



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Meeting Agenda Board of Commissioners

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Monday, May 5, 2014

6:00 PM

Commission Chambers

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### I. Call to Order

A. Pledge of Allegiance

B. Agenda Approval

### III. Public Hearings

A. Public Hearing - CDBG Funds in Economic Development Category

Page 1

Attachments: CDBG Horsehead Corp

### IV. Consent Agenda

A. Minutes of Special Meeting of April 3, 2014

Page 5

Attachments: 2014043 Special Meeting Minutes.doc

B. Minutes of Meeting of April 7, 2014

Page 10

Attachments: 20140407Minutes

C. Minutes of Special Meeting of April 14, 2014

Page 34

Attachments: 20140414minutes2

D. Tax Refunds and Releases - May, 2014

Page 39

Attachments: Tax Refunds Releases May 2014

### 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 five (5) minutes. Written comments submitted prior to the Board meeting will be copied and distributed to the County Commissioners.*

### V. Commissioners/Appointments

A. Appointments to Appellate Board under Animal Control Ordinance

Page 56

Attachments: Richard Williams Email Animal Appellate Board

B. Emergency Medical Services' Week Proclamation

Page 58

Attachments: EMS Week Proclamation 2014

## VIII. New Business

- A.** Request Exemption from NCGS 143-64.32 requiring the Request for Qualifications process for professional services where fees are in an amount less than \$30,000 Page 60  
Attachments: NCGS 143-64 32 Exemption
- B.** Approval of Local Economic Development Agreement for Project Giftwrap (Bonita Pioneer) Page 63  
Attachments: Bonita Packaging EDA
- C.** Accept & Appropriate a Building Reuse and Grant in Support of Project Giftwrap (Bonita Pioneer) Page 68
- D.** Accept & Appropriate a One NC Fund Grant in Support of Project Giftwrap (Bonita Pioneer) Page 69
- E.** Approval of Local Economic Development Agreement for Project Nathan (Team Air, Inc.) Page 70  
Attachments: Team Air Economic Dev Agreement
- F.** Accept & Appropriate a Building Reuse and Grant in Support of Project Nathan (Team Air, Inc.) Page 75
- G.** Accept & Appropriate a One NC Fund Grant in Support of Project Nathan (Team Air, Inc.) Page 76
- H.** Accept & Appropriate a Duke Energy Carolinas Investment Fund Grant in Support of Project VSC (Trelleborg Coated Systems US, Inc.) Page 77
- I.** Accept & Appropriate a One NC Fund Grant in Support of Project VSC (Trelleborg Coated Systems US, Inc.) Page 78
- J.** Rails to Trails Paving Project Page 79  
Attachments: Letter of Recommendation (QG Project 3).pdf  
 BID TAB (RAILS TO TRAILS)  
 Proposed Schedule of Values
- K.** Juvenile Crime Protection Council Allocations for 2014-2015 Page 83  
Attachments: JCPC Funding Allocation
- L.** Tax Appeal of Dwayne Cuthbertson Page 85  
Attachments: Dwayne Culbertson Letter  
 Sherry Lavender Email  
 General Statute 105 318 a 3
- M.** Rutherford County Community Child Protection/Child Fatality Prevention Team Annual Report to the Board of Commissioners Page 91

Attachments: CPT Annual Report - 2013 - 0414.doc

**N.** Political Sign Policy Page 98

Attachments: GEN 14C039 politicalsign policy (2)

**O.** Queen's Gap Project 3 Page 101

Attachments: Letter of Recommendation (QG Project 3).pdf  
BID TAB (Queens Gap Project 3)

**P.** Applied Science Center - ARC Distressed Communities Grant Application Page 104

**Q.** Bids on Audit Services Page 105

**R.** Budget Presentation for 2014-2015 Page 106

## **X. Information**

**A.** Tax Collector's Report - May, 2014 Page 108

Attachments: Tax Collector Report May 2014.pdf

## **XI. Adjournment**

*RUTHERFORD COUNTY IS COMMITTED TO FULL COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT STANDARDS. TRANSLATION SERVICES, ASSISTANCE OR ACCOMMODATION REQUESTS FROM PERSONS WITH DISABILITIES ARE TO BE REQUESTED NOT LESS THAN 3 WORKING DAYS BEFORE THE DAY OF THE EVENT. PLEASE CALL (828) 287-6045.*



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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**File #:** ID 14-273, **Version:** 1

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**Meeting Date:** May 5, 2014

### **Public Hearing - CDBG Funds in Economic Development Category**

**Summary:**

A public hearing will be held to receive comments concerning the county closing out a Community Development Block Grant Project 11-E-2284.

**Budget:**

N/A

**Contact Information:**

Paula Kempton, Isothermal Planning and Development Commission  
287-2281  
pkempton@regionc.org

**Recommended Motion:**

Hear comments.

The Daily Courier:

The ad **must** appear in the non-legal, non-classified section of the paper.

The ad **must** appear in the form of a “Block Ad”.

The ad **must** be published on or before Wednesday, April 23, 2014.

Please bill to: Rutherford County, Attn: Raeann Turner, 289 North Main Street, Rutherfordton, NC 28139

### **Notice of Public Hearing**

The Rutherford County Board of Commissioners will hold a public hearing on Monday, May 5, 2014 beginning at 6:00 pm. The meeting will be held at the County Office Building located at 289 North Main Street, Rutherfordton, NC 28139. The purpose of the hearing is to receive comments from area citizens concerning the county closing out a Community Development Block Grant project 11-E-2284.

Rutherford County was previously awarded \$1,000,000 of CDBG funds in the Economic Development Category from the NC Department of Commerce. The funds were used to assist Horsehead Corporation with the infrastructure of water and sewer improvements. The county expended \$997,768.95 in CDBG funds and will de-obligate any remaining funds. As a result of this assistance the company created over a 100 new full time jobs with full health benefits. A detailed budget of the expenditures will be provided at the Public Hearing.

The Public is invited to attend this meeting. Persons with disabilities who need assistance in order to attend or participate in the meeting should contact, Debra Conner at (828) 287-6060 least 24 hours before the meeting, so that appropriate accommodations can be made.

**Esta información está disponible en español o cualquier otra lengua a petición. Por favor contacto Debra Conner en (828) 287-6060.**

**Public Hearing Agenda For Close Out – CDBG IF Horsehead Project  
11-E-2284**

**In 2011 Rutherford County awarded \$1,000,000 of CDBG funds in the Economic Development Category from the NC Department of Commerce.**

**The funds were used to assist Horsehead Corporation with the infrastructure of water and sewer improvements. The county expended \$997,768.95 in CDBG funds and will de-obligate \$2,231.05 in unused funds that were designated for sewer improvements. As a result of this assistance the company created over a 100 new full time jobs with full health benefits.**

**The Close out documentation for review and signature is attached as part of the agenda.**

| <b>CDBG Activities</b> | <b>Budget</b>       | <b>Expenditures</b>          |
|------------------------|---------------------|------------------------------|
|                        | <b>1,000,000.00</b> | <b>997,768.95</b>            |
| <b>Sewer</b>           | <b>422,150.00</b>   | <b>419,918.95 (2,231.05)</b> |
| <b>Water</b>           | <b>537,850.00</b>   | <b>537,850.00</b>            |
| <b>Planning</b>        | <b>3,500.00</b>     | <b>3,500.00</b>              |
| <b>Administration</b>  | <b>35,000.00</b>    | <b>35,000.00</b>             |

**NORTH CAROLINA DEPARTMENT OF COMMERCE  
COMMERCE FINANCE CENTER (CFC)  
SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

**CLOSEOUT PERFORMANCE REPORT**

Grantee Name:     **Rutherford County**     Grant Number:     **11-E-2284**    

Grantee Address:     **289 N. Main Street Rutherfordton NC 28139**    

1. Citizens' Written Comments. (Attach the following three items unless each item was previously submitted to CFC, in which case they may be incorporated by reference.)
  - a. A copy of each written citizen comment, which was received during the reporting period on the grantee's community development performance under this grant;
  - b. The grantee's assessment of the comment; and
  - c. A description of any action taken or to be taken in response to the comment as required by 4 NCAC 19L .1002.
2. The grantee's authorized official representative must certify the following:
  - a. To the best of his/her knowledge and belief, data in this report is true and correct;
  - b. The records described in 4 NCAC 19L .0911 are being maintained and will be made available upon request; and
  - c. In accordance with Section 101(c)(9) of the Housing and Community Development Act of 1974, the assistance made available under this CDBG grant is not substantially reducing, below the level of support prior to start-up of the CDBG grant reported here, the amount of local financial support for community development activities.

    **William Eckler**      
Typed Name of Authorized Representative

\_\_\_\_\_  
Signature of Authorized Representative

    **Chairman**      
Title

\_\_\_\_\_  
Date

**Preparer Information**

Name:     **Paula Kempton**    

Address:     **111 West Court Street Rutherfordton NC 28139**    

Telephone Number:     **(828) 287-2281 ext. 1263**



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-272, Version: 1

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Meeting Date: May 5, 2014

Minutes of Special Meeting of April 3, 2014

Summary:

Minutes of the special meeting of April 3, 2014 are presented for the Board's consideration.

Budget:

N/A

Contact Information:

Hazel Haynes, Clerk to the Board  
287-6045  
hazel.haynes@rutherfordcountync.gov

Recommended Motion:

Approve minutes.



**Rutherford County  
Meeting Minutes  
Board of Commissioners Work  
Session and Goals Setting**

Thursday, April 3, 2014

5:00 PM

Commission Chambers  
289 North Main Street  
Rutherfordton, NC

**I. Call to Order**

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Chairman Eckler called the special meeting of the Rutherford County Board of Commissioners to order.

**Present:** 4 - Chairperson Bill Eckler, Commissioner Greg Lovelace, Commissioner Julius Owens and Commissioner Roger Richard

**Absent:** 1- Commissioner Holland

**A. Agenda Approval**

**A motion was made by Commissioner Greg Lovelace and seconded by Commissioner Julius Owens that this agenda be approved as amended. The motion carried by the following vote:**

**Aye:** 5 - Commissioner Eckler, Commissioner Lovelace, Commissioner Owens and Commissioner Richard

**Absent :** 1- Commissioner Holland

**II. New Business**

**A. Review of Agenda for April 7, 2014 County Commissioners' Meeting**

County Manager Carl Classen reviewed items on the agenda for the April 7, 2014 County Commissioners' meeting.

Fire Marshall Roger Hollifield gave an update on the fire training facility.

County Manager Carl Classen reported that several meetings had been held on the comprehensive applied science center with School Superintendent Janet Mason and ICC President Walter Dalton. The ARC Distressed Communities grant funding provides approximately \$600,000 in grants to the County over four years, which could certainly help in creating a comprehensive applied sciences initiative, whether it be for curriculum or buildings or some of both. Additionally, by having the plans - all of which are intended to be a continuing work in progress as industry changes - the

County, ICC, and Rutherford County Schools can seek additional grants and other applicable funding.

Because of the great needs for county facilities, schools, and the college; there needs to be a plan so the Board can prioritize. A bond referendum may be the way to fund these needs.

Solid Waste Director James Kilgo advised that he would have a presentation at the regular County Commissioners' meeting regarding litter control.

County Attorney Richard Williams had five proposed amendments to the Animal Control Ordinance in addition to the amendments already provided to the Board. He reviewed these with the Board.

**6:47 PM - Vice Chairman Holland came into the meeting.**

Public Works and Planning Director Danny Searcy presented proposals for the Ruth School Adaptive Reuse Plan.

The Chairman asked about the possibility of a site change for voting in the Primary Election scheduled in May. Elections Director Debbie Bedford said no changes could be made in the site for the primary election as paperwork has already been submitted to the state.

County Manager Carl Classen said if the Board wished to make changes for the General Election, proposals could be provided to the Board in future agendas.

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**RECESS**

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6:10 P.M. - Recess  
6:20 P.M. - Reconvene

**B. Goals for Rutherford County**

County Manager Carl Classen presented goals which had been adopted by the Board in 2013, goals which were discussed at the March 18 meeting, and goals which had been offered by Commissioners. The Board added additional goals during the discussion. The list of goals to be considered by the Board was:

- Vocational/Technical Training Center to keep Rutherford County attractive to new industries
- Move toward public/private Economic Development Organization
- Plan for regional sewer plant
- Water/Sewer Infrastructure
- Work with water suppliers to offer more water service to rural areas
- Continue and expand community based grants
- New library facility in Southern Rutherford County
- New EMS facility in Southern Rutherford County
- 911 backup center

- Site ready property for potential industries.
- Market Daniel Road Property
- School bus garage
- Agriculture/Economic Development Director
- Farmers' Market to be advanced as far as possible this year
- VIPER Tower in Chimney Rock
- Public Records Terminal
- Economic Development "Product" Development
- County-Schools-College Facilities Plan
- 50% Share on Water & Sewer Pilot Project
- Jobs
- Highway 221A Straightening
- HVAC and Roof Plan for Schools and College
- New athletic/soccer complex
- Increase internet/cell services to unserved or underserved areas of County
- Investigate regional MSW or incinerator
- Advocate to move 221/Charlotte Road off-ramp as currently planned by DOT
- 221 Laurel Hill Road Bi-section
- Petition legislators of the State of South Carolina to complete their section of 221

Each Board member selected goals they considered to be top priorities by placing the ten stars provided to each Commissioner by their choices. Following the tabulation of the Board's selections, the top choices were again listed and consolidated with remaining goals which were compatible. The new list was:

- Economic Development Product
  - Jobs
  - Site Ready
  - Market Daniel Road
  - Move to public/private economic development organization
- Southern EMS Station
  - Library Cost Estimate
- Vocational/Technical Training Center (VOCAT) to keep Rutherford County attractive to new industries
  - Jobs
- Water and Sewer Infrastructure
  - Jobs
- County-Schools-College Facilities Plan
- Transportation Advocacy
  - Jobs
  - 221 Four-laning

74 Interstate  
221 Chesnee  
221-A Straightening  
221 Charlotte Road off ramp  
221 Laural Hill bi-section

- Work with schools and TDA on joint soccer/softball/baseball athletic  
Private operation option

The Board discussed the facilities planning for the county, the schools, and the college along with the Vocational/Technical Training Center and made a determination that these are very closely connected. Manager Classen said the schools and college will establish a curriculum. Following this, there will need to be a determination about the facilities.

The goals will be used for budget planning and a report will be provided to the Board at a May meeting.

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### III. Adjournment

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**A motion was made by Commissioner Julius Owens and seconded by Commissioner Roger Richard that the meeting be adjourned. The motion carried by the following vote:**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard.

7:44 P.M. - Adjourned.

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Chairman, Board of Commissioners

ATTEST:

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Clerk, Board of Commissioners



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-270, Version: 1

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Meeting Date: May 5, 2014

Minutes of Meeting of April 7, 2014

### Summary:

Minutes of the regular meeting of April 7, 2014 are presented for the Board's consideration.

### Budget:

N/A

### Contact Information:

Hazel Haynes, Clerk to the Board

287-6045

[hazel.haynes@rutherfordcountync.gov](mailto:hazel.haynes@rutherfordcountync.gov) <<mailto:hazel.haynes@rutherfordcountync.gov>>

### Recommended Motion:

Approve minutes.



# Rutherford County

## Board of Commissioners

### Minutes of Regular Meeting of April 7, 2014

#### I. Call to Order

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Chairman Eckler called the April 7, 2014 regular meeting of the Rutherford County Board of Commissioners to order.

##### A. Pledge of Allegiance

Vice Chairman Holland led in the Pledge of Allegiance.

##### B. Agenda Approval

**Commissioner Lovelace moved to approve the agenda as presented. Commissioner Owens seconded the motion.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard

**Nay:** 0

#### II. Public Comments

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Ms. Anne Mercer, a volunteer with the New Leash on Life Program which is based at the Rutherford County Correctional Center, told the Board that the program was started more than eight years ago. During this time, 224 dogs have been rescued, vetted, trained, and adopted. The trainers have been 445 inmates at the correctional center. The program instills pride and self-esteem in the inmate, and the animals are given a new leash on life. The program is win-win for all.

Ms. Cheri McAlister, also a volunteer with the New Leash on Life Program, said this program is a part of the Community Pet Center. This organization will continue to work in the community to save the lives of dogs.

Rachel Hensley who is with the Community Pet Center said she recently sent an e-mail with requested changes to the Animal Control Ordinance. Proposal 20 states, "*Any animal that exhibits fierce, dangerous, or aggressive behavior or which may be a dangerous animal or has ever been designated a potentially dangerous animal shall not be offered for adoption from the county animal shelter.*" Ms. Hensley asked that this be changed so that each case would be evaluated on a case by case basis.

Mr. Boyce Abernathy presented information to the Board regarding Rutherford County debt which is provided in the Annual Financial Report for year ended June 30, 2013 available on the website. He also stated that the Rutherford County Detention Center is very close to maximum capacity. The detention center was designed to expand toward the courthouse which could double the inmate capacity. This will need to be addressed soon.

Mr. Robin Lattimore, Chairman of the Rutherford County Library Board of Trustees, thanked the Commissioners for the dialogue that is taking place regarding Rutherford County's library services. He presented signed petitions supporting the building of a new EMS/Library in the southeastern part of Rutherford County similar to the EMS/Library in Lake Lure. According to Mr. Lattimore, this would be the most fiscally responsible action as the County has invested \$250,000 in rent for a building that is inadequate. He asked why a facility such as this was afforded to the western portion of the County but has not been afforded to the southern portion.

Mr. Bobby Jones stated his opposition to the change in the location for early voting sites. He said this decision should be made apart from the influence of those who are seeking public office.

Mr. Edith Edwards told the Board that a livestock arena and a Farmers' Market for Rutherford County were proposed several years ago at a cost of \$2,000,000. The County now has a livestock arena and a Farmers' Market using non-county money. Ms. Edwards is opposing high cost that is being proposed again. A private company had offered to provide ambulances and a building at that company's expense, but the Board had voted not to accept the offer. EMS has expanded to Cliffside at a rental cost well below the cost of a new building. She supported the partnership with Cliffside as the cost for a new building would pay the rent for 50 years at today's rates.

### **III. Public Hearings**

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#### **A. Public Hearing - County Service Districts Amendment for Fire Protection**

Chairman Eckler asked that the Board vote to excuse him from the discussion on the County Service Districts Amendment for Fire Protection as he has a conflict.

**Commissioner Lovelace moved to excuse Chairman Eckler. Commissioner Owens seconded the motion.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard

**Nay:** 0

6:23 P.M. - Chairman Eckler left the meeting room. Vice Chairman Holland assumed the chair.

At 6:23 P.M. Vice Chairman Holland opened the public hearing to hear comments regarding the changes in the Fire Protection Service Districts pursuant to North Carolina General Statute Section 153A-304.3(b). A map of the proposed districts had been available for public inspection in the office of the Clerk to the Board.

Fire Marshal Roger Hollifield provided a slide presentation depicting the 6-mile fire insurance district, the fire protection service districts, the Cliffside Fire Service District changes due to a new substation, Rutherford County Outside Response Area Fire District, and a comparison of current outside response area verses proposed outside response area. These changes may assist in providing a reduction in fire insurance premiums to approximately 205 property owners.

No one else wished to speak.

At 6:25 P.M. Vice Chairman Holland declared the Public Hearing to be closed.

Chairman Eckler returned to the meeting.

#### **IV. Consent Agenda**

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County Manager Carl Classen said Items C. Minutes of Special Meeting of February 27, 2014 and Item E. Minutes of March 3, 2014 meeting had clerical errors which had been corrected. He asked that the Board remove Items C and E from the Consent Agenda.

**Commissioner Owens moved to approve the Consent Agenda with Items C and E removed. Vice Chairman Holland seconded the motion.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard

**Nay:** 0

Consent agenda items approved were:

- A.** Minutes of Special Meeting of November 4, 2013
- B.** Minutes of Special Meeting of February 21, 2014
- D.** Minutes of Special Meeting of March 3, 2014
- F.** Minutes of Special Meeting of March 18, 2014
- G.** Tax Refunds and Releases - March 3, 2014  
Refund amount totaling \$9,952.00  
Releases greater than \$100 totaling \$9,508.19  
Releases less than \$100 totaling \$1,674.69  
(A copy of these tax refunds and releases is typed in the Minute Book.)
- H.** Tax Refunds and Releases - April 7, 2014  
Refund amount totaling \$2,407.48  
Releases greater than \$100 totaling \$4,888.61  
Releases less than \$100 totaling \$1,882.15  
(A copy of these tax refunds and releases is typed in the Minute Book.)

Commissioner Owens moved to approve Item C. Minutes of Special Meeting of February 27, 2014 and Item E. Minutes of March 3, 2014 meeting as corrected. Commissioner Richard seconded the motion.

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard  
**Nay:** 0

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## V. Commissioners/Appointments

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### A. Appointment to Cliffside Sanitary District

Mr. Chad Radford had resigned from the Cliffside Sanitary District Board of Directors. Ms. Lynne Starr-Vasquez who lives in the district has indicated her willingness to serve on the board.

Commissioner Lovelace moved to appoint Ms. Starr-Vasquez to the Cliffside Sanitary District Board of Directors. Vice Chairman Holland seconded the motion.

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard  
**Nay:** 0

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## VI. Commissioner Reports

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### A. Alternates for the Board of Equalization and Review for 2014 - Commissioner Richard

Commissioner Richard asked that the Board discuss the appointment of alternates to the Board of Equalization and Review for 2014. He had appointed Mr. Jeffrey Keller as his alternate at the last meeting.

County Attorney Richard Williams told the Board that pursuant to N.C. General Statute 105-322 which establishes and governs the E&R Boards, there is no provision whatever for having alternates – but it does not forbid them, either.

The following procedures would need to be followed if the Board chooses to use alternates.

- 1) Alternates cannot fill in on a meeting by meeting basis, but might be fine on a case-by-case basis.
- 2) Alternates need to attend every meeting of the Board except for actual appeals in which the alternates are not involved.

Commissioner Richard made a motion that the Board members appoint alternates to the 2014 Board of Equalization and Review. The motion died for lack of a second.

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## VII. Old Business

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**A. County Service Districts Amendments for Fire Protection**

**Commissioner Owens made a motion to excuse Chairman Eckler as he had a conflict with the County Service Districts Amendments for Fire Protection. The motion was seconded by Vice Chairman Holland.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard

**Nay:** 0

6:34 P.M. - Chairman Eckler left the meeting.  
Vice Chairman Holland assumed the chair.

Resolutions were presented for the Board's consideration following the public hearing held earlier in the meeting regarding amendments for county service districts for fire protection.

**Commissioner Lovelace made a motion to approve the resolution approving insurance district boundaries. Commissioner Owens seconded the motion.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard

**Nay:** 0

**RUTHERFORD COUNTY BOARD OF COMMISSIONERS  
RESOLUTION  
APPROVING INSURANCE DISTRICT BOUNDARIES**

**WHEREAS**, Chapter 153A-233 of the North Carolina General Statutes authorizes the Board of Commissioners of any County to designate the boundaries of fire insurance districts for the purpose of insurance grading; and

**WHEREAS**, the fire district boundaries in the unincorporated portion of Rutherford County need to be revised to reflect changes; and

**WHEREAS**, the Rutherford County Fire Marshal has caused to be created new fire insurance district maps using the GIS system as shown in Exhibit "A";

**NOW, THEREFORE IT BE RESOLVED** that the Rutherford County Board of Commissioners approves the boundary lines of the fire insurance districts as shown in Exhibit "A", exclusive of current or future municipal town limits, and as represented in the GIS produced maps certified by the County Fire Marshal.

**ADOPTED** this the 7<sup>th</sup> day of April, 2014.

**Commissioner Owens made a motion to approve the resolution that would approve placing a parcel in the Cliffside Fire Protection Service District in the Ellenboro Fire Protection Service District. Commissioner Lovelace seconded the motion.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard

**Nay:** 0

**COUNTY OF RUTHERFORD  
NORTH CAROLINA**

**RESOLUTION**

**WHEREAS**, the County of Rutherford (hereinafter referred to as County) has established county service districts pursuant to Article 16 of Chapter 153A of the North Carolina General Statutes for the purposes of fire protection (hereinafter referred to as County Service Districts); and

**WHEREAS**, these county service districts were established on the basis that would maximize the number of individual tracts of real property located within Rutherford County that would be located within six (6) miles of an established fire department; and

**WHEREAS**, in order to implement this purpose, each individual tract of real property was placed within the six-mile radius of the nearest said fire department as best as could be determined using tax maps, aerial photographs, and other methods by County staff; and

**WHEREAS**, petitions have been received from the owners of individual tracts of real property requesting that their respective individual tracts be adjusted to a different county service district; and

**WHEREAS**, the petitions as approved herein reflect changes that keep all tracts within the six-mile radius of an established fire department and such adjustment maintains the integrity and purpose of the county service districts.

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

That pursuant to the authority in N. C. Gen. Stat. §153A-304.3(a), the Board of Commissioners for the County does hereby declare that the boundaries of certain county service districts established pursuant to N.C. Gen. Stat. 153A, Article 16, be amended and adjusted between respective adjoining county service districts as follows:

One parcel identified as Tax PIN 1634279, presently a part of Cliffside Fire Protection Service District, to be placed in the adjoining Ellenboro Fire Protection Service District.

**IN WITNESS WHEREOF**, the County of Rutherford has caused this instrument to be signed in its corporate name by its Chairman, attested by its Clerk to the Board, and its corporate Seal affixed, this 7th day of April, 2014.

**Commissioner Owens made a motion to approve the resolution that declares that the boundaries of certain county service districts established pursuant to N.C. Gen. Stat. 153A, Article 16, be amended and adjusted between respective adjoining county service districts. Commissioner Lovelace seconded the motion.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard

**Nay:** 0

COUNTY OF RUTHERFORD  
NORTH CAROLINA

**RESOLUTION**

**WHEREAS**, the County of Rutherford (hereinafter referred to as County) has established county service districts pursuant to Article 16 of Chapter 153A of the North Carolina General Statutes for the purposes of fire protection (hereinafter referred to as County Service Districts); and

**WHEREAS**, these county service districts were established on the basis that would maximize the number of individual tracts of real property located within Rutherford County that would be located within six (6) miles of an established fire department; and

**WHEREAS**, in order to implement this purpose, each individual tract of real property was placed within the six-mile radius of the nearest said fire department as best as could be determined using tax maps, aerial photographs, and other methods by County staff; and

**WHEREAS**, certain individual tracts of real property were erroneously placed into the wrong county service district due to such factors as access being through other property served by a different fire department or by simple error or inadvertence; and

**WHEREAS**, certain other individual tracts of real property have subsequently entered into the six-mile radius of the nearest said fire department and may now be included in that relevant county service district; and

**WHEREAS**, it is the desire of the County to both correct any errors and to include tracts subsequently entering the six-mile radius by changing the boundaries of adjoining county service districts in such a manner as to ensure that each such tract is actually served by the appropriate fire department .

