustainability Coordinator	83.00
Interior Designer	\$91.00
Administrative	\$70.00

MOSELEYARCHITECTS

TERMS AND CONDITIONS OF AGREEMENT FOR SERVICES

These Terms and Conditions are an integral part of the Agreement for Services ("Agreement") between Moseley Architects ("Architect") and its client ("Owner"). In the event of a conflict between the Agreement and these Terms and Conditions, the Agreement shall govern.

1. COORDINATION WITH THE OWNER

The Architect shall confer with the Owner to coordinate its services with the Owner. The Architect shall have the benefit of the Owner's experience and knowledge of its facilities, requirements, and current policies and standards applicable to the Project. To implement this coordination, the Owner shall provide to the Architect at no cost all existing information relevant to the Project and available to the Owner.

2. OWNER'S RESPONSIBILITIES

The Owner shall provide full information in a timely manner regarding its requirements for and limitations on the Project, and the Architect shall be entitled to rely on such information. The Owner shall provide prompt written notice to the Architect if the Owner becomes aware of any fault or defect in the Architect's services, including any errors, omissions or inconsistencies in any documents prepared by the Architect.

3. COMPENSATION

For and in consideration of the services to be rendered by the Architect, the Owner shall pay and the Architect shall receive the compensation set forth in the Agreement. Unless otherwise specified, compensation shall be paid to the Architect on a monthly basis in accordance with monthly billing statements based upon the progress of services performed and reimbursable expenses (if applicable) incurred during that month. Monthly compensation shall be due and payable upon receipt of the billing statement by the Owner. Any payments not made within sixty (60) days on statements rendered shall be subject to a charge for interest at the maximum legal rate of interest, beginning sixty (60) days after the date of the statement, and failure to make any payments when due shall entitle the Architect to suspend services. The Architect's final payment is due and payable upon completion of the Architect's services.

4. OWNERSHIP OF DOCUMENTS AND RECORDS

It is understood that the Architect is preparing documents for a specific use rather than standard documents for repetitive multiple use. Therefore all documents, including original drawings, estimates, specifications, field notes, reports and data are and remain the property of the Architect as Instruments of Service. The Owner may obtain, upon payment of compensation due the Architect, reproducible and/or electronic copies for drawings and other documents in consideration of which it is mutually agreed that the Owner will use them solely in conjunction with the Project, and shall not use or authorize their use on other projects or by others, except by separate written agreement with the Architect.

The Architect shall retain all pertinent records relating to the services performed hereunder for a period of three years after completion thereof. The Owner shall have access to such records at all reasonable times during such period as may be required for audit of reimbursable expenses.

5. PROFESSIONAL RESPONSIBILITIES

The Architect shall provide the following insurance: Worker's Compensation – Statutory; Commercial General Liability – Bodily Injury - \$300,000; Property Damage - \$100,000; Comprehensive Automobile Liability - Bodily Injury - \$300,000; and Property Damage - \$100,000; Professional Liability - \$1,000,000 per claim and \$2,000,000 annual aggregate on a claims-made basis. Certificates of insurance, on an ACORD form, shall be furnished to the Owner upon request.

Upon written request of the Owner, the Architect will provide additional insurance, if available, including increased coverage and/or limits, and the Owner will pay the Architect a mutually agreed amount for the increased coverage. The Architect's liability to the Owner for any indemnity or any damages arising in any way out of the performance of this Agreement is limited to the insurance coverages and amounts stated herein. The Architect shall not be liable to the Owner for any indirect, special or consequential loss or damage arising out of the performance or services hereunder including, but not limited to loss of use, loss of profit, or business interruption whether caused by the negligence of the Architect or otherwise.

In performance of its services, the Architect shall exercise the standard of care ordinarily exercised by members of its profession in the same locale and who are performing their services under the same conditions. Nothing in this Agreement

shall create a contractual relationship with or a cause of action in favor of a third party against either the Owner or the Architect.

6. DISPUTE RESOLUTION

The Owner and Architect shall endeavor to resolve claims, disputes and other matters in question between them related to the Agreement by mediation, which, unless the parties mutually agree otherwise, shall be in accordance with the Construction Industry Mediation Rules of the American Arbitration Association currently in effect. Request for mediation shall be filed in writing with the other party to this Agreement and with the mediator as mutually agreed. The request may be made concurrently with the filing of a legal or equitable proceeding, which shall be stayed pending mediation for a period of sixty (60) days from the date of filing, unless stayed for a longer period by agreement of the parties or court order.

7. TERMINATION; SUSPENSION OF WORK

The Owner may, at its discretion, terminate the Project or indefinitely suspend the Project under this Agreement by giving the Architect seven-day written notice. In such event, the Owner shall assume all obligations, commitments and claims that the Architect may have in good faith undertaken or incurred in connection with the Project. The Architect shall be equitably paid for services rendered prior to effective termination notice date and for reasonable termination expenses.

8. SUCCESSORS AND ASSIGNS

The Owner and the Architect each binds itself and its partners, successors, executors, administrators, and assigns to the other party to the Agreement and to the partners, successors, executors, administrators, and assigns of such other party, in respect to all covenants of the Agreement. Neither the Owner nor the Architect shall assign, sublet, or transfer its interest in the Agreement without the written consent of the other, and agree that the Agreement represents the entire understanding of the Owner and the Architect and cannot be changed, added to, or modified in any way except in writing, signed by both the Owner and the Architect.

9. NON DISCRIMINATION

The Architect will not discriminate against any employee or applicant for employment because of race, religion, color, sex, or national origin, except where religion, sex, or national origin is a bona fide occupational qualification reasonably necessary to the normal operation of the Architect. The Architect agrees to post in conspicuous places, available to employees and applicants for employment, notices setting forth the provisions of this nondiscrimination clause. The Architect shall state in all solicitations or advertisements for employees placed by or on behalf of the Architect that the Architect is an equal opportunity employer.

10. DRUG-FREE WORKPLACE

During the performance of services provided under this Agreement, the Architect agrees to (i) provide a drug-free workplace for the Architect's employees; (ii) post in conspicuous places, available to employees and applicants for employment, a statement notifying employees that the unlawful manufacture, sale, distribution, dispensation, possession, or use of a controlled substance or marijuana is prohibited in the Architect's workplace and specifying the actions that will be taken against employees for violations of such prohibition; (iii) state in all solicitations or advertisements for employees placed by or on behalf of the Architect that the Architect maintains a drug-free workplace; and (iv) include the provisions of the foregoing clauses (substituting the consultant or vendor for the Architect as the obligated party) in every subcontract or purchase order of over \$10,000, so that the provisions will be binding upon each consultant or vendor.

For the purposes of this paragraph, "drug-free workplace" means a site for the performance of work done by the Architect in connection with this Agreement, the employees of whom are prohibited from engaging in the unlawful manufacture, sale, distribution, dispensation, possession, or use of any controlled substance or marijuana during the performance of such services.

END OF TERMS AND CONDITIONS

June 12, 2013

Mr. Carl Classen,
Rutherford County Manager
289 N. Main Street
Rutherfordton, NC 28139

RE: Architectural/Engineering Proposal –Rutherford County Jail Renovations

Dear Mr. Classen:

Thanks for meeting with me last week to discuss the proposed renovations to the Rutherford County Detention Center. As follow-up to our conversation, we have prepared this proposal for your consideration. We have also included information about our experience, team member resumes and a list of past clients with contact information.

For your project, MBAJ Architecture is proud to be associating with Ware-Bonsall Architects, Inc.; specialist in Detention Center planning and design. The MBAJ / Ware Bonsall Association will bring the unique skill set of each firm’s strength to your project. MBAJ will be the Architect of Record and primary point of contact throughout the project with Ware Bonsall providing oversight expertise from schematic design through project closeout to insure all regulatory and operational requirements are met. The combined firms bring over 60 years of service to county government clients all over the Southeast. We have summarized below our understanding of the project scope and services required

Project Objective:

- ❖ Renovations to the existing Rutherford County Detention Center to provide additional cells to house female inmates. The area of renovation will include space currently used for an outdoor day room / exercise space. The goal is to provide as many cells as practical within the allocated area but with a minimum of 9 additional cells. Also included in the scope is a new “sally port” entrance to the jail along with other maintenance related items to the HVAC and sanitary sewer system.

Professional Services:

- ❖ Our Services will be provided in following phases:
 - a. **Concept Development and Preliminary Architectural Report(PAR):**
 - i. Site Investigation and Reconnaissance: Survey the existing for building and review existing “as-built” drawings to locate all HVAC, Electrical, Plumbing, Structural, Life Safety components of the building. Prepare updated “as-built” drawings of the area to be renovated.
 - ii. Concept Development: Prepare up to three (3) conceptual schemes of the areas to be renovated. Meet with the Sheriff’s Detention Staff to discuss the current jail operations, establish how the addition will be operated, and discuss how the construction may be phased in order to create the least disruption.
 - iii. Using comparative historical construction cost data, a statement of probable cost and preliminary total project budget to complete the project.
 - iv. Prepare a project timeline from design through close out of the project including time for regulatory approvals.
 - v. Prepare a written report in 8 ½” x 11” bound booklet format to summarize the PAR, Total Project Budget and timeline. In addition, a Power Point presentation will be provided for presentation purposes.
 - b. **Architectural / Engineering(A/E) Design and Construction Administration Services:**
 - i. Provide design and construction administration services as defined in the Standard form of Agreement between Owner and Architect (AIA form B-101).

Services or Costs Not included in Scope of Work

- Site Topographic Survey: MBAJ will assist in soliciting proposals. Cost of survey will be by Owner.
- Geotechnical and Construction Testing: MBAJ will assist in soliciting proposals. Cost of soil borings and construction testing will be by Owner.
- Hazardous Material Testing: MBAJ will assist in soliciting proposals. Cost of Hazardous Material testing will be by Owner.

❖ Compensation

- **Concept Development and Preliminary Architectural Report(PAR)**
 - The cost of this phase will be absorbed into the fee for the A/E Design and Construction Administration fee below. Should the project not move forward or be abandoned, we will bill Eight Thousand Five Hundred Dollars (\$8,500) as compensation for the services provided.
- **Architectural / Engineering(A/E) Design and Construction Administration Services**
 - Contingent upon the final approved scope and budget of the project, we anticipate the A/E design and construction administration services to be approximately 7% to 8.5% of the Construction Cost for the work designed by MBAJ/Ware-Bonsall.

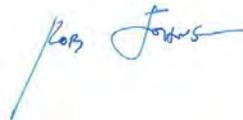
If this is an agreeable arrangement, please have the appropriate party sign in the space below and return one original to our office for our files.

If you have any questions or need additional information, please let us know. Thank you again for the opportunity to provide this information for your consideration

Best Regards,



O. Stanhope Anthony, AIA
MBAJ Architecture



Robert B Johnson, Jr., AIA
MBAJ Architecture



Paul Bonsall
Ware Bonsall

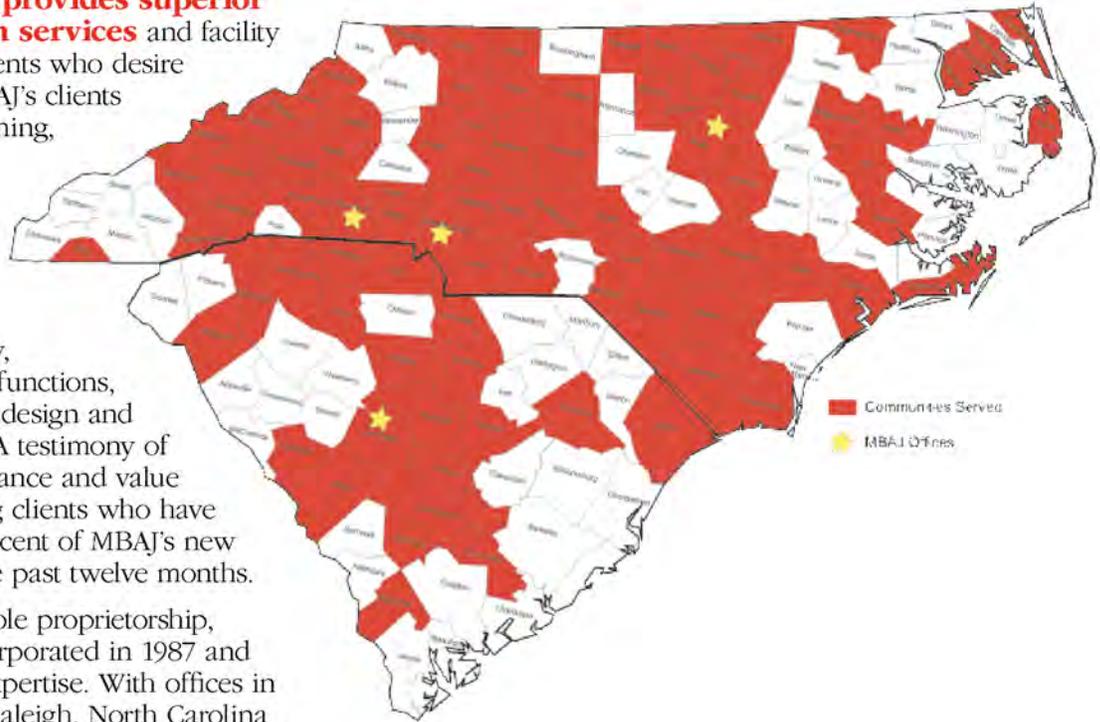
Rutherford County Signature

Date

Firm Profile



MBAJ Architecture provides superior architectural design services and facility planning services to clients who desire exceptional results. MBAJ's clients require innovative planning, quality design, close communication, and fiscal responsibility. The client relationships MBAJ cultivates depend on professional integrity, honesty in all business functions, and a record of proven design and technical competence. A testimony of MBAJ's proven performance and value stands with our existing clients who have awarded eighty-five percent of MBAJ's new commissions during the past twelve months.



Founded in 1981 as a sole proprietorship, MBAJ Architecture incorporated in 1987 and continues to grow in expertise. With offices in Shelby, Charlotte, and Raleigh, North Carolina and Lexington, South Carolina, and a staff of 25+ professionals, MBAJ serves clients throughout North and South Carolina. The cornerstones of MBAJ's practice are in the design and delivery of educational, governmental, religious, and commercial facilities. The professionals within the firm excel in renovations and additions on existing sites, and new facilities on undeveloped property. Additionally, MBAJ has a wealth of experiences with pre-funding planning, facility assessments, programming, master-planning, phased construction administration, and post-occupancy services.



The MBAJ Principals

- O. Stanhope Anthony, III, AIA
- Robert B. Johnson, Jr., AIA
- John F. Thomas, Jr., AIA
- G. Richard Brown, AIA
- Angela Crawford Easterday, AIA
- James S. Golightly, II, AIA

**201 South Washington St
Suite 200
Shelby, NC 28150
704-406-6000
800-590-MBAJ (6225)**

1230 W. Morehead Street
Suite 214
Charlotte, NC 28208
704-731-7000
800-590-MBAJ (6225)

9131 Anson Way
Suite 204
Raleigh, NC 27615
919-573-6400
800-590-MBAJ (6225)

1070 South Lake Drive
Suite J
Lexington, SC 29073
803-356-0507
800-590-MBAJ (6225)



Robert B. Johnson, Jr., AIA

Managing Principal



Selected Experience

- ◆ Anson County, Wadesboro, NC
 - Courthouse Feasibility Study
 - B.C. Moore Building – Upfit for Government Center
- ◆ Cabarrus County, Concord, NC
 - Business & Technology Center – Additions and Renovations
- ◆ Town of Indian Trail, NC
 - Town Hall – Upfit
- ◆ Iredell County, Statesville, NC
 - Department of Social Services Facility – New
 - Government Center South – Renovate and Convert Mooresville Hospital into Government Center Courts, Detention, Probation/Parole, Sheriff's Office, Health Department, and Environmental Health offices
- ◆ Lexington County, SC
 - 911 Center – Renovations
 - Chapin Fire Station and Sheriff/Magistrate Office Complex Master Plan
 - Chapin Fire Station – New
 - Courthouse – ADA Accessibility
 - Fire Training – Addition
 - New Lake Murray Fire Station
 - New Animal Rescue and Adoption Facility
 - Red Bank Crossing – Renovation to house Dept. of Health & Human Services
- ◆ Mecklenburg County, Charlotte, NC
 - Carolton Watkins Mental Health Center – Renovations
- ◆ North Carolina Justice Academy, Edneyville, NC
 - Western Campus – Programming/Master Plan
 - Western Campus – Rejuvenated/Renovated Abandoned High School
 - Academy and Dormitory Building – Addition and Renovations
- ◆ North Carolina State Highway Patrol, Raleigh, NC
 - Facility Study
- ◆ Town of Springdale, SC
 - Master Plan for Town Hall, Public Works, Fire, and Police
- ◆ Surry County, Dobson, NC
 - Administrative and Social Services Building – Additions and Renovations
 - Emergency Medical Services Facility – New
 - Health Services (WIC) – Addition
 - Courthouse and Jail – Addition
 - One-Stop Shop & Health Clinic Center – New
- ◆ United States Postal Service
 - 6700 North Tryon Street Post Office – Renovation
 - Albemarle Post Office - Addition
 - China Grove Post Office - New
 - Concord Westside Post Office – Renovation
 - Hendersonville Post Office - Repairs and Renovations
 - Hollyridge Post Office - Repairs
 - Idlewilde Post Office - Renovation
 - Lancaster Post Office - Addition and Renovations
 - Matthews Post Office - Addition and Renovations
 - Stanley Post Office - New
 - Computer Aided Facilities Management System – Installation

- ◆ Central Piedmont Community College, Charlotte, NC
 - North Campus Master Plan (1990)
 - Terrell Building Feasibility Study
 - North Campus Classroom Building – New
- ◆ Cleveland Community College, Shelby, NC
 - Facility Master Plan (2008)
- ◆ Montgomery Community College, Troy, NC
 - Facility Master Plan (2007)
 - Forestry Building – New
 - Health Sciences & Student Services Building - Advance Planning
- ◆ Rowan-Cabarrus Community College, Salisbury, NC
 - Facility Study/Master Plan – North Campus
 - Computer Integrated Manufacturing Lab Renovations
 - Workforce Development Center – Addition and Renovations
 - New Allied Health Building
 - Student Services Renovations
- ◆ Surry Community College, Dobson, NC
 - Facility Master Plan (2002)
 - Engineering Technology Building – New
 - Workforce Development Center – Addition and Renovations

