

THE ANSON COUNTY BOARD OF COMMISSIONERS convened for their regular monthly meeting on Tuesday, August 7, 2012 beginning at 6:00 P.M. in the Board Room, Suite 209 of the Anson County Government Center.

Commissioners present: Anna H. Baucom, Chair
Ross Streater, Vice Chair
Bobby Sikes
Dr. Jim Sims
Vancine Sturdivant
Jarvis Woodburn

Staff members present: Lawrence R. Gatewood, County Manager
Bonnie M. Huntley, NCCCC, Clerk to the Board
Rita James, Data Processing
Robert Thomas, Finance Officer
Mary Beck, Grants Administrator
Cathy Baxter, Senior Accounting Officer
Wendell Small, Parks & Recreation

Other: Scott Forbes, County Attorney

Chairman Baucom called the meeting to **Order**, welcoming those present. Reverend Doctor Bernice Bennett of Harris Chapel A.M.E. in Morven, North Carolina delivered the **Invocation**.

Approval of the Agenda by Commissioners: Chairman Baucom asked if there were any additions or deletions to the Agenda. Chairman Baucom reminded board members of their Ethics policy that challenges them to determine if they have any conflict real or perceived with any matter before them tonight to let it be known. Motion by Vice Chair Streater, seconded by Commissioner Woodburn, to approve the Agenda as presented. Motion carried unanimously.

Appearances:

Victoria Whitt – Sandhills Center: A handout of information associated with this item was given each board member just prior to the meeting. Ms. Whitt noted she was here a couple of months ago and told board members then that she would be back. Ms. Whitt presented for review and approval a resolution to allow the merger of Guilford Center into Sandhills Center. Ms. Whitt shared that for the past year both boards have been negotiating for the merger and now both boards have agreed to move forward. Ms. Whitt explained that they would be going to the nine sets of county commissioners to present the resolution. Ms. Whitt stated that the Guilford Center, which is the LME that is over Guilford County, would cease to exist on January 1, 2013

and Guilford County would become the ninth county of Sandhills Center. Ms. Whitt noted this was brought about through the Department of Health and Human Services initiative to consolidate and reduce the number of LME's in North Carolina. Ms. Whitt stated that when she started thirty something years ago there were forty-one LME's and we are now down to eleven. Ms. Whitt added that she was happy to say that Sandhills Center was one of the eleven that has been identified by the state to move forward. Ms. Whitt stated that the initial plan called for there to be three to five LME's and the state has backed off on this and has settled on eight to eleven. Ms. Whitt stated that they were under a state law that basically says LME's that do not comply with this and do not meet minimum standards the Secretary of DHHS after January 1, 2013 will have the power and authority to force mergers. Ms. Whitt explained that as the ninth county, Guilford Center brings to Sandhills Center population. Ms. Whitt shared that the population for Guilford County was 483,487 and combined with the population of Sandhills Center of 571,505, they will have a population of 1,054,992. Ms. Whitt stated that a population of about one million is what you need to be successful in managing Medicaid and stepping into the role of a managed care organization. Ms. Whitt shared that if you combine the number of people in Guilford County on Medicaid with the number in Sandhills Center that will bring them to a total of about 154,000 people and positions them in moving forward to be effective as a managed care organization. Ms. Whitt shared that funding would be allocated by Medicaid eligible and this would also position them with a larger Medicaid population and result in increased funding. Ms. Whitt added that Guilford County was contiguous and fits in more to the environment we are currently in. Ms. Whitt shared that Guilford Center has an extensive provider network, consisting of approximately four hundred providers that will increase the number of services available to the nine counties and they maintain a 24/7/365 Customer/Clinical Triage and Referral Service. Ms. Whitt explained that after the merger the state dollars that currently flow to Guilford County would flow to Sandhills Center and they would receive the state funding and the state admin money. Ms. Whitt noted that the county dollars for Guilford County would remain in Guilford County. Ms. Whitt noted the big difference was in taking on the Medicaid population and the management of the Medicaid dollars. Ms. Whitt stated that this means that the funding for Medicaid consumers in Guilford County would also come to Sandhills and while the county funding for Guilford would be designated for use in that county the Medicaid dollars could be used throughout the nine county catchment area. Ms. Whitt noted that a year or so ago there was some discussion that the counties would bear the cost of any cost overruns and later they made the decision that the counties would not be liable for the cost overruns and that is the purpose for the risk pool set up by the state. Ms. Whitt shared that the two boards worked closely on county representation and it is stated in the resolution that Anson County will retain the two member representation you've always had. Ms. Whitt stated that they would go from being a twenty-six member board to a thirty member board and Guilford would receive seats from the extra seats plus Randolph County agreed to give up two seats to Guilford County. Ms. Whitt noted the merger would not affect county representation in any of their eight counties other than Randolph which voluntarily agreed to give up two