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

That pursuant to the authority in N. C. Gen. Stat. §153A-304.3(a), the Board of Commissioners for the County does hereby declare that the boundaries of certain county service districts established pursuant to N.C. Gen. Stat. 153A, Article 16, be amended and adjusted between respective adjoining county service districts as follows:

1. Certain parcels identified on Exhibit "C" attached hereto, presently a part of the Outside Response Area Service District, to be placed in the adjoining Cliffside Fire Protection Service District as shown in Exhibit "B" attached hereto.
2. Certain parcels identified as Tax PIN 1646068 and part of 418339 and 424737, presently a part of the Sandy Mush Fire Protection Service District, to be placed in the adjoining Forest City Rural Fire Protection Service District.
3. Certain parcels identified as Tax PIN's 1639342, 1609806, 808984 and 1639343, presently a part of the Outside Response Area Service District, to be placed in the adjoining Green Hill Fire Protection Service District.
4. Certain parcels identified as Tax PIN's 1605812, 1402968, 1605369, presently a part of Danielstown Fire Protection Service District six mile area, to be placed in the same service district's five mile area as shown in Exhibit "B" attached hereto.

**IN WITNESS WHEREOF**, the County of Rutherford has caused this instrument to be signed in its corporate name by its Chairman, attested by its Clerk to the Board, and its corporate Seal affixed, this 7th day of April, 2014.

**B. Update on Fire Training Facility**

The County Manager reported that meetings had been held with Isothermal Community College recently regarding the fire training facility. The college is working on the project and has received authorization to move forward on negotiations on the purchase of property for access. A Request for Proposals is being prepared for architectural services.

**C. Update on Comprehensive Applied Science Center**

At the October 7, 2013 meeting, the Board directed the County Manager to work with the School

Superintendent and the President of Isothermal Community College to discuss, investigate, and report back to the County Commissioners on creating an Applied Sciences Center that will prepare Rutherford County students for trade and technical careers serving industry in Rutherford County and surrounding region. The Board further directed and authorized the County Manager to apply for and execute grant funding to further the discussion and investigation of an Applied Sciences Center.

The role in education that had traditionally been called vocational education and is presently called applied sciences has become increasingly important due to high-tech manufacturing jobs and the specialized knowledge and skills required to design, operate, and maintain modern manufacturing equipment. Recent discussions at the State and local level have sought to find a cost-effective way to best train Rutherford County students to take advantage of these career opportunities and to educate skilled employees for current and future local manufacturers.

The Manager has been meeting with Rutherford County School Superintendent Janet Mason and Isothermal Community College President Walter Dalton regarding the Applied Science Center.

A meeting had been held earlier in the day with the Appalachian Regional Council which is a major funding source for getting the project underway. An industry group will be formed to work with the college to form a curriculum. It is important to build a program that meets the current and future needs of industry. The applied sciences center has been selected as one of the County's major goals.

#### **D. Report on Development of Litter Control Program**

Solid Waste Director James Kilgo provided information on the development of a litter control program which is underway in Rutherford County. His presentation included a video of Governor Pat McCrory who has announced a litter campaign in North Carolina. The Governor stated that litter causes accidents which cause insurance rates to increase. If recyclable items were recycled, approximately \$300,000,000 would be saved as the cost to pick up a piece of litter is 30 cents. Litter also makes neighborhoods more vulnerable to crime.

#### **E. Rutherford County Animal Code Update**

At the February meeting County Attorney Richard Williams provided a proposed update to the present Rutherford County Code which relates to animal control. He had held discussions with folks in both the District Attorney's and the Sheriff's Offices regarding issues involving the current code. It has been two decades since the Code was last substantively amended. Many new state laws have been passed during this time. Therefore some inconsistencies have been created. Attorney Williams' said his draft would remove the inconsistencies and comply with the state law. A public hearing was held on the proposed update to the Rutherford County Code at the March 3 meeting. The Board tabled the Animal Control Ordinance draft until the April meeting or until such time as the County Attorney had had time to address the concerns presented and formulate these into the draft of the ordinance.

The ordinance changes were presented to the Board for their consideration along with staff and technical proposals.

**Commissioner Richard made a motion to approve the Animal Control Ordinance update. Vice Chairman Holland seconded the motion.**

**Chairman Eckler moved to amend the main motion to include the technical and staff proposed amendments to the Animal Code update. Commissioner Owens seconded the motion. The vote on the motion was as follows:**

**Ayes: 5** Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard.

**Noes: 0**

**The vote on the amended main motion was as follows:**

**Ayes: 5** Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard.

**Noes: 0**

## **APPENDIX C TO RUTHERFORD COUNTY CODE – “HEALTH REGULATIONS”**

### **ARTICLE I SECTION 1**

- Under Article I, Section I, delete current definition of “Dangerous Dog” including Exception, “Keeper”, and “Owner”
- Under Article I Section I, add new definitions for “Animal control director”, “Animal control officer”, “Appellate Board”, “Dangerous Animal”, “Domestic Animal”, “Potentially Dangerous Animal”, “Owner”, “Owner’s real property”, and “Secure Enclosure” as follows

*Animal control director:* sworn deputy of the Rutherford County Sheriff’s Office appointed by the Sheriff of Rutherford County to direct animal control matters within Rutherford County and to perform such duties as defined under this ordinance.

*Animal control officer:* any sworn deputy of the Rutherford County Sheriff’s Office assigned by the Sheriff of Rutherford County to perform animal control duties. The animal control director shall be considered an animal control officer for the purposes of this ordinance.

*Appellate Board:* the board established herein to hear appeals of any designation of an animal as a potentially dangerous animal or for any other such matters as set forth herein.

*Dangerous Animal:* any animal that:

- A. Without provocation has killed or inflicted severe injury on a person; or
- B. Has been determined by the person or board designated by the County to be potentially dangerous because the animal has, on another occasion, engaged in one (1) or more of the behaviors deemed potentially dangerous as set forth in the definition of “potentially dangerous animal” herein; or
- C. Any dog that is harbored primarily or in part for the purposes of dog fighting, or any dog trained for dog fighting; or
- D. An animal that has been declared a potentially dangerous animal without the animal owner appealing such determination within the prescribed time.

*Domestic Animal:* any of various animal species such as domestic dogs, domestic cats, horses, sheep, cattle, goats, hogs, poultry, et al, traditionally kept, cared for, sheltered, fed or harbored for use as a companion animal or otherwise domesticated by man so as to live and breed in a tame condition.

*Potentially Dangerous Animal:* any animal that has been determined to have:

- A. Inflicted a bite on a person that resulted in broken bones or disfiguring lacerations or required cosmetic surgery or hospitalization; or
- B. Killed or inflicted severe injury upon a domestic animal when not on the owner's real property; or

*Owner:* any person, group of persons, firm, partnership or corporation owning, keeping, having custody or control over, sheltering, feeding, harboring or allowing animal to remain on or about their property for more than seventy-two (72) consecutive hours. Owner does not include veterinarians or commercial kennel operators temporarily maintaining on their premises for a period of less than thirty (30) days animals owned by other persons. In the event that the owner is a minor, for the purposes of this ordinance, the parent or legal guardian of such minor shall be considered the owner.

*Owner's real property:* any real property owned or leased by the owner of the animal, but does not include any public right-of-way or a common area of a condominium, apartment complex, or townhouse development.

*Secure enclosure:* a fence or structure from which an animal cannot escape by any means unless freed by the owner and which has been approved by animal control officer. None of the following shall be considered a secure enclosure: a chain or leash attached to any fixed object or any form of non-physical restraint system, including but not limited to electronic fence or shock collar.

- Rename certain Section titles of Article IV as follows:

Sec. I – Designation of potentially dangerous animal.

Sec. II – Owner appeal of potentially dangerous animal designation

Sec. III – Preventive measures and control of dangerous animal and potentially dangerous animal

- Amend Article IV Section I (1) as follows:

(1) If the animal control director, after investigation supported by the evidence, finds that any animal fulfills any section of the definition for “dangerous animal” or for “potentially dangerous animal”, then that animal shall be designated or declared a potentially dangerous animal.

- Amend Article IV Section I (3) as follows:

(3) The owner may appeal the determination by filing written objections with the animal control director within three (3) days. If the owner does not appeal the determination within three (3) days of the communication of the animal control director's decision, then the determination shall be final.

- Amend Article IV Section 1(4) as follows:

(4) The owner must allow animal control officers to make whatever inquiries are deemed necessary to assure compliance with this ordinance which includes giving any details of the dangerous animal or potentially dangerous animal, the incident being investigated or such others as disclosed in the course of such investigation, dates, names, addresses, telephone numbers, and accounts by witnesses. An Inspection of the owner's real property or such other premises where the dangerous animal or potentially dangerous animal is confined must be allowed to the animal control officer or other appropriate authority.

- Amend Article IV Section 1(5) as follows:

(5) Any animal that has been designated as a dangerous animal or as a potentially dangerous animal under this ordinance may not be offered for sale or adoption.

- Add new Article IV Section 1(6) as follows:

(6) For the purposes of this ordinance, there shall be no determination of dangerous dog or potentially dangerous dog for the following:

- (a) A dog being used by a law enforcement officer to carry out the law enforcement officers official duties;
- (b) A domestic animal where the injury inflicted by the domestic animal was sustained by a person who, at the time of the injury, was committing a willful trespass or other tort, was tormenting, abusing, or assaulting the domestic animal, had tormented, abused, or assaulted the domestic animal, or was committing or attempting to commit a crime; or
- (c) A domestic animal where the said domestic animal inflicted the injury upon another domestic animal while in defense of an attack by that other domestic animal upon itself or upon its young.

- Move Article IV Section II (1) to create a new Article IV Section III (1) and amend as follows:

(1) If the owner of an animal that has been designated as a potentially dangerous animal or meets the definition of a dangerous animal is unwilling or unable to comply with the requirements set forth in this ordinance for keeping a dangerous animal or a potentially dangerous animal then the owner must, within three (3) working days of receipt of the communication of such designation, surrender possession of the animal to an animal control officer or have the animal humanely euthanized by a licensed veterinarian approved by the health director.

- Renumber all subsections of Article IV Section II to reflect the removal of subsection (1).

- Amend Article IV Section II (1) [formerly (2)] as follows:

(1) Any appeal of the determination of potentially dangerous animal pursuant to Article IV Section I (3) received by the animal control director will be considered an appeal to the Appellate Board. The Appellate Board shall consist of three members, including: two individuals appointed by the Board of Commissioners of Rutherford County, one of whom must be a licensed veterinarian; and the health director, who shall serve as the chair of the Appellate Board. The hearing shall be scheduled within ten (10) days of the filing of the written objections by the owner with the animal control director. The hearing shall be conducted pursuant to the provisions of N.C. Gen. Stat. 67-4.1 et seq.

- Amend Article IV Section II (2) [formerly (3)] as follows:

(2) Owner shall make any appeal from the final decision of the Appellate Board by filing notice of appeal and a petition for review to the Rutherford County Superior Court, with copy sent to the animal control director, within ten (10) days of the final decision of the Appellate Board. If the owner fails to make such appeal of the decision of the Appellate Board, then the decision of the Appellate Board shall be final.

- Redesignate Article IV Section III as Article IV Section III (2) and amend as follows:

(2) It shall be unlawful for any owner to keep any dangerous animal or potentially dangerous animal within the county, unless it is confined within a secure enclosure at all times, or, if beyond the owner's real property, it is securely restrained by leash or chain, muzzled and under control of an individual physically able to restrain the animal at all times. In addition to these requirements, the animal control director shall have authority to require the owner of a dangerous animal or an animal designated a potentially dangerous animal to comply with specific preventive measures, including but not limited to the following, which measures not intended as a comprehensive or exclusive listing of measures which may be required by the animal control director or by any animal control officer acting at the direction of the animal control director:

- (a) Necessary repairs or improvements of any type or kind to any fence or structure forming a part of the secured enclosure to ensure its effectiveness in preventing the dangerous animal's or potentially dangerous animal's escape, including but not limited to measures against escape by digging under or jumping over such fence or structure.
- (b) Measures to ensure that any gate forming part of the secured enclosure will remain secure against escape of the dangerous animal or potentially dangerous animal and/or against entrance by children.
- (c) Requiring owner to permanently identify the dangerous animal or potentially dangerous animal by means of tattooing or insertion of microchip by a licensed veterinarian.
- (d) Posting of signage of no less than twelve inches by eight inches (12" x 8") in stating "Beware of Dog" or "Beware of Dangerous Animal" or similar warning approved by the animal control officer.
- (e) Requiring the animal to be spayed or neutered.
- (f) Such other requirements to ensure that the dangerous animal or the potentially dangerous animal will not escape the secured enclosure or ensure the public safety.

The animal control director shall deliver a written order to the owner including any such requirements for the keeping and maintenance of the potentially dangerous animal or dangerous animal. Owner shall have ten (10) calendar days to comply with the written order. The written order shall further state that failure to comply within the time period prescribed may result in the assessment of civil penalties and/or seizure of the animal. The animal control director shall have the authority to allow reasonable extensions of time limits based on good faith progress of implementation of the preventive measures, which extensions of time must be in writing. An animal control officer may confiscate and impound the dangerous animal or potentially dangerous animal until the owner completes the required preventive

measures. The owner of the dangerous animal or potentially dangerous animal will be responsible for all fees and costs incurred to house, feed, and care for said animal during such impoundment.

- Add new Article IV Section III (3) as follows:

(3) It shall be unlawful for the owner to fail to comply with the written order to take preventive measures within the designated time for compliance stated in the written order or any written extension thereof. Any animal control officer shall have the authority to seize and impound the dangerous animal or potentially dangerous animal if the owner fails to comply with the written order. Each day of non-compliance shall constitute a new violation.

- Add new Article IV Section III (4) as follows:

(4) Any animal control officer shall have the authority at any time and from time to time to inspect the owner's real property or any such premises upon which any dangerous animal or potentially dangerous animal is confined for the limited purpose of ascertaining and determining owner's compliance with the requirements of the written order and any other requirements of this ordinance or of N.C. Gen. Stat. 67-4.1 et seq.

- Add new Article IV Section III (5) as follows:

(5) The owner must notify an animal control officer of any change in status of any dangerous animal or potentially dangerous animal within twenty-four (24) hours of learning, or hearing, that it is loose, unconfined, has attacked another person or domestic animal, or has died.

- Add new Article IV Section III (6) as follows:

(6) Any animal previously designated a potentially dangerous animal that is subsequently found by the animal control director to have engaged in a new incident that meets the definition of potentially dangerous animal as defined in this ordinance shall be impounded and euthanized in a humane manner.

- Redesignate Article IV Section V as Article IV Section II (4) and amend as follows:

(4). In the event an owner appeals the determination of the animal as a potentially dangerous animal the said animal may be impounded by any animal control officer at the owner's expense pending the outcome of the appeal process unless the owner complies with the written order for preventive measures by the animal control director. Any such expense undertaken by the owner to comply with such written order shall be solely at owner's expense with no compensation by the County unless the appeal results in the designation of potentially dangerous animal being overturned.

- Renumber and redesignate Article IV Section VI as Article IV Section V and renumber and redesignate Article IV Section VII as Article IV Section VI.

- Delete Article IV Section VI [old Section VII] and replace with new language as follows:

(1) Notwithstanding any civil penalties outlined herein, any person violating the provisions of this ordinance may be found guilty of a misdemeanor under N.C. Gen. Stat. 14-4 and as provided in

N.C. Gen. Stat. 153A-123, and may be subject to a civil penalty of not more than five hundred dollars (\$500.00) or imprisonment, or both, for each offense. For a continuing violation, each day's violation may be deemed a separate offense.

(2) This ordinance may be enforced by an appropriate equitable remedy, injunction or order issuing from a court of competent jurisdiction pursuant to N.C. Gen. Stat. 153A-123(d) and (e).

(3) Use of any remedy herein shall not preclude those penalties and strict liability as set forth in N.C. Gen. Stat. 67-4.3 and 4.4.

(4) Animal control officers may issue civil penalty citations in accordance with the civil penalty and fee schedule which is adopted by resolution of the Board of Commissioners and is incorporated herein by reference. Any such civil penalties may be appealed to the Appellate Board.

- Amend final paragraph of Article V Section II as follows:

Any animals that exhibit fierce, dangerous, or aggressive behavior or which may be a dangerous animal or has ever been designated a potentially dangerous animal shall not be offered for adoption from the county animal shelter.

#### **F. Ruth School Adaptive Reuse Plan**

In accordance with the Ruth School Adaptive Reuse Plan as accepted by the Board of Commissioners in March, 2014, the County's Staff reviewed the Ruth School Adaptive Reuse Plan and the concepts which offer several alternatives to how the Ruth School property could be reused. After thorough review of these alternatives, it was the Staff's recommendation these varying scenarios be prioritized based on estimated expenses in ascending order. The logic for the prioritization is based upon minimizing expenditures while improving the safety of risks posed on the property.

#### **Ruth School Reuse Plan Action Options**

- a) Concept 1B: The first concept as stated in the reuse plan suggests divesting the County of the Ruth School property. Alternate Scenario 1B under the first concept is to sell the school and land. It is recommended to offer the School and grounds for sale for a period of 30-180 days working with a local realtor for this offering. This alternative would require little to no County funding.
- b) A combination of Concepts including basic stabilization to prevent entry/access into the Main building and gymnasium along with shoring up the roof damage of the Main building while demolishing the annex facility which is beyond repair. This option would essentially safe the property until such time that the future Hwy 221 expansion interchange is constructed, at which time the County could offer the property for sale.
  - Remove environmental hazards & demolish annex facility - \$170,000
  - Shore up Main building and gym - \$30,000
  - Total: \$200,000
- c) Concept 1A: Remove environmental hazards, demolish the Ruth School and grade site.
  - Demolish annex facility: \$170,000
  - Demolish Main building \$350,000
  - Demolish gymnasium: \$65,000

- Total \$585,000

d) Concept 2A: Stabilize the Ruth School as a future asset with a tenant. Under this option, it is recommended that the County petition proposals from the private development sector for a partner to improve the property. This option would place the responsibility on the private developer to develop the most effective strategy for the property. Options could potentially include rehabilitation and restoration, or renovation, etc. This Board of County Commissioners would have final approval of any subsequent strategies along with partnering in the financial process if this approach is considered. Any budget impacts would be considered at the time private partners present development strategies. At this time no private development partners have been identified.

e) Concepts 3A and 3B: are to upgrade and rehabilitate the Ruth School and each alternative are in excess of \$1,000,000. This concept is not fiscally feasible at this time without significant funding from private donors/grants. At this time no private funds have been identified.

These priorities are based upon the concepts noted in the reuse plan while coupled with a financially conservative approach and mitigating safety risks posed on the property.

**Commissioner Richard moved to table this until budget discussions are held.  
Commissioner Lovelace seconded the motion.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace,  
Commissioner Owens and Commissioner Richard  
**Nay:** 0

## VIII. New Business

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### A. Proclamation - National Day of Prayer

A motion was made by Commissioner Owens and seconded by Commissioner Lovelace that the National Day of Prayer Proclamation be approved. The motion carried by the following vote:

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace,  
Commissioner Owens and Commissioner Richard  
**Nay:** 0

#### A Proclamation

*By the Rutherford County Board of Commissioners*

**Whereas**, from the earliest days of our county's history, people have turned to Almighty God for help and guidance; and

**Whereas**, in times of national crisis when the country is striving to strengthen the foundations of peace and security, citizens stand in special need of divine support; and

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**Whereas**, the Congress, by a joint resolution approved on April 17, 1952 (66 Stat. 64), has provided that the President "shall set aside and proclaim a suitable day each year, other than a Sunday, as a National Day of Prayer, on which the people of the United States may turn to God in prayer and meditation"; and

**Whereas**, the first Thursday of May has been designated, by the Congress of the United States, as the National Day of Prayer; and

**Whereas**, the Rutherford County Board of Commissioners recognizes that distinction; and

**Whereas**, the Rutherford County Board of Commissioners recognizes the need for our citizens to join in this prayer effort; and

**Whereas**, the *If My People Ministry* has organized a National Day of Prayer Rally, at Crestview Baptist Church, at 6:30 PM on May 1<sup>st</sup>; and

**Whereas**; the 2014 National Day of Prayer theme is ONE VOICE UNITED IN PRAYER.

**Now, therefore, be it hereby resolved** that the Rutherford County Board of Commissioners encourages Rutherford County citizens to unite in prayer on that date.

**Adopted** this the 7<sup>th</sup> day of April, 2014

**B. Community Project Grants**

The Community Project Grant period was concluded for fiscal year 2013-2014. The Community Project Grant Committee evaluated a total of eleven submitted grant applications. These applications were reviewed and recommended for funding contingent upon meeting the required criteria. The Committee made a thorough examination of each applicant and recommended that the following be approved.

| <b>Organization</b>          | <b>Community</b>     | <b>Project</b>                     | <b>Requested</b> | <b>Recommendation</b>  |
|------------------------------|----------------------|------------------------------------|------------------|--|
| Gilkey School Community Club | Gilkey               | Gilkey School Community Center     | \$1,000          | Grant \$1,000 for multiple building improvements (covered ramp/gutters/etc.)                       |
| Golden Valley Community Club | Golden Valley        | Golden Valley Community Club House | \$1,000          | Grant \$1,000 for new metal roof   |
| Mt. Vernon Community Club    | Mount Vernon         | Mt. Vernon Club House              | \$1,000          | Grant \$1,000 toward countertop replacement  |
| Chimney Rock Village         | Chimney Rock Village | Chimney Rock River Walk            | \$470            | Grant \$470 for signage and improvements along River Walk  |
| Lake Lure flowering Bridge   | Lake Lure            | Lake Lure Flowering Bridge         | \$1,000          | Not eligible this year. Grant money awarded to Lake Lure (at Town's request) for Americorp Intern. |
| Lake Lure Olympiad           | Lake Lure            | Lake Lure Olympiad                 | \$1,000          | Not eligible this year. Grant money awarded to Lake Lure (at Town's request) for Americorp Intern. |
| Union Mills Learning Center  | Union Mills          | Union Mills Learning Center        | \$1,000          | Grant \$1,000 for Annual Festival and  |

|  |                        |   |         |  |
|--|------------------------|---|---------|--|
|  |                        |   |         | Building/Landscaping Improvements  |
| Bostic Lincoln Center                  | Bostic                 | Bostic Lincoln Center                       | \$1,000 | Grant \$1,000 for designated "Blue Ridge National Heritage Area" site sign and landscaping |
| Piedmont/Pleasant Hill Community CDlub | Piedmont Pleasant Hill | Piedmont/Pleasant Hill Community Club House | \$1,000 | Grant \$1,000 for roof replacement   |
| The Grahamtown Team                    | Forest City            | The Grahamtown Community Garden             | \$1,000 | Grant \$1,000 toward Greenhouse/Community Garden Improvements.                             |
| Cliffside Beautification Committee     | Cliffside              | Honeysuckle Park                            | \$ 500  | Incomplete Application. Applicant encouraged to apply next grant cycle.                    |

**Commissioner Owens moved to approve the Community Project Grants as recommended and Commissioner Lovelace seconded the motion.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard  
**Nay:** 0

**C. Request Regarding Safety at Board of Elections' Site**

The Board of Elections received letters from both Representative Mike Hager and Senator Ralph Hise asking that the Elections' Office be moved because of safety concerns. The Board of Elections responded to both legislators and to the County explaining that this would be a budgetary decision and therefore must be determined by the County Commissioners.

Chairman Eckler referred the matter to the County Manager and asked that a report be prepared on options. A determination could be made as to a alternate site for the General Election.

**D. Request exemption from NCGS 143-64.32 requiring the request for qualifications process for professional services where fees are in an amount less than \$30,000**

Per NCGS 143-64.32, the County Manager requested approval by the Board of Commissioners to exempt professional engineering, architectural, and survey services for the Southeastern EMS/Library Project from the request for qualifications process provided for in State law. Counties may elect to provide this exemption where estimated professional service fees are in an amount less than \$30,000. Mr. David Odom stated that he had a proposal from Mark Patterson of the Patterson Design Group for work on this project at a cost under \$30,000.

**Commissioner Owens moved that in accordance with NCGS 143-64.32, Rutherford County exempt the Southeastern EMS/Library Project from Article 3D of Chapter 143 of the North Carolina General Statutes, as amended, for the following reasons:**

- a) Rutherford County has established a working history with The Patterson Design Group on projects requiring architectural review;**

- b) **The Patterson Design Group has prior experience with the Southeastern EMS/Library Project and has specific knowledge of the site, surveys, plans and programs on the project; and**
- c) **Utilization of The Patterson Design Group, with existing knowledge of the site, surveys, plans and programs will result in a cost savings to Rutherford County.**

**Commissioner Owens further moved to authorize the County Manager to execute applicable agreements to complete work included in the proposal submitted by The Patterson Design Group. Vice Chairman Holland seconded the motion.**

**Aye:** 4 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, and Commissioner Owens.

**Nay:** 1 Commissioner Richard.

**E. Request Exemption from NCGS 143-64.32 requiring the Request for Qualifications process for professional services where fees are in an amount less than \$30,000**

Rutherford County Economic Development had requested approval of the exemption from NCGS 143-64.32 for the Daniel Road Economic Development Project and the proposal submitted by STV/Ralph Whitehead Associates, Inc. to complete a "Cultural Resources Literature Review" at the proposed site to determine whether potentially protected cultural resources are present on or near the project study area. Approval of the described due diligence activity is necessary to ensure the ability to develop the project site for future industrial opportunities. Approval of the action request will include authorization for the County Manager to execute the appropriate agreements to complete the professional services described. Duke Energy will provide matching funds, in the amount up to \$10,000, as a 1:1 match to Rutherford County expenditures associated with due diligence required to prepare the property for industrial development.