Professional License/Registration

North Carolina Board of Architecture
 South Carolina Board of Architecture
 National Council of Architectural Registration Boards

Professional Memberships/Activities

American Institute of Architects
 American Institute of Architects - North Carolina Board of Directors
 American Institute of Architects - Charlotte Board of Directors, 2004 President
 Central Piedmont Community College, Charlotte, NC Architectural Technology, Advisory Board Chair
 University of North Carolina at Charlotte, NC College of Architecture, Advisory Council Chair

Education

University of Illinois at Urbana - Champaign, IL
 Master of Architecture, 1981
 University of North Carolina at Charlotte, NC
 Bachelor of Arts, Architecture, 1977

Academic Honors

- Member of Gargoyle Architectural Honor Society
- Edward L. Ryerson Traveling Fellow in Architecture, 1981
(Top University of Illinois Architectural Design Award)

Community Involvement

St. Mark's Lutheran Church
 Myers Park Traditional Elementary School PTA Board Member
 Park Road Elementary School PTA
 Past Co-President
 Charlotte-Mecklenburg Board of Elections
 Chief Judge Precinct 49



O. Stanhope Anthony, III, AIA, LEED Green Associate

Managing Principal



Selected Experience

- ◆ Cleveland County, Shelby, NC
 - Courthouse – Addition and Renovations
 - Court Square Information Center – Study
 - Memorial Library – Addition and Renovations
 - South Cleveland Branch Library – New
 - Spangler Library – Addition and Renovations
- ◆ Destination Cleveland County, Shelby, NC
 - Don Gibson Theatre – Restoration/Addition and Renovation
- ◆ City of Gastonia, NC
 - Lineberger Park – Additions and Renovations
 - Rankin Lake Park – Additions and Renovations
 - Sims Ligon Park – Entrance
- ◆ Gastonia Housing Authority, City, NC
 - Gastonia Housing Authority – Addition and Renovations
- ◆ McDowell County, Marion, NC
 - EMS/Rescue Squad Facility – New
 - Rescue Squad Facility – New
- ◆ North Carolina Division of Forest Resources
 - Bladen Lakes Residence – Renovations
 - Clemmons Educational State Forest – Renovations
 - Holmes Educational State Forest – Renovations
 - Turnbull Educational State Forest – Renovations
- ◆ North Carolina Wildlife Resource Commission
 - Wildlife Resource Office, Marion – New
- ◆ City of Shelby, NC
 - City Park Community Center – Renovations
 - Holly Oak Park Community Center – Renovations
 - Housing Authority – Renovations to 65 Units
 - Housing Authority – Floor Replacements to 150 Units
 - Vehicle Maintenance Facility – New
- ◆ Shelby-Cleveland Regional Airport, Shelby, NC
 - Terminal Building – New
- ◆ Spartanburg County, SC
 - Wellford Landfill Project
 - Administrative Office Building – New
 - Maintenance/Operations Building – New
 - Recycling Center – New
- ◆ Cleveland Community College, Shelby, NC
 - Facility Study/Master Plan
 - Amphitheater – New
 - Maintenance Building – New
 - Student Activities Center – New
 - Student Success Center – Renovation
- ◆ Mayland Community College, Spruce Pine, NC
 - Avery County Center Classroom Building – New
 - Yancy County Center Classroom Building – New
 - Multipurpose Building – New
- ◆ McDowell Technical Community College, Marion, NC
 - Facility Study/Master Plan
 - Allied Health Building – New
 - William Harold Smith Classroom Building – New
 - Marion Mills Building – Renovation and Repairs
 - Bookstore Addition
- ◆ Mitchell Community College, Statesville, NC
 - Facility Study/Master Plan
 - Master Plan Update (2010)
 - Mooresville Center Classroom Building – New
- Student Services Building – New
- Technology & Workforce Development Center – New
- Mooresville Center – Office and Classroom Addition
- ◆ North Carolina Vocational Textile School, North Carolina Center for Applied Textile Technology, NC
 - North Carolina Vocational Textile School – Renovation
- ◆ Western Piedmont Community College, Morganton, NC
 - Facility Study/Master Plan
- ◆ Burke County Schools, Morganton, NC
 - Heritage Middle School – New
 - Table Rock Middle School – New
 - Auxiliary Gym Additions – 2 High Schools
- ◆ Charlotte-Mecklenburg Schools, Charlotte, NC
 - Myers Park High School – Gymnasium Addition and Renovations
- ◆ Clay County Schools, Hayesville, NC
 - Clay Primary School – New
- ◆ Cleveland County Schools, Shelby, NC
 - Burns High School - Addition and Renovations
 - Caser Elementary School – Renovation
 - Crest High School – Addition and Renovations
 - Crest Junior High School – Renovation
 - Elizabeth Elementary School – Addition and Renovations
 - Township Three Elementary School – Addition and Renovations
- ◆ Elkin City Schools, Elkin, NC

Professional License/Registration

North Carolina Board of Architecture
 South Carolina Board of Architecture
 National Council of Architectural Registration Boards
 West Virginia Board of Architecture
 LEED Green Associate Registration

Professional Memberships/Activities

American Institute of Architects

Education

Georgia Institute of Technology, Atlanta, GA
 Master of Architecture, 1984

University of North Carolina at Charlotte, NC
 Bachelor of Arts, Architecture, 1977

Community Involvement

Shelby City Council member
 Cleveland County Memorial Library
 Board of Trustees
 Cleveland County United Way
 - Board of Directors
 Central United Methodist Church
 - Board of Trustees
 Holy Angels, Inc.
 - Board of Directors

Surry County Judicial Center

Dobson, North Carolina | Surry County



"The firm members are knowledgeable, professional, and responsive to our needs. They stress time and money management, and strive to keep the project budgets under control."

– Dennis Thompson, County Manager, Surry County



Surry County needed a new courthouse and additional jail space to alleviate overcrowding. The self-contained justice center encompasses a two-block site in downtown Dobson, NC. Phasing for the project was critical in order to maintain full operation of all existing facilities until the new space was ready for occupation. The transfer of control for both facilities required close coordination due to logistical and security issues.

The building program included a new 100,000 square foot courthouse, an 18,000 square foot jail addition, and renovations to the existing 25,000 square foot jail facility. The new courthouse contains five courtrooms with support spaces, as well as office space for the Clerk of Court, Register of Deeds, and Tax Department. The jail addition adds 48 new beds, bringing the capacity total to 118. Jail support spaces include eight isolation cells, a new intake center, a drive-through sally-port, a visitation center, and a magistrate's office. The jail addition also contains a new central control center for operation of the entire judicial center complex and campus. Redundant control systems with touch-screen technology monitor all building functions.



Statistics

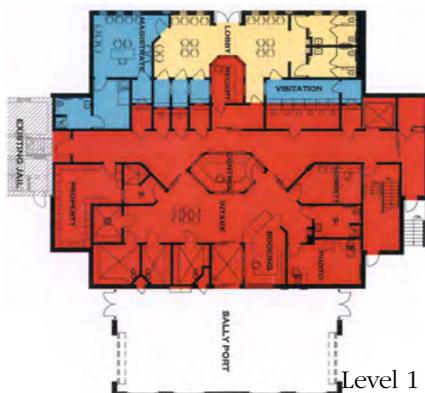
Project Area:	118,000 Sq Ft (new) 25,000 Sq Ft (renovated)
Cost:	\$12,617,907
Completed:	August 2002 (Phased Construction - 24 months)

Surry County Judicial Center

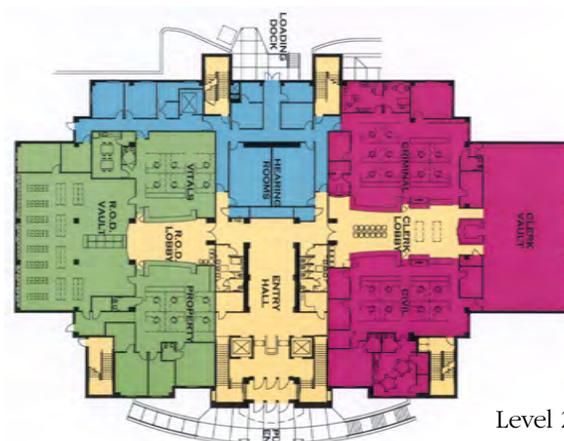


Level 1

A mechanical plant serving both new structures is housed in the new courthouse. An over-street connector provides a secured route for inmate transfer to court. Once inside the new courthouse, inmates remain within a secured core eliminating unwanted interaction with the public and staff. The enclosed corridor also serves as a place for mechanical, control, and utility infrastructure to connect the buildings.

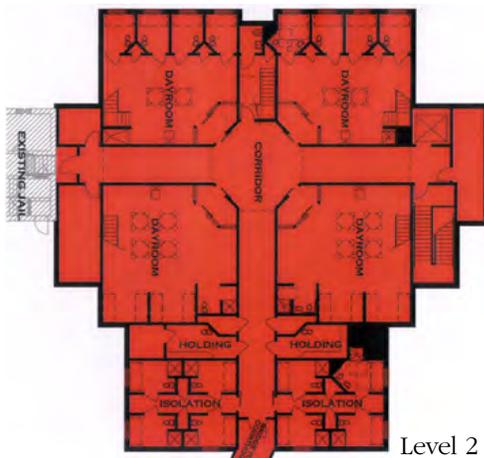


Level 1

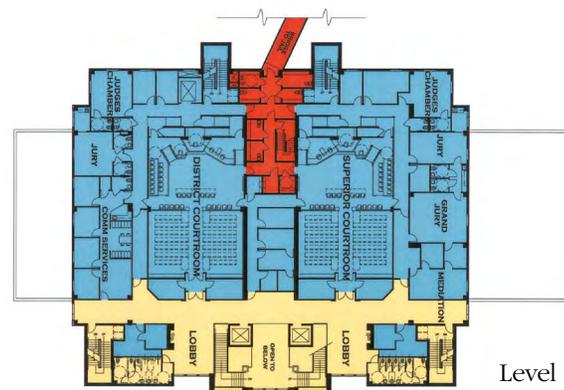


Level 2

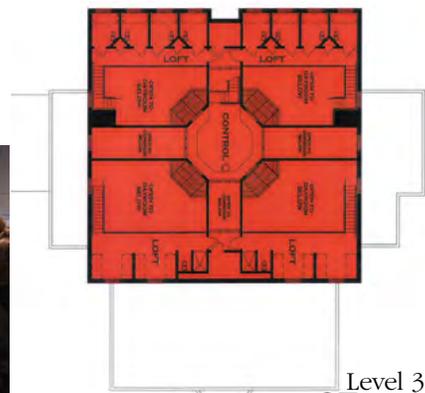
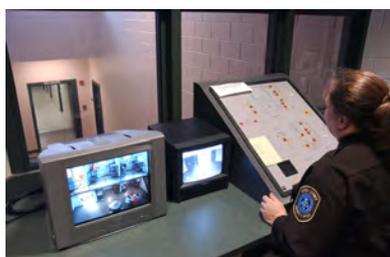
The renovation of the existing jail included tie-in to the new control center. Space provided by the demolition of the existing control and intake area provided new office space for Sheriff's personnel. Kitchen facilities were expanded to include new cooler and freezer storage equipment.



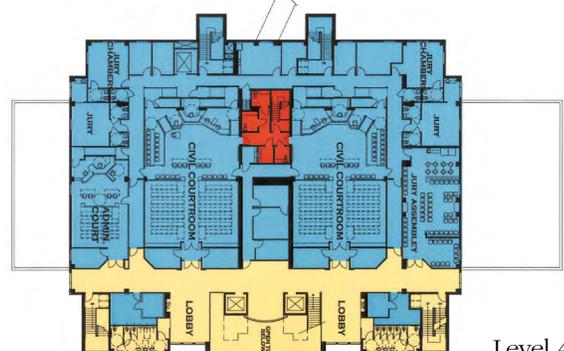
Level 2



Level 3



Level 3



Level 4

References



Rick Howell, City Manager

City of Shelby
704-484-6801

Chris Knopf, County Manager

Surry County
336-401-8201

Betty Taylor, Assistant County Manager/Finance Officer

Surry County
336-401-8250

Susan Blumenstein, Director of Finance and Administration

Iredell County
704-878-3040

David Dear, County Manager

Cleveland County
704-484-4800

PAUL D. BONSAALL, AIA

Principal

Project Role: Principal, Ware Bonsall Architects

Registrations: Registered Architect, North Carolina (#4069), South Carolina (#6565), West Virginia (#3509), Florida (#AR95105), Georgia (#RA012997), NCARB (#37,170)

Education: Bachelor of Architecture
University of Tennessee, Knoxville

Professional Associations: American Institute of Architects
American Correctional Association
American Society for Industrial Security
National Council of Architecture Registration Board

Work Experience: Alpha Associates, Inc. – Morgantown, West Virginia
1977-1978 and 1979-1980
Ferebee Walters Associates – Charlotte, North Carolina
1980-1985
Mullinax Wash Architects – Charlotte, North Carolina
1985-1988
The Architecture Group – Charlotte, North Carolina
1988
Adkinson, Dyer, Watson – Charlotte, North Carolina
1988-1989
Paul Bonsall Architecture – Charlotte, North Carolina
1989-1990
J.N. Pease Associates – Charlotte, North Carolina
1990-1997
Wash Hatem Nelson – Charlotte, North Carolina
1997-1998
FreemanWhite, Inc. – Charlotte, North Carolina
1998-2002
Ware Bonsall Architects – Charlotte, North Carolina
2002-Present

Mr. Bonsall has been practicing architecture for over 30 years, principally in the planning and design of civic and justice facilities. He also specializes in the design of security, surveillance, and control systems.

Mr. Bonsall's experience includes planning a facility's overall security needs, which involves determining levels of security and required staffing. He is also experienced in the coordination of systems to track residents, staff, and guests, including camera surveillance, computerized tracking systems, and database management systems. Mr. Bonsall has also been responsible for the design of physical systems that control access into and throughout a facility, including biometric, card, and code recognition systems.

Representative projects include:

Yadkin County Jail Addition

Yadkinville, North Carolina

*Represents individual experience while Project Architect at Wash Hatem Nelson Architects, PA.

**Represents individual experience while Project Architect at J. N. Pease Associates.

***Represents individual experience while Architect at Ferebee, Walters and Associates.

†Represents individual experience while Project Architect at Adkinson, Dyer, Watson Architects.

††Represents individual experience while Intern Architect at Alpha Associates, Incorporated.

Columbus County Court Annex

Whiteville, North Carolina

Yadkin County Jail Needs Assessment

Yadkinville, North Carolina

Hertford County Courthouse and Government Center

Winton, North Carolina

Forsyth County Public Safety Facility

Winston-Salem, North Carolina

Forsyth County Phillips Building Study

Winston-Salem, North Carolina

Gaston County Jail Conceptual Site Plan

Gastonia, North Carolina

Orange County Jail Renovation Feasibility Study

Hillsborough, North Carolina

Moore County Public Safety and Detention Center

Carthage, North Carolina

Mecklenburg County Jail North Annex

Charlotte, North Carolina

Richmond County Judicial Center

Rockingham, North Carolina

Rowan County Jail Housing Upfit

Salisbury, North Carolina

Rowan County Court Annex Upfit

Salisbury, North Carolina

Broughton Hospital Security

Morganton, North Carolina

Rockingham County Justice Complex Master Plan

Wentworth, North Carolina

Stanly County Detention Center Master Plan

Albemarle, North Carolina

Cabarrus County Law Enforcement Center

Concord, North Carolina

*Represents individual experience while Project Architect at Wash Hatem Nelson Architects, P.A.

**Represents individual experience while Project Architect at J. N. Pease Associates.

***Represents individual experience while Architect at Ferebee, Walters and Associates.

†Represents individual experience while Project Architect at Adkinson, Dyer, Watson Architects.

††Represents individual experience while Intern Architect at Alpha Associates, Incorporated.

Paul Bonsall



Sheriff Chris Batten [cbatten@columbusco.org]
Friday, June 07, 2013 11:44 AM
bryan.steen@burkenc.org
Paul Bonsall
Letter of recommendation for Ware- Bonsall



Columbus County Sheriff's Office
Christopher L. Batten - Sheriff

P. O. Box 280
Whiteville, NC 28472
Whiteville Office (910) 642-6551
Riegelwood Office (910) 655-1064
Fax (910) 642-4321
cbatten@columbusco.org

06-07-2013

Burke County Manager
Bryan Steen
PO Box 219
Morganton, NC 28680

Dear Mr. Steen,

I would like to make a personal recommendation and testimony of Paul Bonsall and Ware-Bonsall Architects. Paul and his group are very knowledgeable of many different types of projects.

Paul in conjunction with his now retired partner Glenn Ware were the architects on our Jail project which was completed in 2006. We worked closely with them on changes we wanted made and some cost saving measures that ultimately saved our County Several Thousand dollars.

Ware-Bonsall is currently working with our County on a New Court facility and refurbishing our existing Courthouse after the new Court house is complete. Our existing Courthouse was built in the Mid 1900's so it is going to pose its own set of challenges. Ware-Bonsall being the well rounded group has the resources available in my opinion to handle any task put before them in the field of architecture.

Please accept this as my personal recommendation for the Ware-Bonsall group and please do not hesitate to call if you have any questions.

Sincerely,

Sheriff Chris Batten



Mr. Bryan Steen
Burke County Manager
P.O Box 219
Morganton, NC 28680-0219

Re: Ware Bonsall Architects, Inc.