seats. Ms. Whitt updated board members on Senate Bill 191. Ms. Whitt explained that in July the state passed a law limiting the size of the LME board so if this law stays and she is hearing it may be repealed, but if it stays the way it is now in October, 2013 Sandhills Center will have to reduce their number of board members from thirty to twenty-one. Ms. Whitt shared that this caused concern among board members on how merging would affect this. Ms. Whitt stated that the boards met in July and because they feel strongly they decided that the counties that currently have two members would retain the two members. Ms. Whitt stated that the larger counties, mainly Harnett, Moore, Randolph and Guilford would be the ones to give up seats. Chairman Baucom asked how was the liability for the work done by the center distributed among the counties. Ms. Whitt stated that they had their own liability and the only time the county would come into play would be if the counties got together and voted to dissolved the LME and the funding left would be used to pay bills and if there was an outstanding amount left at the end then the counties would be liable proportionately based on what they've put in. Commissioner Woodburn asked Vice Chair Streater if the current board was ok with this with Vice Chair Streater answering yes. Vice Chair Streater was of the opinion this was a good thing because if we don't do it the state will make us do it sooner or later or they may put us with someone we don't want to be with. Motion by Vice Chair Streater, seconded by Commissioner Sturdivant, to approve the joint resolution for the merger of Guilford into the Sandhills Center. Motion carried unanimously. Chairman Baucom mentioned that Mr. Jones has been representing Anson County along with Vice Chair Streater for a long time and Mr. Jones has decided to give up his position and has recommended Father Bye and asked if there was any objection. Chairman Baucom noted that Father Bye has experience with counseling and asked for a motion for her to speak with him about this. Motion by Commissioner Sims, seconded by Commissioner Woodburn, that we ask Father Bye to consider this position upon the request by Chairman Baucom. Motion carried unanimously.

STATE OF NORTH CAROLINA
COUNTY OF ANSON

JOINT RESOLUTION TO APPROVE THE FORMATION OF A NINE COUNTY AREA AUTHORITY TO OPERATE AS SANDHILLS CENTER FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES AND SUBSTANCE ABUSE SERVICES IN ANSON, GUILFORD, HARNETT, HOKE, LEE, MONTGOMERY, MOORE, RANDOLPH, AND RICHMOND COUNTIES

This resolution by the Board of Commissioners of Anson County;

WITNESSETH:

WHEREAS, the Board of Commissioners of the counties of Anson, Harnett, Hoke, Lee, Montgomery, Moore, Randolph, and Richmond have established an Area Mental Health Authority under the name of Sandhills Center for Mental Health, Developmental Disabilities and Substance Abuse Services ("Sandhills Center"); and

WHEREAS, the Board of Commissioners of Guilford County has established an Area Mental Health Authority under the name of Guilford County Area Mental Health, Developmental Disabilities, and Substance Abuse Authority ("Guilford Center"); and

WHEREAS, Sandhills Center, Guilford County and Guilford Center have voluntarily engaged in amicable affiliation discussions with the intent to merge into an entity that will serve all nine counties that

will be served by the post-merger entity and that will satisfy the requirements of the legislation entitled *An Act to Establish Requirements for the Department of Health and Human Services and Local Management Entities with Respect to Statewide Expansion of the 1915(b)(c) Medicaid Waiver*, S.L. 2011-264; and

WHEREAS, Sandhills Center, Guilford County and Guilford Center intend to enter into a formal written agreement to set out terms and conditions upon which the entities separate area authorities would effectively merge and reorganize to form a single area authority, which would carry out the local management entity functions within the nine county area, (the "Agreement"); and

WHEREAS, with the authority and consent of the Board of Commissioners of Guilford County, the Guilford Center will cease to exist as a legal and recognized entity and cease doing business in its catchment area effective at midnight on December 31, 2012, and Sandhills Center will commence management and oversight of services and financial management in the catchment area of Guilford County at 12:00 a.m. on January 1, 2013, pursuant to the Agreement; and

WHEREAS, the Board of Commissioners of Anson County consents to the Guilford Center's termination of the management and oversight of services and to Sandhills Center commencing the management and oversight of services in the catchment area of Guilford County; and

WHEREAS, prior to the merger of Sandhills Center and Guilford Center into a single area authority, the Agreement shall document plans for the retention and disposition of: (i) business, administrative and financial records of Guilford Center; and (ii) any patient medical records in the custody of Guilford Center. The provisions of the Agreement shall ensure compliance with any applicable federal or state laws including, but not limited to, the protection of confidentiality related to health information and specific record retention and disposition requirements applicable to North Carolina local management entities; and

WHEREAS, both Sandhills Center and Guilford Center have recommended to their constituent counties that these two distinct area programs should merge to form a single area authority pursuant to the terms of the proposed Agreement; and

WHEREAS, Guilford Center has represented that they will properly advertise and hold a public hearing satisfying the requirements of N.C. Gen. Stat. 122C-115.3(d), to the extent applicable, on or before September 15, 2012; and

WHEREAS, Sandhills Center, as the post merger, surviving entity, has represented that it will properly advertise and hold a public hearing satisfying the requirements of N.C. Gen. Stat. § 122C-115.3(d), to the extent applicable and if necessary, on or before September 15, 2012;

WHEREAS, the Board of Commissioners of Anson County consents to the merger between Guilford Center and Sandhills Center to include commencing the management and oversight of services in the catchment area of Anson, Harnett, Hoke, Lee, Montgomery, Moore, Randolph, Richmond and Guilford Counties; and