**Commissioner Owens moved in accordance with the NCGS 143-64.32, to exempt professional engineering, architectural, and survey services for the Daniel Road Economic Development Project from Chapter 143-64.32(a) of the North Carolina General Statutes, as amended, for the following reasons:**

- 1. **STV/Ralph Whitehead Associates, Inc. has extensive knowledge and experience in the field of "Cultural Resources Literature Review"; and**
- 2. **Utilization of STV/Ralph Whitehead Associates, Inc. will result in a cost savings to Rutherford County**

**He further moved to authorize the County Manager to execute applicable agreements required to complete the work included in the Scope of Services as submitted by STV/Ralph Whitehead Associates, Inc. Commissioner Lovelace seconded the motion.**

**Aye:** 4 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, and Commissioner Owens.

**Nay:** 0

**F. Fairground Road Water Line Improvements Project Bid Tab**

Rutherford County has been awarded a \$150,000 Industrial Development Fund (IDF) Utility Account grant to install a water line that will generate enough pressure to support the required fire suppression infrastructure for Project APPI, an existing industry expansion project, and create opportunities for future industrial growth in the vicinity of the improvement project. A resolution was approved by the Board of Commissioners on the March 3, 2014 authorizing the County Manager to complete and submit a IDF grant application for the water line improvement project with an estimated cost of \$200,000 and approved an appropriation of the required local 25% cash match equal to \$50,000. On March 27, 2014 at 2:00 pm a bid opening was held at the Rutherfordton Town Hall where bids were received, opened and publicly read aloud. Bids received were:

- Two Brothers Utilities, LLC                      \$138,316.42
- C & W Utilities, Inc.                              \$184,120.20
- Double R Utilities, Inc.                          \$222,491.84

The project engineer, Odom Engineering, PLLC, reviewed the bids and provided a bid opening tabulation and letter of recommendation for approval of the bid tab.

**Commissioner Owens moved to approve the bid tab and authorize the County Manager to execute contracts and other documents with the recommended low bidder in support of the Board of Commissioners action. Vice Chairman Holland seconded the motion.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard  
**Nay:** 0

**G. Accept & Appropriate an Industrial Development Fund Utility Account Grant in Support of Project APPI**

Rutherford County has been awarded a \$150,000 Industrial Development Fund (IDF) Utility Account grant to install a water line that will generate enough pressure to support the required fire suppression infrastructure for Project APPI

**Commissioner Owens moved to accept and execute the IDF Utility Account grant documents in the amount of \$150,000, along with the required 25% local cash match of \$50,000 and authorize the Chairman and/or the County Manager to execute all supporting documents. Vice Chairman Holland seconded the motion.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard  
**Nay:** 0

**H. County Service Area - Queen's Gap Water**

In 2015, Board River Water Authority's water service to Queens Gap Subdivision may be started but very few homes will have been built to pay for the service, which requires flushing and line maintenance. These costs, which could add up to \$30,000, need to be the responsibility of eligible property owners and not general County taxpayers or BRWA ratepayers.

The tax value of property in Phase 1 is \$2,488,800 (of which \$855,000 is for foreclosed lots presently owned by the County); for Phase 3 the tax value is \$1,513,500 for a total of \$4,002,300

If the first tax levy occurs in FY2015-16 and if the County has sold the foreclosed parcels beforehand, the tax rate to generate \$30,000 would be \$0.781 per \$100 assessed value (96% collection rate) to generate the \$30,000. This rate is very high but would come down when homes start being built as the roads and water system are installed in FY2014-15 (or land appraisals reflect the available improvements). The rate comes close to the statutory aggregate maximum rate of \$1.50 when the County rate and the County Service District - Fire Service rates are added. Again, as private improvements are made, the water service property tax rate would drop. Also, as homes use BRWA water service, the cost would decrease as that cost is covered by BRWA fees.

As such, the County Manager recommends that the County proceed with creation of a County Service District for Water Service in the Queens Gap Subdivision (map attached) and the County Commissions schedule a public hearing on the statutorily-required report and proposal in conjunction with the June 2, 2014 regular Commissioners meeting. The public hearing requires substantial public notice.

**Commissioner Lovelace moved to direct the County Manager to prepare a report as required and call a public hearing in conjunction with the June 2, 2014 regular Commissioners meeting for the creation of County Service for Water Service in the Queens Gap Subdivision. Commissioner Owens seconded the motion.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard

**Nay:** 0

## **I. Budget Amendments - April, 2007**

### Solid Waste Options - MSW Lined Landfill; Incinerator

Coming out of the briefings regarding solid waste finances, Commissioners showed an interest in exploring the County's 2000 discussion and planning of a lined MSW landfill and/or investigation an incinerator. Documents and materials from the past MSW lined landfill discussions were located, plus Solid Waste Director James Kilgo and engineer David Odom have checked with the State regarding the County's past efforts, which may still have bearing towards an eventual permit if that is the way the Commissioners want to proceed.

To determine whether to proceed with either option requires extensive studying of what would be involved with construction, operation, and (for a lined landfill) post-closure care. If the County joins with Henderson County in the fall/winter of 2014/15 on a joint MSW hauling Request for Proposal (RFP), it would be good to have this information on the lined landfill/incinerator timing and costs beforehand so as to better judge the costs of a new disposal contract.

The budget amendment as presented establishes a budget allowance of \$25,000 to allow for a thorough financial analysis of the feasibility of developing a lined MSW Landfill as an alternative to shipping waste off site. This figure was determined in conjunction with S&ME who recently completed a similar project in Lincoln County. This analysis will consider and provide costs and time frames

design, permitting and construction of the facility along with any additional capital or equipment and personnel needs. It will also evaluate the feasibility of an incinerator for comparison.

Watershed Commission Agenda Summary

The Watershed Commission is requesting \$5,500 for special maintenance on the watershed dams to keep the watershed dams maintained to reduce liability. The dams need to be sprayed in May to reduce briars and woody vegetation.

Duke Energy Incentive

This amendment would reserve the incentive payment to Duke Energy for the Cliffside Unit #6 Generation Facility. Per the incentive agreement, payment is to be made annually as requested between July 31st and September 30th.

Reallocation for New Service Districts

As a result of implementation of the State's NCVTS Tax and Tag Together Program and timing of utility valuations by NC Department of Revenue, personal property and utility tax collected as compared to budgeted for the new Service Districts has been lower than anticipated. Much of the values we previously anticipated to be reallocated to the new districts have not yet been reallocated. The Revenue Department is continuing to monitor motor vehicle data through NCVTS to correct situs variances. Also, since utilities are valued in the fall by the NC Department of Revenue, values received for Spindale and Forest City Rural are lower than projected. Since the majority of the situs items are still showing in the Outside Response Area District, a budget amendment is presented to reallocate ad valorem collected by ORA on this property to the new districts. For the upcoming 2014-2015 budget, staff has requested that the Districts use the lower values (which are currently being seen through NCVTS and NCDOR) when completing their budget requests.

**Commissioner Owens moved to approve the budget amendments. Vice Chairman Holland seconded the motion.**

**Aye:** 4 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, and Commissioner Owens.

**Nay:** 1 Commissioner Richard.

|   | <b>Expense</b> | <b>Revenue</b> |
|---|----------------|----------------|
| <b>GENERAL FUND</b>   |                |                |
| Professional Services - MSW Landfill Feasibility Study                          | \$ 25,000      |                |
| Fund Balance Appropriated   |                | \$ 25,000      |
| *establish funds to complete feasibility study for MSW landfill and incinerator |                |                |
| Sheriff - Professional Liability Claims   |                | \$ 5,000       |
| NCACC Insurance Pool  |                | \$ (5,000)     |
| *deductible incurred for claim  |                |                |
| Watershed - Special Maintenance   | \$ 5,500       |                |
| Fund Balance Appropriated   |                | \$ 5,500       |
| *funds needed for special maintenance on the watershed dams.                    |                |                |
| Contribution to DSS Fund  | \$41,941       |                |
| Fund Balance Appropriated   |                | \$41,941       |

|  | Expense   | Revenue     |
|--|-----------|-------------|
| *County share to be transferred to Vehicle Replacement Fund  |           |             |
| Economic Development Incentives  | \$333,048 |             |
| Fund Balance Appropriated  |           | \$333,048   |
| *reserve incentive payment due to Duke Energy for the Cliffside Unit #6 per incentive agreement; payable July 31st and September 30th 2014 |           |             |
| <b>DSS FUND</b>  |           |             |
| Contribution to Vehicle Replacement Fund   | \$41,941  |             |
| State Aid to Administration  |           | \$20,971    |
| Contribution from General Fund   |           | \$20,970    |
| *funds to be transferred for FY13-14 Vehicle Replacement Program   |           |             |
| Low-Income Home Energy Assistance Program Expenditures   | \$ 21,632 |             |
| Low-Income Home Energy Assistance Program Revenues   |           | \$ 21,632   |
| Crisis Intervention Program Expenditures   | \$ 17,699 |             |
| Crisis Intervention Program Revenues   |           | \$ 17,699   |
| LIEAP and CIP Administration Expenditures  | \$ 2,873  |             |
| LIEAP and CIP Administration Revenues  |           | \$ 2,873    |
| *additional funding authorizations received  |           |             |
| <b>SERVICE DISTRICTS FUNDS</b>   |           |             |
| Contr from Outside Response Area - Lake Lure Rural   |           | \$ 6,849    |
| Contr from Outside Response Area - Fairfield Fire  |           | \$13,014    |
| Contr from Outside Response Area - Broad River Fires   |           | \$ 5,755    |
| Contr from Outside Response Area - Edneyville Fire   |           | \$ 1,228    |
| Contr from Outside Response Area - Forest City Rural   |           | \$ 8,227    |
| Contr from Outside Response Area - Spindale Rural  |           | \$ 5,054    |
| Contr to Other Service Districts - Outside Response Area   |           | \$ (40,127) |
| *Reallocation from Outside Response Area to New Service Districts  |           |             |

**J. Memorial for Robynn Spence**

At the March meeting Commissioner Owens requested that an appropriate honor for Robynn Spence be placed at the Rutherford County Courthouse. County Manager Classen told the Board that plans are being made to provide a large wooden plaque to be displayed in the Courthouse with the names of all Clerks of Court on it. A cost is being determined.

**Commissioner Owens moved to purchase the plaque with existing funds. Commissioner Lovelace seconded the motion.**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard

**Nay:** 0

**X. Adjournment**

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**Commissioner Lovelace made a motion to adjourn. Commissioner Owens seconded the motion.**

Aye: 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard

Nay: 0

7:38 P.M. - Adjourned.

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Chairman, Board of Commissioners

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Vice Chairman, Board of Commissioners

ATTEST:

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Clerk, Board of Commissioners



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-271, Version: 1

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Meeting Date: May 5, 2014

Minutes of Special Meeting of April 14, 2014

Summary:

Minutes of the special meeting of April 14, 2014 are presented for the Board's consideration.

Budget:

N/A

Contact Information:

Hazel Haynes, Clerk to the Board  
287-6045  
hazel.haynes@rutherfordcountync.gov

Recommended Motion:

Approve minutes.



# Rutherford County Meeting Minutes Board of Commissioners

Monday, April 14, 2014

3:30 PM

Commission Chambers  
289 North Main Street  
Rutherfordton, NC 28139

## I. Call to Order

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Commissioner Eckler called the meeting to order.

### Rollcall

**Present:** 5 - Chairperson Bill Eckler, Vice Chairperson Eddie Holland, Commissioner Greg Lovelace, Commissioner Julius Owens and Commissioner Roger Richard

### A. Agenda Approval

**A motion was made by Commissioner Julius Owens, seconded by Vice Chairperson Eddie Holland, that the agenda be approved. The motion carried by the following vote:**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard  
**Nay:** 0

## II. New Business

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### A. Trelleborg Economic Development Agreement

An agreement with Rutherford County, the Town of Ruth, and the Town of Rutherfordton has been approved by Trelleborg Coated Systems US, Inc. and the company has indicated their willingness to execute the agreement as submitted. The legal counsel for each governing body has reviewed the final version of the EDA. The company anticipates that it will make capital expenditures of approximately \$12 million in new construction, building improvements, and new and used equipment by December 31, 2017. The company will also create 76 new full time jobs having an annual wage of \$66,216 which is above the County's average wage by December 31, 2015.

**A motion was made by Commissioner Lovelace and seconded by Commissioner Owens that the economic development agreement with Trelleborg Coated Systems US, Inc. be approved. The motion carried by the following vote:**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard  
**Nay:** 0

## **B. Legislative Issues**

Chairman Eckler welcomed Senator Ralph Hise and Representative Mike Hager who joined the Commissioners to discuss legislative goals.

County Manager Carl Classen presented a list of legislative priorities that had been approved by the Board of Commissioners.

- VIPER Tower Funding
  - ~ Chimney Rock
  - ~ Golden Valley
- 911 Funding - Ability to Get Help
- Comprehensive Applied Sciences Initiative
  - ~ Lottery funds for construction
  - ~ Local flexibility
- Transportation Goals
  - ~ Highway 221 Four-laning
  - ~ Highway 74 Interstate
  - ~ Highway 221 Chesnee
  - ~ Highway 221-A Straightening
  - ~ Highway 221 Charlotte Road off ramp
  - ~ Highway 221 Laurel Hill bi-section

Manager Classen elaborated that the Chimney Rock VIPER Tower appears to be first on the state's list. It is important that a tower be added for the Golden Valley area as cell coverage in that area is very weak.

There is a 70 cents charge on all telephone bills that is to be used by counties for 911 service; however, the ability to spend these funds is very limited. The county's reserve fund for 911 is approximately \$300,000. Equipment is needed for calling out, but the purchase for equipment to do so is restricted by the state.

Senator Hise responded that the fee is covering what is needed. If the ability to purchase is expanded, the fee could possibly go up. It is possible that a one-time equipment purchase could be approved with no change in the funding stream.

Rutherford County is developing a program that would be very much like the early college high schools already in place, but would address vocational careers. North Carolina counties are charged with building, equipping and maintaining school facilities. A recent report from Isothermal Community College shows needed repairs that will total about \$2,500,000. Schools will also be updating their capital requests. Lottery funds are needed to meet these requirements.

Representative Hager told the Board that he had asked the Department of Transportation to look at the Highway 221 Charlotte Road off ramp and the Highway 221 Laurel Hill bi-section as this will have a tremendous impact on Rutherford County.

Vice Chairman Holland pointed out that surveying to straighten Highway 221A which runs by Thomas Jefferson Classical Academy had been completed. An EMS station will be located on this road so it is important that the road be straightened. Folks avoid it because of the dangers while driving on it.

Commissioner Lovelace said a non-recurring cost should be approved for the 911 fund balance.

Commissioner Owens asked for flexibility for the 911 funding and consideration of the comprehensive applied science program which will help training for industry and prepare students for the future.

Chairman Eckler said VIPER towers will help expand internet and cell service to citizens.

### **III. Adjournment**

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**At 4:18 P.M., a motion was made by Commissioner Greg Lovelace, seconded by Vice Chairperson Eddie Holland that the meeting be adjourned. The motion carried by the following vote:**

**Aye:** 5 - Commissioner Eckler, Commissioner Holland, Commissioner Lovelace, Commissioner Owens and Commissioner Richard

**Nay:** 0

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Chairman, Board of Commissioners

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Vice Chairman, Board of Commissioners

ATTEST:

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Clerk, Board of Commissioners



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-269, Version: 1

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Meeting Date: May 5, 2014

Tax Refunds and Releases - May, 2014

Summary:

Tax Refunds and Releases are presented for the Board's consideration.

Budget:

N/A

Contact Information:

Sherry Lavender, Revenue Director  
287-6183  
sherry.lavender@rutherfordcountync.gov

Recommended Motion:

Approve tax refunds and releases.

RUTHERFORD COUNTY  
 COMMISSIONER'S REPORT  
 RELEASES AND REFUNDS  
 APRIL 22, 2014

**FINANCE OFFICER'S RELEASES LESS THAN \$100**

|                 |                |
|-----------------|----------------|
| REAL            | -13.35         |
| PERSONAL        | -107.96        |
| MOTOR VEHICLE   | -709.66        |
| <b>SUBTOTAL</b> | <b>-830.97</b> |

**COMMISSIONER'S RELEASES GREATER THAN \$100**

|                       |                 |
|-----------------------|-----------------|
| REAL                  | -216.71         |
| PERSONAL              | -2618.84        |
| MOTOR VEHICLE         | -273.25         |
| <b>SUBTOTAL</b>       | <b>-3108.80</b> |
| <b>TOTAL RELEASES</b> | <b>-3939.77</b> |

**COMMISSIONERS REFUNDS**

|  |                 |
|--|-----------------|
| REAL   | -4952.77        |
| PERSONAL   | -19.24          |
| MOTOR VEHICLE(County system - renewals prior 09/01/13) | -90.95          |
| MOTOR VEHICLE(NCVTS system - renewals after 09/01/13)  | -1170.18        |
| PENALTIES  | 0.00            |
| DISCOUNTS  | 16.20           |
| INTEREST   | -9.03           |
| <b>TOTAL REFUNDS</b>                                   | <b>-6225.97</b> |

  
 PAULA ROACH  
 FINANCE DIRECTOR

  
 SHERRY LAVENDER  
 REVENUE DIRECTOR

MOTOR VEHICLE RELEASES

APRIL 22, 2014

| Tax Year  | Account Number | Taxbill Number            | Tax Code | Transaction Amount | Levy Amount    | Penalty Amount | Addl Chgs   | Interest Amount | Discont Amount | Reason                          |
|---|----------------|---------------------------|----------|--------------------|----------------|----------------|-------------|-----------------|----------------|---------------------------------|
| <b>COMMISSIONER'S MOTOR VEHICLE RELEASES GREATER THAN \$100</b> |                |                           |          |                    |                |                |             |                 |                |                                 |
| 2013  | 15027260       | 13V                       | GV1      | -145.44            | -145.44        | 0.00           |             |                 |                | Double listed due to DMV error. |
|   |                |                           | V9       | -19.17             | -19.17         | 0.00           |             |                 |                |                                 |
|   |                | POWELL, GREGORY MAKOTO    |          | -164.61            | -164.61        | 0.00           | 0.00        | 0.00            | 0.00           |                                 |
| 2013  | 15265166       | 13V                       | GV1      | -101.92            | -101.92        | 0.00           |             |                 |                | Transferred to McDowell County  |
|   |                |                           | V16      | -6.72              | -6.72          | 0.00           |             |                 |                |                                 |
|   |                | PRICE, MICHAEL KEVIN      |          | -108.64            | -108.64        | 0.00           | 0.00        | 0.00            | 0.00           |                                 |
|   |                |                           |          | <b>-273.25</b>     | <b>-273.25</b> | <b>0.00</b>    | <b>0.00</b> | <b>0.00</b>     | <b>0.00</b>    |                                 |
|   |                |                           |          |                    |                |                |             |                 |                |                                 |
| <b>FINANCE OFFICER'S MOTOR VEHICLE RELEASES LESS THAN \$100</b> |                |                           |          |                    |                |                |             |                 |                |                                 |
| 2012  | 15168251       | 12V                       | GV1      | -10.30             | -10.30         | 0.00           |             |                 |                | Vehicle sold, tag turned in     |
|   |                |                           | CV4      | -4.95              | -4.95          | 0.00           |             |                 |                |                                 |
|   |                | BABULA, LEAH MAE          |          | -15.25             | -15.25         | 0.00           | 0.00        | 0.00            | 0.00           |                                 |
| 2013  | 15185992       | 13V                       | GV1      | -21.56             | -21.56         | 0.00           |             |                 |                | Vehicle sold, tag turned in     |
|   |                |                           | V6       | -1.76              | -1.76          | 0.00           |             |                 |                |                                 |
|   |                | BELL, BRIAN W             |          | -23.32             | -23.32         | 0.00           | 0.00        | 0.00            | 0.00           |                                 |
| 2012  | 15209421       | 12V                       | GV1      | -86.50             | -86.50         | 0.00           |             |                 |                | Double listed due to DMV error. |
|   |                |                           | V12      | -7.13              | -7.13          | 0.00           |             |                 |                |                                 |
|   |                | BRACKET, DARL FREDRICK JR |          | -93.63             | -93.63         | 0.00           | 0.00        | 0.00            | 0.00           |                                 |
| 2013  | 15225955       | 13V                       | GV1      | -9.68              | -9.68          | 0.00           |             |                 |                | Vehicle stolen, reported to DMV |
|   |                |                           | V2       | -0.77              | -0.77          | 0.00           |             |                 |                |                                 |
|   |                | BROOKS, DAVID HOYT        |          | -10.45             | -10.45         | 0.00           | 0.00        | 0.00            | 0.00           |                                 |
| 2013  | 15254925       | 13V                       | GV1      | -11.61             | -11.61         | 0.00           |             |                 |                | Vehicle sold, tag turned in     |

MOTOR VEHICLE RELEASES  
APRIL 22, 2014

| Tax Year | Account Taxbill |                              | Tax Code | Transaction |        | Levy   |        | Penalty |        | Addl Chgs | Interest Amount | Discont Amount | Reason                      |
|----------|-----------------|------------------------------|----------|-------------|--------|--------|--------|---------|--------|-----------|-----------------|----------------|-----------------------------|
|          | Number          | Number                       |          | Amount      | Amount | Amount | Amount | Amount  | Amount |           |                 |                |                             |
|          |                 |                              | CV8      | -12.15      | -12.15 | 0.00   |        |         |        |           |                 |                |                             |
|          |                 |                              | LV8      | -0.99       | -0.99  | 0.00   |        |         |        |           |                 |                |                             |
|          |                 | CARPENTER, VERNIQUE MICHELLE |          | -24.75      | -24.75 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |                |                             |
| 2012     | 11115409        | 12V                          | GV1      | -2.86       | -2.86  | 0.00   |        |         |        |           |                 |                | Vehicle sold, tag turned in |
|          |                 |                              | V5       | -0.48       | -0.48  | 0.00   |        |         |        |           |                 |                |                             |
|          |                 | EDWARDS, BILLY C             |          | -3.34       | -3.34  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |                |                             |
| 2013     | 15240623        | 13V                          | GV1      | -6.36       | -6.36  | 0.00   |        |         |        |           |                 |                | Vehicle sold, tag turned in |
|          |                 |                              | V6       | -0.54       | -0.54  | 0.00   |        |         |        |           |                 |                |                             |
|          |                 | FRANCIS, CHRISTOPHER GENE    |          | -6.90       | -6.90  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |                |                             |
| 2013     | 15025125        | 13V                          | GV1      | -18.87      | -18.87 | 0.00   |        |         |        |           |                 |                | Vehicle sold, tag turned in |
|          |                 |                              | CV8      | -19.68      | -19.68 | 0.00   |        |         |        |           |                 |                |                             |
|          |                 |                              | LV8      | -1.56       | -1.56  | 0.00   |        |         |        |           |                 |                |                             |
|          |                 | GREENE, JOYCE MARIE          |          | -40.11      | -40.11 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |                |                             |
| 2013     | 15142988        | 13V                          | GV1      | -8.55       | -8.55  | 0.00   |        |         |        |           |                 |                | Vehicle sold, tag turned in |
|          |                 |                              | CV4      | -4.05       | -4.05  | 0.00   |        |         |        |           |                 |                |                             |
|          |                 | HARDIN, KENNETH PEARSHING JR |          | -12.60      | -12.60 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |                |                             |
| 2013     | 15043474        | 13V                          | GV1      | -11.83      | -11.83 | 0.00   |        |         |        |           |                 |                | Vehicle sold, tag turned in |
|          |                 |                              | V2       | -0.98       | -0.98  | 0.00   |        |         |        |           |                 |                |                             |
|          |                 | HENSON, PHILLIP CHARLES      |          | -12.81      | -12.81 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |                |                             |
| 2013     | 15103887        | 13V                          | GV1      | -44.82      | -44.82 | 0.00   |        |         |        |           |                 |                | Vehicle sold, tag turned in |
|          |                 |                              | V2       | -3.69       | -3.69  | 0.00   |        |         |        |           |                 |                |                             |
|          |                 | HILL, ALBERT D               |          | -48.51      | -48.51 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |                |                             |
| 2013     | 15255094        | 13V                          | GV1      | -10.80      | -10.80 | 0.00   |        |         |        |           |                 |                | Vehicle sold, tag turned in |
|          |                 |                              | CV8      | -11.25      | -11.25 | 0.00   |        |         |        |           |                 |                |                             |
|          |                 |                              | LV8      | -0.90       | -0.90  | 0.00   |        |         |        |           |                 |                |                             |