Dear Mr. Steen:

For nearly seven years, I served as the project manager for Cabarrus County on three large projects that Ware Bonsall Architects designed and I can attest to their professionalism and extensive knowledge of justice facilities. Our Cabarrus County Jail Annex (96 beds), Sheriff's Office, and Jail Housing Facility (480 beds) were complex urban projects that required diligence and vast technical skill to accomplish. WBA worked well with our staff to create buildings that met our goals for inmate management and staff safety. WBA's efforts produced a group of buildings that are well suited for their purpose and will be a source of pride for this community for many decades to come. I would particularly like to point out the contributions of Paul Bonsall and Steve Boyce for their leadership and attention to detail. They always made themselves available to us and responded quickly to any request. I am happy to recommend WBA to you as the architect for your new jail facility in Burke County. If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink, which appears to read "Kelly Sifford". The signature is written in a cursive style.

Ms. Kelly Sifford
Cabarrus County Planning and Development Director

Cc: Paul Bonsall



RECEIVED JAN 25 2013

*State of North Carolina
General Court of Justice
Superior Court District 20A*

MICHAEL E. BEALE
EMERGENCY SUPERIOR COURT JUDGE

HOME:
193 LAKESIDE DRIVE
ROCKINGHAM, NC 28379
HOME: (910) 895-8596
CELL: (910) 206-0711

OFFICE:
P.O. Box 1064
WADESBORO, NC 28170-1064
(704) 694-4344

COPY

January 23, 2013

Mr. Kenneth Robinette, Chairman
Richmond County Board of County Commissioners
Post Office Drawer 160
Marston, North Carolina 28363-0160

Dear Mr. Robinette:

It was my pleasure to hold court for the first time in our new judicial facility the week of January 7, 2013. I just wanted to let you know what a wonderful facility it is in which to work. Not only is the building beautiful, but the design promotes efficiency especially in dealing with defendants who are incarcerated. What a far cry from the old courthouse where there were no rooms for an attorney to speak confidentially with his clients and security was an issue anytime an incarcerated individual entered the courtroom.

Thanks to this well designed facility and very able assistant district attorneys from Reece Saunders' office, we were able to dispose of numerous cases without any unnecessary delay.

Thank you again for hiring a very able architectural firm that not only had experience in designing courthouses, but who also was willing to allow input from those of us in the system. I can honestly say I have never held court in a facility any better than our new courthouse.

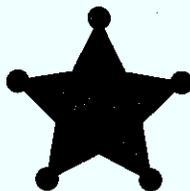
Sincerely,

Michael E. Beale
Emergency Superior Court Judge

MEB/lc

cc: Richmond County Board
of County Commissioners

W. Reece Saunders,
District Attorney



NEIL GODFREY
SHERIFF

Office of the Sheriff
Moore County, North Carolina
P.O. Box 40
Carthage, North Carolina 28327

(910) 947-2931
(910) 947-1668 FAX

June 6, 2013

Mr. Bryan Steen
Burke County Manager
P.O Box 219
Morganton, NC 28680-0219

Reference: WareBonsall Architects

Dear Mr. Steen,

We are in the final stages of completing a new beautiful and very functional Public Safety and Detention Center. The facility will provide office space for the Sheriff's Office Detention Center and Emergency Management. It also includes a new 911 Center and a 192 bed detention center.

In selecting an architectural firm, we toured several detention centers designed by different architects before deciding upon WareBonsall Architects. We selected WareBonsall Architects because we observed that they designed a very good facility and because of recommendations that I received from other officials about the quality of their work.

WareBonsall Architects have worked very closely with us in designing our facility in order to make sure that it will meet our needs for the next thirty years.

During this time, I have personally worked with Glen Ware, Paul Bonsall and Steve Boyce at every stage of this project. They have always been very responsive to any request that we have made upon them. I found them to be very knowledgeable in the complexities involved in the design and construction of a detention center. They listened to our needs and made great suggestions in helping us meet those needs. I am very happy that we selected them for this project.

We look forward to moving into our new facility in July of this year. We would be glad to provide you with a tour if requested.

Sincerely,

Neil Godfrey
Sheriff





Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject: Enhanced Recycling RFP Ranking

Department: Governing Body

Summary: Please see the following e-mail. A recommendation regarding this should be made on the August meeting agenda or sooner.

A copy of the Proposal for Single-Stream Recycling, Hauling and Processing Solution is included in the agenda notebook.

Budget: NA

Action Needed for Approval: No action necessary.

Contact Information: James Kilgo, Solid Waste Director
287-6002
james.kilgo@rutherfordcountync.gov

Attachments / click to download

- 📄 [Agenda Submittal Form.](#)
- 📄 [Email Regarding Enhanced Recycling](#)

From: [Carl Classen](#)
To: [County Commissioners](#)
Cc: [Hazel Haynes](#); [James Kilgo](#); [Paula Roach](#); [Keefe Harrison](#); cmarshall@recycle.com
Subject: FW: RRS Proposal for Rutherford County Single Stream Assistance
Date: Wednesday, June 26, 2013 10:26:19 AM
Attachments: [image001.png](#)
[Rutherford County - SS Recycling Hauling Processing Proposal - 2013-06-25.pdf](#)

Commissioners –

On your July 1 Agenda, staff was planning to review the three Enhanced Recycling Request for Proposal (RFP) submissions received by the County. The submissions were excellent, comprehensive and well-thought out. They are also highly complex and very different, which was expected.

Rob Taylor, who has been assisting the County in conversion to Enhanced Recycling, has done an excellent job synthesizing information from the RFP submissions but his position with the State does not allow him to go the next two steps: recommending a ranking of the RFP submissions and then negotiating the best deal for Rutherford County.

I contacted a firm (Resource Recycling – see attachment) that has done this kind of consulting work in North Carolina. They have given us a proposal to assist the County perform the tasks of:

- Proposal Review and Recommendation
- Evaluation of Hauling Options
- Presentation to Board of Commissioners
- Contract Negotiations

The proposal cost is \$9,700, which can be covered in existing professional fees in the FY2013-14 budget – and will likely be saved based upon their experience in negotiating these kinds of contracts.

By the way, the person who met with us and helped put together the proposal is Keefe Harrison, a graduate of RS Central. Her parents still live in Rutherford County. Cody Marshall will be the principal contact on the project, though. Cody participated in our introductory meeting by phone and is experienced in this kind of work in North Carolina. (His bio sketch is included in the attachment.)

At my request, Resource Recycling has offered an additional service to analyze, review and recommend approaches to regional enhanced recycling use of the Transfer Station. Depending upon the Enhanced Recycling contract finally approved by the Commissioners, this is a follow-up step the County may wish to undertake due to possible increased revenue and/or lower marginal costs.

Should you have any questions, please contact me. No budget amendment is presently needed. I plan to execute a Service Contract Purchase Order with Resource Recycling shortly after July 1. I also expect that they will make a recommendation to the Commissioners at your August meeting, though there may need to be a special meeting if they are prepared to make their recommendation earlier.

Carl

Carl Classen
County Manager
Rutherford County, NC
(828) 287-6060
(828) 287-6210 FAX

Pursuant to North Carolina General Statutes, Chapter 132, et. seq., this electronic mail message and any attachment hereto, as well as any electronic mail message(s) that may be sent in response to it may be considered public record and as such are subject to requests for review.

From: Brianne Haven [mailto:bhaven@recycle.com]
Sent: Tuesday, June 25, 2013 11:54 PM
To: Carl Classen
Cc: cmarshall@recycle.com; Marty Seaman; Keefe Harrison
Subject: RRS Proposal for Rutherford County Single Stream Assistance

Dear Mr. Classen,

Please accept the attached proposal to assist Rutherford County with the review and evaluation of processing and hauling solutions for single stream materials within the County. Please feel free to follow-up with Cody Marshall or Keefe Harrison if you have any questions about this proposal. We look forward to assisting the County in their single stream transition.

Best regards,
Brianne

Brianne Haven
Managing Director/Business Development Manager
Resource Recycling Systems
734-996-1361 x237 (office)
843-540-1941 (cell)
www.recycle.com



Pursuant to North Carolina General Statutes, Chapter 132, et. seq., this electronic mail message and any attachment hereto, as well as any electronic mail message(s) that may be sent in response to it may be considered public record and as such are subject to requests for review.



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	County Service District - Fire Service Contracts with Fire Departments
Department:	Governing Body
Summary:	New contracts between Rutherford County and the service districts within the county are presented for the Board's consideration. A copy of each agreement that has been approved by each individual fire department is in a binder in the Office of the Clerk to the Board. The Fire Marshal and County Attorney have reviewed each contract. The Fire Marshal recommends the approval of the agreements which includes Bill's Creek Volunteer Fire Department, Bostic Volunteer Fire Department, Broad River Fire and Rescue Department, Cherry Mountain Volunteer Fire Department, Chimney Rock Volunteer Fire Department, Cliffside Area Volunteer Fire Department, Edneyville Fire and Rescue Department, Ellenboro Volunteer Fire Department, Fairfield Mountains Volunteer Fire Department, The Town of Forest City, Green Hill Volunteer Fire Department, Hudlow Volunteer Fire Department, Lake Lure Fire Department, Polkville Volunteer Fire Department, Town of Rutherfordton, Sandy Mush Volunteer Fire Department, S.D.O. Volunteer Fire Department, Shingle Hollow Volunteer Fire Department, Town of Spindale, and Union Mills Volunteer Fire Department.
Budget:	NA
Action Needed for Approval:	Approve contracts.
Contact Information:	Roger Hollifield, Fire Marshal 287-6090 roger.hollifield@rutherfordcountync.gov

Attachments / click to download

📎 [Agenda Submittal Form.](#)

Cover Memo



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Resolution for Financing for Chimney Rock Volunteer Fire Department
Department:	Governing Body
Summary:	A resolution has been provided by Chimney Rock Volunteer Fire Department which would enable the fire department to obtain tax-exempt financing for a fire truck. The fire department will hold a required public hearing on June 28 and comments will be provided to the Board prior to the Commissioners' meeting.
Budget:	NA
Action Needed for Approval:	Motion to approve resolution.
Contact Information:	Roger Hollifield, Fire Marshal 287-6090 roger.hollifield@rutherfordcountync.gov

Attachments / click to download

- 📄 [Agenda Submittal Form.](#)
- 📄 [Resolution Approving the Financing by Chimney Rock VFD for the Purchase of a Pumper Truck](#)
- 📄 [Email from Chimney Rock VFD Re Financing Resolution](#)

From: [Barbara Meliski](#)
To: [Hazel Haynes](#)
Subject: putting a resolution on the Commissioners agenda
Date: Thursday, June 13, 2013 2:20:39 PM
Attachments: [RESOLUTION APPROVING THE FINANCING BY CHIMNEY ROCK VOLUNTEER FIRE DEPARTMENT.docx](#)

Ms. Haynes, Would you please place this resolution on the agenda for the July 1, 2013 Commissioners meeting? We have a public hearing scheduled for June 28, 2013 at 7:00 p.m. at 109 Terrace Drive, Chimney Rock, NC 28720. We will provide you with any comments we receive prior to the Commissioners meeting. If you have any questions, please contact me at 625-9000.

Thank you,

Buck Meliski, Chimney Rock Volunteer Fire Department
P.O. Box 146
Chimney Rock, NC 28720

RESOLUTION APPROVING THE FINANCING BY CHIMNEY ROCK VOLUNTEER FIRE DEPARTMENT, INC, OF UP TO \$150,000.00 FOR THE PURCHASE OF A PUMPER TRUCK

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Board of Commissioners of Rutherford County, North Carolina, does hereby approve (within the scope of the qualifying language set forth below) a tax-exempt loan to the Chimney Rock Volunteer Fire Department (the VFD) from B B & T in the principal amount of \$150,000.00, which loan is for the purchase by the VFD of a fire truck, and which fire truck will be owned and operated by the VFD at 109 Terrace Drive, Chimney Rock, NC 28720.

RESOLVED, FURTHER, that the approval of the loan to the VFD set forth above is given solely for purposes of the public approval requirements for tax-exempt financing applicable to the VFD because of Section 150(e)(3) and Section 147(f) of the Internal Revenue Code of 1986, as amended, and such approval does not obligate the County or its Board of Commissioners in any way regarding repayment of the debt.

Adopted this the 1stth day of July, 2013.

Attest:

Clerk, Board of Commissioner

Chairman, Board of Commissioners



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Queen's Gap Development Schedule and Process
Department:	Governing Body
Summary:	David Odom of Odom Engineering will give the Commissioners a report on the Queen's Gap Road and water service construction projects. The tax foreclosure sales for Queen's Gap parcels is scheduled for July 9.
Budget:	NA
Action Needed for Approval:	No action.
Contact Information:	Carl Classen, County Manager 287-6060 carl.classen@rutherfordcountync.gov

Attachments / click to download

[Agenda Submittal Form.](#)



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Resolution Approving Local Match for Rural Center Grant for Local Industry
Department:	Governing Body
Summary:	<p>A new industry in Rutherford County, code name Cozy, will purchase and renovate a vacant existing building in the county. The company currently operates one warehouse distribution facility elsewhere in NC. The relocation to Rutherford County will accommodate their warehouse distribution facility and will also allow the company to add a manufacturing line. Their products are available primarily through e-commerce and retail outlets.</p> <p>The company and its owners will invest about \$429,000 in the project including \$295,000 in acquisition of the building; \$55,000 in equipment and machinery; and \$79,000 in renovations and repairs to the building. This investment will occur by the 4th quarter of 2013 and will result in the creation of a minimum of 8-10 new full-time jobs with an average salary of \$19,145.00.</p>
Budget:	NA
Action Needed for Approval:	Approve resolution.
Contact Information:	Matt Blackwell, Economic Development Director 248-1719 matt.blackwell@rutherfordcountync.gov

Attachments / click to download

- [Agenda Submittal Form.](#)
- [Resolution Approving Local Match for Rural Center Grant](#)

RESOLUTION TITLE: TO APPROVE AND APPROPRIATE THE QUALIFYING 5% LOCAL CASH MATCH REQUIRED BY THE NC RURAL CENTER AND AUTHORIZE THE COUNTY MANAGER TO COMPLETE AND SUBMIT A NC RURAL CENTER BUILDING REUSE GRANT APPLICATION FOR A VACANT BUILDING IN SUPPORT OF PROJECT COZY, A NEW INDUSTRY LOCATING IN RUTHERFORD COUNTY

WHEREAS, a new industry in Rutherford County, code name COZY, proposes renovating an existing building that will result in the creation of a minimum of 8-10 new full-time jobs and an investment of at least \$83,743 in renovation costs plus an additional \$55,000 investment in equipment; and,

WHEREAS, the proposed expenditures associated with this new industry location project, code name COZY, are eligible for reimbursement through the NC Rural Center Building Reuse Program for Vacant Buildings; and,

WHEREAS, the proposed investment by the company, code name COZY, in the existing building and equipment will result in a net increase in property value; and,

WHEREAS, in these difficult economic times, this investment in Rutherford County and its citizens is recognized and commended by the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED that the Rutherford County Board of Commissioners supports the new industry location project, code name COZY, and authorizes the County Manager to complete and submit a NC Rural Center Building Reuse grant application in the amount of \$78,783.

BE IT FURTHER RESOLVED that the Rutherford County Board of Commissioners approves the appropriation of \$1,970 as the qualifying local five percent cash match required by the NC Rural Center Building Reuse Grant application.

Adopted this the 1st day of July, 2013.

Chairman, Board of Commissioners

ATTEST:

Clerk, Board of Commissioners



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Town of Lake Lure/Chimney Rock Village Comprehensive Transportation Plan
Department:	Governing Body
Summary:	Nazia Sarder from NCDOT and Karyl Fuller from Isothermal Planning and Development Commission will address the Commissioners regarding the Town of Lake Lure/Chimney Rock Village Comprehensive Transportation Plan (CTP). Copies of resolutions approved by the Lake Lure Town Council are on the following pages. Chimney Rock will be discussing this shortly.
Budget:	NA
Action Needed for Approval:	Approve plan.
Contact Information:	Karyl Fuller, Isothermal Planning and Development Commission 287-2281 (Ext. 1226) kfuller@regionc.org

Attachments / click to download

- 📄 [Agenda Submittal Form.](#)
- 📄 [Request from NCDOT and Isothermal RPO](#)
- 📄 [Recommendation for CTP](#)
- 📄 [Maps for CTP](#)
- 📄 [Town of Lake Lure Resolution 03.05.21](#)
- 📄 [Lake Lure Resolution 13.05.21A](#)

Hazel Haynes

From: Karyl Fuller [kfuller@regionc.org]
Sent: Thursday, April 11, 2013 11:44 AM
To: Hazel Haynes
Subject: Proposed Agenda Item for May 6th County Commissioners' Meeting
Attachments: Recommendations PDF.pdf; Adoption Sheet.pdf; Bike Map.pdf; Highway Map.pdf; Pedestrian Map.pdf; Public Transit Map.pdf; AVG Certification.txt

Ms. Haynes,

Nazia Sarder from NCDOT and I (Karyl Fuller, Isothermal RPO) would like to come to the May 6th Commissioners' meeting to seek adoption of the Town of Lake Lure/Chimney Rock Village CTP. Please find the maps and the recommendations attached. If you have any questions or are unable to accommodate my request, please contact me. Thank you for your help.

Sincerely,

Karyl Fuller

Karyl Fuller, GISP
Senior Planner/IT Manager
Isothermal Planning & Development Commission
111 W. Court St.
Rutherfordton, NC 28139
(828) 287-2281 ext. 1226
(828) 351-2331
f (828) 351-2423
kfuller@regionc.org
www.regionc.org

II. Recommendations (DRAFT)

This chapter presents recommendations for each mode of transportation in the 2013 Lake Lure/Chimney Rock Village CTP as shown in Figure 1. More detailed information on each recommendation is tabulated in Appendix C. Because many of the issues in this area are due to operational issues and seasonal tourism, the NCDOT Municipal and School Transportation Assistance Group (MSTA) within the Traffic Management Unit worked with the Transportation Planning Branch (TPB) and the municipalities in the development of the CTP. MSTA completed a Lake Lure and Chimney Rock Traffic Operations Plan in 1994 which was well received in the area. Please refer to Appendix J for a complete update of the traffic operations study completed by the Municipal and School Transportation Assistance (MSTA) Group of NCDOT in conjunction with this CTP. Please also refer to the following plans that were referenced during the development of this CTP: 2012 Lake Lure Town Center Master Plan (Phase I), Town of Lake Lure 2007-2027 Comprehensive Plan, Chimney Rock State Park Master Plan, Lake Lure and Chimney Rock Traffic Operations Study of 1994 prepared by MSTA, Chimney Rock Village Comprehensive Plan of 2011, Thoroughfare Plan for Lake Lure & Transportation Status Report for Chimney Rock of 1993, Chimney Rock State Park Annual Attendance Sheet, and Thoroughfare Plan Report for the Rutherford County Urban Area of 1999.

The N.C. Department of Transportation adopted a "Complete Streets"¹ policy in July 2009. The policy directs the Department to consider and incorporate several modes of transportation when building new projects or making improvements to existing infrastructure. Under this policy, the Department will collaborate with cities, towns and communities during the planning and design phases of projects. Together, they will decide how to provide the transportation options needed to serve the community and complement the context of the area. The benefits of this approach include:

- making it easier for travelers to get where they need to go;
- encouraging the use of alternative forms of transportation;
- building more sustainable communities;
- increasing connectivity between neighborhoods, streets, and transit systems;
- improving safety for pedestrians, cyclists, and motorists.

Complete streets are streets designed to be safe and comfortable for all users, including pedestrians, bicyclists, transit riders, motorists and individuals of all ages and capabilities. These streets generally include sidewalks, appropriate bicycle facilities, transit stops, right-sized street widths, context-based traffic speeds, and are well-integrated with surrounding land uses. The complete street policy and concepts were utilized in the development of the CTP. The CTP proposes projects that include multi-modal project recommendations as documented in the problem statements within this

¹ For more information on Complete Streets, go to: <http://www.nccompletestreets.org/>

chapter. Refer to Appendix C for recommended cross sections for all project proposals and Appendix D for more detailed information on the typical cross sections.

Unaddressed Deficiencies

There were no unaddressed deficiencies.

Implementation

The CTP is based on the projected growth for the planning area. It is possible that actual growth patterns will differ from those logically anticipated. As a result, it may be necessary to accelerate or delay the implementation of some recommendations found within this plan. Some portions of the plan may require revisions in order to accommodate unexpected changes in development. Therefore, any changes made to one element of the CTP should be consistent with the other elements.

Initiative for implementing the CTP rests predominately with the policy boards and citizens of the town of Lake Lure and Chimney Rock Village. As transportation needs throughout the state exceed available funding, it is imperative that the local planning area aggressively pursue funding for priority projects. Projects should be prioritized locally and submitted to the Isothermal RPO for regional prioritization and submittal to NCDOT. Refer to Appendix A for contact information on regional prioritization and funding. Local governments may use the CTP to guide development and protect corridors for the recommended projects. It is critical that NCDOT and local government coordinate on relevant land development reviews and all transportation projects to ensure proper implementation of the CTP. Local governments and NCDOT share the responsibility for access management and the planning, design and construction of the recommended projects.

Prior to implementing projects from the CTP, additional analysis will be necessary to meet the National Environmental Policy Act (NEPA) or the North Carolina (or State) Environmental Policy Act² (SEPA). This CTP may be used to provide information in the NEPA/SEPA process.

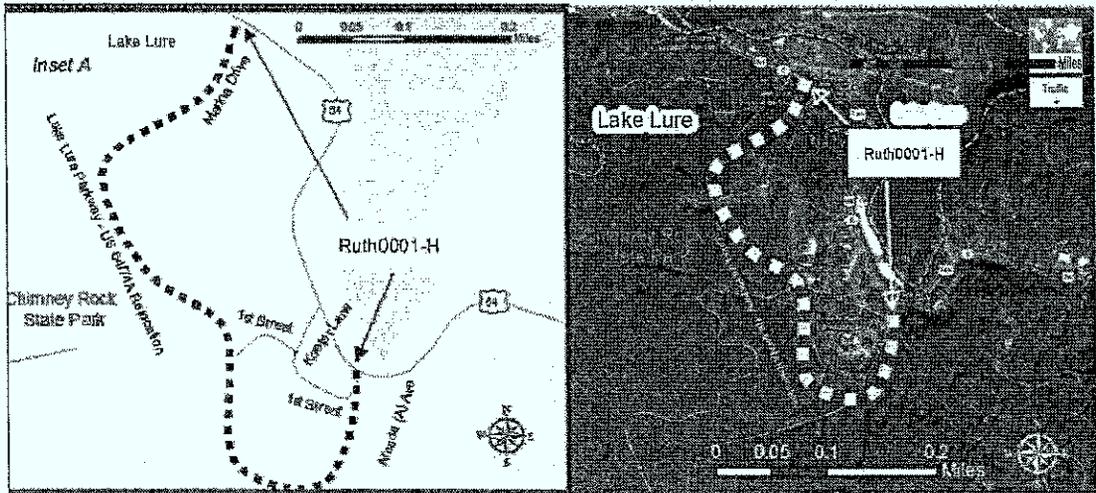
Problem Statements

The following pages contain problem statements for each recommendation, organized by CTP modal element. The information provided in the problem statement is intended to help support decisions made in the NEPA/SEPA process. A full, minimum or reference problem statement is presented for each recommendation, with full problem statements occurring first in each section. Full problem statements are denoted by a gray shaded box containing project information. Minimum problem statements are more concise and less detailed than full problem statements, but include all known or readily available information. Reference problem statements are developed for TIP projects where the purpose and need for the project has already been established.

² For more information on SEPA, go to: <http://www.dca.nc.gov/clearing/faq.aspx>.

HIGHWAY

Lake Lure Parkway (US 64/74A Relocation) - From US 64/74A west of Marina Drive to US 64/74A at Arcade (A) Avenue **Local ID: RUTH0001-H**
Last Updated: 1/9/2013



Identified Problem

The purpose of this project is to improve the mobility along US 64/74A through the town of Lake Lure and to improve access to Chimney Rock State Park.

Justification of Need

Chimney Rock Village and Lake Lure are not merely municipalities in western North Carolina but are also key tourist destinations. US 64/74A is the only through route serving this area, connecting to Asheville in the west and Rutherfordton in the east. Lake Lure is an approximately 720 acre lake with about twenty-one miles of shoreline and a beach that is accessed from US 64/74. In addition, the towns are in the heart of the Hickory Nut Gorge with Chimney Rock State Park as a major growing attraction in the gorge.

US 64/74A is a two lane facility with 12 foot lanes and a speed limit of 35 miles per hour (mph) through the municipalities with parking spaces directly off the road between store fronts and the edge of pavement in Chimney Rock Village and along the beach front in Lake Lure. Left turns into the Chimney Rock State Park entrance located in the heart of Chimney Rock Village and vehicles turning into and out of parking spaces back up traffic along US 64/74A. Also, there is a lot of pedestrian traffic crossing US 64/74 in Lake Lure to access the beach and in Chimney Rock Village to access the shops.

Currently, the average annual daily traffic volume on US 64/74A is 2,200 vehicles per day (vpd) and is expected to get up to 2,40000vpd in 2040 . There is a growth factor of 0.33% on the existing US 64/74A highway. However, in the warmer months (spring-fall) the traffic increases heavily due to visitors. For example, in January of 2012 the park

had 2,049 visitors and in July the park had 35,348 visitors. During these times, US 64/74A becomes extremely congested. Chimney Rock State Park anticipates growth in the next few decades, between 2011 to 2020, Chimney Rock State Park expects to grow 5.23%, and from 2020 to 2030 the Park expects to grow at 2.08%.

Community Vision and Problem History

The community vision developed for the CTP states: *The Town of Lake Lure and Chimney Rock Village have a safe, aesthetically pleasing, user friendly, integrated, and environmentally sensitive multi-modal transportation system for its community with regional connectivity that makes it easy for visitors to access the area and its attractions, and aids the economic progress of the area.*

Goals and objectives developed for the CTP that directly relates to the proposed Lake Lure Parkway are:

- Goal: Have a safe transportation system by directing traffic away from US 64/74A where currently angle parking (or echelon parking) exists on both sides of the streets and may cause accidents when backing out.
- Goal: A transportation network that meets the needs of the community and supports proposed land use patterns. Objective: Create linkage between the Lake Lure, Chimney Rock Village, & Chimney Rock State Park.

Chimney Rock State Park developed a master plan in 2011 that includes a 5-year action plan, 25-year master plan and 100-year vision plan. This plan includes a new access and circulation strategy whose primary goal is to help alleviate automobile congestion on US 64/74A through Chimney Rock Village and Lake Lure. Chimney Rock State Park has plans for a new state park entry road with bicycle lanes from Lake Lure, connecting to the lower portion of C Avenue (Proctor Road).

The current entrance/exit to the park in Chimney Rock Village will serve as an outbound (exit) roadway from the Meadows to Chimney Rock Village as stated in the Chimney Rock State Park Master Plan on page 10-6: "...the former entrance road will become a one-way egress road to Chimney Rock Village. Peak visitation in the park occurs in the early morning and mid-day hours, before Chimney Rock Village merchants are open for business. Transforming the current entrance road into a one-way exit road will deliver state park visitors to Chimney Rock Village where they can shop and dine during later morning, afternoon and evening hours. The Meadows will be designed to direct existing traffic flow into the Village of Chimney Rock." Please refer to the Chimney Rock State Park Master Plan for more details.

CTP Project Proposal

Project Description and Overview

Lake Lure Parkway is proposed to be a two lane major thoroughfare with 11 foot lanes, paved shoulders and a speed limit of 45 mph that begins at the intersection of US 64/74A and Arcade (A) Street. The proposed parkway would filter down south of the

Lake Lure town center and come back up north to merge into US 64/74A. The roads that would connect to the proposed Lake Lure Parkway from the town center are C Avenue (Proctor Road) and Arcade (A) Street. Roundabouts are recommended at the 2 intersections of Lake Lure Parkway and US 64/74A for improved traffic flow.

Natural & Human Environmental Context

Based on a planning level environmental assessment using available GIS data, the proposed project is in the vicinity of two wells and is within a natural heritage element area. There are also trout streams located east of the proposed project. The Chimney Rock State Park is located southwest of the proposed project. Macrosite boundaries are also present in this region.

Relationship to Land Use Plans

Lake Lure and Chimney Rock Village are both vacation areas. The area contains both lakes and mountains, along with streams and parks. There are a lot of forest land and resort areas. There are also several golf courses in the area. Commercial businesses are located in Lake Lure's town center, and downtown Chimney Rock Village. In the Town of Lake Lure 2007-2027 Comprehensive Plan (June 2007), the future land use plan anticipates increases in residential and commercial development.

Linkages to Other Plans and Proposed Project History

This CTP was developed in coordination with the 2011 Chimney Rock State Park Master Plan and the 2012 Lake Lure Town Center Master Plan (Phase I), which includes the proposed project. Additionally, Appendix I that contains complete recommendations for traffic operations within the area that were developed in conjunction with the CTP by NCDOT's Municipal and School Transportation Assistance Group (MSTA) – Traffic Management Unit.

The proposed project was not identified in the 1993 Lake Lure/Chimney Rock Thoroughfare Plan (not adopted).

Multi-modal Considerations

The CTP includes a proposed transit route with park-and-ride lots along the proposed project.

Public/ Stakeholder Involvement

There were two public involvement sessions held, and neither had any written comments regarding the Lake Lure Parkway. Many individuals were verbally in agreement with this concept, seeing how it connected with Chimney Rock State Park's vision of the new entrance and how it would reduce traffic on US 64/74A.

The following facilities within Lake Lure and Chimney Rock Village do not have capacity issues, but were identified as candidates for upgrading to NCDOT design standards to improve mobility, safety and/or to accommodate bicycles. Some of the facilities are local roads and improvements are recommended as a result of aligning the CTP with the 2012 Lake Lure Town Center Master Plan (Phase I) and the MSTA report recommendations. Implementation of the proposed projects should be coordinated through NCDOT's Highway Division 13 office.

NC 9, Local ID: RUTH0002-H

NC 9 from US 64/74A to the southern planning boundary currently has two 10 foot lanes. The recommendation is to widen the road to 11 foot lanes with 4 foot paved shoulders to accommodate bicyclists. The recommendation being made is from the intersection of Girls Camp Road/NC 9 to Island Creek Road (SR 1185)/NC 9. Currently the Ingles off of NC 9 is vital to the community. This area continues to grow with the new school and public library, along with a new medical complex, being constructed off NC 9.

Arcade (A) Ave, Local ID: RUTH0003-H

Arcade Street from US 64/74A to Keeter Lane currently has one lane and is a town/local facility. As noted in the 2007 Lake Lure Town Center Master Plan, this facility will serve internal circulation. It is recommended to upgrade this facility to a two lane minor thoroughfare with 11 foot lanes, paved shoulders, a grassy buffer and sidewalks. A speed limit of 25 mph is recommended.

C Avenue (Proctor Road), Local ID: RUTH0004-H

C Avenue (Proctor Road) between Keeter Lane and the proposed Lake Lure Parkway currently has one lane and is a town/local road. It is recommended to widen this facility to a two lane minor thoroughfare with 11 foot lanes and 4 foot paved shoulders.

Island Creek Road (SR 1185), Local ID: RUTH0005-H

Island Creek Road (SR 1185) is a two lane minor thoroughfare with 10 foot lanes from NC 9 to US 64/74A. The recommendation is to widen the road from 10 foot lanes to 11 foot lanes with 4 foot paved shoulders.

Keeter Lane, Local ID: RUTH0006-H

Keeter Lane between US 64/74A and Arcade Street currently has one lane and is a town/local road. This road is located within the town center, and the town of Lake Lure would like to turn this into a multi-use/complete streets design for the town center to encourage more biking and walking. It is recommended to widen this facility to two 11 foot lanes with 4 foot paved shoulders.

Old Sand Branch Road: RUTH0007-H

The following deficiency was identified during the development of the CTP. There is a need for a roadway connection from Boys Camp Road to Rumbling Bald Resort. Not only would a connection on the western side of the lake between these areas provide

a loop system around the lake, but it would allow timelier access for emergency responders and improve public safety. Old Sand Branch Road is suggested to be improved from a dirt road to a two lane, 10 foot lanes with 4 foot paved shoulders . from the end Carsons Way Lane to the north for about 1700 feet (or 0.32 miles) through property identified by PIN 1603403. The remainder of Old Sand Branch Road will be untouched. Making this improvement would shorten time of first responders who may need to service a 911 call and allow law enforcement to patrol the area. Currently, emergency responders must use Buffalo Shoals Road (SR 1306), Buffalo Creek Road (SR 1306), and Bills Creek Road (SR 1008) to access the Rumbling Bald Resort area from Lake Lure. Connecting Boys Camp Road to Rumbling Bald Resort would shorten this time and distance for emergency responders and provide a loop system for highway, transit, pedestrian and bicycle routes. Another goal is to facilitate transportation connectivity for the Lake Lure community as a whole. This is a long-range vision the town and the village both share. Although both towns are in support of the proposed connection, this deficiency remains because Rumbling Bald Resort is a private resort area, and they do not have the same vision as the towns. The Town of Lake Lure does not support extending the road through the resort without the Resort's consent. The proposed project was previously identified in the 1993 Lake Lure/Chimney Rock Thoroughfare Plan, which was never adopted. The need to facilitate connectivity is identified in the Transportation/Circulation Section of the 2007-2027 Town of Lake Lure Comprehensive Plan.

PUBLIC TRANSPORTATION & RAIL

The Public Transportation and Rail elements of the Town of Lake Lure and Chimney Rock Village CTP are shown in Figure 1, Sheet 3. The following recommendation was identified during the development of the CTP and will help achieve the CTP goals of creating a choice of transportation modes and coordinating multi-modal routes. There is currently no public transportation in Lake Lure or Chimney Rock Village. A private transit system is desired. Chimney Rock State Park has a desire to have a transit circulatory route for their visitors as well, which is included in the 2011 Chimney Rock State Park Master Plan as the Hickory Nut Gorge Transit Circulator. Additionally, it is recommended to use existing and future parking lots as park-and-ride lots throughout both towns for transit. Project proposals are listed below:

Proposed Transit Route, Local ID: RUTH0001-T

The proposed transit route will utilize the following facilities:

- US 64/74A from Terrace Drive (SR 1304) to Bills Creek Road (SR 1008)
- Bills Creek Road (SR 1300) from US 64/74A to Buffalo Creek Road (SR 1306)
- Boys Camp Road from US 64/74A to Bald Hill Ct.
- Buffalo Creek Road (SR 1306) from Bills Creek Road (SR 1008) to Buffalo Shoals Road (SR 1314)

- Buffalo Shoals Road (SR 1314) from Buffalo Creek Road (SR 1306) to Chilly Creek Lane

The following park-and-ride lots are recommended to serve locals and tourists along the proposed transit route. Additionally, the intersection of US 64/74A and Bills Creek Road (SR 1008) is recommended as a pick-up/transit stop location.

- **RUTH0002-T:** Existing parking lot at the intersection of Terrace Drive and US 64/74A
- **RUTH0003-T:** Existing unpaved parking lot on Boys Camp Road
- **RUTH0004-T:** Existing municipal building center parking lot on US 64/74A near Marina Drive
- **RUTH0005-T:** Existing Ingles parking lot at the intersection of NC 9 and Girls Scout Camp Road
- **RUTH0006-T:** Future parking lot east of NC 9, across from Girls Scout Camp Road
- **RUTH0007-T:** Existing parking lot at the intersection of Buffalo Creek Road (SR 1306) and Buffalo Shoals Road (SR 1314)
- **RUTH0008-T:** A new park-and-ride lot is recommended at the intersection of Buffalo Creek Road (SR 1306) and Redwing Road to serve the locals and tourists.