MOTOR VEHICLE RELEASES  
APRIL 22, 2014

| Tax Year | Account Number | Taxbill Number        | Tax Code | Transaction |        | Levy   |        | Penalty |      | Addl   |        | Interest |        | Discnt |  | Reason                         |
|----------|----------------|-----------------------|----------|-------------|--------|--------|--------|---------|------|--------|--------|----------|--------|--------|--|--------------------------------|
|          |                |                       |          | Amount      | Amount | Amount | Amount | Amount  | Chgs | Amount | Amount | Amount   | Amount |        |  |                                |
|          |                | KEMPER, HARRY DEAN    |          | -22.95      |        | -22.95 |        | 0.00    | 0.00 | 0.00   | 0.00   | 0.00     | 0.00   | 0.00   |  |                                |
| 2013     | 15261734       | 13V                   | GV1      | -30.25      |        | -30.25 |        | 0.00    | 0.00 |        |        |          |        |        |  | Vehicle sold, tag turned in    |
|          |                | LEDFOED, KYLE GAVIN   | V11      | -3.52       |        | -3.52  |        | 0.00    | 0.00 |        |        |          |        |        |  |                                |
|          |                | LEDFOED, KYLE GAVIN   |          | -33.77      |        | -33.77 |        | 0.00    | 0.00 | 0.00   | 0.00   | 0.00     | 0.00   | 0.00   |  |                                |
| 2012     | 15261734       | 12V                   | GV1      | -6.16       |        | -6.16  |        | 0.00    | 0.00 |        |        |          |        |        |  | Vehicle sold, tag turned in    |
|          |                | LEDFOED, KYLE GAVIN   | V11      | -0.70       |        | -0.70  |        | 0.00    | 0.00 |        |        |          |        |        |  |                                |
|          |                | LEDFOED, KYLE GAVIN   |          | -6.86       |        | -6.86  |        | 0.00    | 0.00 | 0.00   | 0.00   | 0.00     | 0.00   | 0.00   |  |                                |
| 2012     | 15222940       | 12V                   | GV1      | -1.56       |        | -1.56  |        | 0.00    | 0.00 |        |        |          |        |        |  | Vehicle sold, tag turned in    |
|          |                | LIMERICK, KAY BRIDGES | CV7      | -1.53       |        | -1.53  |        | 0.00    | 0.00 |        |        |          |        |        |  |                                |
|          |                | LIMERICK, KAY BRIDGES |          | -3.09       |        | -3.09  |        | 0.00    | 0.00 | 0.00   | 0.00   | 0.00     | 0.00   | 0.00   |  |                                |
| 2013     | 15222940       | 13V                   | GV1      | -1.39       |        | -1.39  |        | 0.00    | 0.00 |        |        |          |        |        |  | Vehicle sold, tag turned in    |
|          |                | LIMERICK, KAY BRIDGES | CV7      | -1.23       |        | -1.23  |        | 0.00    | 0.00 |        |        |          |        |        |  |                                |
|          |                | LIMERICK, KAY BRIDGES |          | -2.62       |        | -2.62  |        | 0.00    | 0.00 | 0.00   | 0.00   | 0.00     | 0.00   | 0.00   |  |                                |
| 2012     | 15223498       | 12V                   | GV1      | -20.30      |        | -20.30 |        | 0.00    | 0.00 |        |        |          |        |        |  | Vehicle sold, tag turned in    |
|          |                | LUDWIG, MARIE         | CV4      | -9.70       |        | -9.70  |        | 0.00    | 0.00 |        |        |          |        |        |  |                                |
|          |                | LUDWIG, MARIE         |          | -30.00      |        | -30.00 |        | 0.00    | 0.00 | 0.00   | 0.00   | 0.00     | 0.00   | 0.00   |  |                                |
| 2013     | 15211178       | 13V                   | GV1      | -16.86      |        | -16.86 |        | 0.00    | 0.00 |        |        |          |        |        |  | Double listed due to DMV error |
|          |                | LYNCH, JULIAN CHESTER | V13      | -1.39       |        | -1.39  |        | 0.00    | 0.00 |        |        |          |        |        |  |                                |
|          |                | LYNCH, JULIAN CHESTER |          | -18.25      |        | -18.25 |        | 0.00    | 0.00 | 0.00   | 0.00   | 0.00     | 0.00   | 0.00   |  |                                |
| 2013     | 13211206       | 13V                   | GV1      | -37.51      |        | -37.51 |        | 0.00    | 0.00 |        |        |          |        |        |  | Vehicle sold, tag turned in    |
|          |                | MARTIN, ELVIS R       | V6       | -3.08       |        | -3.08  |        | 0.00    | 0.00 |        |        |          |        |        |  |                                |
|          |                | MARTIN, ELVIS R       |          | -40.59      |        | -40.59 |        | 0.00    | 0.00 | 0.00   | 0.00   | 0.00     | 0.00   | 0.00   |  |                                |
| 2013     | 15265107       | 13V                   | GV1      | -50.58      |        | -50.58 |        | 0.00    | 0.00 |        |        |          |        |        |  | Vehicle sold, tag turned in    |
|          |                | 15265107 13V          | V12      | -4.14       |        | -4.14  |        | 0.00    | 0.00 |        |        |          |        |        |  |                                |

MOTOR VEHICLE RELEASES  
APRIL 22, 2014

| Tax Year | Account Taxbill Number | Number                       | Tax Code | Transaction |        | Levy   |        | Penalty |        | Addl Chgs | Interest Amount | Discnt Amount | Reason                               |
|----------|------------------------|------------------------------|----------|-------------|--------|--------|--------|---------|--------|-----------|-----------------|---------------|--------------------------------------|
|          |                        |                              |          | Amount      | Amount | Amount | Amount | Amount  | Amount |           |                 |               |                                      |
|          |                        | MAYSE, STEFAN E              |          | -54.72      | -54.72 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |               |                                      |
| 2012     | 15003607               | 12V                          | GV1      | -47.76      | -47.76 | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               | Transferred to SC, NC tag turned in  |
|          |                        | MCCRORY, ROBERT WALTER       | V12      | -3.96       | -3.96  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |               |                                      |
|          |                        |                              |          | -51.72      | -51.72 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |               |                                      |
| 2012     | 15258126               | 12V                          | GV1      | -0.77       | -0.77  | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               | Vehicle totaled, tag turned in       |
|          |                        |                              | V16      | -0.04       | -0.04  | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               |                                      |
|          |                        | MCENTIRE, DEBRA SURRATT      |          | -0.81       | -0.81  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |               |                                      |
| 2012     | 15255167               | 12V                          | GV1      | -4.64       | -4.64  | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               | Vehicle totaled, tag turned in       |
|          |                        | MELTON, CAROL ANN            | V9       | -0.61       | -0.61  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |               |                                      |
|          |                        |                              |          | -5.25       | -5.25  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |               |                                      |
| 2013     | 15240852               | 13V                          | GV1      | -13.50      | -13.50 | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               | Vehicle sold, tag turned in          |
|          |                        |                              | V3       | -1.80       | -1.80  | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               |                                      |
|          |                        | MOWERY, WENDY JEAN           | V10      | -1.80       | -1.80  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |               |                                      |
|          |                        |                              |          | -17.10      | -17.10 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |               |                                      |
| 2012     | 12497070               | 12V                          | GV1      | -15.75      | -15.75 | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               | Vehicle sold, tag turned in          |
|          |                        |                              | V13      | -1.29       | -1.29  | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               |                                      |
|          |                        | NELON, PAUL RICHARD          |          | -17.04      | -17.04 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |               |                                      |
| 2013     | 15263941               | 13V                          | GV1      | -17.20      | -17.20 | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               | Vehicle sold, tag turned in          |
|          |                        |                              | V7       | -2.60       | -2.60  | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               |                                      |
|          |                        | PARRIS, ALYSSA NICHOLS       |          | -19.80      | -19.80 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |               |                                      |
| 2013     | 15251678               | 13V                          | GV1      | -11.23      | -11.23 | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               | Double listed due to insurance lapse |
|          |                        |                              | CV8      | -11.71      | -11.71 | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               |                                      |
|          |                        |                              | LV8      | -0.93       | -0.93  | 0.00   | 0.00   | 0.00    | 0.00   |           |                 |               |                                      |
|          |                        | PHILLIPS, JAMYCHAEAL BERNARD |          | -23.87      | -23.87 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00      | 0.00            |               |                                      |

MOTOR VEHICLE RELEASES  
APRIL 22, 2014

| Account Taxbill                           | Tax Code | Transaction Amount | Levy Amount    | Penalty Amount | Addl Chgs   | Interest Amount | Discnt Amount | Reason                         |
|---|----------|--------------------|----------------|----------------|-------------|-----------------|---------------|--------------------------------|
| 2013 15242848 13V                         | GV1      | -1.00              | -1.00          | 0.00           |             |                 |               | Double listed due to DMV error |
|   | V16      | -0.07              | -0.07          | 0.00           |             |                 |               |                                |
| PRICE, DAVID GENE JR                      |          | -1.07              | -1.07          | 0.00           | 0.00        | 0.00            | 0.00          |                                |
| 2013 15256458 13V                         | GV1      | -31.92             | -31.92         | 0.00           |             |                 |               | Vehicle sold, tag turned in    |
|   | V14      | -3.71              | -3.71          | 0.00           |             |                 |               |                                |
| RICHIE, JASON DERRICK                     |          | -35.63             | -35.63         | 0.00           | 0.00        | 0.00            | 0.00          |                                |
| 2013 15233737 13V                         | GV1      | -23.28             | -23.28         | 0.00           |             |                 |               | Vehicle sold, tag turned in    |
|   | V2       | -1.92              | -1.92          | 0.00           |             |                 |               |                                |
| SPAKE, LISA SCOGGINS                      |          | -25.20             | -25.20         | 0.00           | 0.00        | 0.00            | 0.00          |                                |
| 2013 3367250 13V                          | GV1      | -6.86              | -6.86          | 0.00           |             |                 |               | Double listed due to DMV error |
|   | V11      | -0.79              | -0.79          | 0.00           |             |                 |               |                                |
| WELLMAN, JERRY D                          |          | -7.65              | -7.65          | 0.00           | 0.00        | 0.00            | 0.00          |                                |
| <b>SUBTOTAL</b>                           |          | <b>-709.66</b>     | <b>-709.66</b> | <b>0.00</b>    | <b>0.00</b> | <b>0.00</b>     | <b>0.00</b>   |                                |
| <b>GRAND TOTAL MOTOR VEHICLE RELEASES</b> |          | <b>-982.91</b>     | <b>-982.91</b> | <b>0.00</b>    | <b>0.00</b> | <b>0.00</b>     | <b>0.00</b>   |                                |

**PERSONAL PROPERTY RELEASES  
APRIL 22, 2014**

| Tax Year  | Account Taxbill Number       | Tax Code | Transactio Levy |                 | Penalty     |             | Addl Chgs   | Interest    |             | Discnt      |             | Reason  |
|---|------------------------------|----------|-----------------|-----------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|---|
|   |                              |          | Amount          | Amount          | Amount      | Amount      |             | Amount      | Amount      |             |             |   |
| <b>COMMISSIONER'S PERSONAL PROPERTY RELEASES GREATER THAN \$100</b> |                              |          |                 |                 |             |             |             |             |             |             |             |   |
| 2014  | 15193504 14A15193504.13.1    | G01      | -1519.32        | -1519.32        | 0.00        | 0.00        |             |             |             |             |             | DISCOVERY FOR 2014 M&E REQUEST TO FINISH CLOSING-OVERSTATED VALUATION |
|   | ALL AMERICAN HOMES OF NC LLC | F06      | -125.15         | -125.15         | 0.00        | 0.00        | 0.00        | 0.00        | 0.00        | 0.00        |             |   |
|   |                              |          | -1644.47        | -1644.47        | 0.00        | 0.00        |             |             |             |             |             |   |
| 2012  | 15213282 12A15213282.12      | G01      | -525.68         | -525.68         | 0.00        | 0.00        |             |             |             |             |             | DOUBLE LISTED MOBILE HOMES IN PARK, SEE ALSO PIN #16-48425            |
|   |                              | F09      | -2.87           | -2.87           | 0.00        | 0.00        |             |             |             |             |             |   |
|   | RESI RIDGECREST LLC          | C07      | -445.82         | -445.82         | 0.00        | 0.00        |             |             |             |             |             |   |
|   |                              |          | -974.37         | -974.37         | 0.00        | 0.00        | 0.00        | 0.00        | 0.00        | 0.00        |             |   |
|   | <b>SUBTOTAL</b>              |          | <b>-2618.84</b> | <b>-2618.84</b> | <b>0.00</b> |   |
| <b>FINANCE OFFICER'S PERSONAL PROPERTY RELEASES LESS THAN \$100</b> |                              |          |                 |                 |             |             |             |             |             |             |             |   |
| 2004  | 15126091 04A15126091.02      | G01      | -7.98           | -7.25           | -0.73       |             |             |             |             |             |             | BROUGHT FORWARD IN ERROR-NOT IN WILDLIFE LIST FOR 2008                |
|   | ALLISON, GERALD WYMAN        | F04      | -0.90           | -0.82           | -0.08       |             |             |             |             |             |             |   |
|   |                              |          | -8.88           | -8.07           | -0.81       | 0.00        | 0.00        | 0.00        | 0.00        | 0.00        |             |   |
| 2005  | 15126091 05A15126091.02      | G01      | -7.57           | -6.88           | -0.69       |             |             |             |             |             |             | BROUGHT FORWARD IN ERROR-NOT ON 2004 WILDLIFE LIST                    |
|   | ALLISON, GERALD WYMAN        | F04      | -0.98           | -0.89           | -0.09       |             |             |             |             |             |             |   |
|   |                              |          | -8.55           | -7.77           | -0.78       | 0.00        | 0.00        | 0.00        | 0.00        | 0.00        |             |   |
| 2008  | 15126091 08A15126091.02      | G01      | -5.65           | -5.14           | -0.51       |             |             |             |             |             |             | BROUGHT FORWARD IN ERROR-NOT IN WILDLIFE LIST FOR 2006                |
|   | ALLISON, GERALD WYMAN        | F04      | -0.86           | -0.78           | -0.08       |             |             |             |             |             |             |   |
|   |                              |          | -6.51           | -5.92           | -0.59       | 0.00        | 0.00        | 0.00        | 0.00        | 0.00        |             |   |
| 2006  | 15126091 06A15126091.02      | G01      | -7.05           | -6.41           | -0.64       |             |             |             |             |             |             | BROUGHT FORWARD IN ERROR-NOT ON WILDLIFE LISTING.                     |
|   | ALLISON, GERALD WYMAN        | F04      | -0.92           | -0.84           | -0.08       |             |             |             |             |             |             |   |
|   |                              |          | -7.97           | -7.25           | -0.72       | 0.00        | 0.00        | 0.00        | 0.00        | 0.00        |             |   |
| 2007  | 15126091 07A15126091.02      | G01      | -5.30           | -5.30           | 0.00        |             |             |             |             |             |             | BROUGHT FORWARD IN ERROR-NOT IN WILDLIFE LIST FOR 2007                |
|   | ALLISON, GERALD WYMAN        | F04      | -0.80           | -0.80           | 0.00        |             |             |             |             |             |             |   |
|   |                              |          | -6.10           | -6.10           | 0.00        | 0.00        | 0.00        | 0.00        | 0.00        | 0.00        |             |   |

PERSONAL PROPERTY RELEASES  
APRIL 22, 2014

| Tax Year                                      | Account Taxbill Number  | Tax Code | Transactio Levy |                 | Penalty      |             | Addl Chgs   | Interest Amount | Discnt Amount | Reason                              |
|---|-------------------------|----------|-----------------|-----------------|--------------|-------------|-------------|-----------------|---------------|-------------------------------------|
|   |                         |          | Amount          | Amount          | Amount       | Amount      |             |                 |               |                                     |
| 2009  | 15126091 09A15126091.02 | G01      | -5.37           | -4.88           | -0.49        |             |             |                 |               | BROUGHT FORWARD IN ERROR-NOT ON     |
|   |                         | F04      | -0.81           | -0.74           | -0.07        |             |             |                 |               | 2011 WILDLIFE LISTING               |
|   |                         |          | -6.18           | -5.62           | -0.56        | 0.00        | 0.00        |                 |               |                                     |
| 2010  | 15126091 10A15126091.02 | G01      | -5.07           | -4.61           | -0.46        |             |             |                 |               | BROUGHT FORWARD IN ERROR-NOT ON     |
|   |                         | F04      | -0.77           | -0.70           | -0.07        |             |             |                 |               | WILDLIFE LIST                       |
|   |                         |          | -5.84           | -5.31           | -0.53        | 0.00        | 0.00        |                 |               |                                     |
| 2011  | 15126091 11A15126091.02 | G01      | -4.84           | -4.40           | -0.44        |             |             |                 |               | BROUGHT FORWARD IN ERROR-NOT ON     |
|   |                         | F04      | -0.73           | -0.66           | -0.07        |             |             |                 |               | WILDLIFE LIST                       |
|   |                         |          | -5.57           | -5.06           | -0.51        | 0.00        | 0.00        |                 |               |                                     |
| 2013  | 15126091 13A15126091.02 | G01      | -5.20           | -4.73           | -0.47        |             |             |                 |               | BROUGHT FORWARD IN ERROR-NOT ON     |
|   |                         | F04      | -0.52           | -0.47           | -0.05        |             |             |                 |               | 2013 WILDLIFE LISTING               |
|   |                         |          | -5.72           | -5.20           | -0.52        | 0.00        | 0.00        |                 |               |                                     |
| 2013  | 15166209 13A15166209.04 | G01      | -5.48           | -4.98           | -0.50        |             |             |                 |               | BROUGHT FORWARD IN ERROR-NOT IN     |
|   |                         | F16      | -0.36           | -0.33           | -0.03        |             |             |                 |               | 2013 WILDLIFE LISTING.              |
|   |                         |          | -5.84           | -5.31           | -0.53        | 0.00        | 0.00        |                 |               |                                     |
| 2013  | 15259260 13A15259260.13 | G01      | -37.69          | -37.69          | 0.00         |             |             |                 |               | BOAT IS INVENTORY & NOT USED FOR    |
|   |                         | F06      | -3.11           | -3.11           | 0.00         |             |             |                 |               | PERSONAL USE-ON WILDLIFE LIST UNDER |
|   |                         |          | -40.80          | -40.80          | 0.00         | 0.00        | 0.00        |                 |               | BUSINESS NAME.                      |
| <b>SUBTOTAL</b>                               |                         |          | <b>-107.96</b>  | <b>-102.41</b>  | <b>-5.55</b> | <b>0.00</b> | <b>0.00</b> | <b>0.00</b>     | <b>0.00</b>   |                                     |
| <b>GRAND TOTAL PERSONAL PROPERTY RELEASES</b> |                         |          | <b>-2726.80</b> | <b>-2721.25</b> | <b>-5.55</b> | <b>0.00</b> | <b>0.00</b> | <b>0.00</b>     | <b>0.00</b>   |                                     |

REAL PROPERTY RELEASES  
APRIL 22, 2014

| Tax Year  | Account Taxbill Number   | Tax Code | Transaction Levy Amount | Penalty Amount | Addl Chgs   | Interest Amount | Discnt Amount | Reason  |
|---|--------------------------|----------|-------------------------|----------------|-------------|-----------------|---------------|---|
| <b>COMMISSIONER'S REAL PROPERTY RELEASES GREATER THAN \$100</b> |                          |          |                         |                |             |                 |               |   |
| 2013  | 15227243 13A1606910      | G01      | 0.00                    | 0.00           |             |                 |               |   |
|   |                          | F04      | -27.43                  | -27.43         | 0.00        |                 |               | CHARGED IN ERROR WRONG PERCENTAGE, CORRECTING BY DISCOVERY.                             |
|   |                          | C05      | -130.99                 | -130.99        | 0.00        |                 |               |   |
|   |                          | F17      | -58.29                  | -58.29         | 0.00        |                 |               |   |
|   | KRAMER, FAMILY TRUST     |          | -216.71                 | -216.71        | 0.00        | 0.00            | 0.00          |   |
| <b>SUBTOTAL</b>   |                          |          | <b>-216.71</b>          | <b>-216.71</b> | <b>0.00</b> | <b>0.00</b>     | <b>0.00</b>   |   |
| <b>FINANCE OFFICER'S REAL PROPERTY RELEASES LESS THAN \$100</b> |                          |          |                         |                |             |                 |               |   |
| 2013  | 15006968 13A15006968.04  | G01      | 0.00                    | 0.00           | 0.00        |                 |               |   |
|   | LATTIMORE, JOSEPH LESLIE | C08      | -2.96                   | -2.96          | 0.00        | 0.00            | 0.00          | AMOUNT DIFFERENCE BETWEEN SPINDALE AND RUTHERFORDTON TAXES-LIVES IN RUTHERFORDTON       |
| 2012  | 15006968 12A15006968.04  | G01      | 0.00                    | 0.00           | 0.00        |                 |               |   |
|   | LATTIMORE, JOSEPH LESLIE | C08      | -3.91                   | -3.91          | 0.00        | 0.00            | 0.00          | AMOUNT DIFFERENCE BETWEEN SPINDALE AND RUTHERFORDTON TAXES FOR 2012                     |
| 2011  | 15006968 11A15006968.04  | G01      | 0.00                    | 0.00           | 0.00        |                 |               |   |
|   | LATTIMORE, JOSEPH LESLIE | C08      | -1.25                   | -1.25          | 0.00        | 0.00            | 0.00          | AMOUNT DIFFERENCE BETWEEN SPINDALE AND RUTHERFORDTON CITY LIMITS-LIVES IN RUTHERFORDTON |
| 2010  | 15006968 10A15006968.04  | G01      | 0.00                    | 0.00           | 0.00        |                 |               |   |
|   | LATTIMORE, JOSEPH LESLIE | C08      | -1.31                   | -1.31          | 0.00        | 0.00            | 0.00          | AMOUNT DIFFERENCE BETWEEN SPINDALE AND RUTHERFORDTON-LIVES IN RFDTN CITY LIMITS         |
| 2009  | 15006968 09A15006968.04  | G01      | 0.00                    | 0.00           | 0.00        |                 |               |   |
|   | LATTIMORE, JOSEPH LESLIE | C08      | -0.69                   | -0.69          | 0.00        | 0.00            | 0.00          | AMOUNT DIFFERENCE BETWEEN SPINDALE AND RUTHERFORDTON-LIVES IN RFDTN CITY LIMITS         |
| 2008  | 15006968 08A15006968.04  | G01      | 0.00                    | 0.00           | 0.00        |                 |               |   |
|   | LATTIMORE, JOSEPH LESLIE | C08      | -0.73                   | -0.73          | 0.00        | 0.00            | 0.00          | AMOUNT DIFFERENCE BETWEEN SPINDALE AND RUTHERFORDTON TAX AMOUNT BILLED                  |



REFUND REPORT  
APRIL 22, 2014

| Tax Year                             | Account Number | Taxbill Number         | Tax Code          | Transaction              |                          | Levy                 |                      | Penalty              |                      | Addl Chgs            | Interest             |                      | Discnt               |  | Reason                      |
|--------------------------------------|----------------|------------------------|-------------------|--------------------------|--------------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|--|-----------------------------|
|                                      |                |                        |                   | Amount                   | Amount                   | Amount               | Amount               | Amount               | Amount               |                      | Amount               | Amount               |                      |  |                             |
| COMMISSIONER'S MOTOR VEHICLE REFUNDS |                |                        |                   |                          |                          |                      |                      |                      |                      |                      |                      |                      |                      |  |                             |
| 2013                                 | 15159075       | 13V                    | GV1<br>V16        | -8.28<br>-0.45           | -8.28<br>-0.45           | 0.00<br>0.00         |  | VEHICLE SOLD, TAG TURNED IN |
|                                      |                | BAXTER, RICKY DEAN     |                   | -8.73                    | -8.73                    | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 |  |                             |
| 2012                                 | 15084944       | 12V                    | GV1<br>CV5<br>V17 | -14.72<br>-4.70<br>-1.26 | -14.72<br>-4.70<br>-1.26 | 0.00<br>0.00<br>0.00 |  | VEHICLE SOLD, TAG TURNED IN |
|                                      |                | BRANNEN, JESSE ELTON   |                   | -20.68                   | -20.68                   | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 |  |                             |
| 2013                                 | 15226589       | 13V                    | GV1<br>V16        | -13.15<br>-0.85          | -13.15<br>-0.85          | 0.00<br>0.00         |  | VEHICLE SOLD, TAG TURNED IN |
|                                      |                | BRODSKY, IRA LESLIE    |                   | -14.00                   | -14.00                   | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 |  |                             |
| 2013                                 | 15243978       | 13V                    | GV1<br>CV5<br>V17 | -8.80<br>-2.80<br>-0.76  | -8.80<br>-2.80<br>-0.76  | 0.00<br>0.00<br>0.00 |  | VEHICLE SOLD, TAG TURNED IN |
|                                      |                | KUBAL, MICHAEL THOMAS  |                   | -12.36                   | -12.36                   | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 |  |                             |
| 2013                                 | 15018925       | 13V                    | GV1<br>V9         | -9.54<br>-1.26           | -9.54<br>-1.26           | 0.00<br>0.00         |  | VEHICLE SOLD, TAG TURNED IN |
|                                      |                | MORROW, CLAUDIA REDDEN |                   | -10.80                   | -10.80                   | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 |  |                             |
| 2013                                 | 15214700       | 13V                    | GV1<br>V5         | -2.65<br>-0.45           | -2.65<br>-0.45           | 0.00<br>0.00         |  | VEHICLE SOLD, TAG TURNED IN |
|                                      |                | PETERS, PAMELA GAIL    |                   | -3.10                    | -3.10                    | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 |  |                             |
| 2013                                 | 15116822       | 13V                    | GV1<br>V6         | -19.64<br>-1.64          | -19.64<br>-1.64          | 0.00<br>0.00         |  | VEHICLE SOLD, TAG TURNED IN |
|                                      |                | ROACH, NEWTON JR       |                   | -21.28                   | -21.28                   | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 | 0.00                 |  |                             |

REFUND REPORT  
APRIL 22, 2014

| Tax Year                                    | Account Number | Taxbill Number           | Tax Code | Transaction |          | Levy     |          | Penalty |        | Addl Chgs | Interest |        | Discnt |  | Reason                          |
|---|----------------|--------------------------|----------|-------------|----------|----------|----------|---------|--------|-----------|----------|--------|--------|--|---------------------------------|
|   |                |                          |          | Amount      | Amount   | Amount   | Amount   | Amount  | Amount |           | Amount   | Amount |        |  |                                 |
|   |                |                          |          | -90.95      | -90.95   | 0.00     | 0.00     | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  |                                 |
| <b>COMMISSIONER'S REAL PROPERTY REFUNDS</b> |                |                          |          |             |          |          |          |         |        |           |          |        |        |  |                                 |
| 2013  | 3118702        | 13A0319876               | G01      | 0.00        | 0.00     | 0.00     | 0.00     | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  | REMOVE ELLENBORO WASTE FEE      |
|   |                |                          | F11      | 0.00        | 0.00     | 0.00     | 0.00     | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  | BY TOWN ALDERMEN BECAUSE        |
|   |                |                          | WF3      | -100.00     | -100.00  | -100.00  | -100.00  | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  | MOBILE HOME IS USED FOR STORAGE |
|   |                | BAILEY, HAROLD C         |          | -100.00     | -100.00  | -100.00  | -100.00  | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  |                                 |
| 2013  | 15168085       | 13A1635028               | G01      | 0.00        | 0.00     | 0.00     | 0.00     | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  | CORRECTING JURISDICTION         |
|   |                |                          | C05      | -0.38       | -0.38    | -0.38    | -0.38    | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  |                                 |
|   |                |                          | F17      | -0.17       | -0.17    | -0.17    | -0.17    | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  |                                 |
|   |                | BUFFALO CLIFFS LLC       |          | -0.55       | -0.55    | -0.55    | -0.55    | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  |                                 |
| 2013  | 15202177       | 13A1634772               | G01      | 0.00        | 0.00     | 0.00     | 0.00     | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  | CORRECTING JURISDICTION         |
|   |                |                          | C05      | -1022.55    | -1027.69 | -1027.69 | -1027.69 | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 5.14   |  |                                 |
|   |                |                          | F17      | -455.06     | -457.35  | -457.35  | -457.35  | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 2.29   |  |                                 |
|   |                |                          | F19      | -13.24      | -13.31   | -13.31   | -13.31   | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.07   |  |                                 |
|   |                | BYERS, MICHAEL W TRUSTEE |          | -1490.85    | -1498.35 | -1498.35 | -1498.35 | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 7.50   |  |                                 |
| 2013  | 15244942       | 13A0223415               | G01      | 0.00        | 0.00     | 0.00     | 0.00     | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  | CORRECTING JURISDICTION         |
|   |                |                          | C05      | -5.99       | -6.01    | -6.01    | -6.01    | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.02   |  |                                 |
|   |                |                          | F17      | -2.66       | -2.67    | -2.67    | -2.67    | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.01   |  |                                 |
|   |                |                          | F04      | -184.41     | -184.87  | -184.87  | -184.87  | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.46   |  |                                 |
|   |                |                          | F19      | -2.51       | -2.52    | -2.52    | -2.52    | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.01   |  |                                 |
|   |                | DALTON, CHARLES C        |          | -195.57     | -196.07  | -196.07  | -196.07  | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.50   |  |                                 |
| 2013  | 15255548       | 13A1634776               | G01      | 0.00        | 0.00     | 0.00     | 0.00     | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  | CORRECTING JURISDICTION         |
|   |                |                          | C05      | -23.74      | -23.74   | -23.74   | -23.74   | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  |                                 |
|   |                |                          | F17      | -10.57      | -10.57   | -10.57   | -10.57   | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  |                                 |
|   |                |                          | F04      | -60.34      | -60.34   | -60.34   | -60.34   | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  |                                 |
|   |                | DECKER, STEPHEN          |          | -94.65      | -94.65   | -94.65   | -94.65   | 0.00    | 0.00   | 0.00      | 0.00     | 0.00   | 0.00   |  |                                 |

REFUND REPORT  
APRIL 22, 2014

| Tax Year | Account Taxbill |                       | Tax Code | Transaction Levy |                   | Penalty |          | Addl Chgs | Interest Amount | Discont Amount | Reason                        |      |      |  |
|----------|-----------------|-----------------------|----------|------------------|-------------------|---------|----------|-----------|-----------------|----------------|-------------------------------|------|------|--|
|          | Number          | Number                |          | Amount           | Amount            | Amount  | Amount   |           |                 |                |                               |      |      |  |
| 2013     | 15245966        | 13A1634773            | G01      | 0.00             | 0.00              | 0.00    | 0.00     |           |                 |                | CORRECTING JURISDICTION       |      |      |  |
|          |                 |                       | C05      | -164.21          | -164.21           | 0.00    | 0.00     |           |                 |                |                               |      |      |  |
|          |                 |                       | F17      | -73.08           | -73.08            | 0.00    | 0.00     |           |                 |                |                               |      |      |  |
|          |                 |                       | F04      | -4.10            | -4.10             | 0.00    | 0.00     |           |                 |                |                               |      |      |  |
|          |                 |                       | F19      | -3.91            | -3.91             | 0.00    | 0.00     |           |                 |                |                               |      |      |  |
|          |                 | HARTZOG, CHARLES W JR |          | -245.30          | -245.30           | 0.00    | 0.00     | 0.00      | 0.00            | 0.00           |                               |      |      |  |
| 2013     | 15198819        | 13A1634777            | G01      | 0.00             | 0.00              | 0.00    | 0.00     |           |                 |                | CORRECTING JURISDICTION       |      |      |  |
|          |                 |                       | C05      | -216.61          | -216.61           | 0.00    | 0.00     |           |                 |                |                               |      |      |  |
|          |                 |                       | F17      | -96.40           | -96.40            | 0.00    | 0.00     |           |                 |                |                               |      |      |  |
|          |                 |                       | F04      | -14.94           | -14.94            | 0.00    | 0.00     |           |                 |                |                               |      |      |  |
|          |                 |                       |          |                  | HARTZOG, RHETT    |         | -327.95  | -327.95   | 0.00            | 0.00           | 0.00                          | 0.00 | 0.00 |  |
| 2013     | 15250139        | 13A1634770            | G01      | 0.00             | 0.00              | 0.00    | 0.00     |           |                 |                | CORRECTING JURISDICTION       |      |      |  |
|          |                 |                       | C05      | -197.30          | -197.30           | 0.00    | 0.00     |           |                 |                |                               |      |      |  |
|          |                 |                       | F17      | -87.81           | -87.81            | 0.00    | 0.00     |           |                 |                |                               |      |      |  |
|          |                 |                       |          |                  | INGLE, DANIEL JR  |         | -285.11  | -285.11   | 0.00            | 0.00           | 0.00                          | 0.00 | 0.00 |  |
|          |                 |                       |          |                  |                   |         |          |           |                 |                |                               |      |      |  |
| 2013     | 15250139        | 13A1634771            | G01      | 0.00             | 0.00              | 0.00    | 0.00     |           |                 |                | CORRECTING JURISDICTION       |      |      |  |
|          |                 |                       | C05      | -974.61          | -979.51           | 0.00    | 0.00     |           |                 |                | 4.90                          |      |      |  |
|          |                 |                       | F17      | -433.73          | -435.91           | 0.00    | 0.00     |           |                 |                | 2.18                          |      |      |  |
|          |                 |                       | F19      | -8.33            | -8.37             | 0.00    | 0.00     |           |                 |                | 0.04                          |      |      |  |
|          |                 |                       |          |                  | INGLE, DANIEL JR  |         | -1416.67 | -1423.79  | 0.00            | 0.00           | 0.00                          | 7.12 |      |  |
| 2013     | 15241113        | 13A1634765            | G01      | 0.00             | 0.00              | 0.00    | 0.00     |           |                 |                | CORRECTING JURISDICTION       |      |      |  |
|          |                 |                       | C05      | -36.30           | -36.30            | 0.00    | 0.00     |           |                 |                |                               |      |      |  |
|          |                 |                       | F17      | -16.16           | -16.16            | 0.00    | 0.00     |           |                 |                |                               |      |      |  |
|          |                 |                       | F04      | -15.12           | -15.12            | 0.00    | 0.00     |           |                 |                |                               |      |      |  |
|          |                 |                       |          |                  | PALLADINO, NORA C |         | -67.58   | -67.58    | 0.00            | 0.00           | 0.00                          | 0.00 | 0.00 |  |
| 2011     | 9308220         | 11A1601190            | G01      | 0.00             | 0.00              | 0.00    | 0.00     |           |                 |                | SWW FEE CHARGED ON HOME THAT  |      |      |  |
|          |                 |                       | F16      | 0.00             | 0.00              | 0.00    | 0.00     |           |                 |                | BURNED 08/31/03; SEE ATTACHED |      |      |  |
|          |                 |                       | SWW      | -120.00          | -120.00           | 0.00    | 0.00     |           |                 |                | FIRE REPORT                   |      |      |  |

REFUND REPORT  
APRIL 22, 2014

| Tax Year                                 | Account Number | Taxbill Number         | Tax Code | Transaction |          | Levy   |        | Penalty |        | Addl   |        | Interest |      | Discnt |       | Reason                          |
|--|----------------|------------------------|----------|-------------|----------|--------|--------|---------|--------|--------|--------|----------|------|--------|-------|---------------------------------|
|  |                |                        |          | Amount      | Amount   | Amount | Amount | Chgs    | Amount | Amount | Amount | Amount   |      |        |       |                                 |
|  |                | PEARSON, RONALD L      |          | -120.00     | -120.00  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.00   |       |                                 |
| 2012                                     | 9308220        | 12A1601190             | G01      | 0.00        | 0.00     | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.00   |       | SWW FEE CHARGED ON HOME THAT    |
|  |                |                        | F16      | 0.00        | 0.00     | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.00   |       | BURNED 08/31/03; SEE ATTACHED   |
|  |                |                        | SWW      | -120.00     | -120.00  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.00   |       | FIRE REPORT                     |
|  |                | PEARSON, RONALD L      |          | -120.00     | -120.00  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.00   |       |                                 |
| 2009                                     | 15022420       | 09A1610523             | G01      | -51.15      | -51.41   | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.26   | 0.26  | REFUND VALUE OF 9/10 ACRES      |
|  |                |                        | C08      | -54.05      | -54.32   | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.27   | 0.27  | CHARGED DUE TO CLERICAL ERROR   |
|  |                | ROWE, JACQUELINE HEIRS |          | -105.20     | -105.73  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.53   | 0.53  |                                 |
| 2010                                     | 15022420       | 10A1610523             | G01      | -51.15      | -51.41   | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.26   | 0.26  | REFUND VALUE OF 9/10 ACRES      |
|  |                |                        | C08      | -57.91      | -58.20   | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.29   | 0.29  | CHARGED DUE TO CLERICAL ERROR   |
|  |                | ROWE, JACQUELINE HEIRS |          | -109.06     | -109.61  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.55   | 0.55  |                                 |
| 2013                                     | 15201431       | 13A1634774             | G01      | 0.00        | 0.00     | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.00   | 0.00  | CORRECTING JURISDICTION         |
|  |                |                        | C05      | -176.96     | -170.98  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | -5.98  | -5.98 |                                 |
|  |                |                        | F17      | -78.75      | -76.09   | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | -2.66  | -2.66 |                                 |
|  |                |                        | F04      | -11.40      | -11.01   | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | -0.39  | -0.39 |                                 |
|  |                | RILEY, JAMES M         |          | -267.11     | -258.08  | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | -9.03  | -9.03 |                                 |
|  |                |                        |          | -4945.60    | -4952.77 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | -9.03  | -9.03 | 16.20                           |
|  |                |                        |          |             |          |        |        |         |        |        |        |          |      |        |       |                                 |
| COMMISSIONER'S PERSONAL PROPERTY REFUNDS |                |                        |          |             |          |        |        |         |        |        |        |          |      |        |       |                                 |
| 2013                                     | 15084944       | 13A15084944.02         | G01      | -13.23      | -13.23   | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.00   | 0.00  | BOAT SOLD IN 2010; BILL OF SALE |
|  |                |                        | C05      | -4.16       | -4.16    | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.00   | 0.00  | ATTACHED                        |
|  |                |                        | F17      | -1.85       | -1.85    | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.00   | 0.00  |                                 |
|  |                | BRANNEN, JESSE ELTON   |          | -19.24      | -19.24   | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.00   | 0.00  |                                 |
|  |                |                        |          | -19.24      | -19.24   | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | 0.00   | 0.00  |                                 |
|  |                |                        |          | -5055.79    | -5062.96 | 0.00   | 0.00   | 0.00    | 0.00   | 0.00   | 0.00   | 0.00     | 0.00 | -9.03  | -9.03 | 16.20                           |



North Carolina Vehicle Tax System

NCVTS Pending Refund report

Report Date 4/27/2014 1:36:38 PM

| Name                       | Address 1             | Address 3               | Refund Type        | Bill #     | Plate Number | Status  | Transaction # | Refund Description   | Refund Reason     | Create Date | Tax Jurisdiction | Levy Type | Change     | Interest Change  | Total Change |
|----------------------------|-----------------------|-------------------------|--------------------|------------|--------------|---------|---------------|--|-------------------|-------------|------------------|-----------|------------|------------------|--------------|
| ANN PETTY LOGAN            | 361 JOHN C LOGAN RD   | RUTHERFORDTON, NC 28139 | Adjustment < \$100 | 0016427119 | AAJ4381      | PENDING | 9220928       | Refund Generated due to adjustment on Bill #0016427119-2013- | SLVG or RBLT TTL  | 04/16/2014  | GV1              | Tax       | (\$7.32)   | \$0.00           | (\$7.32)     |
| BRIAN LLOYD EZEKIEL        | PO BOX 709            | SPINDALE, NC 28160      | Proration          | 0019338999 | AKK2687      | PENDING | 8505084       | Refund Generated due to proration on Bill #0019338999-2013-  | Vehicle Sold      | 04/04/2014  | GV1              | Tax       | (\$24.67)  | Refund (\$1.23)  | (\$23.90)    |
| CHARLES DEAN BROWN         | 1073 HOLLIS RD        | ELLENBORO, NC 28040     | Proration          | 0006647795 | XVP4688      | PENDING | 8441742       | Refund Generated due to proration on Bill #0006647795-2013-  | Vehicle Sold      | 04/03/2014  | GV1              | Tax       | (\$56.95)  | Refund (\$6.57)  | (\$56.95)    |
| CHARLES STEVEN BROWN       | 447 TRAVELERS REST LN | RUTHERFORDTON, NC 28139 | Adjustment < \$100 | 0019788962 | BR93054      | PENDING | 7944596       | Refund Generated due to adjustment on Bill #0019788962-2013- | Adjustment        | 03/25/2014  | GV1              | Tax       | (\$22.16)  | \$0.00           | (\$22.16)    |
| CLIFTON OWEN DUNCAN        | 366 NC HWY 120        | MOORESBORO, NC 28114    | Adjustment < \$100 | 0016446954 | BAE6225      | PENDING | 9118828       | Refund Generated due to adjustment on Bill #0016446954-2013- | SLVG or RBLT TTL  | 04/15/2014  | GV1              | Tax       | (\$16.34)  | \$0.00           | (\$16.34)    |
| CRAIG A HOLBROOK           | 318 CAMPFIELD CH RD   | ELLENBORO, NC 28040     | Adjustment < \$100 | 0020134756 | 48469        | PENDING | 9287862       | Refund Generated due to adjustment on Bill #0020134756-2013- | Adjustment        | 04/17/2014  | GV1              | Tax       | (\$1.63)   | \$0.00           | (\$1.63)     |
| CYNTHIA SAWYER BOENITZ     | 1911 COXE RD          | RUTHERFORDTON, NC 28139 | Proration          | 0008543658 | BAF1867      | PENDING | 9443178       | Refund Generated due to proration on Bill #0008543658-2012-  | Vehicle Totalled  | 04/22/2014  | GV1              | Tax       | (\$52.35)  | \$0.00           | (\$52.35)    |
| DANIEL CRAIG SMITH         | 266 BIRCH HUTCHINS RD | FOREST CITY, NC 28043   | Proration          | 0008631547 | 3W4714       | PENDING | 8691320       | Refund Generated due to proration on Bill #0008631547-2012-  | Vehicle Sold      | 04/08/2014  | GV1              | Tax       | (\$1.77)   | \$0.00           | (\$1.77)     |
| ELLA SAINNE HICKS          | 221 TOM CAMP RD       | RUTHERFORDTON, NC 28139 | Proration          | 0006655142 | AFZ4088      | PENDING | 8060910       | Refund Generated due to proration on Bill #0006655142-2013-  | Vehicle Sold      | 03/27/2014  | GV1              | Tax       | (\$2.03)   | \$0.00           | (\$2.03)     |
| GEORGE KENNETH MORGAN      | 271 WORSHAM RD        | RUTHERFORDTON, NC 28139 | Proration          | 0010664034 | CEE2336      | PENDING | 8060758       | Refund Generated due to proration on Bill #0010664034-2013-  | Reg. Out of state | 03/27/2014  | GV1              | Tax       | (\$20.14)  | \$0.00           | (\$20.14)    |
| JAMES ARTHUR MORROW        | 159 PINEAPPLE DR      | ELLENBORO, NC 28040     | Proration          | 0006671557 | WNZ3824      | PENDING | 9287878       | Refund Generated due to proration on Bill #0006671557-2013-  | Vehicle Sold      | 04/17/2014  | GV1              | Tax       | (\$60.59)  | \$0.00           | (\$60.59)    |
| JOEY RAY LANE              | 769 BROOKS LAKE RD    | RUTHERFORDTON, NC 28139 | Adjustment < \$100 | 0020258868 | CE36846      | PENDING | 9497880       | Refund Generated due to adjustment on Bill #0020258868-2013- | Adjustment        | 04/23/2014  | GV1              | Tax       | (\$54.81)  | \$0.00           | (\$54.81)    |
| JOHN WILLIAM HENDRICK, III | 216 DOBBINSVILLE RD   | ELLENBORO, NC 28040     | Proration          | 0019481334 | CEE2911      | PENDING | 13257918      | Refund Generated due to proration on Bill #0019481334-2013-  | Vehicle Sold      | 04/10/2014  | GV1              | Tax       | (\$4.52)   | Refund (\$59.33) | (\$54.81)    |
| JOSEPH QUINTIN TONEY       | PO BOX 487            | ELLENBORO, NC 28040     | Adjustment < \$100 | 0020232326 | CE37513      | PENDING | 9498024       | Refund Generated due to adjustment on Bill #0020232326-2013- | Adjustment        | 04/23/2014  | GV1              | Tax       | (\$30.09)  | \$0.00           | (\$30.09)    |
| KYLE VICTOR SKINNER        | PO BOX 402            | FOREST CITY, NC 28043   | Proration          | 0019880825 | CEE3975      | PENDING | 9119216       | Refund Generated due to proration on Bill #0019880825-2013-  | Tag Surrender     | 04/15/2014  | GV1              | Tax       | (\$22.25)  | \$0.00           | (\$22.25)    |
| LARRY WILMER HOLLAND       | 1425 WV THOMPSON RD   | RUTHERFORDTON, NC 28139 | Proration          | 0016438803 | XZL6635      | PENDING | 8838644       | Refund Generated due to proration on Bill #0016438803-2013-  | Vehicle Totalled  | 04/10/2014  | GV1              | Tax       | (\$15.83)  | \$0.00           | (\$15.83)    |
| LIPSCOMB SIGN INC          | PO BOX 902            | FOREST CITY, NC 28043   | Proration          | 0006630818 | LWT5164      | PENDING | 7944284       | Refund Generated due to proration on Bill #0006630818-2013-  | Vehicle Sold      | 03/25/2014  | GV1              | Tax       | (\$148.57) | Refund (\$16.87) | (\$148.57)   |
| MICHAEL ROBERT BUCKNER     | 2265 FERRY RD         | MOORESBORO, NC 28114    | Adjustment < \$100 | 0020117455 | CE36812      | PENDING | 9220548       | Refund Generated due to adjustment on Bill #0020117455-2013- | Adjustment        | 04/16/2014  | GV1              | Tax       | (\$63.55)  | \$0.00           | (\$63.55)    |

| Account Name             | Address               | City                    | Proration          | Account Number | Status  | Refund ID | Vehicle Sold     | Date       | Account Type   | Amount    | Refund Type  | Net Change |
|--------------------------|-----------------------|-------------------------|--------------------|----------------|---------|-----------|------------------|------------|----------------|-----------|--------------|------------|
| NATHAN WAYNE FULTON      | 304 LOW BRIDGE RD     | FOREST CITY, NC 28043   | Proration          | 0010161367     | PENDING | 8917508   | Vehicle Sold     | 04/11/2014 | GV1 V2         | (\$27.92) | Tax          | (\$27.92)  |
|                          |                       |                         |                    |                |         |           |                  |            |                | (\$2.30)  | Tax          | (\$2.30)   |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.00    | Refund       | \$0.00     |
| NICOLE FORTENBERRY SMITH | 166 GARDNER DR        | ELLENBORO, NC 28040     | Proration          | 0009610033     | PENDING | 8060972   | Vehicle Totalled | 03/27/2014 | GV1 V11        | (\$43.20) | Tax          | (\$43.20)  |
|                          |                       |                         |                    |                |         |           |                  |            |                | (\$4.98)  | Tax          | (\$4.98)   |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.00    | Refund       | \$0.00     |
| ROBERT DEAN CARVER       | 305 BROOKS ROAD EXT   | BOSTIC, NC 28018        | Adjustment < \$100 | 0020241593     | PENDING | 14164722  | Situs error      | 04/22/2014 | GV1 CV7 V7     | \$0.00    | Tax          | \$0.00     |
|                          |                       |                         |                    |                |         |           |                  |            |                | (\$57.32) | Tax          | (\$57.32)  |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$9.10    | Tax          | \$9.10     |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.00    | Refund       | \$0.00     |
| STEVE DOUGLAS GOSNELL    | 177 HILDERBRAND DR    | RUTHERFORDTON, NC 28139 | Proration          | 0016448097     | PENDING | 8608826   | Vehicle Sold     | 04/07/2014 | GV1 V9         | (\$29.54) | Tax          | (\$29.54)  |
|                          |                       |                         |                    |                |         |           |                  |            |                | (\$3.89)  | Tax          | (\$3.89)   |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.00    | Refund       | \$0.00     |
| SUSAN ELIZABETH THOMPSON | PO BOX 813            | ELLENBORO, NC 28040     | Adjustment < \$100 | 0010505462     | PENDING | 13831389  | Situs error      | 04/16/2014 | GV1 V15 V22    | \$0.00    | Tax          | \$0.00     |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$1.56    | Tax          | \$1.56     |
|                          |                       |                         |                    |                |         |           |                  |            |                | (\$4.22)  | Tax          | (\$4.22)   |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.00    | Refund       | \$0.00     |
| TERRY LLOYD JAMES        | 225 CAMBY RD          | RUTHERFORDTON, NC 28139 | Adjustment < \$100 | 0020287301     | PENDING | 9637524   | Duplication      | 04/25/2014 | GV1 V5         | (\$44.37) | Tax          | (\$44.37)  |
|                          |                       |                         |                    |                |         |           |                  |            |                | (\$7.31)  | Tax          | (\$7.31)   |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.00    | Refund       | \$0.00     |
| TERRY SCOTT MOORE        | 435 US HIGHWAY 221A   | FOREST CITY, NC 28043   | Adjustment < \$100 | 0020281527     | PENDING | 14456319  | Situs error      | 04/25/2014 | GV1 CV7 V2     | (\$14.27) | Tax          | (\$14.27)  |
|                          |                       |                         |                    |                |         |           |                  |            |                | (\$53.30) | Tax          | (\$53.30)  |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$3.53    | Tax          | \$3.53     |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.00    | Refund       | \$0.00     |
| THOMAS KEITH CLARK       | 431 RIGHT PRONG RD    | ELLENBORO, NC 28040     | Adjustment < \$100 | 0019420403     | PENDING | 12323853  | Situs error      | 03/31/2014 | GV1 CV7 V11    | \$0.00    | Tax          | \$0.00     |
|                          |                       |                         |                    |                |         |           |                  |            |                | (\$16.61) | Tax          | (\$16.61)  |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$2.05    | Tax          | \$2.05     |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.00    | Refund       | \$0.00     |
| TIMOTHY EDWARD MILLIS    | PO BOX 235            | CLIFFSIDE, NC 28024     | Adjustment < \$100 | 0010229070     | PENDING | 18575700  | Situs error      | 04/17/2014 | GV1 CV7 V10 V3 | \$0.00    | Tax          | \$0.00     |
|                          |                       |                         |                    |                |         |           |                  |            |                | (\$4.54)  | Tax          | (\$4.54)   |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.64    | Tax          | \$0.64     |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.64    | Tax          | \$0.64     |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.00    | Refund       | \$0.00     |
| VERLENE SPROUSE LEWIS    | 131 GOLD MEDALLION DR | BOSTIC, NC 28018        | Adjustment < \$100 | 0020040676     | PENDING | 13376268  | Situs error      | 04/11/2014 | GV1 CV7 V12    | \$0.00    | Tax          | \$0.00     |
|                          |                       |                         |                    |                |         |           |                  |            |                | (\$69.85) | Tax          | (\$69.85)  |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$6.16    | Tax          | \$6.16     |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.00    | Refund       | \$0.00     |
| VERLENE SPROUSE LEWIS    | 131 GOLD MEDALLION DR | BOSTIC, NC 28018        | Adjustment < \$100 | 0020040669     | PENDING | 13376271  | Situs error      | 04/11/2014 | GV1 CV7 V12    | \$0.00    | Tax          | \$0.00     |
|                          |                       |                         |                    |                |         |           |                  |            |                | (\$12.98) | Tax          | (\$12.98)  |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$1.15    | Tax          | \$1.15     |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$0.00    | Refund       | \$0.00     |
|                          |                       |                         |                    |                |         |           |                  |            |                | \$11.83   | Refund Total | \$11.83    |

| Tax Jurisdiction | Distmt Type | Net Change          |
|------------------|-------------|---------------------|
| COUNTY           |             | (\$785.80)          |
| CITY             |             | (\$83.35)           |
| CITY             |             | (\$236.21)          |
| CITY             |             | (\$25.26)           |
| FIRE             |             | (\$7.74)            |
| FIRE             |             | (\$21.94)           |
| FIRE             |             | \$7.31              |
| FIRE             |             | (\$4.52)            |
| FIRE             |             | \$1.56              |
| FIRE             |             | (\$6.42)            |
| FIRE             |             | \$1.23              |
| FIRE             |             | (\$4.22)            |
| FIRE             |             | \$0.64              |
| FIRE             |             | (\$7.31)            |
| FIRE             |             | (\$0.15)            |
| FIRE             |             | \$9.10              |
| FIRE             |             | (\$0.97)            |
| FIRE             |             | (\$4.16)            |
| SPECIAL          |             | (\$1.99)            |
| <b>Total</b>     |             | <b>(\$1,170.18)</b> |



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-275, Version: 1

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Meeting Date: May 5, 2014

### Appointments to Appellate Board under Animal Control Ordinance

#### Summary:

The e-mail on the following page from County Attorney Richard Williams requests that the Board make two appointments to the Animal Appellate Board, one of which shall be a veterinarian.

#### Budget:

N/A

#### Contact Information:

Richard Williams, County Attorney  
288-1844  
richard.williams@rutherfordcountync.gov

#### Recommended Motion:

Make appointments to the Animal Appellate Board.

From: Richard Williams  
Sent: Wednesday, April 16, 2014 11:39 AM  
To: Carl Classen  
Cc: Leon Godlock; Hazel Haynes  
Subject: Appellate Board, Animal Control

Carl

I would like to request that an agenda item be added to the May meeting for the Board of Commissioners for appointment of a new Appellate Board under the Animal Control Ordinance. Lt. Godlock, director of Rutherford County Animal Control, has reminded me that the Board needs to appoint the Board for the purpose of reviewing his declarations of potentially dangerous animals. Since we passed the amendments at the April meeting, there is an urgent need for the Appellate Board to be formed due to the time limitations of the appeals process.

According to the Animal Control Ordinance, Article IV, Section II(4): "The Appellate Board shall consist of three members, including: two individuals appointed by the Board of Commissioners of Rutherford County, one of whom must be a licensed veterinarian; and the health director, who shall serve as the chair of the Appellate Board."

I have already requested that Lt. Godlock make recommendations as to a veterinarian who would be both well-qualified to serve on such a Board on the one hand, and fair and unbiased towards RCAC or accused animals and their owners on the other.

At this time, the Board needs to make two appointments, one of whom must be a veterinarian.