The transit recommendations meet several goals and objectives from the committee:

- ❖ *Goal: Develop a user friendly, multi-modal transportation system that is efficient and seamless.*
 - *Objective: Provide limited transit/tram/shuttle service during peak season and special events*
 - *Objective: Multi-modal connection (including transit) between key destinations: Lake Lure Town Center, Chimney Rock Village, Chimney Rock State Park entrances (Boys Camp Road and US 64/74A).*
 - *Objective: Shuttles from established parking areas to town centers.*
- ❖ *Goal: Improve mobility within the area by providing alternative transportation services.*
 - *Objective: Minimize car trips within Lake Lure and Chimney Rock Village.*

BICYCLE

The Bicycle element of the Lake Lure & Chimney Rock Village CTP is shown in Figure 1, Sheet 4. The following routes identified by the committee will help achieve the CTP goals of creating a choice of transportation modes and developing and maintaining a transportation system that runs smoothly and timely. Some areas overlap with bicycle and pedestrian facilities, which are recommended as multi-use paths.

US 64/74A, Local ID: RUTH0001-B

II-8

Currently, there is a multiuse path on US 64/74A from Southside Drive to the eastern edge of the Flowering Bridge (approximate length of 5000 feet), which is the only existing bike facility in the study area. A bike route is recommended along US 64/74A from Washburn Road to Bills Creek Road (SR 1008). The existing cross section is 2-12 foot lanes with a speed limit of 35 mph. Five foot paved shoulders are recommended to accommodate bicyclists.

NC 9, Local ID: RUTH0002-H

A bike route is recommended along NC 9 from US 64/74A to the southern Lake Lure town limit. The existing cross section is 2-10 foot lanes with a speed limit of 30 mph. The CTP proposes widening the road to a 22 foot cross section (11 feet per lane) with 4 foot paved shoulders to accommodate bicyclists. The new school and public library will be located in this area.

Boys Camp Road, Local ID: RUTH0002-B

A bike route is recommended along Boys Camp Road from US 64/74A to Bald Hill Court. This is an unpaved local/town road, with one 8 foot lane. The town would like to add bicycle accommodations along this facility. NCDOT recommends the town upgrade the facility to a two lane cross section with paved shoulders to accommodate bicyclists.

Bills Creek Road (SR 1008), Local ID: RUTH0003-B

A bike route is recommended along Bills Creek Road (SR 1008) from US 64/74A to Buffalo Creek Road (SR 1306). The existing facility has a cross section of 2-10 foot lanes with a speed limit of 25 mph. Four foot paved shoulders are recommended to accommodate bicyclists.

Buffalo Shoals Road (SR 1314), Local ID: RUTH0004-B

A bike route is recommended along Buffalo Shoals Road (SR 1314) from the northern Lake Lure town limit to US 64/74A. The existing facility has a cross section of 2-10 foot lanes with a speed limit of 25 mph. Four foot paved shoulders are recommended to accommodate bicyclists.

Chimney Rock Park Road, Local ID: RUTH0005-B

A bike route is recommended along Chimney Rock Park Road from US 64/74A to approximately one mile on Chimney Rock Park Road to the existing parking area. Currently, this park facility is used as the entrance and exit to the park. According to the Chimney Rock State Park master plan developed in 2011 that includes a 5-year action plan, 25-year master plan and 100-year vision plan, the current entrance/exit to the park in Chimney Rock Village will serve as an outbound (exit) roadway from the Meadows to Chimney Rock Village (pg. 10-6).

Island Creek (SR 1185) Road, Local ID: RUTH0005-H

A bike route is recommended along Island Creek Road (SR 1185) from NC 9 to US 64/74A. The existing cross section is 2-10 foot lanes with a speed limit of 30 mph. The

CTP proposes widening this road a 22 foot cross section (11 feet per lane) with a minimum of 4 foot paved shoulders to accommodate bicyclists.

The proposed recommendations meet several goals and objectives developed for this CTP, which include:

- ❖ *Goal: Have a safe transportation system*
 - *Separate bicycles from motor vehicles whenever possible.*
- ❖ *Goal: Develop a user friendly, multi-modal transportation system that is efficient and seamless.*
 - *Objective: Multi-modal connection (including bicycle) between key destinations: Lake Lure Town Center, Chimney Rock Village, Chimney Rock State Park entrances (Boys Camp Road and US 64/74A).*

PEDESTRIAN

The Pedestrian Element of the Lake Lure & Chimney Rock Village CTP is shown in Figure 1, Sheet 5. The towns of Lake Lure and Chimney Rock Village have a vision to provide sidewalks everywhere possible to encourage walking, especially constructing sidewalks along US 64/74 to connect both towns. The following routes identified by the committee will help achieve the CTP goals of creating a choice of transportation modes and developing and maintaining a transportation system that runs smoothly and timely. Some areas overlap with bicycle and pedestrian facilities, which are recommended as multi-use paths.

NC 9, Local ID: RUTH0002-H

Lake Lure has plans to relocate the existing charter school to east of NC 9 and the Ingles Grocery Store, at the intersection of NC 9 and Island Creek Road (SR 1185). For this reason, sidewalks are recommended along NC 9 from Girl Scout Camp Road to 0.35 miles to the intersection of NC 9 and Island Creek Road (SR 1185).

NC 9, Local ID: RUTH0001-P

An off road pedestrian path is recommended on the western side of NC 9 at Girls Scout Camp Road, near the Ingles Grocery Store.

Girls Scout Camp Road, Local ID: RUTH0002-P

Sidewalks are recommended along Girls Scout Camp Road from NC 9 to 0.1 miles west of NC 9 at the proposed off road pedestrian path.

The recommended improvements meet several goals and objectives from the committee, which include:

- ❖ *Goal: Have a safe transportation system*
 - *Separate pedestrians from motor vehicles whenever possible.*
- ❖ *Goal: Develop a user friendly, multi-modal transportation system that is efficient and seamless.*

- *Objective: Multi-modal connection (including pedestrian) between key destinations: Lake Lure Town Center, Chimney Rock Village, Chimney Rock State Park entrances (Boys Camp Road and US 64/74A).*
- *Objective: Sidewalks from established parking areas to town centers.*
- ❖ *Goal: A transportation network that meets the needs of the community and supports proposed land use patterns:*
 - *Provide sidewalks along US 64/74 in the vicinity of the town centers.*
 - *Provide sidewalks within 1.5 miles of schools.*

MULTI-USE PATH

There are no existing multi-use paths in the Town of Lake Lure and Chimney Rock Village. The CTP includes proposed multi-use paths in the following locations:

US 64/74A, Local ID: RUTH0001-M

A multiuse path is recommended along US 64/74A from Henderson County to Broad River and from Jack London Road to Washburn Road.

Buffalo Creek Road (SR 1306), Local ID: RUTH0002-M

A multi-use path is recommended along Buffalo Creek Road (SR 1306) from Bills Creek Road (SR 1008) to Buffalo Shoals Road (SR 1314).

Local ID: RUTH0003-M

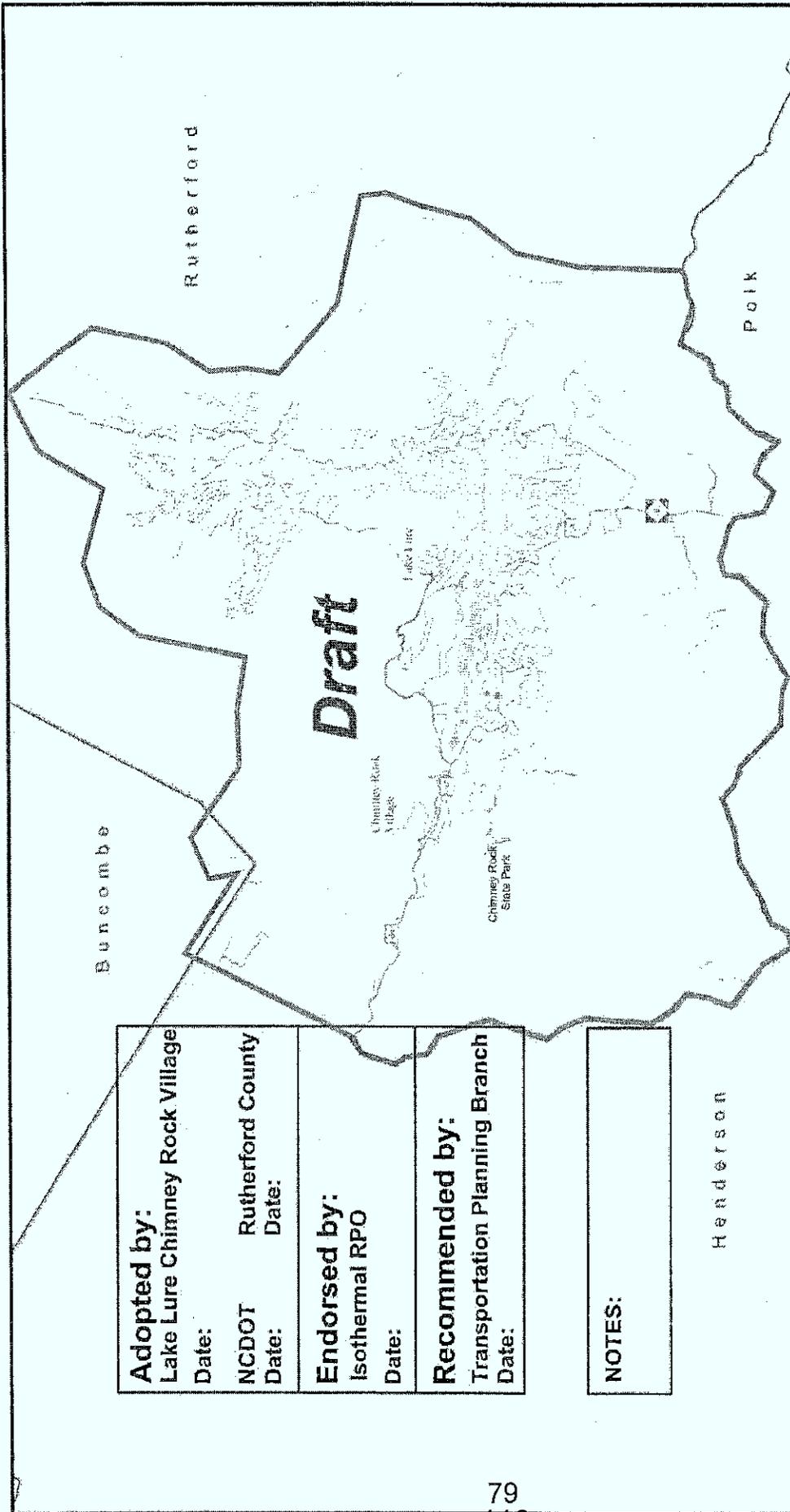
A multi-use path is recommended south of US 64/74A from Chimney Rock Park Road to C Avenue (Proctor Road). The total distance for this path would be 0.5 miles.

Local ID: RUTH0004-M

A multi-use path is recommended from Boys Camp Road to Quail Ridge Boulevard at Buffalo Shoals Road (SR 1314). The total distance for this multi-purpose path is 1.3 miles.

Local ID: RUTH0004-M

A multi-use path is being recommended on US 64/74A from Southside Drive to the eastern edge of the Flowering Bridge/Broad River (approximately 5000 ft. in length).



Adopted by:
Lake Lure Chimney Rock Village
Date:

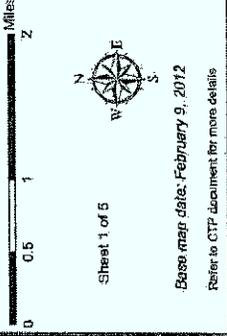
NCDOT Rutherford County
Date:

Endorsed by:
Isothermal RPO
Date:

Recommended by:
Transportation Planning Branch
Date:

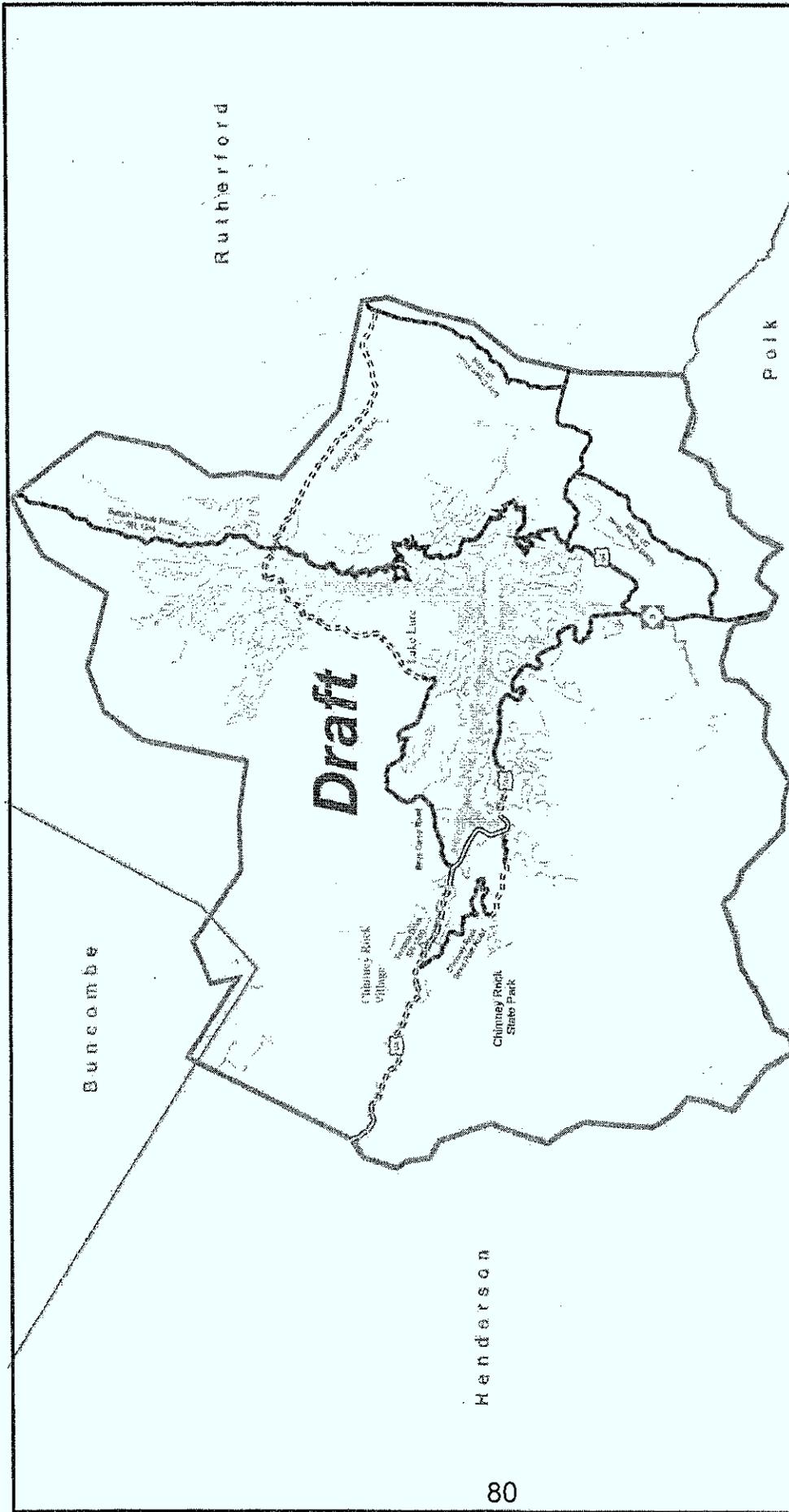
NOTES:

Lake Lure & Chimney Rock Village
Rutherford County, North Carolina
Comprehensive Transportation Plan
Plan date: June 19, 2012



- Sheet 1 of 5
Base map date: February 9, 2012
Refer to CTP document for more details
- Legend**
- Schools
 - Water Bodies
 - Parks and Game Land
 - Municipal Boundary
 - Rivers and Streams

- Sheet 1 Adoption Sheet
- Sheet 2 Highway Map
- Sheet 3 Public Transportation and Rail Map
- Sheet 4 Bicycle Map
- Sheet 5 Pedestrian Map



**Bicycle Map
Lake Lure &
Chimney Rock Village
Comprehensive
Transportation Plan**

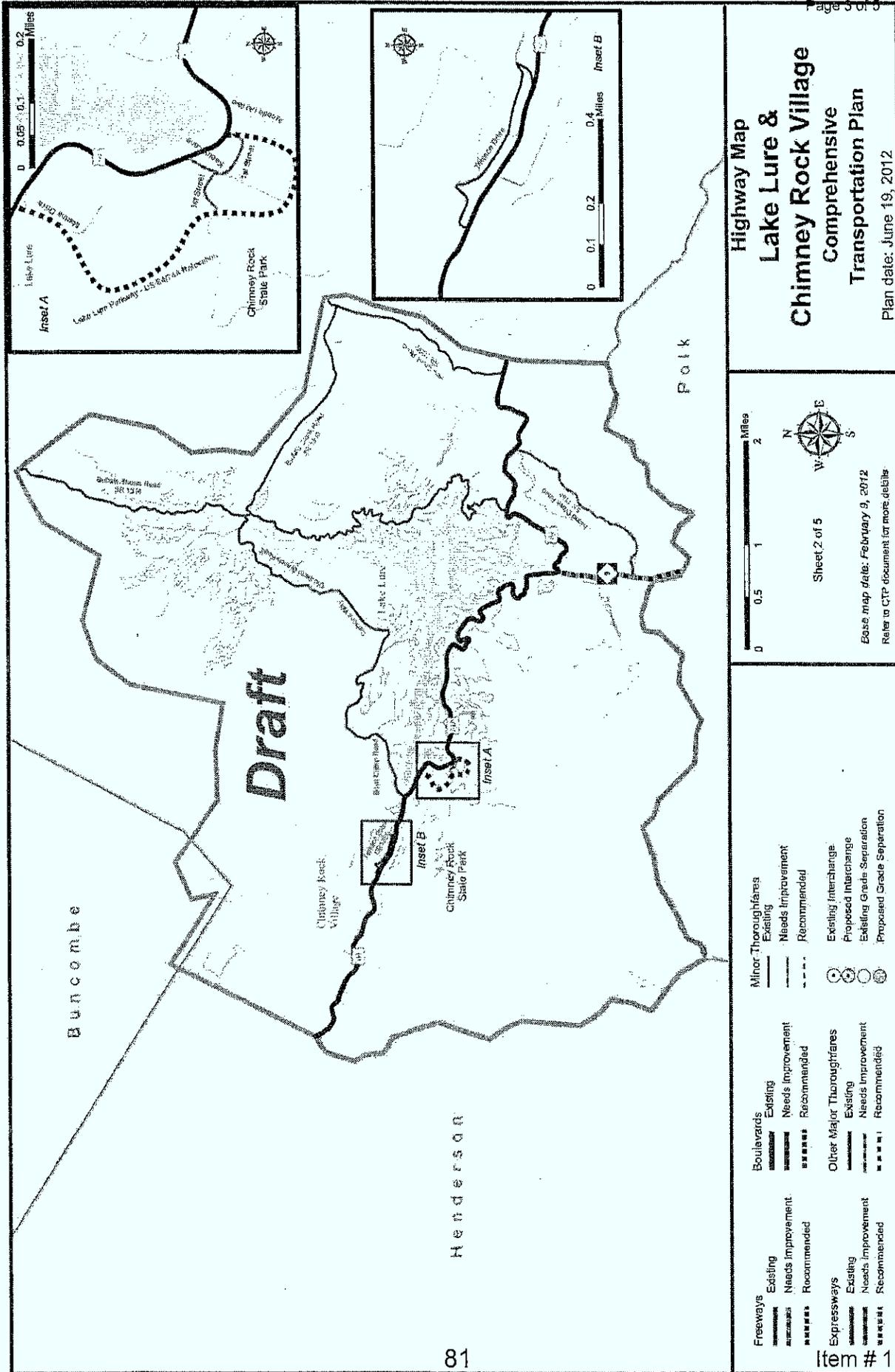
Plan date: June 19, 2012

Sheet 4 of 5

Base map date: February 9, 2012

Refer to CTP document for more details

- | | | |
|-----------------------------|-------------------|------------------------|
| On Road | Off Road | Multi-Use Paths |
| Existing | Existing | Existing |
| Needs Improvement | Needs Improvement | Needs Improvement |
| Recommended | Recommended | Recommended |
| ○ Existing Grade Separation | | |
| ⊙ Proposed Grade Separation | | |



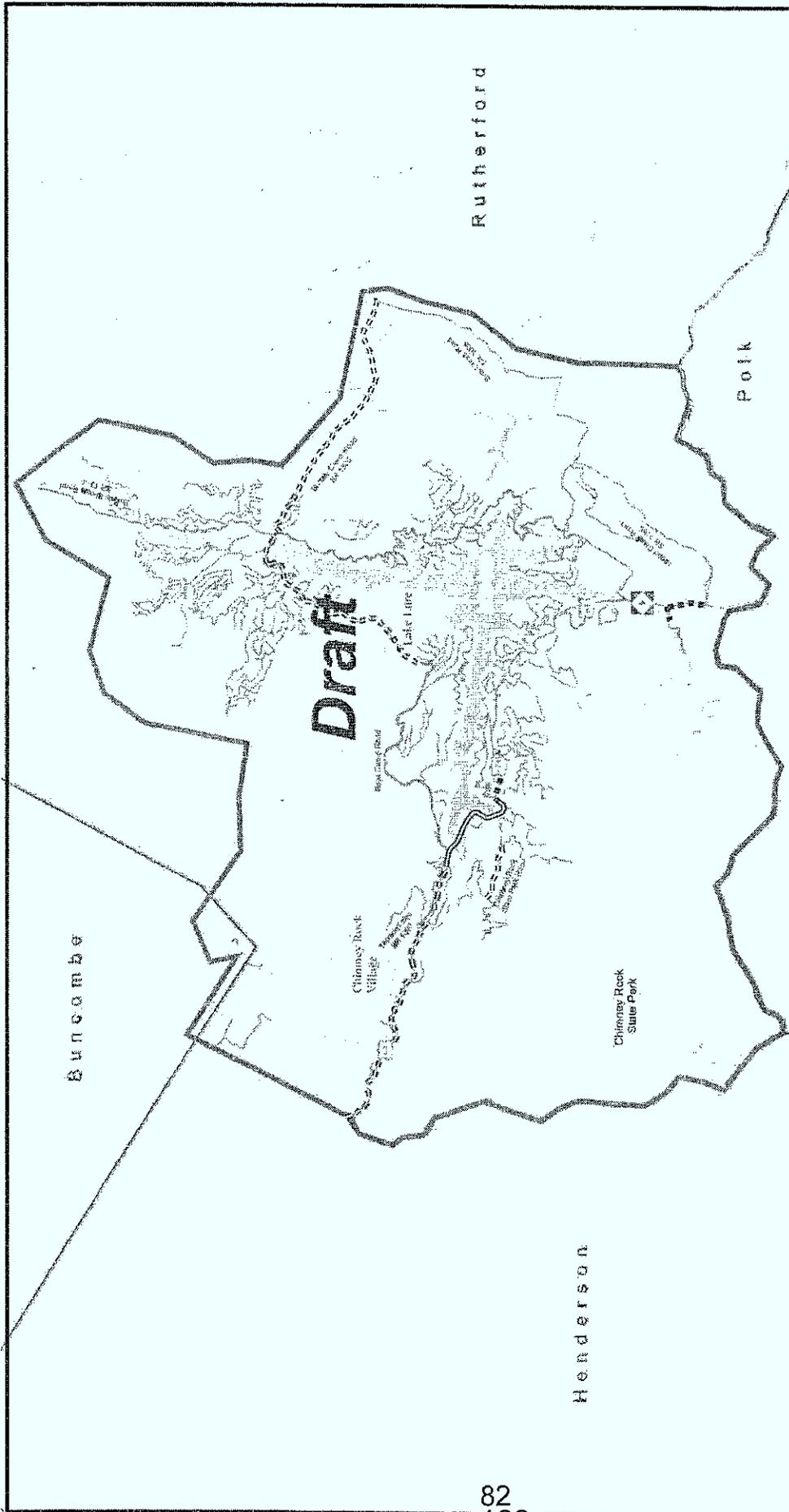
Highway Map
Lake Lure & Chimney Rock Village
Comprehensive Transportation Plan
Plan date: June 19, 2012

0 0.5 1 2 Miles

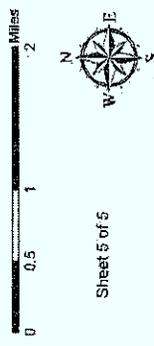
Sheet 2 of 5

Basic map date: February 9, 2012
Refer to CTP document for more details.

Freeways	Boulevards	Minor Thoroughfares
Existing	Existing	Existing
Needs Improvement	Needs Improvement	Needs Improvement
Recommended	Recommended	Recommended
Expressways	Other Major Thoroughfares	Existing Interchange
Existing	Existing	Proposed Interchange
Needs Improvement	Needs Improvement	Existing Grade Separation
Recommended	Recommended	Proposed Grade Separation



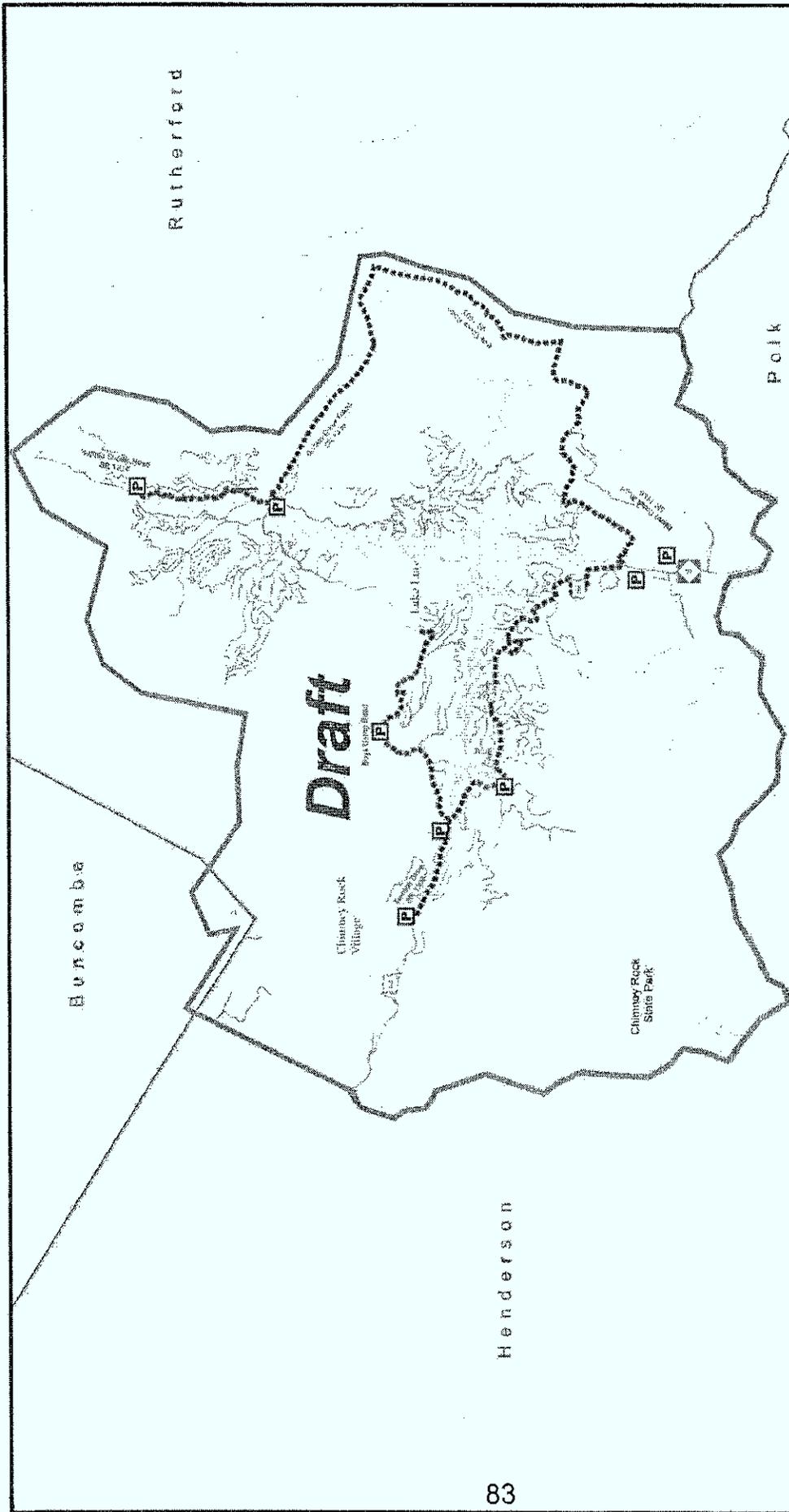
**Pedestrian Map
Lake Lure &
Chimney Rock Village
Comprehensive
Transportation Plan**
Plan date: 6/19/2012



Sheet 5 of 5

Base map date: February 9, 2012
Refer to CTR document for more details

Legend		Multi-Use Paths		Off Road		Existing		Needs Improvement		Recommended	
On Road	Existing	Needs Improvement	Recommended	Existing	Needs Improvement	Recommended	Existing	Needs Improvement	Recommended	Existing	Needs Improvement
Off Road	Existing	Needs Improvement	Recommended	Existing	Needs Improvement	Recommended	Existing	Needs Improvement	Recommended	Existing	Needs Improvement
Interchange	Existing Interchange	Proposed Interchange	Existing Grade Separation	Proposed Grade Separation	Existing	Needs Improvement	Recommended	Existing	Needs Improvement	Recommended	Existing



Draft

Chimney Rock Village
Comprehensive
Transportation Plan

Plan date: 8/19/2012

Sheet 3 of 5
Base map date: February 9, 2012
Refer to CTP document for more details

<p>Bus Routes</p> <p>Existing: [Symbol]</p> <p>Needs Improvement: [Symbol]</p> <p>Recommended: [Symbol]</p>	<p>Operational Strategies</p> <p>Existing: [Symbol]</p> <p>Needs Improvement: [Symbol]</p> <p>Recommended: [Symbol]</p>	<p>High Speed Rail Corridor</p> <p>Existing: [Symbol]</p> <p>Recommended: [Symbol]</p>	<p>Intermodal Connector</p> <p>Existing: [Symbol]</p> <p>Recommended: [Symbol]</p>	<p>Park and Ride Lot</p> <p>Existing: [Symbol]</p> <p>Recommended: [Symbol]</p>
<p>Fixed Guideway</p> <p>Active: [Symbol]</p> <p>Inactive: [Symbol]</p> <p>Needs Improvement: [Symbol]</p> <p>Recommended: [Symbol]</p>	<p>Rail Corridor</p> <p>Active: [Symbol]</p> <p>Inactive: [Symbol]</p> <p>Needs Improvement: [Symbol]</p> <p>Recommended: [Symbol]</p>	<p>Rail Stops</p> <p>Existing: [Symbol]</p> <p>Recommended: [Symbol]</p>	<p>High Speed Rail Corridor</p> <p>Existing: [Symbol]</p> <p>Recommended: [Symbol]</p>	<p>Intermodal Connector</p> <p>Existing: [Symbol]</p> <p>Recommended: [Symbol]</p>

RESOLUTION 13-05-21

**RESOLUTION OF THE TOWN COUNCIL OF THE
TOWN OF LAKE LURE ADOPTING TRAFFIC STUDY
FOR THE LAKE LURE – CHIMNEY ROCK
COMMUNITY**

WHEREAS, Rutherford County, Town of Lake Lure, Chimney Rock Village, and Chimney Rock State Park actively worked to develop a comprehensive transportation plan for Rutherford County, the State Park and these two municipalities all located within county boundaries; and

WHEREAS, the county, municipalities, and the Department of Transportation are directed by North Carolina General Statutes 136-66.2 to develop a Comprehensive Transportation Plan that will serve present and anticipated travel demands in and around the county; and

WHEREAS, it is recognized that the Lake Lure 2007-2027 Comprehensive Plan aligns with the Traffic Study, including but not limited to realizing the following goals:

- TC Goal 1: An efficient, multi-modal transportation system that enhances mobility;
- TC Goal 2: A transportation network that is managed to meet the needs of the community and supports proposed land use patterns;
- TC Goal 4: A connected roadway network;
- ED Goal 1: Diversified economy for a long-term stability;
- ED Goal 2: A balance between residential life and tourism; and

WHEREAS, it is recognized that the Lake Lure Town Center Master Plan, Phase I, aligns with the Traffic Study to help facilitate:

- A Vibrant Destination
- Protected Scenic Views
- Beach Connectivity
- Welcoming Entrance to Chimney Rock State Park
- Inviting & Well Organized Public Space
- Connectivity that improves circulation
- Natural Asset Protection
- Vistas Terminated by Landmarks
- Town Center Transportation Network

WHEREAS, after full study of the Traffic Study and a public hearing, the Commissioners of the Town of Lake Lure believe it to be in the best interest of the Town of Lake Lure to adopt the Traffic Study;

NOW THEREFORE, BE IT RESOLVED: That the Lake Lure & Chimney Rock Village Traffic Study dated April, 29, 2013, be approved as a guide in the development of the transportation system in the Lake Lure Town Center area and the

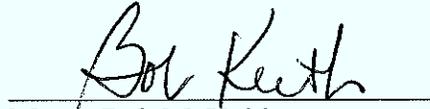
same is hereby recommended to the North Carolina Department of Transportation and Chimney Rock State Park for adoption and implementation.

ADOPTED, this the 21st day of May 2013.

Attest:



Andrea H. Calvert,
Town Clerk



Mayor Bob M. Keith

RESOLUTION 13-05-21A

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LAKE LURE ADOPTING A COMPREHENSIVE TRANSPORTATION PLAN FOR THE LAKE LURE – CHIMNEY ROCK COMMUNITY

WHEREAS, Rutherford County, Town of Lake Lure, Chimney Rock Village, and Chimney Rock State Park actively worked to develop a comprehensive transportation plan for Rutherford County, the State Park and these two municipalities all located within county boundaries; and

WHEREAS, the county, municipalities, and the Department of Transportation are directed by North Carolina General Statutes 136-66.2 to develop a Comprehensive Transportation Plan that will serve present and anticipated travel demands in and around the county; and

WHEREAS, it is recognized that the Lake Lure 2007-2027 Comprehensive Plan aligns with the Comprehensive Transportation Plan, including but not limited to realizing the following goals:

- TC Goal 1: An efficient, multi-modal transportation system that enhances mobility;
- TC Goal 2: A transportation network that is managed to meet the needs of the community and supports proposed land use patterns;
- TC Goal 4: A connected roadway network;
- ED Goal 1: Diversified economy for a long-term stability;
- ED Goal 2: A balance between residential life and tourism; and

WHEREAS, it is recognized that the Lake Lure Town Center Master Plan, Phase I, aligns with the Comprehensive Transportation Plan to help facilitate:

- A Vibrant Destination
- Protected Scenic Views
- Beach Connectivity
- Welcoming Entrance to Chimney Rock State Park
- Inviting & Well Organized Public Space
- Connectivity that improves circulation
- Natural Asset Protection
- Vistas Terminated by Landmarks
- Town Center Transportation Network

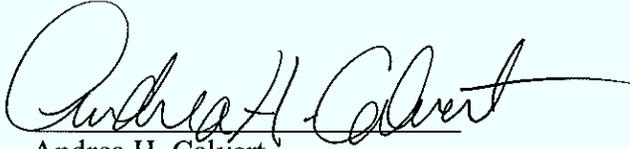
WHEREAS, after full study of the plan and a public hearing, the Commissioners of the Town of Lake Lure believe it to be in the best interest of Lake Lure to adopt a plan pursuant to General Statutes 136-66.22;

NOW THEREFORE, BE IT RESOLVED: That the Lake Lure & Chimney Rock Village Comprehensive Transportation Plan as shown on maps (Sheets 1-5) dated

May, 7, 2013, be approved as a guide in the development of the transportation system in the Lake Lure area and the same is hereby recommended to the North Carolina Department of Transportation for its subsequent adoption.

ADOPTED, this the 21st day of May 2013.