Thanks

Richard



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-267, Version: 1

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**Meeting Date: May 5, 2014**

### **Emergency Medical Services' Week Proclamation**

#### Summary:

The proclamation on the following page is submitted for the Board's consideration. Historically, the Board of Commissioners has declared a week in May each year as "Emergency Medical Services Week." Rutherford Hospital and the Board of Commissioners host a breakfast for emergency personnel. EMS Week in 2014 is May 18 - 24. Rutherford Regional Health System is planning a breakfast to be hosted jointly with the County Commissioners on May 19.

#### Budget:

N/A

#### Contact Information:

Kerry Giles, Transportation Director  
288-4505  
kerry.giles@rutherfordcountync.gov

#### Recommended Motion:

Approve proclamation.



## **EMS Week Proclamation**

*To designate the Week of May 18-24, 2014, as Emergency Medical Services Week*

WHEREAS, emergency medical services is a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators and others; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; now

*THEREFORE, I William Eckler, Chairman of the Rutherford County Board of Commissioners, Rutherford County, North Carolina in recognition of this event do hereby proclaim the week of May 18-24, 2014, as*

## **EMERGENCY MEDICAL SERVICES WEEK**

*With the theme, EMS: One Mission One Team, I encourage the community to observe this week with appropriate programs, ceremonies and activities.*

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William Eckler, Chairman  
Rutherford County Board of Commissioners



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-261, Version: 1

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Meeting Date: May 5, 2014

Request Exemption from NCGS 143-64.32 requiring the Request for Qualifications process for professional services where fees are in an amount less than \$30,000

### Summary:

Rutherford County Airport Authority has approved a recommendation by Rutherford County Economic Development to complete an conceptual development plan for industrial development opportunities at the Rutherford County Airport. Rutherford County Economic Development requests approval of the exemption from NCGS 143-64.32 for the scope of work to complete conceptual development plans and the proposal submitted by WK Dickson at a cost not to exceed \$9,300.00. Completion of the conceptual development plans is necessary to ensure the ability to develop the project site for future industrial opportunities and will be used to market the airport and adjacent property to industrial prospects. Approval of the action request will include authorization for the County Manager to execute the appropriate agreements to complete the professional services and will appropriate \$9,300.00 from the Fund Balance to complete the work included in the Scope of Services submitted by WK Dickson. Upon availability of future airport grant funding, Rutherford County will seek up to 90% reimbursement for cost associated with the completing conceptual development plans.

### Budget:

\$9,300 - Budget Amendment

### Contact Information:

Matt Blackwell, Economic Development Director  
287-6200  
matt.blackwell@rutherfordcountync.gov

### Recommended Motion:

In accordance with the NCGS 143-64.32, approve exempting professional engineering, architectural, and survey services for the airport industrial development conceptual planning efforts from Chapter 143-64.32(a) of the North Carolina General Statues, as amended, for the following reasons:

1. WK Dickson has extensive knowledge and experience in the field aviation development; and
2. WK Dickson has extensive knowledge and experience with respect to the Rutherford County Airport and adjacent property; and

3. Utilization of WK Dickson will result in a cost savings to Rutherford County.

**§ 143-64.32. Written exemption of particular contracts.**

Units of local government or the North Carolina Department of Transportation may in writing exempt particular projects from the provisions of this Article in the case of:

- (a) Proposed projects where an estimated professional fee is in an amount less than thirty thousand dollars (\$30,000), or
- (b) Other particular projects exempted in the sole discretion of the Department of Transportation or the unit of local government, stating the reasons therefor and the circumstances attendant thereto. (1987, c. 102, s. 2.)



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-260, Version: 1

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Meeting Date: May 5, 2014

Approval of Local Economic Development Agreement for Project Giftwrap (Bonita Pioneer)

### Summary:

On February 11, 2014 the Rutherford County Board of Commissioners approved a resolution authorizing the County Manager, with final approval from the Board of Commissioners, to negotiate and draft a local industrial incentive grant in support of Project Giftwrap in an amount not to exceed \$75,000 over five years to be used as the required local 1:1 cash match for a One NC Fund grant. A copy of the economic development agreement is on the following pages.

### Budget:

N/A

### Contact Information:

Matt Blackwell, Economic Development Director  
287-6200  
matt.blackwell@rutherfordcountync.gov

### Recommended Motion:

Approve the local economic development agreement as submitted and authorize the Chairman and/or the County Manager to execute supporting documents.

## AGREEMENT

This Incentive Agreement made and entered into this the \_\_\_\_\_ day of \_\_\_\_\_, 2014, by and between Rutherford County (hereinafter “**County**”), local government entity existing pursuant to the laws of the State of North Carolina, and Bonita Packaging Products, Inc., DBA Bonita Pioneer, a \_\_\_\_\_ corporation (hereinafter “**Company.**”)

### WITNESSETH;

THAT WHEREAS, the **Company** currently does not maintain a place of business in Rutherford County, North Carolina; and

WHEREAS, the **Company** is considering expanding its operations to include opening and maintaining a facility in Rutherford County as part of its regular business; and

WHEREAS, to the extent legally permissible, the County desires to offer incentives to industry to entice it to open new facilities in Rutherford County;

NOW, THEREFORE in consideration of the mutual promises and covenants contained herein, the parties hereto agree as follows:

1. The **Company** shall make certain qualifying taxable investments in equipment, machinery and other capital items with a resulting net new taxable value of not less than One Million Five Hundred Thousand Dollars (\$1,500,000.00) on or prior to **December 31, 2014** (herein called “New Capital Investments”), which New Capital Investments shall be subject to and become part of the Rutherford County, North Carolina ad valorem tax base. Additionally, as a result of the **Company’s** decision to locate in Rutherford County, the **Company** shall cause a certain qualifying taxable investment to be made in real property with a resulting total value of not less than One Million Six Hundred and Fifty Thousand Dollars (\$1,650,000.00) on or prior to **December 31, 2014** (herein called “New Real Investments”).
2. The **Company** shall create and maintain **fifty-six (56)** full-time employment positions with benefits as defined and set forth in the One North Carolina Fund – Employment Profile dated October 29, 2013, attached hereto as Exhibit “A.” Said full-time positions shall be created and employees hired to fill said positions no later than December 31, 2017. All of the **fifty-six (56)** full-time employment positions created and filled will be at the Rutherford County facility. The Company will maintain the total number of full time-employees as specified herein through the grant period concluding **March 31, 2019** (herein called “Grant Term”).

3. The **County** will submit to the Department of Commerce for the State of North Carolina (herein called “NCDOC”) an application for a Building Reuse and Restoration Grant on or before February 14, 2014. The **County** will take all other reasonable steps specified by NCDOC as being necessary to pursue the Building Reuse and Restoration Grant. If so awarded by NCDOC, the **County** will provide the five percent (5%) local cash match as required for the Building Reuse and Restoration Grant. The **County** cannot and does not guarantee that NCDOC will award the Building Reuse and Restoration Grant.
4. Cash incentives will be paid in the amount of **\$1,340.00** for each individual job created pursuant to this Agreement, but in no event shall the cash incentives exceed **\$75,000.00** in the aggregate. The cash incentive shall be paid in five (5) equal annual installments of **\$15,000.00**, the first such installment to be payable by the **County** to the **Company** on the 31<sup>st</sup> day of March, 2015, and continuing on the 31<sup>st</sup> day of March of each year thereafter through the 31<sup>st</sup> day of March, 2019, which shall be the final installment. All such cash incentives shall be paid by the **County** to the **Company** as set forth herein provided the **Company** is current in the payment of its ad valorem taxes with Rutherford County.

| Equal Annual Installments | Grant Year |
|---------------------------|------------|
| \$15,000                  | 2015       |
| \$15,000                  | 2016       |
| \$15,000                  | 2017       |
| \$15,000                  | 2018       |
| \$15,000                  | 2019       |

5. On the 1<sup>st</sup> day of February, 2015, and continuing on the 1<sup>st</sup> day of February of each year thereafter during the Grant Term, the **Company** will submit to the **County** a certificate (in a form reasonably acceptable to the **County**) stating certain of the **Company’s** employment information for the preceding calendar year, to especially include the number of full-time employees, signed by an officer of the **Company** (herein called “Annual Report”). Each Annual Report will include the following with respect to the said calendar year: (i) a copy of each of the Quarterly Tax and Wage Reports (Form NCDU 101) filed with the state of North Carolina; and (ii) other information the County reasonably requests. The Annual Report is designed to assist the **County** in monitoring the **Company’s** compliance with its obligations herein. The **County** shall have the right to inspect and audit the **Company’s** records pertaining to this issue if, in good faith, the **County** questions the accuracy of the **Company’s** certification and documentation.
6. If the **Company** fails to meet any obligation hereunder, specifically including but not limited to its obligations regarding creation and maintenance of full time

employment positions no later than December 31, 2017, or fails to maintain said obligation through March 31, 2019, then the **County** will be entitled to: (i) recover from the **Company** any cash incentives previously paid hereto to the **Company** pursuant to this Agreement, (ii) terminate this Agreement, and/or (iii) suspend making any further payments or installments hereunder until the **Company** meets the aforesaid obligations to the **County** as set forth in this Agreement.

7. The **Company** hereby agrees to indemnify, protect and save the **County**, its officers, commissioners and employees harmless from all liability, obligations, losses, claims, damages, actions, suits, proceedings, costs and expenses, including reasonable attorneys' fees, arising out of, connected with, or resulting directly or indirectly from the transactions contemplated by or relating to this Agreement. The indemnification arising under this Article shall survive the Agreement's termination.
8. No party shall sell or assign any interest in or obligation under this Agreement without the prior express written consent of all the parties. Provided, however, that this Agreement may be assigned by the **Company** to a wholly owned subsidiary of the **Company** and the **Company** will guarantee the performance by the Subsidiary of the obligations due under this Agreement.
9. No provision of this Agreement shall be construed or interpreted as creating a pledge of the faith and credit of the **County**. No provisions of this Agreement shall be construed or interpreted as delegating governmental powers or as a donation or a lending of the credit of the **County** within the meaning of the State Constitution. This Agreement shall not directly or indirectly or contingently obligate the **County** to make any payments beyond those appropriated in the county's sole discretion for any fiscal year in which this Agreement shall be in effect. No provision of this Agreement shall be construed to pledge or to create a lien on any class or source of the **County's** moneys, nor shall any provision of the agreement restrict to any extent prohibited by law, any action or right of action on the part of any future **County** governing body. To the extent of any conflict between this Article and any other provision of this Agreement, this paragraph shall take priority.
10. Any notice given by one party to the other in connection with this agreement shall be in writing and shall be hand delivered or sent by certified or registered mail, return receipt requested, as follows:

**If to the County:**  
Rutherford County  
289 North Main Street  
Rutherfordton, NC 28139  
Attention: County Manager

**If to the Company:**  
Bonita Packaging Products, Inc.  
7333 SW Bonita Road.  
Portland, OR  
Attention: Thomas Shaw

Notices shall be deemed delivered when received by hand delivery, or if mailed, on the date of receipt as evidenced by the return receipt. Either party may designate, by written notice to the other party, a change in address to which notices may be directed to said party.

IN WITNESS WHEREOF the parties hereto set their hands and seal this the day and year first above written.

**Bonita Packaging Products, Inc.**

(Corporate Seal)

By: \_\_\_\_\_

Title: \_\_\_\_\_

Attest: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

RUTHERFORD COUNTY

BY: \_\_\_\_\_

William Eckler, Chairman

Board of County Commissioners

ATTEST:

\_\_\_\_\_

DATE ATTESTED: \_\_\_\_\_

Hazel S. Haynes, Clerk

Board of County Commissioners

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

The form approved by:

The County's entering into this Agreement was approved by the Rutherford County Board of Commissioners at its meeting held on [\*\* \_\_\_\_\_ \*\*].



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-259, Version: 1

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Meeting Date: May 5, 2014

Accept & Appropriate a Building Reuse and Grant in Support of Project Giftwrap (Bonita Pioneer)

### Summary:

On February 11, 2014 the Rutherford County Board of Commissioners approved a resolution authorizing the County Manager to complete and submit a Building Reuse Grant application in the amount of \$430,000 with a required local 5% cash match. The local match will be generated by a portion of the approved local industrial incentive grants from Rutherford County. On March 4, 2014 Bonita Pioneer announced plans to invest \$2.8 million and create 56 new full-time jobs over the next three years in Rutherford County. Rutherford County has been awarded a \$430,000 Building Reuse Grant in support of Project Giftwrap - Bonita Pioneer.

### Budget:

Budget Amendment - \$430,000

### Contact Information:

Matt Blackwell, Economic Development Director  
287-6200  
matt.blackwell@rutherfordcountync.gov

### Recommended Motion:

Accept and appropriate the Building Reuse Grant in the amount of \$430,000 and authorize the Chairman and/or the County Manager to execute all supporting documents.



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-258, Version: 1

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Meeting Date: May 5, 2014

Accept & Appropriate a One NC Fund Grant in Support of Project Giftwrap (Bonita Pioneer)

### Summary:

On February 11, 2014 the Rutherford County Board of Commissioners approved a resolution authorizing the County Manager to complete and submit a One NC Fund Grant application in the amount of \$75,000 with a required local 1:1 cash match. The local match will be generated by the approved local industrial incentive grants from Rutherford County. On March 4, 2014 Bonita Pioneer announced plans to invest \$2.8 million and create 56 new full-time jobs over the next three years in Rutherford County. Rutherford County has been awarded a \$75,000 One NC Fund Grant in support of Project Giftwrap - Bonita Pioneer.

### Budget:

Budget Amendment - \$75,000

### Contact Information:

Matt Blackwell, Economic Development Director  
287-6200  
matt.blackwell@rutherfordcountync.gov

### Recommended Motion:

A motion is requested to accept and appropriate the One NC Fund Grant in the amount of \$75,000 and authorize the Chairman and/or the County Manager to execute all supporting documents.



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-257, Version: 1

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Meeting Date: May 5, 2014

Approval of Local Economic Development Agreement for Project Nathan (Team Air, Inc.)

### Summary:

On February 3, 2014 the Rutherford County Board of Commissioners approved a resolution authorizing the County Manager, with final approval from the Board of Commissioners, to negotiate and draft a local industrial incentive grant in support of Project Nathan in an amount not to exceed \$50,000 over five years to be used as the required local 1:1 cash match for a One NC Fund grant. A copy of the Economic Development Agreement is on the following pages.

### Budget:

N/A

### Contact Information:

Matt Blackwell, Economic Development Director  
287-6200  
matt.blackwell@rutherfordcountync.gov

### Recommended Motion:

Approve the local economic development agreement as submitted and authorize the Chairman and/or the County Manager to execute supporting documents

## **AGREEMENT**

This Incentive Agreement made and entered into this the \_\_\_\_\_ day of \_\_\_\_\_, 2014, by and between Rutherford County (hereinafter “**County**”), a local government entity existing pursuant to the laws of the State of North Carolina, and Team Air, Inc., a \_\_\_\_\_ corporation (hereinafter “**Company**.”)

### **WITNESSETH;**

THAT WHEREAS, the Company currently does not maintain a place of business located in Rutherford County, North Carolina; and

WHEREAS, the Company is considering expanding its operations to include opening and maintaining a facility in Rutherford County as a part of its regular businesses; and;

WHEREAS, to the extent legally permissible, the County desires to offer incentives to industry to entice it to open new facilities in Rutherford County;

NOW, THEREFORE in consideration of the mutual promises and covenants contained herein, the parties hereto agree as follows:

1. The **Company** shall make certain qualifying taxable investments in equipment, machinery and other capital items with a resulting net new taxable value of not less than Two Million Dollars (\$2,000,000.00) on or prior to **December 31, 2016** (herein called “New Capital Investments”), which New Capital Investments shall be subject to and become part of the Rutherford County, North Carolina, ad valorem tax base.
2. The **Company** shall create and maintain seventy (70) full-time employment positions with benefits as defined and set forth in the One North Carolina Fund – Employment Profile dated January 16, 2014, attached hereto as Exhibit “A.” The seventy (70) full-time employment positions working for **Company** shall be maintained during the Grant Term defined below. Said full-time positions shall be created and employees hired to fill said positions no later than December 31, 2016. All of the seventy (70) full-time employment positions created and filled will be at the Rutherford County facility. The Company shall maintain the total number of full-time employees as specified herein through the grant period concluding March 31, 2019, (herein called “Grant Term”).
3. The **County** will submit to the Department of Commerce for the State of North Carolina (herein called “NCDOC”) an application for a Building Reuse and Restoration Grant on or before February 14, 2014. The County will take all other

reasonable steps specified by NCDOC as being necessary to pursue the Building Reuse and Restoration Grant. If so awarded by NCDOC, the County will provide the five percent (5%) local cash match as required for the Building Reuse and Restoration Grant. The County cannot and does not guarantee that NCDOC will award the Building Reuse and Restoration Grant.

4. Cash incentives will be paid in the amount of \$715.00 for each individual job created pursuant to this Agreement, but in no event shall the cash incentives exceed \$50,000 in the aggregate. The cash incentive shall be paid in five (5) equal annual installments of \$10,000.00, the first such installment to be payable by the **County** to the **Company** on the 31<sup>st</sup> day of March, 2015, and continuing on the 31<sup>st</sup> day of March of each year thereafter through the 31<sup>st</sup> day of March, 2019, which shall be the final installment. All such cash incentives shall be paid by the **County** to the **Company** as set forth herein provided the **Company** is current in the payment of its ad valorem taxes with Rutherford County.

| Equal Annual Installments | Grant Year |
|---------------------------|------------|
| \$10,000                  | 2015       |
| \$10,000                  | 2016       |
| \$10,000                  | 2017       |
| \$10,000                  | 2018       |
| \$10,000                  | 2019       |

5. On the 1<sup>st</sup> day of February, 2015, and continuing on the 1<sup>st</sup> day of February of each year thereafter during the Grant Term, the **Company** will submit to the **County** a certificate (in a form reasonably acceptable to the **County**) stating certain of the **Company's** employment information for the preceding calendar year, to especially include the number of full-time employees, signed by an officer of the **Company** (herein called "Annual Report"). Each Annual Report will include the following with respect to the said calendar year: (i) a copy of each of the Quarterly Tax and Wage Reports (Form NCDU 101) filed with the state of North Carolina; and (ii) other information the County reasonably requests. The Annual Report is designed to assist the **County** in monitoring the **Company's** compliance with its obligations herein. The **County** shall have the right to inspect and audit the **Company's** records pertaining to this issue if, in good faith, the **County** questions the accuracy of the **Company's** certification and documentation.
6. If the **Company** fails to meet any obligation hereunder, specifically including but not limited to its obligations regarding creation and maintenance of full time employment positions no later than December 31, 2016, or fails to maintain said obligation through March 31, 2019, then the **County** will be entitled to: (i) recover from the **Company** any cash incentives previously paid to the **Company**

pursuant to this Agreement, (ii) terminate this Agreement, and/or (iii) suspend making any further payments or installments hereunder until the **Company** meets the aforesaid obligations to the **County** as set forth in this Agreement.

7. The **Company** hereby agrees to indemnify, protect and save the **County**, its officers, commissioners and employees harmless from all liability, obligations, losses, claims, damages, actions, suits, proceedings, costs and expenses, including reasonable attorneys' fees, arising out of, connected with, or resulting directly or indirectly from the transactions contemplated by or relating to this Agreement. The indemnification arising under this Article shall survive the Agreement's termination.
8. No party shall sell or assign any interest in or obligation under this Agreement without the prior express written consent of all the parties. Provided, however, that this Agreement may be assigned by the **Company** to a wholly owned subsidiary of the **Company** and the **Company** will guarantee the performance by the Subsidiary of the obligations due under this Agreement.
9. No provision of this Agreement shall be construed or interpreted as creating a pledge of the faith and credit of the **County**. No provisions of this Agreement shall be construed or interpreted as delegating governmental powers or as a donation or a lending of the credit of the **County** within the meaning of the State Constitution. This Agreement shall not directly or indirectly or contingently obligate the **County** to make any payments beyond those appropriated in the county's sole discretion for any fiscal year in which this Agreement shall be in effect. No provision of this Agreement shall be construed to pledge or to create a lien on any class or source of the **County's** moneys, nor shall any provision of the agreement restrict to any extent prohibited by law, any action or right of action on the part of any future **County** governing body. To the extent of any conflict between this Article and any other provision of this Agreement, this paragraph shall take priority.
10. Any notice given by one party to the other in connection with this agreement shall be in writing and shall be hand delivered or sent by certified or registered mail, return receipt requested, as follows:

**If to the County:**

Rutherford County  
289 North Main Street  
Rutherfordton, NC 28139  
Attention: County Manager

**If to the Company:**

Team Air, Inc.  
14562 San Bernardino Ave.  
Fontana, CA 92335  
Attention: Thirusenthil Nathan

Notices shall be deemed delivered when received by hand delivery, or if mailed, on the date of receipt as evidenced by the return receipt. Either party may designate, by written notice to the other party, a change in address to which notices may be directed to said party.

IN WITNESS WHEREOF the parties hereto set their hands and seal this the day and year first above written.

**Team Air, Inc.**

(Corporate Seal)

By: \_\_\_\_\_

Title: \_\_\_\_\_

Attest: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

RUTHERFORD COUNTY

BY: \_\_\_\_\_

William Eckler, Chairman  
Board of County Commissioners

ATTEST:

\_\_\_\_\_

DATE ATTESTED: \_\_\_\_\_

Hazel S. Haynes, Clerk  
Board of County Commissioners

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

The form approved by:

The County's entering into this Agreement was approved by the Rutherford County Board of Commissioners at its meeting held on [\*\* \_\_\_\_\_ \*\*].



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-256, Version: 1

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Meeting Date: May 5, 2014

Accept & Appropriate a Building Reuse and Grant in Support of Project Nathan (Team Air, Inc.)

### Summary:

On February 3, 2014 the Rutherford County Board of Commissioners approved a resolution authorizing the County Manager to complete and submit a Building Reuse Grant application in the amount of \$110,000 with a required local 5% cash match. The local match will be generated by a portion of the approved local industrial incentive grants from Rutherford County. On February 27, 2014 Team Air, Inc. announced plans to invest \$4.2 million and create 70 new full-time jobs over the next three years in Rutherford County. Rutherford County has been awarded a \$110,000 Building Reuse Grant in support of Project Nathan - Team Air, Inc.

### Budget:

Budget Amendment - \$110,000

### Contact Information:

Matt Blackwell, Economic Development Director  
287-6200  
matt.blackwell@rutherfordcountync.gov

### Recommended Motion:

Accept and appropriate the Building Reuse Grant in the amount of \$110,000 and authorize the Chairman and/or the County Manager to execute all supporting documents



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-255, Version: 1

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Meeting Date: May 5, 2014

Accept & Appropriate a One NC Fund Grant in Support of Project Nathan (Team Air, Inc.)

### Summary:

On February 3, 2014 the Rutherford County Board of Commissioners approved a resolution authorizing the County Manager to complete and submit a One NC Fund Grant application in the amount of \$50,000 with a required local 1:1 cash match. The local match will be generated by the approved local industrial incentive grants from Rutherford County. On February 27, 2014 Team Air, Inc. announced plans to invest \$4.2 million and create 70 new full-time jobs over the next three years in Rutherford County. Rutherford County has been awarded a \$50,000 One NC Fund Grant in support of Project Nathan - Team Air, Inc.

### Budget:

Budget Amendment - \$40,000

### Contact Information:

Matt Blackwell, Economic Development Director  
287-6200  
matt.blackwell@rutherfordcountync.gov

### Recommended Motion:

A motion is requested to accept and appropriate the One NC Fund Grant in the amount of \$50,000 and authorize the Chairman and/or the County Manager to execute the One NC Fund grant agreement along with all supporting documents.



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-254, Version: 1

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Meeting Date: May 5, 2014

Accept & Appropriate a Duke Energy Carolinas Investment Fund Grant in Support of Project VSC  
(Trelleborg Coated Systems US, Inc.)

### Summary:

On August 28, 2013 Rutherford County Economic Development received notification that Duke Energy has awarded a \$10,000 Carolinas Investment Fund Grant to Rutherford County in Support of Project VSC. No local match is required. On October 22, 2013 Trelleborg Coated Systems announced an expansion at the existing Rutherford County facility that will include the relocation of the US headquarters from Spartanburg, SC.

### Budget:

Budget Amendment - \$10,000

### Contact Information:

Matt Blackwell, Economic Development Director  
287-6200  
matt.blackwell@rutherfordcountync.gov

### Recommended Motion:

A motion is requested to accept and appropriate the Duke Energy Carolinas Investment Fund Grant in the amount of \$10,000 and authorize the Chairman and/or the County Manager to execute all supporting documents.



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-253, Version: 1

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Meeting Date: May 5, 2014

Accept & Appropriate a One NC Fund Grant in Support of Project VSC (Trelleborg Coated Systems US, Inc.)

### Summary:

On October 21, 2013 the Rutherford County Board of Commissioners approved a resolution authorizing the County Manager to complete and submit a One NC Fund Grant application in the amount of \$440,000 with a required local 1:1 cash match. The local match will be generated by the approved local industrial incentive grants from Rutherford County, the Town of Ruth, the Town of Rutherfordton as well as a Golden LEAF Economic Catalyst grant. On October 22, 2013 Trelleborg Coated Systems announced an expansion at the existing Rutherford County facility that will include the relocation of the US headquarters from Spartanburg, SC. Rutherford County has been awarded a \$440,000 One NC Fund Grant in support of Project VSC - Trelleborg Coated Systems US, Inc.

### Budget:

Budget Amendment \$440,000

### Contact Information:

Matt Blackwell, Economic Development Director  
287-6200  
matt.blackwell@rutherfordcountync.gov

### Recommended Motion:

Accept and appropriate the One NC Fund Grant in the amount of \$440,000 and authorize the Chairman and/or the County Manager to execute all supporting documents



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-277, Version: 1

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Meeting Date: May 5, 2014

### Rails to Trails Paving Project

#### Summary:

Bids were received for the Rails to Trails Paving Project. The bids received were over the budgeted amount. Mr. David Odom of Odom Engineering entered into discussions with the lowest bidder (Caldwell Construction) to determine changes that could be made to bring the project cost under budget. Changes which are listed in his letter on the following page were made reducing the project bid to \$94,809.40 which is under budget. Mr. Odom recommends awarding the contract to Caldwell Construction in the amount of \$94,809.40.

#### Budget:

N/A

#### Contact Information:

Danny Searcy, Public Works and Planning  
287-6300  
danny.searcy@rutherfordcountync.gov

#### Recommended Motion:

Approve bid tab and authorize the County Manager to execute contracts and other documents with the recommended low bidder in support of the Board of Commissioners' action.