Attest:



Andrea H. Calvert,
Town Clerk



Mayor Bob M. Keith



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Resolution Requesting Smokey Mountain Center to Continue Local Grant Committee Recommendations
Department:	Governing Body
Summary:	NA
Budget:	At the June meeting the Board asked that a resolution be presented at the July meeting requesting that Smokey Mountain Center allow the Local Grant Committee that has been in place for a number of years to continue to review and make recommendations regarding the Maintenance of Effort funds allocated by Rutherford County. A copy of the resolution is on the following page.
Action Needed for Approval:	Motion to approve resolution.
Contact Information:	Carl Classen, County Manager 287-6060 carl.classen@rutherfordcountync.gov

Attachments / click to download

- [Agenda Submittal Form.](#)
- [Resolution Requesting Smokey Mountain Center to Continue Using Local Grant Committee](#)

Resolutions

Whereas, Western Highlands Local Management Entity (LME) formed as a result of the merger of three area programs – Blue, Rutherford-Polk, and Trend – and began operations on January 1, 2004; and

Whereas, in April, 2013 Western Highlands Local Management Entity was advised that it would now be merged with Smokey Mountains Center; and

Whereas, Rutherford County will now become a part of Smokey Mountain Center; and

Whereas, each county in North Carolina must budget funds each year for Maintenance of Effort (MOE) to maintain services; and

Whereas, Rutherford County budgets approximately \$102,000 each year for the MOE; and

Whereas, under Western Highlands, Rutherford County has directed these MOE funds to local grants that are used to fill gaps in mental health, substance abuse and developmentally disabled services, and local needs; and

Whereas, a Local Grant Committee reviews and make recommendations to the Board of County Commissioners regarding the distributions of these MOE funds; and

Whereas, Smokey Mountain Center does not currently provide for the process that has been in place with Western Highlands LME; and

Whereas, Rutherford County believes local citizens serving on the Local Grant Committee are cognizant of the needs of Rutherford County and are knowledgeable in making recommendations that meet those needs.

Now, therefore be it resolved that the Rutherford County Board of Commissioners requests that Smokey Mountain Center allow the Local Grant Committee currently in place in Rutherford County to continue to review and make recommendations regarding the Maintenance of Effort funds allocated by Rutherford County.

Be it further resolved that a copy of this resolution shall be sent to Smokey Mountain Center and to the counties in the Smokey and Western Highlands catchment areas requesting their support for this action.

Approved this the 1st day of July, 2013.



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject: Farmland Preservation Ordinance Change

Department: Governing Body

Summary: At the June 6, 2013 Voluntary Farmland Preservation Board meeting, the Farmland Advisory Board voted to change Article VII. A. 1. a of the Rutherford County Voluntary Farmland Preservation Program Ordinance to remove the “present- use- valuation taxation program requirement” and add “the farm be engaged in agriculture as defined in G.S. 106-581.1”.

This suggested change in the ordinance is to reflect changes in the North Carolina enabling legislation adapted in the 2011 session of the General Assembly.

The original requirements of the Ordinance were:

Article VII.A. 1. a. Be participating in the farm present-use-valuation taxation program established by N.C.G.S.105-277.2 through 105-277.7 or is otherwise determined by the county to meet all the qualifications of this program set forth in G.S. 105-277.3;

The requested change: Page 5

Be engaged in agriculture as that word is defined in G.S. 106-581.1.;

The Farmland Board is recommending the Commissioners adopt this change.

The Farmland Preservation Program Ordinance was approved following a public hearing held on October 2, 2000. It is recommended that the Board call for a public hearing at the August meeting on the ordinance change.

The Ordinance with the recommended change included and the G.S 106-581.1. (Agriculture defined is attached)

Budget: NA

Action Needed for Approval: Call for a public hearing at the August meeting.

Contact Information: Missy York

Cover Memo

Attachments / click to download

- 📄 [Agenda Submittal Form.](#)
- 📄 [Farmland Ordinance Change](#)
- 📄 [Agriculture Defined](#)

**RUTHERFORD COUNTY
VOLUNTARY FARMLAND PRESERVATION PROGRAM
ORDINANCE**

ARTICLE I

TITLE

An ordinance of the Board of County Commissioners of RUTHERFORD COUNTY, NORTH CAROLINA, entitled, "**VOLUNTARY FARMLAND PRESERVATION PROGRAM ORDINANCE.**"

ARTICLE II

AUTHORITY

The article and sections of this program are adopted pursuant to authority conferred by the N.C.G.S. Sections 106-735 through 106-743.

ARTICLE III

PURPOSE

The purpose of this ordinance is to promote agricultural values and general welfare of the county and more specifically, increase identity and pride in the agricultural community and its way of life; encourage the economic and financial health of agriculture; and increase protection from non-farm development and other negative impacts on properly managed farms.

ARTICLE IV

DEFINITIONS

The following are defined for purposes of this ordinance:

Advisory Board: Rutherford County Agricultural Advisory Board.

Chairman: Chairman of the Rutherford County Agricultural Advisory Board.

District: Voluntary Agricultural District as established by this ordinance.

Board of Commissioners: Rutherford County Board of Commissioners.

ARTICLE V
AGRICULTURAL ADVISORY BOARD

A. Creation

The Board of Commissioners establishes an Agricultural Advisory Board to implement the provisions of this program.

B. Membership

The Advisory Board shall consist of seven members appointed by the Board of Commissioners.

C. Membership

1. Each Advisory Board member shall be a Rutherford County resident with each member representing one or more Agricultural Districts.
2. At least five of the seven members shall be actively engaged in production agriculture.
3. The members actively engaged in production agriculture shall be selected for appointment by the Board of Commissioners from the names of individuals submitted to the Board of Commissioners by the Soil and Water Conservation District, the Cooperative Extension Service, the Farm Service Agency Committee, and the Rutherford County Farm Bureau with an effort to have the broadest geographical representation possible.

D. Tenure

The initial Advisory Board is to consist of two appointees for one year; two appointees for terms of two years; and three appointees for terms of three years. Thereafter, all appointments are to be for terms of three years, with reappointment for one consecutive term permitted. After which, these members may be reappointed after a one year absence from the Advisory Board. Subject to the foregoing members of the Advisory Board serve at the pleasure of the Board of Commissioners and can be removed with or without cause.

E. Vacancies

Any vacancy on the Advisory Board is to be filled by the Board of Commissioners for the remainder of the unexpired term. Vacancy should be filled based on membership criteria established in Article V, Section C, Number iii.

F. Advisory Board Procedure

1. Chairman

The Advisory Board shall elect a chairman and vice-chairman each year at its first meeting of the fiscal year. The chairman shall preside over all regular or special meetings of the Advisory Board. In the absence or disability of the chairman, the vice-chairman shall preside and shall exercise all the powers of the chairman. Additional officers may be elected as needed.

2. Jurisdiction

The Advisory Board may adopt rules of procedure not inconsistent with this ordinance or with other provisions of State law.

3. Advisory Board Year

The Advisory Board shall use the Rutherford County fiscal year as its meeting year.

4. Meetings

Meetings of the Advisory Board shall be held at the call of the chairman and at such other times as the Advisory Board may specify in its rules of procedure. Notice of any meetings to the members shall be in writing, unless otherwise agreed to by all Advisory Board members. Quorum of the Advisory Board must be present to conduct official business. A quorum will consist of a majority of the Advisory Board members.

5. Majority Vote

The concurring vote of a majority of the members of the Advisory Board present shall be necessary to: reverse any order, requirement, decision, or determination of the Agricultural Advisory Board; to decide in favor of an applicant; or to pass upon any other matter on which it is required to act under this ordinance.

6. Records

The Advisory Board shall keep minutes of the proceedings showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be filed in the Office of the Advisory Board and shall be a public record.

G. Duties

The Advisory Board shall:

- I. Review and approve applications for qualified farmland and voluntary agricultural districts and make recommendations concerning the establishment and modification of agricultural districts;

2. Conduct public hearings;
3. Advise the Board of Commissioners on projects, programs or issues affecting the agricultural economy or activities within the county that will affect agricultural districts;
4. Review and make recommendations concerning proposed amendments to this ordinance;
5. Study additional methods of farmland preservation and make recommendations to the Board of Commissioners; and,
6. Perform other agricultural related tasks or duties assigned by the Board of Commissioners.

ARTICLE VI

CREATION OF VOLUNTARY AGRICULTURAL DISTRICTS

A. Implementation

In order to implement the purposes stated in Article III, this program provides for the creation of voluntary agricultural districts which meet the following standards:

1. The District shall contain a minimum of 50 contiguous acres of qualified farmland; OR shall contain two or more qualified farms which contain a minimum of 50 acres and are located within a mile of each other.
2. An Agricultural District may be enlarged by adding qualifying farms subsequent to its initial formation.

B. Encourage Information

The county may take such action as it deems appropriate through the Advisory Board or other entities or individuals to encourage the formation of the Districts and to further their purposes and objectives, including the implementation of a public information program to reasonably inform landowners of the farmland preservation program.

C. Display

The Districts shall be marked on county maps displayed for public view in the following county offices:

- I. Register of Deeds
 2. Planning Department
 3. Tax Supervisor
 4. Soil and Water Conservation District
 5. Cooperative Extension Service
 6. Any other office deemed necessary by the Advisory Board.

D. Withdrawal

In the event that one or more participants in the District withdraw and the acreage in the District becomes less than the minimum acreage required in the remaining land being non-contiguous, a voluntary agricultural district will continue to exist so long as there is one qualifying farm.

ARTICLE VII

CERTIFICATION AND QUALIFICATION OF FARMLAND

A. Requirements

- I. To secure county certification as qualifying farmland, a farm must:
 - a.
 - Be engaged in agriculture as that word is defined in G.S. 106-581.1.;
 - b. Be certified by the Natural Resource Conservation Service of the United States Department of Agriculture as being a farm on which at least two-thirds of the land is composed of soils that:
 - i. are best suited for providing food, seed, fiber, forage, timber, forestry products, horticultural crops and oil seed crops;
 - ii. have good soil qualities;
 - iii. are favorable for all major crops common to the county where the land is located;
 - iv. have a favorable growing season and,
 - v. receive the available moisture needed to produce high yields for an average of eight out of ten years;

OR

have been actively used in agricultural, horticultural or forestry operations as defined by N.C.G.S. 105-277.2 (1,2,3) during each of the five previous years, measured from the date on which the determination must be made as to whether the land in question qualifies;

- c. be managed, if highly erodible land exists on the farm, in accordance with the Natural Resource Conservation Service defined erosion-control practices that are addressed to said highly-erodible land;
- d. be the subject of a conservation agreement between the county and the owner of such land that prohibits non-farm use or development of such land for a period of at least ten years, except for the creation of not more than three lots that meet applicable county zoning and subdivision regulations.

ARTICLE VIII

APPLICATION, APPROVAL AND APPEAL PROCEDURE

A. Application Procedure

- 1. A landowner may apply to participate in the program by making application to the chairman of the Advisory Board or a designated staff person. The application shall be on forms provided by the Advisory Board. The application to participate in a district may be filed with the certification for qualifying farmland.
- 2. An agreement to sustain, encourage and promote agriculture must be executed by the landowner and recorded with the Advisory Board.

B. Approval Process

- 1. Upon submission of the application to the Advisory Board, the Advisory Board shall meet within 60 days of receipt to approve or disapprove the application. The chairman shall notify the applicant by first class mail of approval or disapproval of participation in the district.
- 2. Upon receipt of an application, the chairman will forward copies immediately to:
 - a. The Rutherford County Tax Assessor's office; and
 - b. The Rutherford County Soil and Water Conservation District and the Natural Resource Conservation Service. The offices shall evaluate, complete and return their copies to the chairman within 30 days of receipt.

C. Appeal

If an application is denied by the Advisory Board, the petitioner has 30 days from the date of written notification of denial from the Board to appeal the decision to the Board of Commissioners. Such appeal shall be made in writing to the Clerk of the Board of Commissioners at the Rutherford County Annex. The decision of the Board of Commissioners is final.

ARTICLE IX

REVOCAION OF PRESERVATION AGREEMENT

By written notice to the Advisory Board, a landowner of qualifying farmland may revoke the Preservation Agreement or the Advisory Board may revoke the same Preservation Agreement based on non-compliance by the landowner, subject to the same procedure for appeal as stated in Article VIII, Paragraph C. The time for appeal shall begin to run 30 days from the date of notification of revocation of Preservation Agreement. Such revocation shall result in loss of qualifying farm status and loss of eligibility to participate in a District.

ARTICLE X

PUBLIC HEARINGS

A. Purpose

Pursuant to N.C.G.S. 106-740, which provides that no state or local public agency or governmental unit may formally initiate any action to condemn any interest in qualifying farmland within a District until such agency or unit has requested the Advisory Board to hold a public hearing on the proposed condemnation, this ordinance provides for such hearing.

B. Procedure

1. Upon receiving a request, the Advisory Board shall publish notice describing the proposed action in the appropriate newspaper(s) of Rutherford County within five business days of the request, and will in the same notice notify the public of a public hearing on the proposed condemnation, to be held within 30 days of receipt of the request.
2. The Advisory Board shall meet to review:
 - a. if the need for the project has been satisfactorily established by the agency or unit of government involved, including a review of any fiscal impact analysis conducted by the agency involved:
 - b. alternatives to the proposed action that have less impact and are less disruptive to the agricultural activities of the District within which the proposed action is to take place.
3. Land value will not be a factor in the selection between properties under consideration for the proposed action.

4. Within 10 days after the public hearings, the Advisory Board shall make a report containing its findings and recommendations regarding the proposed action. The report shall be made available to the public for comment prior to its being conveyed to the decision-making body of the agency proposing acquisition.
5. Pursuant to N.C.G.S. 106-740, the Board of Commissioners shall not permit any formal initiation of condemnation by local agencies while the proposed condemnation is properly before the Advisory Board within these time limitations.
6. Prior to initiating condemnation proceedings which would convert land in a District to non-farm uses, the county or any other local unit of government shall submit to the Advisory Board a statement that the governmental unit has considered alternatives to condemning farmland in the District.

ARTICLE XI

PUBLIC NOTICE

A. Procedure

1. Upon certification of qualifying farmland and designation of real property as a District, the Rutherford County Land Records System shall be changed to include a notice reasonably calculated to alert a person researching the title of a particular tract that such is located within one-half aerial mile of a voluntary agricultural district.
2. Rutherford County shall require persons applying for a building permit, or persons registering a deed sign the following statement, which shall be maintained at the office of the Advisory Board: "I certify that I have reviewed the most current Rutherford County Agricultural Districting Map found in the Register of Deeds Office. I have noted the proximity of Agricultural District Boundaries to my property. I understand that activities such as pesticide spraying, manure spreading, machinery operation, livestock operations and other common farming activities may occur at any time in these areas."

B. Limit of Liability

In no event shall the County or any of its officers, employees, or agents be held liable in damages for any misfeasance, malfeasance, or nonfeasance occurring in good faith in connection with the duties or obligations imposed by this ordinance.

C. No Cause of Action

In no event shall any cause of action arise out of the failure of a person researching the title of a particular tract to report to any person the proximity of the tract to a qualifying farm or voluntary agricultural district as defined in this ordinance.

ARTICLE XII

SUBDIVISION ORDINANCE REVIEW

Developers of major subdivisions or planned unit developments shall designate on preliminary development plans, the existence of the Districts within one-half aerial mile of the proposed development.

ARTICLE XIII

WAIVER OF WATER AND SEWER ASSESSMENTS

The purpose of this section is to help mitigate the financial impacts on farmers of some local and state capital investments unused by such farmers.

A. No Assessment

A landowner belonging to the District shall not be assessed for or required to connect to water and/or sewer systems.

B. Abeyance

Water and sewer assessments will be held in abeyance, without interest, for farms whether inside or outside a voluntary agricultural district, until improvements on such property are connected to the water or sewer system for which the assessment was made.

C. Termination of Abeyance

When the period of abeyance ends, the assessment is payable in accordance with the terms set out in the assessment resolution.

D. Suspension of Statute of Limitations

Statutes of limitations are suspended during the time that any assessment is held in abeyance without interest.

E. Other Statutory Abeyance Procedures

Nothing in this section is intended to diminish the authority of the County to hold assessment in abeyance under N.C.G.S. 153A-201.

F. Conflict with Water and/or Sewer System Construction and Improvements Grants

To the extent that this section conflicts with the terms of federal, state, or other grants under which county water and/or sewer systems are constructed this section shall not apply.

ARTICLE XIV
CONSULTATION AUTHORITY

The Advisory Board may consult with the Cooperative Extension Service Office, the Natural Resource Conservation Service Office, the North Carolina Department of Agriculture, the Rutherford County Farm Bureau, the North Carolina Farm Bureau, the Rutherford County Board of Commissioners, and any other agency the Advisory Board deems necessary to properly conduct its business.

ARTICLE XV
NORTH CAROLINA AGENCY NOTIFICATION

A. Record Annually with the Department of Agriculture

A record of this ordinance shall be recorded with the North Carolina Commissioner of Agriculture's office after adoption. At least once a year the county shall submit a written report to the Commissioner of Agriculture concerning the status, progress and activities of the county's Farmland Preservation Program, including District information regarding:

1. Number of landowners enrolled;
2. Number of acres applied;
3. Number of acres certified;
4. Number of acres denied;
5. Date certified.

ARTICLE XVI
LEGAL PROVISIONS

A. Severability

If any article, section, subsection, clause, phrase or portion of this ordinance is for any reason invalid or unconstitutional as determined by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

B. Conflict with other Ordinances and Statutes

Whenever the provisions of this ordinance conflict with other ordinances of Rutherford County, this ordinance shall govern. Whenever the provisions of any federal or state statute require more restrictive provisions than are required by this ordinance, the provisions of such statute shall govern.

C. Amendments

This ordinance may be amended from time to time after notification, and in consultation with the Agricultural Advisory Board to the Board of Commissioners.

ARTICLE XVII

ENACTMENT

The Rutherford County Board of Commissioners hereby adopts and enacts the preceding articles and sections of this ordinance.

Adopted this the 2nd day of October, 2000.

Motion for adoption by Vice Chairman Splawn and seconded by Commissioner Hamrick.

RUTHERFORD COUNTY BOARD OF COMMISSIONERS

Chairman

ATTEST:

Clerk to Board of Commissioners

§ 106-581.1. Agriculture defined.