April 24, 2014

Carl Classen  
Rutherford County Manager  
Rutherford County Annex  
289 N. Main St.  
Rutherfordton, NC 28139

RE: Recommendation for Queens Gap Development Project 3

Dear Carl,

Bids were received on Tuesday, April 22, 2014 at 2:00 pm at the Rutherford County Offices for the Queens Gap Development Project 3. A tabulation was completed for the bids received, and the bids results were as follows:

|                                | <u>BID AMOUNT</u> |
|--------------------------------|-------------------|
| • Site Development Corporation | \$426,539.30      |
| • Sisk Grading, Inc.           | \$495,177.10      |
| • NHM Constructors             | \$579,380.18      |
| • Clary Hood, Inc.             | \$697,826.80      |

The low bidder was Site Development Corporation with a bid amount of \$426,539.30. We recommend awarding the contract to Site Development Corporation in the amount of \$426,539.30 to complete the project.

Sincerely,



David Odom, P.E.

## RAILS TO TRAILS PAVING PROJECT

| DESCRIPTION                                  | UNIT | QTY | CALDWELL CONSTRUCTION |                     | ROGERS GROUP |                     | HARRISON CONSTRUCTION |                     |
|--|------|-----|-----------------------|---------------------|--------------|---------------------|-----------------------|---------------------|
|  |      |     | UNIT PRICE            | TOTAL               | UNIT PRICE   | TOTAL               | UNIT PRICE            | TOTAL               |
| Mobilization                                 | LS   | 1   | \$10,500.00           | \$10,500.00         | \$1,750.00   | \$1,750.00          | \$6,000.00            | \$6,000.00          |
| 2 inch ABC Stone 7 feet Wide                 | MI   | 1.8 | \$9,000.00            | \$16,200.00         | \$15,000.00  | \$27,000.00         | \$15,750.00           | \$28,350.00         |
| Non-Woven Geotextile                         | MI   | 1.8 | \$4,000.00            | \$7,200.00          | \$3,865.00   | \$6,957.00          | \$6,000.00            | \$10,800.00         |
| 2 inch Compacted Surface Asphalt 6 feet Wide | MI   | 1.8 | \$36,000.00           | \$64,800.00         | \$37,150.00  | \$66,870.00         | \$43,500.00           | \$78,300.00         |
| <b>Subtotal</b>                              |      |     |                       | <b>\$98,700.00</b>  |              | <b>\$102,577.00</b> |                       | <b>\$123,450.00</b> |
| Contingency (10%)                            |      |     |                       | \$9,870.00          |              | \$10,257.70         |                       | \$12,345.00         |
| <b>TOTAL PROJECT BID</b>                     |      |     |                       | <b>\$108,570.00</b> |              | <b>\$112,834.70</b> |                       | <b>\$135,795.00</b> |

**ALTERNATE BID:**

| DESCRIPTION                       | UNIT | QTY | CALDWELL CONSTRUCTION |                   | HARRISON CONSTRUCTION |                   | ROGERS GROUP |                   |
|-----------------------------------|------|-----|-----------------------|-------------------|-----------------------|-------------------|--------------|-------------------|
|                                   |      |     | UNIT PRICE            | TOTAL             | UNIT PRICE            | TOTAL             | UNIT PRICE   | TOTAL             |
| Carsonite Dual-Sided Trail Marker | EA   | 25  | \$45.00               | \$1,125.00        | \$65.00               | \$1,625.00        | \$70.00      | \$1,750.00        |
| <b>Subtotal</b>                   |      |     |                       | <b>\$1,125.00</b> |                       | <b>\$1,625.00</b> |              | <b>\$1,750.00</b> |
| Contingency (10%)                 |      |     |                       | \$112.50          |                       | \$162.50          |              | \$175.00          |
| <b>TOTAL PROJECT BID</b>          |      |     |                       | <b>\$1,237.50</b> |                       | <b>\$1,787.50</b> |              | <b>\$1,925.00</b> |

**ALTERNATE BID:**

| DESCRIPTION              | UNIT | QTY | CALDWELL CONSTRUCTION |                   | ROGERS GROUP |                   | HARRISON CONSTRUCTION |                   |
|--------------------------|------|-----|-----------------------|-------------------|--------------|-------------------|-----------------------|-------------------|
|                          |      |     | UNIT PRICE            | TOTAL             | UNIT PRICE   | TOTAL             | UNIT PRICE            | TOTAL             |
| Additional Stone         | TONS | 250 | \$13.50               | \$3,375.00        | \$30.00      | \$7,500.00        | \$31.00               | \$7,750.00        |
| <b>Subtotal</b>          |      |     |                       | <b>\$3,375.00</b> |              | <b>\$7,500.00</b> |                       | <b>\$7,750.00</b> |
| Contingency (10%)        |      |     |                       | \$337.50          |              | \$750.00          |                       | \$775.00          |
| <b>TOTAL PROJECT BID</b> |      |     |                       | <b>\$3,712.50</b> |              | <b>\$8,250.00</b> |                       | <b>\$8,525.00</b> |

## RAILS TO TRAILS PROPOSED SCHEDULE OF VALUES

|  |      |        | CALDWELL CONSTRUCTION |                    |
|--|------|--------|-----------------------|--------------------|
| DESCRIPTION                                  | UNIT | QTY    | UNIT PRICE            | TOTAL              |
| Mobilization                                 | LS   | 1      | \$9,000.00            | \$9,000.00         |
| 2 inch ABC Stone 7 feet Wide                 | MI   | 1.7538 | \$8,990.76            | \$15,768.00        |
| Non-Woven Geotextile                         | MI   | 1.7538 | \$3,982.21            | \$6,984.00         |
| 2 inch Compacted Surface Asphalt 6 feet Wide | MI   | 1.7538 | \$35,954.73           | \$63,057.40        |
| <b>TOTAL PROJECT BID</b>                     |      |        |                       | <b>\$94,809.40</b> |



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-276, Version: 1

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Meeting Date: May 5, 2014

### Juvenile Crime Protection Council Allocations for 2014-2015

#### Summary:

It is requested that the County Commissioners approve the funding allocation on the following page for the Juvenile Crime Protection Council for Fiscal Year 2014-2015. This plan was derived through a planning process by the Juvenile Crime Prevention Council and represents their plan for use of these funds.

#### Budget:

N/A

#### Contact Information:

Ann Moore, Secretary, JCPC  
287-6071  
ann.moore@rutherfordcountync.gov

#### Recommended Motion:

Approve recommended allocations.

## Rutherford County

### NC DPS - Division of Juvenile Justice County Funding Allocation

Available Funds: \$ \$176,759.00      Local Match: \$ \$15,500      Rate: 20%

A Program Agreement Form for each program listed below is included as an attachment to the Community Prevention and Intervention Plan.

| #              | Program Provider                         | DJJDP Funding    | LOCAL FUNDING    |             |                 |         | Local In-Kind2 | OTHER State/Federal | OTHER Funds      | Total      | % Non-DJJDP Program Revenues |
|----------------|--|------------------|------------------|-------------|-----------------|---------|----------------|---------------------|------------------|------------|------------------------------|
|                |  |                  | Local Cash Match | County Cash | Local In-Kind1  |         |                |                     |                  |            |                              |
| 1              | JCPC Admin <i>642-00</i>                 | \$5,200          |                  |             |                 |         |                |                     | \$5,200          | 0%         |                              |
| 2              | Project Challenge (A)                    | \$55,307.00      |                  |             | \$3,500         | \$7,561 |                |                     | \$66,368         | 17%        |                              |
| 3              | Youth Empowerment (A)                    | \$93,000.00      |                  |             | \$8,750         | \$4,800 |                | \$5,143             | \$111,693        | 17%        |                              |
| 4              | DSS/Temporary Shelter                    | \$14,000.00      |                  |             | \$3,250         |         |                |                     | \$17,250         | 19%        |                              |
| 5              | DSS/Psychological Services <i>609-00</i> | \$4,800.00       |                  | \$960       |                 |         |                |                     | ✓ \$5,760        | 17%        |                              |
| 6              |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| 7              |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| 8              |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| 9              |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| 10             |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| 11             |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| 12             |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| 13             |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| 14             |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| 15             |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| 16             |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| 17             |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| 18             |  |                  |                  |             |                 |         |                |                     | \$0              | #DIV/0!    |                              |
| <b>TOTALS:</b> |  | <b>\$172,307</b> | <b>\$0</b>       |             | <b>\$15,500</b> |         | <b>\$0</b>     | <b>\$5,143</b>      | <b>\$206,271</b> | <b>10%</b> |                              |

The above plan was derived through a planning process by the Rutherford County Juvenile Crime Prevention Council and represents the County's Plan for use of these funds in FY 2014-2015.

(A) 148,307

\_\_\_\_\_  
Chairperson, Juvenile Crime Prevention Council (Date)

\_\_\_\_\_  
Chairperson, Board of County Commissioners (Date)



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-265, Version: 1

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Meeting Date: May 5, 2014

Tax Appeal of Dwayne Cuthbertson

### Summary:

An email on the following pages describes Mr. Cuthbertson's request that the County reimburse him for wage garnishment fees. A memo from Revenue Director Sherry Lavender is included providing additional information about statutory requirements for a refund. A copy of North Carolina General Statute 105-318(a)(3) is also provided.

### Budget:

N/C

### Contact Information:

Sherry Lavender, Revenue Director  
287-6183  
[sherry.lavender@rutherfordcountync.gov](mailto:sherry.lavender@rutherfordcountync.gov) <<mailto:sherry.lavender@rutherfordcountync.gov>>

### Recommended Motion:

Discussion and possible action.

## Hazel Haynes

---

**From:** Carl Classen  
**Sent:** Thursday, April 10, 2014 9:03 PM  
**To:** Dewayne Cuthbertson  
**Cc:** Hazel Haynes; Sherry Lavender  
**Subject:** Re: call DeWayne Cuthbertson

Mr. Cuthbertson -

Thank you for you email. This matter will be placed on the Commissioners May 5 agenda as a refund request. You are be welcome to attend. The meeting begins at 6:00 pm in the Commissioners Meeting Room, 289 North Main Street, Rutherfordton.

Please contact Revenue Director Sherry Lavender or me with any questions.

Carl Classen  
828-287-6060  
[carl.classen@rutherfordcountync.gov](mailto:carl.classen@rutherfordcountync.gov)

On Apr 9, 2014, at 10:34 PM, "Dewayne Cuthbertson" <[dtcuthbertson@bellsouth.net](mailto:dtcuthbertson@bellsouth.net)> wrote:

The amount I feel the county should reimburse me is \$30.17 for the wage garnishment fee that I was charged due to the tax office's error. I received a letter in the mail stating that there were some taxes owed and that they needed to be paid before February 28 2014 or it would be advertised in March in The Daily Courier. The taxes that were owed were for my mother, who is in a nursing home, and in my mothers name. Since I now handle her finances, I wanted to pay these taxes. I went into the tax office on Tuesday February 18, 2014 at approximately 3:40 pm to pay these taxes. I gave the tax office employee the notice and made the payment. I wanted to make sure that ALL of my taxes and my mothers taxes for real and personal property were paid, so I then asked the employee to see if there were any other taxes that were owed in my mothers name. She looked on the computer and said no that there were no other taxes owed in my mom's name. I then asked her to check to see if there were any other taxes that were owed or that I had missed in my name. The employee looked on the computer and said no, and then asked me if there could be any other name that some could be listed under. I told the employee the only other possible name was my wife's name and gave my wife's name to them. The employee again looked on the computer and said no there was nothing coming up under either of these names. The employee then offered to make me a printout showing that everything had been paid and showing the zero balances due. I said that will be great and took the printouts. I had brought my daughter in with me, as she had just turned 18, to teach her about paying taxes. The employee even commented to my daughter how that what I was teaching her was a good thing because many people do not know what to do when it comes to paying their taxes. I agreed.

On Thursday February 20, 2014 I received another notice dated 2/18/14 stating that I had to pay \$41.65 in taxes that were owed "within 10 days after service of this notice", referencing the North Carolina General Statutes, or that I would have a wage garnishment assessed against me. At first, I thought since the notice was dated the same day that I had been to the tax office that the letter was sent out earlier in the day prior to my arrival at the tax office. On Monday February 24, 2014, I thought I should go by the tax office and double check on this notice. I again went to the tax office about 3:38 pm and asked a different employee to check to see if I owed any taxes

and explained about the notice. After getting my name the employee looked on the computer and said, that everything was showing paid. I said great, and asked if they could make me a printout showing this. During the process of printing the statements and receipts I asked if it was showing that everything was paid on 2/18/14. The employee looked on the computer and said no that the payment for this notice had been made today, the 24th. I asked by whom because I had not been in the office until just now. The employee then explained that a wage garnishment had been done and that the taxes were paid by my employer. I explained that I did not approve since I had been in the office on the 18th and had printouts showing nothing was owed and moreover that it had not been 10 days yet, and moreover that I did not get paid until the 28th and today was the 24th. The employee said there was nothing they could do that the wage garnishment had already been done. I then noticed that the taxes owed were on a two different units one valued at \$1000 and the other at \$500. I also noticed that the unit valued at the lesser amount of \$500 showed taxes of \$33.89 while the unit valued at \$1000 showed only \$7.76 in taxes. I asked the employee why?? The employee said let me see, and looked on the computer again and said that in addition to the taxes of \$3.72 a wage garnishment fee of \$30.17 had been charged, ( which, by the way, is almost 3 times the amount of total taxes in question of only \$11.48 ). I told the employee that I was not happy about this. The employee asked if I would like to speak to the supervisor. I said yes and then explained all of this to the supervisor. Again, I was told by the supervisor that there was nothing they could do, and that they were sorry for the mistake that had been made and they did not know how these taxes were overlooked on the 18th. The supervisor then explained that they were using an "antiquated" computer system and were in the process of remodeling and trying to make improvements. I explained that regardless of the tax office inefficiencies, I should not have to pay for an error made by the tax office or an "antiquated" computer system. I explained that I came in on the 18th and made a good faith effort to pay ALL of my taxes, and now again on the 24th, and this is prior to the 10 days referenced in the notice stating the North Carolina General Statutes, and prior to me getting paid at the end of the month, and prior to March 1st.

This is NOT the end of this travesty. The supervisor then said, well why don't I look and see if I can figure out anything, and see if the names are different. The supervisor then made several printouts and compared the names and found the name on the taxes that the garnishment was issued for was the same name as on my printouts showing zero balances. The supervisor stated I do not know how this mistake was made, and apologized for the error. But then, low and behold, even after all of this, the supervisor found another tax of \$13.90 that was STILL OWED, due to the "e" being left out of Dewayne. This again was explained by the "antiquated" computer system. I then stated how wrong this was, that I, after earnestly and honestly trying to pay all my taxes, had a wage garnishment assessed against me **before** the deadlines written in any of the notices. Additionally I was unfairly charged an exorbitant fee for this garnishment that should have never occurred in the first place because of the tax office's "antiquated" system, now proven even more so by the fact that I still owed \$13.90 in taxes. I paid the \$13.90 and then went to Mr. Classen's office to speak to him concerning this matter.

Wow, what a lesson my daughter is getting in how to pay taxes. She is not only getting a lesson in how to pay taxes, she is also getting a lesson in why sometimes it is necessary to stand up for principle and what is right no matter how small the dollars are. I am not seeking reimbursement for any taxes, interest, or penalties. I am seeking reimbursement for the wage garnishment fee that I should have never been charged. It has cost me much more in money, time, and effort than the \$30.17 that I should be reimbursed.

Thanks for your help in this matter Mr. Classen. I can be reached at 828-289-4493 (cell) or 828-286-3303 (home) if I can be of further assistance in this matter.

Sincerely,  
DeWayne T Cuthbertson

**From:** Carl Classen <[Carl.Classen@rutherfordcountync.gov](mailto:Carl.Classen@rutherfordcountync.gov)>  
**To:** "[dtcuthbertson@bellsouth.net](mailto:dtcuthbertson@bellsouth.net)" <[dtcuthbertson@bellsouth.net](mailto:dtcuthbertson@bellsouth.net)>  
**Sent:** Tuesday, April 1, 2014 4:52 PM  
**Subject:** FW: call

I hope I have the spelling of your name correct below. My apologies for the confusion and delay for getting back with you. Please email me what you feel the County should reimburse you and I will ask that the matter be on the Commissioners May agenda.

Carl

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

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.

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**From:** Brooke Watson  
**Sent:** Tuesday, April 01, 2014 10:05 AM  
**To:** Carl Classen  
**Subject:** call

Please call Dewayne Cuthbertson 289-4493

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.

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# Memo

To: Hazel Haynes, Clerk to the Board

From: Sherry Lavender, Revenue Director *SLV*

Date: 4/28/2014

Re: Request for refund

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The Revenue Department has received a request for the refund of a garnishment fee pursuant to North Carolina General Statute 105-381(a)(3). I have attached a copy of his written request in the form of an email to Mr. Classen.

Due to the fact that does not meet statutory requirements for a refund in that it is not:

1. A tax imposed through clerical error;
2. An illegal tax.
3. A tax levied for an illegal purpose.

The staff is recommending that the request be denied.

**§ 105-381. Taxpayer's remedies.**

(a) Statement of Defense. - Any taxpayer asserting a valid defense to the enforcement of the collection of a tax assessed upon his property shall proceed as hereinafter provided.

- (1) For the purpose of this subsection, a valid defense shall include the following:
  - a. A tax imposed through clerical error;
  - b. An illegal tax;
  - c. A tax levied for an illegal purpose.
- (2) If a tax has not been paid, the taxpayer may make a demand for the release of the tax claim by submitting to the governing body of the taxing unit a written statement of his defense to payment or enforcement of the tax and a request for release of the tax at any time prior to payment of the tax.
- (3) If a tax has been paid, the taxpayer, at any time within five years after said tax first became due or within six months from the date of payment of such tax, whichever is the later date, may make a demand for a refund of the tax paid by submitting to the governing body of the taxing unit a written statement of his defense and a request for refund thereof.



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-264, Version: 1

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Meeting Date: May 5, 2014

Rutherford County Community Child Protection/Child Fatality Prevention Team Annual Report to the Board of Commissioners

### Summary:

The 2013 annual report of the Rutherford County Child Protection/Child Fatality Prevention Team to the Board of County Commissioners is attached. The composition of the CCPT and CFPT is mandated by law and includes appointed members of various agencies and organizations and some at large members. The policies of both teams, as well as GS 7B-1407(d), give County Commissioners the authority to appoint up to five additional members to represent various county agencies or the community at large. A list of the current membership is attached to this report, including what organization or CCPT/CFPT position that each member represents. Those that have been appointed by the county commissioners are listed under "others" on the attached list. Over the past ten years it has been the practice for the team to appoint members to these five positions as needed and then present the list to the board annually for approval or to make changes as the board may deem necessary. There is no time limit on the appointments.

### Budget:

N/A

### Contact Information:

John Carroll, DSS Director  
287-6165  
john.carroll@rutherfordcountync.gov

### Recommended Motion:

The CCPT/CFPT respectfully request that the Commissioners review this list, make any recommendations for changes and for filling vacant positions, and approve the membership for 2013.

**RUTHERFORD COUNTY  
COMMUNITY CHILD PROTECTION TEAM (CCPT)  
CHILD FATALITY PREVENTION TEAM (CFPT)**

**ANNUAL REPORT TO THE BOARD OF COUNTY COMMISSIONERS  
May 2014**

The Community Child Protection Team (CCPT) was established by law (General Statute 7B-1406) in May of 1991 as a means for the state and local communities to form a partnership to strengthen child protection. This was a result of revenue shortfalls on both the state and local levels, making it difficult to fund the necessary number of social workers needed to investigate abuse/neglect reports and provide needed ongoing services for families. The CCPT is an interdisciplinary group of community representatives who meet regularly to promote a community-wide approach to the problem of child abuse and neglect. The CCPT is not a Department of Social Services (DSS) team. The CCPT may not encompass a geographic nor governmental area larger than one county.

The Child Fatality Prevention Team (CFPT) was mandated by state law in 1995 to help keep our children safe and healthy and Rutherford County opted to combine the CFPT with the existing CCPT, as did the majority of counties in North Carolina. CFPT reviews all child fatalities of county resident children under the age of 18 that occurred in the previous year, and through the review of records of agencies represented, searches for ways to identify gaps in services and /or prevent future fatalities.

The composition of the CCPT and CFPT is mandated by law and includes appointed members of various agencies and organizations and some at large members. For the most part the membership requirements are the same for both teams. Those required for both the CCPT and CFPT are:

- A. The county DSS director and member of the director's staff;
- B. A local law enforcement officer;
- C. An attorney from the district attorney's office, appointed by the district attorney;
- D. The executive director of the local community action agency;
- E. The superintendent of each local school system or the superintendent's designee;
- F. A member of the county DSS Board, appointed by the chair;
- G. A local mental health professional;
- H. The local guardian ad litem coordinator, or the coordinator's designee;
- I. The director of the Health Department; and
- J. A local health care provider.

In addition, to meet the requirements of the CFPT, the following representatives should also serve on the team.

- A. Emergency Management Services
- B. District Court Judge
- C. County Medical Examiner
- D. Representative of a Child Care Facility or Head Start
- E. Parent of a child who died prior to their 18<sup>th</sup> birthday

**Rutherford County CCPT/CFPT  
Annual Report to the Board of County Commissioners  
May 2014 Page 2**

The policies of both teams, as well as GS 7B-1407(d), give county commissioners the authority to appoint up to five additional members to represent various county agencies or the community at large. Currently there are three such appointees. A list of the current membership is attached to this report, including what organization or CCPT/CFPT position each member represents. Those that have been appointed by the county commissioners are listed under “others” on the attached list. Over the past ten years it has been the practice for the team to appoint members to these five positions as needed and then present the list to the board annually for approval or to make changes as the board may deem necessary. The board may also appoint to any of these five slots at any time they deem necessary. There are no time limits on the terms of the appointments.

The Rutherford County CCPT/CFPT meets on the second Tuesday of the first two months of each quarter in the Services Conference Room at the Department of Social Services at 389 Fairground Road Spindale, NC 28160. In 2013 meetings were held on January 18, February 12, April 16, May 14, July 9, August 13, October 8, and November 12. The first meeting of the quarter is dedicated to reviewing Child Protective Services cases and the second to the review of Child Fatalities.

In 1998 Community Child Protection Teams were designated as Citizen Review Panels as required by the federal Child Abuse and Prevention Treatment Act (CAPTA). The main focus of Citizen Review Panels is evaluating how child welfare policy established on a federal or state level impacts families and children on a local level. This legislation further requires that consumers of child welfare services be represented. In October 2007 local Community Child Protection Teams were notified that the Administration for Children & Families had determined that North Carolina’s CCPT must add certain components to the Program’s process to be in full compliance with the requirements of CAPTA, as well as the Keeping Children and Families Safe Act of 2003 and Citizen Review Panels (CRP).

In order to meet these federal requirements North Carolina developed six regional teams composed of one member from each county CCPT and up to five parent consumers from each region. Five of the teams were based on geographical location with emphasis placed on judicial districts; and two other teams (6a and 6b) were composed of CCPT members and consumers from urban counties. However, these regional teams were not successful and have been dissolved. North Carolina state CCPT officials continue to determine the best approach to bring the state in full compliance with federal requirements.

Duties and responsibilities of the Community Child Protection Team include reviewing active cases in which abuse, neglect, or dependency was substantiated, and identifying where resources may be lacking or gaps and deficiencies in resources affect the outcome of the case. Cases may also be brought for review at the specific request of a team member or the department of social services.

The purpose of these reviews is to identify gaps and deficiencies in community resources; to advocate for system improvements and needed resources; to promote collaboration between agencies in the creation or improvement of resources for children; and to inform county commissioners about actions needed to prevent child abuse, neglect, or dependency.

**Rutherford County CCPT/CFPT  
Annual Report to the Board of County Commissioners  
May 2014 Page 3**

The purpose of reviewing child fatalities is to identify any gaps in the delivery of services to children and/or their families by public agencies that are designed to prevent future child abuse, neglect or fatalities. Based on the team's findings, recommendations can be made for changes in laws, rules, and policies that will support the safe and healthy development of children and prevent future child abuse, neglect and fatalities. This review also enables our county to strengthen multi-agency collaboration and communication.

Child Fatalities are reviewed approximately one year after the death occurs. All child deaths in the county are reviewed, and not limited to those related to maltreatment or due to involvement with a particular agency. The team reviewed eight deaths during 2013 which were related to disease, alcohol related car crash, SIDS, and issues related to prematurity. Parents of these children are never contacted and the deaths are reviewed in closed session.

Other issues presented to the team related to requirements of the CFPT include a quarterly review of hospital discharges related to injuries for children who have Rutherford County listed as their resident county. Included in this report are injuries resulting from motor vehicle accidents, motor vehicle non-traffic accidents, surgical and medical procedures with abnormal reactions, accidental falls, suicide and self inflicted injuries and homicides. This report is reviewed quarterly and includes statistical information only from the same quarter of the preceding year.

Six Child Protective Service cases were reviewed by the team in 2013. The primary factors relating to abuse and neglect in these cases were substance abuse, mental health related issues, and domestic violence. During 2013 Western Highlands Network was acquired by Smokey Mountain Center to become the LME/MCO for the catchment area including Rutherford County and 22 other western counties. This transition presented both challenges and benefits for consumers and for provider agencies. As a result, there have been many recommendations and active efforts made through the CCPT, DSS, local mental health providers, other community agencies and Smokey Mountain Center, that have created a stronger collaborative relationship and a clear desire and focus on providing the best care for both the children and the parents that are served in our local child welfare system.

The CCPT/CFPT and DSS have worked closely with local providers to align efforts to meet the needs of children and parents by jointly discussing barriers and issues related to specific cases. The *Critical Case Review* meets weekly at the DSS office to staff active child protective service cases that involve difficult and challenging mental health issues. The difficulty in the case can be for various reasons, including the extent and severity of the problems or accessing the needed services. The attendees include representatives from different local mental health providers, Smokey Mountain Center, DSS, and others that may be needed. Including professionals with specific expertise and resources, and consideration of resources across the catchment area, provides a broader range of options and solutions. This team has created effective and obtainable treatment goals for families.