For purposes of this Article, the terms "agriculture", "agricultural", and "farming" refer to all of the following:

- (1) The cultivation of soil for production and harvesting of crops, including but not limited to fruits, vegetables, sod, flowers and ornamental plants.
- (2) The planting and production of trees and timber.
- (3) Dairying and the raising, management, care, and training of livestock, including horses, bees, poultry, and other animals for individual and public use, consumption, and marketing.
- (4) Aquaculture as defined in G.S. 106-758.
- (5) The operation, management, conservation, improvement, and maintenance of a farm and the structures and buildings on the farm, including building and structure repair, replacement, expansion, and construction incident to the farming operation.
- (6) When performed on the farm, "agriculture", "agricultural", and "farming" also include the marketing and selling of agricultural products, agritourism, the storage and use of materials for agricultural purposes, packing, treating, processing, sorting, storage, and other activities performed to add value to crops, livestock, and agricultural items produced on the farm, and similar activities incident to the operation of a farm. (1991, c. 81, s. 1; 2005-390, s. 18; 2006-255, s. 6.)



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	DSS Contract Conflict of Interest Statement
Department:	Governing Body
Summary:	The state Division of Social Services requires that the governing body of a service provider contracted by the Department of Social Services approve and attach a Conflict of Interest statement with a notarized signature indicating the date of adoption. This conflict of interest statement applies only to the contract between Rutherford County DSS and Rutherford County Transit for the provision of Medicaid Transportation Services for fiscal year 2013-14.
Budget:	NA
Action Needed for Approval:	Approve Conflict of Interest Statement.
Contact Information:	John Carroll, DSS Director 287-6171 john.carroll@rutherfordcountync.gov

Attachments / click to download

- [Agenda Submittal Form.](#)
- [DSS Conflict of Interest Policy](#)

ATTACHMENT D

Conflict of Interest Policy

Instructions: *(Use this for all contracts. Page one is to be completed by the Contractor **and** a copy of the Contractor's conflict of interest policy must be submitted. The Contractor can adopt page 1 and 2 as their conflict of interest policy or attach their current adopted policy. Note: Verification is needed on a yearly basis. For contracts extending more than one state fiscal year, the contract file must include documentation that the Conflict of Interest Policy has not changed from the previous year. If the policy has changed, a new conflict of interest policy must be submitted. Remember to delete all instructions in blue italic, (highlighted in yellow).)*

The Board of Directors/Trustees or other governing persons, officers, employees or agents are to avoid any conflict of interest, even the appearance of a conflict of interest. The Organization's Board of Directors/Trustees or other governing body, officers, staff and agents are obligated to always act in the best interest of the organization. This obligation requires that any Board member or other governing person, officer, employee or agent, in the performance of Organization duties, seek only the furtherance of the Organization mission. At all times, Board members or other governing persons, officers, employees or agents, are prohibited from using their job title, the Organization's name or property, for private profit or benefit.

A. The Board members or other governing persons, officers, employees, or agents of the Organization should neither solicit nor accept gratuities, favors, or anything of monetary value from current or potential contractors/vendors, persons receiving benefits from the Organization or persons who may benefit from the actions of any Board member or other governing person, officer, employee or agent. This is not intended to preclude bona-fide Organization fund raising-activities.

B. A Board or other governing body member may, with the approval of Board or other governing body, receive honoraria for lectures and other such activities while not acting in any official capacity for the Organization. Officers may, with the approval of the Board or other governing body, receive honoraria for lectures and other such activities while on personal days, compensatory time, annual leave, or leave without pay. Employees may, with the prior written approval of their supervisor, receive honoraria for lectures and other such activities while on personal days, compensatory time, annual leave, or leave without pay. If a Board or other governing body member, officer, employee or agent is acting in any official capacity, honoraria received in connection with activities relating to the Organization are to be paid to the Organization.

C. No Board member or other governing person, officer, employee, or agent of the Organization shall participate in the selection, award, or administration of a purchase or contract with a vendor where, to his knowledge, any of the following has a financial interest in that purchase or contract:

1. The Board member or other governing person, officer, employee, or agent;
2. Any member of their family by whole or half blood, step or personal relationship or relative-in-law;
3. An organization in which any of the above is an officer, director, or employee;
4. A person or organization with whom any of the above individuals is negotiating or has any arrangement concerning prospective employment or contracts.

D. **Duty to Disclosure** -- Any conflict of interest, potential conflict of interest, or the appearance of a conflict of interest is to be reported to the Board or other governing body or one's supervisor immediately.

E. **Board Action** -- When a conflict of interest is relevant to a matter requiring action by the Board of Directors/Trustees or other governing body, the Board member or other governing person, officer, employee, or agent (person(s)) must disclose the existence of the conflict of interest and be given the opportunity to disclose all material facts to the Board and members of committees with governing board delegated powers considering the possible conflict of interest. After disclosure of all material facts, and after any discussion with the person, he/she shall leave the governing board or committee meeting while the determination of a conflict of interest is discussed and voted upon. The remaining board or committee members shall decide if a conflict of interest exists. In addition, the person(s) shall not participate in the

final deliberation or decision regarding the matter under consideration and shall leave the meeting during the discussion of and vote of the Board of Directors/Trustees or other governing body.

F. Violations of the Conflicts of Interest Policy -- If the Board of Directors/Trustees or other governing body has reasonable cause to believe a member, officer, employee or agent has failed to disclose actual or possible conflicts of interest, it shall inform the person of the basis for such belief and afford the person an opportunity to explain the alleged failure to disclose. If, after hearing the person's response and after making further investigation as warranted by the circumstances, the Board of Directors/Trustees or other governing body determines the member, officer, employee or agent has failed to disclose an actual or possible conflict of interest, it shall take appropriate disciplinary and corrective action.

G. Record of Conflict -- The minutes of the governing board and all committees with board delegated powers shall contain:

1. The names of the persons who disclosed or otherwise were found to have an actual or possible conflict of interest, the nature of the conflict of interest, any action taken to determine whether a conflict of interest was present, and the governing board's or committee's decision as to whether a conflict of interest in fact existed.
2. The names of the persons who were present for discussions and votes relating to the transaction or arrangement that presents a possible conflict of interest, the content of the discussion, including any alternatives to the transaction or arrangement, and a record of any votes taken in connection with the proceedings.

Approved by:

Name of Organization

Signature of Organization Official

Date

NOTARIZED CONFLICT OF INTEREST POLICY

State of North Carolina

County of _____

I, _____, Notary Public for said County and State, certify that

_____ personally appeared before me this day and acknowledged

that he/she is _____ of _____ [enter name of entity]

and by that authority duly given and as the act of the Organization, affirmed that the foregoing Conflict of Interest Policy was adopted by the Board of Directors/Trustees or other governing body in a meeting held on the _____ day of _____, _____.

Sworn to and subscribed before me this _____ day of _____, _____.

(Official Seal)

Notary Public

My Commission expires _____, 20 ____



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Late Applications for OA Homestead Exclusion
Department:	Governing Body
Summary:	The Revenue Department has forwarded two applications for OA Homestead Exclusion that may be approved by the Board of County Commissioners. Information on these applications is on the following page.
Budget:	NA
Action Needed for Approval:	Motion to deny applications for OA Homestead Exclusion.
Contact Information:	Sherry Lavender, Billing/Collections Manager 287-6183 sherry.lavender@rutherfordcountync.gov

Attachments / click to download

- [Agenda Submittal Form.](#)
- [Information on OA Homestead Exclusion Applications](#)

From: [Sherry Lavender](#)
To: [Hazel Haynes](#)
Cc: [Carl Classen](#)
Subject: Agenda Items to approve or deny late applications for OA Homestead Exclusion
Date: Monday, June 24, 2013 3:43:31 PM

Hazel,

Please include the following for the Agenda for July 1, 2013

Revenue Department has received two applications that were submitted after the June 1 deadline to apply for OA Homestead Exclusion. Per NCGS 105-282.1(a1), upon showing good cause by the applicant for failure to make a timely application, an application for exemption or exclusion filed after the deadline can be approved by either the North Carolina Department of Revenue, the local Board of Equalization and Review, the Board of County Commissioners, or by the governing body of a municipality, as appropriate. The following is the names of the applicants filing late and their reason for filing after the deadline:

Shirley T Wood 362 Piney Mountain Rd, Ellenboro NC Ms. Wood received the application form AV-9 and the Doctor Statement form AV-9A in the mail in and waited for her doctor to complete the AV-9A form before filing both forms on June 11, 2013.

William O Justice 450 Oscar Justice Rd, Rutherfordton NC Mr. Justice had received an enforced collections notice and upon talking to our collections staff, he stated he had not heard of the exclusion program and wished to apply for the first time June 14, 2013.

Staff recommendation is to deny both applications and let Revenue staff hold over applications for 2014 tax year timely submission.

Let me know if you have any questions.

Sherry M Lavender

Billing/Collections Manager
Rutherford County Revenue Dept.
sherry.lavender@rutherfordcountync.gov
828-287-6183 phone
828-287-6179 fax

Pursuant to North Carolina General Statutes, Chapter 132, et seq., this electronic mail message and any attachment hereto, as well as any electronic mail message(s) that may be sent in response to it may be considered public record and as such are subject to requests for review.



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject:	Budget Amendments and Amended Livestock Educational Facility Project Ordinance
Department:	Governing Body
Summary:	<p>Budget amendments are on the following page for the Board's consideration.</p> <p>Additional contributions have been received so the Livestock Educational Facility Project Ordinance has been amended.</p>
Budget:	NA
Action Needed for Approval:	<ol style="list-style-type: none">1. Approve budget amendments.2. Approve Amended Livestock Educational Facility Project Ordinance
Contact Information:	<p>Carl Classen, County Manager 287-6060 carl.classen@rutherfordcountync.gov</p>

Attachments / click to download

- [Agenda Submittal Form.](#)
- [Amended Livestock Educational Facility Project](#)
- [Budget Amendments July 1 2013](#)

Budget Amendments		
July 1, 2013		
	Expense	Revenue
GENERAL FUND		
College - Capital Outlay Building	\$ 122,000	
Transfer from College Capital Projects Fund		\$ 122,000
* additional funds for Rutherfordton Learning Center and roofs at the Machining and Welding Shops		
COLLEGE CAPITAL PROJECTS FUND		
Transfer to General Fund - College Capital Outlay	\$ 122,000	
Reserve for Future Projects	\$ (122,000)	
* additional funds for Rutherfordton Learning Center and roofs at the Machining and Welding Shops		
COUNTY CAPITAL PROJECTS FUND		
Shiloh Livestock Educational Facility	\$ 2,337	
Donations		\$ 2,337
*additional donations received; amended project ordinance attached		

COUNTY OF RUTHERFORD
LIVESTOCK EDUCATIONAL FACILITY PROJECT
Ordinance No. 2013-06-03
Amended July 1, 2013

Be it hereby ordained by the Board of Commissioners of Rutherford County, North Carolina, that pursuant to Section 13.2, Chapter 159 of the General Statutes of North Carolina, the following project ordinance is adopted.

SECTION 1: The project authorized is the Livestock Educational Facility Project.

SECTION 2: The Rutherford County staff is hereby directed to proceed with the project within the terms of the budget contained herein.

SECTION 3: The following revenues and resources are anticipated to be available to complete the project activities:

Livestock Educational Facility Project	
Donations	\$61,500

SECTION 4: The following amounts are appropriated for the project activities subject to receipt of donations:

Livestock Educational Facility Project	
Equipment (\$9,500 value)	donated
Grading/Seeding (\$10,000 value)	donated
Pole Building, Guardrail, Chute and Gates	\$52,650
Gravel	\$3,500
Waterline and Power	\$3,350
Cage for Scales and Load Out Ramp	\$2,000
Livestock Educational Facility Project – Total	\$61,500

Section 5. The Finance Officer is hereby authorized to set up and maintain the project within the Capital Projects – Other Fund.

Section 6. The Finance Officer is hereby directed to report quarterly on the financial status of each project element in Section 4 and on the total revenues received or claimed.

Section 7. The Finance Officer is directed to include a detailed analysis of past and future costs and revenues on this project in every budget submission made to this board.

Section 8. Copies of this project ordinance shall be made available to the Finance Officer for direction in carrying out this project.

Adopted this the 3rd day of June, 2013.

Amended the 1st day of July, 2013.

Chairman, Board of Commissioners

ATTEST:

Clerk, Board of Commissioners



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject: Resolution to Reimburse

Department: Governing Body

Summary: The following is a Resolution to Reimburse for lease purchase items approved in the 2013-2014 Budget. A list of the items to be lease purchased is also included.

Budget: NA

Action Needed for Approval: Approve Resolution to Reimburse.

Contact Information: Paula Roach, Finance Director
287-6348
paula.roach@rutherfordcountync.gov

Attachments / click to download

- [Agenda Submittal Form.](#)
- [Resolution to Reimburse](#)
- [Lease Purchase Items](#)

RESOLUTION

RUTHERFORD COUNTY, NORTH CAROLINA

DECLARATION OF OFFICIAL INTENT TO REIMBURSE

This declaration (the "Declaration") is made pursuant to the requirements of the United States Treasury Regulations Section 1.150-2 and is intended to constitute a Declaration of Official Intent to Reimburse under such Treasury Regulations Section.

The undersigned is authorized to declare the official intent of Rutherford County, North Carolina (the "Issuer") with respect to the matters contained herein.

1. **Expenditures to be Incurred.** The Issuer anticipates incurring expenditures (the "Expenditures") for the purchase of vehicles and equipment (the "Project").
2. **Plan of Finance.** The Issuer intends to finance the costs of the Project with the proceeds of debt to be issued by the Issuer (the "Borrowing"), the interest on which is to be excluded from gross income for Federal income tax purposes.
3. **Maximum Principal Amount of Debt to be Issued.** The maximum principal amount of the Borrowing to be incurred by the Issuer to finance the Project is \$952,500.
4. **Declaration of Official Intent to Reimburse.** The Issuer hereby declares its official intent to reimburse itself with the proceeds of the Borrowing for any of the Expenditures incurred by it prior to the issuance of the Borrowing.

Adopted this 1st day of July, 2013.

Chairman, Board of Commissioners

ATTEST:

Clerk, Board of Commissioners

FY13-14 Lease Purchase

Maintenance	Truck	\$	26,000
Maintenance	Van	\$	30,000
Building Inspections	SUV	\$	22,500
Sheriff	3 Sedans	\$	97,500
Sheriff	SUV	\$	36,000
Emergency Management	SUV	\$	44,000
Emergency Services	2 Ambulances	\$	302,000
Social Services	Sedan	\$	18,000
Social Services	SUV	\$	22,500
General Fund Fleet		\$	598,500
Solid Waste Collections	Containers (10)	\$	64,000
Solid Waste Disposals	Wheel Loader	\$	180,000
Solid Waste Disposals	Track Loader	\$	110,000
Solid Waste Fleet/Capital Outlay		\$	354,000
Total Lease Purchase		\$	952,500



Rutherford County

Regular Meeting

Regular Meeting Agenda

July 1, 2013, 6:00 PM

Subject: Tax Collector's Report - July 1, 2013
Department: Governing Body
Summary: NA
Budget: NA
Action Needed for Approval: Information only.
Contact Information: Clair Hubbard, Interim Tax Administrator
287-6214
clair.hubbard@rutherfordcountync.gov

Attachments / click to download

- 📄 [Agenda Submittal Form.](#)
- 📄 [Tax Collector's Report - July 1, 2013](#)

COMMISSIONER'S REPORT
MAY 31, 2013

Description	Levy Collectible	Discounts Taken/Adjustments	Taxes Collected	Accounts Receivable	Collection Pct.	Interest Collected
AD VALOREM TAXES	CURRENT YEAR					
Rutherford County	31,254,384.50	(58,069.05)	76,467.11	1,353,891.99	95.67	(81,315.68)
Special Districts	1,747,758.97	(3,541.58)	(5,017.59)	91,128.22	94.79	(5,601.68)
Solid Waste Fees	2,066,244.84	0.00	(15,570.93)	165,403.18	91.99	0.00
Town Taxes / Fees	6,728,441.65	(12,693.83)	(34,731.23)	273,768.28	95.93	(16,422.71)
Totals	41,796,829.96	(74,304.46)	21,147.36	1,884,191.67		(103,340.07)
AD VALOREM TAXES	DELINQUENT	2002-2012				
Rutherford County	4,889,006.38	0.00	(59,260.77)	3,978,641.32	0.00	(140,658.49)
Special Districts	260,760.25	0.00	(2,612.14)	195,956.40	0.00	(10,199.35)
Solid Waste Fees	278,703.35	0.00	(6,331.21)	175,289.67	0.00	0.00
Town Taxes / Fees	614,448.60	0.00	(25,771.43)	407,878.40	0.00	(29,398.41)
Totals	6,042,918.58	0.00	(93,975.55)	4,757,765.79	0.00	(180,256.25)
In Rem Cost	15,835.09	0.00	0.00	6,481.60		0.00
Garnishments & Bad Check Charges	139,785.18	0.00	(2,490.12)	50,993.06		0.00
2013 DISCOVERIES						
ALL BILLS	5,688.72					
MOTOR VEHICLE TAXE	CURRENT YEAR					
Rutherford County	2,185,610.64	0.00	(8,030.34)	481,819.05	0.00	(28,545.61)
Special Districts	171,744.04	0.00	(1,555.15)	36,589.53	0.00	(2,282.85)
Town Taxes / Fees	377,584.74	0.00	(6,689.51)	91,332.93	0.00	(5,060.89)
Totals	2,734,939.42	0.00	(16,275.00)	609,741.51	0.00	(35,889.35)
MOTOR VEHICLE TAXE	DELINQUENT	2002-2012				
Rutherford County	774,130.46	0.00	(42,634.93)	418,725.07	0.00	(56,679.44)
Special Districts	53,703.02	0.00	(2,773.47)	27,588.37	0.00	(3,980.09)
Town Taxes	155,002.80	0.00	(8,455.65)	86,230.65	0.00	(10,988.04)
Totals	982,836.28	0.00	(53,864.05)	532,544.09	0.00	(71,647.57)
Clair Hubbard Interim Assessor						