The *Rutherford County Care Review Team* (CRT) was also formed with the core group of members coming from the CCPT/CFPT. Those interested in being a part of this team attended an organizational meeting, in addition to other community partners. This team meets the third month of each quarter on the second Tuesday. This was planned to encourage those attending

**Rutherford County CCPT/CFPT  
Annual Report to the Board of County Commissioners  
May 2014 Page 4**

the CCPT/CFPT the first two months to attend. This team is a community team, and families brought to this team do not have to be involved with DSS or with any specific agency.

The team is a problem solving/solution finding resource for the DSS Critical Case Review Team, Child and Family Teams, School-based Resource Teams, Department of Juvenile Justice, and other Rutherford County groups or professionals working on behalf of high risk youth with serious mental health issues, substance abuse or developmental disabilities, behavioral and/or health concerns, and is primarily used to assist in the development of an appropriate plan for the identified youth.

In July 2013, a summer intern at the Rutherford/Polk/McDowell Health Department, working on her Masters Degree in Public Health at UNC-CH, presented information regarding a Teen Pregnancy Prevention Survey that she developed and conducted in Rutherford County.

At the October 8, 2013 meeting DSS presented the report and recommendations from a State Fatality Review that was conducted in October 2012. A state intensive review is usually conducted by the state on the deaths of children when DSS was involved with the family within the preceding twelve months. All child deaths are reported to the state, and a decision is made whether the review will be conducted based on the specific circumstances surrounding the child death. The purpose of the review is to enable the Division, the county DSS, state and local agencies, and the local community to identify important issues related to child protection and to take appropriate action to improve our collective efforts to prevent child fatalities. The review process is a collaborative, multi-disciplinary effort that involves representatives of the CCPT/CFPT and outlined in state statute.

The team continued informing the community about a web-based training produced by Prevent Child Abuse North Carolina entitled *Recognizing and Responding to Suspicions of Child Maltreatment*. The general population is the target audience for this training, but it is strongly recommended for anyone that interacts with children on a regular basis such as teachers, coaches, and volunteers. The team has posted a link to the training, which is self paced, on the DSS and health department web sites.

As a result of a state child fatality review in 2008 one of the team's goals for 2009 was to raise public awareness of North Carolina's reporting laws as they apply to child abuse, neglect, and dependency. Since 2009 the team has issued a letter annually to community partners outlining North Carolina General Statute 7B-301, which states that any person or institution is obligated to make a report to the Department of Social Services if they suspect that a child is abused, neglected, or dependent. The letter also outlines the definition of abuse, neglect, and dependency as stated in NC General Statutes. The letters include a non-inclusive list of those persons that are required to report maltreatment and include a pamphlet regarding Child Protective Services that was purchased by the team. Pamphlets are also made available to physician's offices and public and private agencies to make available to the general public. This is one of two annual public awareness initiatives of the team.

Since 2008 the team annually sends information regarding the Infant Homicide Prevention Act of 2001, commonly known as "Safe Surrender". Safe Surrender allows an overwhelmed mother

**Rutherford County CCPT/CFPT  
Annual Report to the Board of County Commissioners  
May 2014 Page 5**

to surrender her new born to a responsible adult and walk away without fear of criminal prosecution. Safe surrender is legal provided that the infant is 7 days old or less and unharmed. N.C.G.S. 7B-500 (b) identifies the individuals that may take an infant into temporary custody without a court order and what actions must be taken. Informational letters are sent to physician's offices, helping agencies, public agencies and other locations where people may be that might benefit from the information. Brochures are enclosed to be placed in the lobby or on bulletin boards of these agencies and offices. Another letter is sent to all potential sites of a Safe Surrender with a health care form that should be filled out by the mother, if possible.

Rutherford County is fortunate to have numerous resources to serve families in times of crisis. The Community Child Protection Team/Child Fatality Prevention Team brings these resources together to collaborate in eliminating and preventing child abuse and neglect.

A list of the current membership is attached to this report, including what organization or CCPT/CFPT position that each member represents. Those that have been appointed by the county commissioners are listed under "others" on the attached list. Over the past ten years it has been the practice for the team to appoint members to these five positions as needed and then present the list to the board annually for approval or to make changes as the board may deem necessary. There is no time limit on the appointments. **The CCPT/CFPT respectfully request that the Commissioners review this list, make any recommendations for changes and for filling vacant positions and approve the membership for 2013.**

The Rutherford County Community Child Protection Team/Child Fatality Prevention Team appreciates the efforts of the Board of Commissioners to provide programs and services to the families of Rutherford County. Your support of the CCPT/CFPT is vital. Substance abuse and domestic violence are just two of many growing societal problems that contribute to the increased abuse, neglect, and exploitation of our county's children. These needs cannot be addressed in isolation, only by professional agencies and boards, but must be embraced by the entire community.

Respectfully Submitted,

John Carroll, MHDL  
Rutherford County CCPT Chairman  
389 Fairground Road  
Spindale, North Carolina 28160  
(828) 287-6165

Helen White, RN, BSN  
Rutherford County CFPT Coordinator  
221 Callahan-Koone Road  
Spindale, North Carolina 28160  
(828) 287-6100

**RUTHERFORD COUNTY  
COMMUNITY CHILD PROTECTION TEAM  
CHILD FATALITY PREVENTION TEAM  
REQUIRED MEMBERS**

**Members Mandated by NC GS 7B-1407**

|   |  |
|---|--|
| <b>DSS Director:</b>  | John Carroll (CCPT Chairman)   |
| <b>Member of DSS Staff:</b>   | Amanda McGee (SW Program Manager)  |
| <b>Law Enforcement Officer:</b>                                     | Julie Green (Sheriff's Dept.)<br>Roland Rodriguez (J.R.) (Sheriff's Dept.)         |
| <b>District Attorney's Office:</b>                                  | Garland Byers (Assistant DA)   |
| <b>Ex. Director of Community Action Agency:</b>                     | Sherry Bright, (Family Resources)<br>Tammy Gregory, (Family Resources)             |
| <b>Superintendent of Schools or Designee:</b>                       | Sarah Bradley (Rutherford County Schools)  |
| <b>DSS Board Member:</b>  | Julius Owens   |
| <b>Mental Health Professional:</b>                                  | James Gonzales (Smokey Mountain Center)<br>Olivia Appling (Smokey Mountain Center) |
| <b>Guardian Ad Litem Coordinator or Designee:</b>                   | Inez Spratt (Volunteer GAL)  |
| <b>Health Department:</b>   | Helen White (CFPT Chairperson)   |
| <b>Health Care Provider:</b>  | Dr. Jerald De La Garza (Rutherford<br>Children's Care)                             |
| <b>*EMS:</b>  | Justin Moore   |
| <b>*District Court Judge:</b>                                       | The Honorable Robert K. Martelle   |
| <b>*County Medical Examiner:</b>                                    | Vacant   |
| <b>*Representative of a Child Care Facility:</b>                    | Kim Arrowood (Rutherford. Co. Schools<br>Preschool Program)                        |
| <b>*Parent of child who died prior to 18<sup>th</sup> birthday:</b> | Vacant   |

**Others** (Co. Commissioners may appoint 5 additional members to represent county agencies or the community at large)

Dr. Christian D. Burley, Local Chiropractic Physician; Chairman, Safe Kids of Rutherford County  
Lamonda Davis, Probation and Parole  
Stephanie Ingle - Community Care of North Carolina

**Recommended Members**

Representative from Hispanic Population and Faith Community: Vacant

**DSS Attendees – Not Voting Members:**

Mrs. Angela Black, CPS Supervisor  
Mrs. Melanie Hunt, CPS Supervisor  
Mrs. Lynn Hoppes, CPS Supervisor  
**\*Required for Child Fatality Prevention Team**

(Updated – 4/15/2014)



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-263, Version: 1

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Meeting Date: May 5, 2014

### Political Sign Policy

#### Summary:

A proposed policy regarding placement of political signs on County owned or controlled property is on the following pages. The policy closely follows NCDOT policy for political signs on State Rights-of-way. This policy only affects County owned or controlled property. It is hoped that a policy for political signs can be in place for the General Election in November.

#### Budget:

N/C

#### Contact Information:

Carl Classen, County Manager  
287-6060  
carl.classen@rutherfordcountync.gov

#### Recommended Motion:

Approve policy.

RUTHERFORD COUNTY POLICY  
PLACEMENT OF POLITICAL SIGNS ON COUNTY PROPERTY

Rutherford County supports the rights of free speech of its employees, its citizens and of the general public. However, in the interests of having County offices and workplaces free from distraction, harassment, and disruption, and to prevent the appearance of support or opposition to any political candidate or issue in an environment where such support or opposition may be inappropriate, no Political Signs are permitted within or without any building or facility used for County purposes nor upon any real property owned or leased by Rutherford County (herein "County Property") except as specifically set forth herein:

(1) "Political Sign" means any sign, flyer, handbill, advertisement (including electronic) that is intended for public display in any manner and that advocates for political action, including but not limited to any endorsement of either support or opposition for any issue or for a candidate for political office.

(2) Any Political Sign otherwise in compliance with this Policy may be placed only in the following locations on County Property:

- (a) At the Rutherford County Administrative Office building (also known as the "County Annex") located at 289 North Main Street, Rutherfordton, ONLY in the following locations: (i) in the planter and the grass near the sign for the County Annex located between the parking lot and sidewalk on the west side of North Main Street; and (ii) attached to the chain-link fence situated on the north side of the parking lot of the County Annex.
- (b) At any Convenience Center location outside the fence between such fence and any adjacent right of way of public or private road, as relevant. No Political Sign shall be placed upon or attached to any fence at any Convenience Center nor within such fence.
- (c) At the building housing the Board of Elections at 298 Fairground Road, Spindale, and any other County Property at which voting occurs, either as a voting place for a precinct pursuant to N.C. Gen. Stat. §163-128 or for one-stop voting. Political Signs must be placed outside any relevant Buffer Zone pursuant to N.C. Gen. Stat. §163-166.4 and shall be limited to any grassy or unpaved location of the relevant County Property that is located within four (4) feet of the right of way of public road. No Political Sign at these locations shall be placed upon any tree or upon any structure upon the County Property, specifically but not including any fence, sign, or building.

(3) Political Signs on County Property must observe the following specifications:

- (a) No more than one Political Sign for any issue or candidate shall be placed on the same tract of County Property.

- (b) No Political Sign shall be larger than three (3) square feet in size.
  - (c) No Political Sign shall obscure motorist visibility within any public vehicular area, nor at any intersection with driveway, private road or public road.
  - (d) Political Signs may be placed on County Property no sooner than thirty (30) days prior to the Election Day for which they were made and must be removed from County Property no later than seven (7) days after that Election Day for which they were made. These dates are not based on any period early voting, which shall have no effect on this policy.
  - (e) Any Political Signs must follow the laws of the State of North Carolina regarding any public right of way.
  - (f) Any Political Sign in violation of any part of this Policy will be removed and held by the County for seven (7) days for the owner of said Political Sign to pickup, after which time any such Political Signs will be appropriately recycled or otherwise disposed of by the County.
- (4) In the event that the County Property is located in any municipality, any such Political Sign shall comply with any relevant municipal ordinance.

This policy shall be subject to any and all applicable state and federal laws.



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-262, Version: 1

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**Meeting Date: May 5, 2014**

### **Queen's Gap Project 3**

#### Summary:

Attached is the bid tab and recommendation for Queens Gap project 3. Four of the references from the contractor have been contacted and all had very positive results. Additionally, responses from the contractor to address differences in two bid line items which were a good bit lower than the second bidder have been adequate. The stone was the biggest item of note but it wasn't that much different from Clary Hood's stone price. Therefore, Odom Engineering recommends proceeding with awarding the project to the low bidder. The primary office for the contractor based on the Secretary of State is in Rutherford County. Appropriate licensing is in place.

#### Budget:

N/A

#### Contact Information:

Danny Searcy, Planning and Public Works Director  
287-6300  
danny.search@rutherfordcountync.gov

#### Recommended Motion:

Approve low bid

April 24, 2014

Carl Classen  
Rutherford County Manager  
Rutherford County Annex  
289 N. Main St.  
Rutherfordton, NC 28139

RE: Recommendation for Queens Gap Development Project 3

Dear Carl,

Bids were received on Tuesday, April 22, 2014 at 2:00 pm at the Rutherford County Offices for the Queens Gap Development Project 3. A tabulation was completed for the bids received, and the bids results were as follows:

|                                | <u>BID AMOUNT</u> |
|--------------------------------|-------------------|
| • Site Development Corporation | \$426,539.30      |
| • Sisk Grading, Inc.           | \$495,177.10      |
| • NHM Constructors             | \$579,380.18      |
| • Clary Hood, Inc.             | \$697,826.80      |

The low bidder was Site Development Corporation with a bid amount of \$426,539.30. We recommend awarding the contract to Site Development Corporation in the amount of \$426,539.30 to complete the project.

Sincerely,



David Odom, P.E.

**QUEENS GAP PROJECT 3 BID TAB**

| DESCRIPTION                             | UNIT | QTY    | SITE DEVELOPMENT CORP |              | SISK GRADING |              | NHM CONSTRUCTORS |              | CLARY HOOD   |              |
|---|------|--------|-----------------------|--------------|--------------|--------------|------------------|--------------|--------------|--------------|
|   |      |        | UNIT PRICE            | TOTAL        | UNIT PRICE   | TOTAL        | UNIT PRICE       | TOTAL        | UNIT PRICE   | TOTAL        |
| Mobilization                            | LS   | 1      | \$33,500.00           | \$33,500.00  | \$34,000.00  | \$34,000.00  | \$23,230.00      | \$23,230.00  | \$132,000.00 | \$132,000.00 |
| New 18" HDPE Pipe                       | LF   | 100    | \$30.00               | \$3,000.00   | \$25.00      | \$2,500.00   | \$44.00          | \$4,400.00   | \$35.00      | \$3,500.00   |
| Miscellaneous Debris Removal & Disposal | LS   | 1      | \$4,050.00            | \$4,050.00   | \$2,500.00   | \$2,500.00   | \$5,000.00       | \$5,000.00   | \$10,000.00  | \$10,000.00  |
| Grade & Shape 18' Wide Road to Grade    | LF   | 4,780  | \$20.00               | \$95,600.00  | \$22.00      | \$105,160.00 | \$35.00          | \$167,300.00 | \$35.00      | \$167,300.00 |
| Rip Rap Channel                         | LF   | 100    | \$20.00               | \$2,000.00   | \$20.00      | \$2,000.00   | \$35.00          | \$3,500.00   | \$125.00     | \$12,500.00  |
| C 350 Lined Channel                     | LF   | 1,000  | \$6.00                | \$6,000.00   | \$10.00      | \$10,000.00  | \$3.50           | \$3,500.00   | \$9.00       | \$9,000.00   |
| SC 250 Lined Channel                    | LF   | 5,511  | \$4.00                | \$22,044.00  | \$4.00       | \$22,044.00  | \$2.75           | \$15,155.25  | \$6.00       | \$33,066.00  |
| Super Silt Fence                        | LF   | 190    | \$6.00                | \$1,140.00   | \$10.00      | \$1,900.00   | \$15.00          | \$2,850.00   | \$14.00      | \$2,660.00   |
| Regular Silt Fence                      | LF   | 1400   | \$3.00                | \$4,200.00   | \$5.00       | \$7,000.00   | \$4.00           | \$5,600.00   | \$4.00       | \$5,600.00   |
| Slope Matting                           | AC   | 6      | \$5,000.00            | \$30,000.00  | \$7,000.00   | \$42,000.00  | \$8,750.00       | \$52,500.00  | \$7,840.00   | \$47,040.00  |
| Compacted 6" ABC Stone                  | SY   | 10,408 | \$6.00                | \$62,448.00  | \$9.00       | \$93,672.00  | \$8.25           | \$85,866.00  | \$6.50       | \$67,652.00  |
| Undercut Surge Stone                    | TONS | 800    | \$35.00               | \$28,000.00  | \$35.00      | \$28,000.00  | \$30.00          | \$24,000.00  | \$36.00      | \$28,800.00  |
| Undercut Microfi Fabric                 | SY   | 100    | \$6.00                | \$600.00     | \$5.00       | \$500.00     | \$4.00           | \$400.00     | \$12.00      | \$1,200.00   |
| Rip Rap Channel Turnouts                | EA   | 30     | \$350.00              | \$10,500.00  | \$350.00     | \$10,500.00  | \$750.00         | \$22,500.00  | \$400.00     | \$12,000.00  |
| Rip Rap                                 | TONS | 500    | \$35.00               | \$17,500.00  | \$35.00      | \$17,500.00  | \$30.00          | \$15,000.00  | \$60.00      | \$30,000.00  |
| Ditch Inlet                             | EA   | 7      | \$1,500.00            | \$10,500.00  | \$1,800.00   | \$12,600.00  | \$2,500.00       | \$17,500.00  | \$1,500.00   | \$10,500.00  |
| Retaining Wall                          | SF   | 150    | \$23.00               | \$3,450.00   | \$30.00      | \$4,500.00   | \$30.00          | \$4,500.00   | \$60.00      | \$9,000.00   |
| Rock Removal                            | CY   | 100    | \$100.00              | \$10,000.00  | \$100.00     | \$10,000.00  | \$50.00          | \$5,000.00   | \$100.00     | \$10,000.00  |
| Geotechnical Testing Allowance          | LS   | 1      | \$9,000.00            | \$9,000.00   | \$9,000.00   | \$9,000.00   | \$9,000.00       | \$9,000.00   | \$9,000.00   | \$9,000.00   |
| Road Maintenance and Warranty           | LS   | 1      | \$7,250.00            | \$7,250.00   | \$10,000.00  | \$10,000.00  | \$8,000.00       | \$8,000.00   | \$6,500.00   | \$6,500.00   |
| Seeding                                 | AC   | 6      | \$1,750.00            | \$10,500.00  | \$2,000.00   | \$12,000.00  | \$1,800.00       | \$10,800.00  | \$1,850.00   | \$11,100.00  |
| 5' Rip Rap Weirs with Stone Face        | EA   | 8      | \$550.00              | \$4,400.00   | \$300.00     | \$2,400.00   | \$750.00         | \$6,000.00   | \$500.00     | \$4,000.00   |
| Clearing & Grubbing                     | AC   | 5      | \$1,875.00            | \$9,375.00   | \$1,500.00   | \$7,500.00   | \$6,500.00       | \$32,500.00  | \$1,600.00   | \$8,000.00   |
| Temporary Construction Entrance/Exit    | EA   | 1      | \$1,875.00            | \$1,875.00   | \$1,500.00   | \$1,500.00   | \$1,500.00       | \$1,500.00   | \$1,200.00   | \$1,200.00   |
| Non-Woven Geo-Textile                   | SY   | 277    | \$3.00                | \$831.00     | \$5.00       | \$1,385.00   | \$4.00           | \$1,108.00   | \$10.00      | \$2,770.00   |
| <b>TOTAL</b>                            |      |        |                       | \$387,763.00 |              | \$450,161.00 |                  | \$526,709.25 |              | \$634,388.00 |
| <b>Contingency (10%)</b>                |      |        |                       | \$38,776.30  |              | \$45,016.10  |                  | \$52,670.93  |              | \$63,438.80  |
| <b>PROJECT BID</b>                      |      |        |                       | \$426,539.30 |              | \$495,177.10 |                  | \$579,380.18 |              | \$697,826.80 |



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-279, Version: 1

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Meeting Date: May 5, 2014

### Applied Science Center - ARC Distressed Communities Grant Application

#### Summary:

The County Manager will provide a report to the Commissioners at the May 5 meeting.

#### Budget:

N/A

#### Contact Information:

Carl Classen, County Manager

287-6060

[carl.classen@rutherfordcountync.gov](mailto:carl.classen@rutherfordcountync.gov) <<mailto:carl.classen@rutherfordcountync.gov>>

#### Recommended Motion:

Discussion.



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-278, Version: 1

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Meeting Date: May 5, 2014

### Bids on Audit Services

#### Summary:

Bids were received on April 29 for audit services for Rutherford County. The Finance Officer and the County Manager will review these and provide a recommendation to the Board prior to the May 5 meeting.

#### Budget:

N/A

#### Contact Information:

Paula Roach, Finance Officer  
287-6348  
paula.roach@rutherfordcountync.gov

#### Recommended Motion:

Approve bid tab and authorize the County Manager to execute contracts and other documents in support of the Board of Commissioners' action.



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

File #: ID 14-266, Version: 1

Meeting Date: May 5, 2014

Budget Presentation for 2014-2015

### Summary:

The Fiscal Year 2014-2015 recommended budget is presented for the Board's consideration. It is requested that the Board approve a public hearing on the budget for June 2.

Dates and times for budget workshop special meetings will need to be set in May along with a budget adoption meeting following the public hearing. The Board has dates on their calendars for meetings and other county-related activities. Special budget workshop meeting dates are centered around these to make it more convenient for Board members. The following dates are recommended:

|        |            |   |
|--------|------------|---|
| May 12 | 3:00 PM    | Budget Workshop                                     |
| May 13 | 12:30 PM   | Budget presentation by Board of Education           |
| May 13 | 2:30 PM    | Budget Workshop                                     |
| May 19 | 8:00 AM    | EMS Appreciation Breakfast                          |
| May 19 | 9:30 AM    | Budget Workshop                                     |
| May 22 | 12:00 Noon | Budget presentation by Isothermal Community College |
| May 27 | 3:00 PM    | Budget Workshop                                     |
| June 2 | 6:00 PM    | Public Hearing                                      |
| June 5 | 4:00 PM    | Budget Adoption                                     |

### Budget:

N/A

### Contact Information:

Hazel Haynes, Clerk to the Board  
287-6045  
hazel.haynes@rutherfordcountync.gov

### Recommended Motion:

Approve June 2 as date for public hearing on the Fiscal Year 2014-2015 budget and approve other dates for

budget workshops.



# Rutherford County

Office Building  
289 N. Main Street  
Rutherfordton, NC 28139

## Legislation Text

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File #: ID 14-274, Version: 1

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**Meeting Date: May 5, 2014**

### **Tax Collector's Report - May, 2014**

#### Summary:

The Tax Collector's Report for May, 2014 is presented.

#### Budget:

N/C

#### Contact Information:

Sherry Lavender, Revenue Director  
287-6183  
Sherry.lavender@rutherfordcountync.gov

#### Recommended Motion:

Information only.

COMMISSIONER'S REPORT  
MARCH 31, 2014

| Description                         | Levy Collectible    | Discounts Taken  | Adjustments | Taxes Collected | Accounts Receivable | Collection Pct | Interest Collected |
|-------------------------------------|---------------------|------------------|-------------|-----------------|---------------------|----------------|--------------------|
| <b>AD VALOREM TAXES</b>             | <b>CURRENT YEAR</b> |                  |             |                 |                     |                |                    |
| Rutherford County                   | 33,997,814.52       | (76,267.88)      | 87,024.85   | (32,340,204.59) | 1,668,366.90        | 95.09          | (68,009.11)        |
| Special Districts                   | 1,903,423.38        | (3,993.97)       | (8,124.02)  | (1,775,267.54)  | 116,037.85          | 93.90          | (4,653.91)         |
| Solid Waste Fees                    | 2,048,095.00        | 0.00             | (9,837.59)  | (1,823,060.21)  | 215,197.20          | 89.49          | 0.00               |
| Town Taxes / Fees                   | 8,303,634.49        | (21,401.19)      | (14,431.23) | (7,856,966.27)  | 410,835.80          | 95.05          | (16,059.66)        |
| Totals                              | 46,252,967.39       | (101,663.04)     | 54,632.01   | (43,795,498.61) | 2,410,437.75        |                | (88,722.68)        |
| <b>AD VALOREM TAXES</b>             | <b>DELINQUENT</b>   | <b>2003-2013</b> |             |                 |                     |                |                    |
| Rutherford County                   | 5,112,041.89        | 0.00             | (37,443.74) | (1,102,182.79)  | 3,972,415.36        | 0.00           | (228,161.11)       |
| Special Districts                   | 273,528.14          | 0.00             | (2,481.29)  | (66,426.13)     | 204,620.72          | 0.00           | (12,580.51)        |
| Solid Waste Fees                    | 315,665.28          | 0.00             | (4,279.05)  | (93,132.21)     | 218,254.02          | 0.00           | 0.00               |
| Town Taxes / Fees                   | 627,748.96          | 0.00             | (6,871.74)  | (180,967.84)    | 439,909.38          | 0.00           | (25,498.32)        |
| Totals                              | 6,328,984.27        | 0.00             | (51,075.82) | (1,442,708.97)  | 4,835,199.48        | 0.00           | (266,239.94)       |
| In Rem Cost                         | 6,725.77            | 0.00             | 0.00        | (4,964.64)      | 1,761.13            |                | 0.00               |
| Garnishments & Bad Check Charges    | 94,775.16           | 0.00             | (2,482.58)  | (48,457.99)     | 43,834.59           |                | 0.00               |
| <b>2014 DISCOVERIES</b>             | 8,613.59            |                  |             |                 |                     |                |                    |
| <b>MOTOR VEHICLE TAXES</b>          | <b>CURRENT YEAR</b> |                  |             |                 |                     |                |                    |
| Rutherford County                   | 1,346,940.16        | 0.00             | (8,984.95)  | (1,063,995.34)  | 273,959.87          | 0.00           | (19,462.19)        |
| Special Districts                   | 107,415.51          | 0.00             | (1,079.67)  | (85,349.49)     | 20,986.35           | 0.00           | (1,509.11)         |
| Town Taxes / Fees                   | 227,870.73          | 0.00             | (2,999.97)  | (172,256.79)    | 52,613.97           | 0.00           | (3,431.54)         |
| Totals                              | 1,682,226.40        | 0.00             | (13,064.59) | (1,321,601.62)  | 347,560.19          | 0.00           | (24,402.84)        |
| <b>MOTOR VEHICLE TAXES</b>          | <b>DELINQUENT</b>   | <b>2002-2012</b> |             |                 |                     |                |                    |
| Rutherford County                   | 787,664.86          | 0.00             | (37,801.41) | (278,074.59)    | 471,788.86          | 0.00           | (32,662.85)        |
| Special Districts                   | 55,337.29           | 0.00             | (2,270.44)  | (20,850.59)     | 32,216.26           | 0.00           | (2,419.91)         |
| Town Taxes                          | 157,619.13          | 0.00             | (7,741.52)  | (51,649.39)     | 98,228.22           | 0.00           | (6,260.95)         |
| Totals                              | 1,000,621.28        | 0.00             | (47,813.37) | (350,574.57)    | 602,233.34          | 0.00           | (41,343.71)        |
| Sherry Lavender<br>Revenue Director |                     |                  |             |                 |                     |                |                    |