WHEREAS, the Board of Commissioners of Anson believes it will be in the best interests of the citizens of all of the applicable counties to have the Sandhills Center catchment area include Guilford County effective January 1, 2013, under the terms and conditions set forth below;

NOW, BE IT RESOLVED JOINTLY by the Anson County Board of Commissioners, the Harnett County Board of Commissioners, the Hoke County Board of Commissioners, the Lee County Board of Commissioners, the Montgomery County Board of Commissioners, the Moore County Board of Commissioners, the Randolph County Board of Commissioners, the Richmond County Board of Commissioners and the Guilford County Board of Commissioners, as follows:

- 1. Sandhills Center for Mental Health, Developmental Disabilities and Substance Abuse Services' commencement of the management and oversight of services in Guilford County effective January 1, 2013.**

To satisfy the requirements of the legislation entitled *An Act to Establish Requirements for the Department of Health and Human Services and Local Management Entities with Respect to Statewide Expansion of the 1915(b)(c) Medicaid Waiver*, S.L. 2011-264, effective January 1, 2013, Guilford Center shall merge with Sandhills Center into a single area authority to carry out the local management entity functions within the nine county area.

- 2. Status, Powers and Duties of Sandhills Center for Mental Health, Developmental Disabilities, and Substance Abuse Authority.**

Sandhills Center for Mental Health, Developmental Disabilities, and Substance Abuse Services, as the post-merger, surviving entity, shall be a local political subdivision of the State of North Carolina pursuant to N.C.G.S. §122C, and shall have all powers and duties conferred upon it by that statute.

3. Structure of the Board.

Effective January 1, 2013, the Area Board of Sandhills Center for Mental Health, Developmental Disabilities, and Substance Abuse Services shall meet the requirements of N.C.G.S. §122C-118.1 and be comprised of thirty (30) members. All board members serving on the Sandhills Center Board prior to January 1, 2013, shall carry out their existing terms and shall not require new appointment. To the extent necessary, each county shall appoint one County Commissioner to sit on the Board, which member shall be the "appointing member" for that county with respect to other Board members appointed from that county. Four (4) of the Board members shall be chosen by the appointing Commissioner of Randolph County; three (3) of the Board members shall be chosen by the appointing Commissioner from Moore County; one (1) of the Board members shall be chosen by the appointing Commissioner from Anson County; two (2) of the Board members shall be chosen by the appointing Commissioner from Richmond County; one (1) of the Board members shall be chosen by the appointing Commissioner from Montgomery County; one (1) of the Board members shall be chosen by the appointing Commissioner from Hoke County; one (1) of the Board members shall be chosen by the appointing Commissioner from Lee County; three (3) of the Board members shall be chosen by the appointing Commissioner from Harnett County and five (5) of the Board members shall be chosen by the appointing Commissioner from Guilford County. The County Commissioners appointed to the Board shall make the appointments pursuant to N.C.G.S. §122C-118.1. The number of appointments assigned to each county will remain in effect until the Boards of Commissioners for each county agree to modify the number of appointments assigned to each county. With the passage of Senate Bill 191, effective October 1, 2013, the number of Board members will be reduced to twenty-one (21) to comply with the new law. Each county will have two (2) Board members with the exception of Randolph County, which will have three (3) Board members and Guilford County, which will have four (4) Board members. One Board member from each County may be a County Commissioner provided that the remaining Board membership will be composed so as to meet the requirements of N.C. Gen. Stat. § 122C-118.1(b). In the event Senate Bill 191 is not in effect on October 1, 2013, the Board membership shall remain as constituted effective January 1, 2013. In the event the maximum number of Board members is otherwise changed or modified through pending or future legislative measures, Sandhills Center shall comply with all such changes or modifications as of the effective date of any such measure and each county shall maintain the current pro-rata representation on the Board to the fullest extent possible. Notwithstanding any such changes or modifications in the law, it is agreed that to the extent it is possible, all counties shall have at least two (2) Board membership positions on the Board at any given time.

4. Organization of the Area Board. The Sandhills Center Area Board shall elect a chairman, a vice-chairman and a secretary, and shall be organized as provided by N.C.G.S. §122C-119.

5. Budget and Audit Requirements. Prior to the merger, Guilford County shall select a certified public accountant or an accountant who is subsequently certified by the Local Government Commission to conduct an audit pursuant to N.C. Gen. Stat. § 122C-115.3(e). Upon completion of the merger, Sandhills Center for Mental Health, Developmental Disabilities, and Substance Abuse Services, as the post-merger, surviving entity, shall maintain its budget, in accordance with Article 3 of Subchapter III of Chapter 159 of the General Statutes, the Local Government Budget and Fiscal Control Act, as required by N.C.G.S. §122C-144.1(c). A copy of this audit shall be given to the County Commissioners of each constituent county of the Area Authority.

6. Amendment. This Resolution may be amended by a Resolution jointly approved by the Boards of Commissioners of the counties of Anson, Harnett, Hoke, Lee, Montgomery, Moore, Randolph, Richmond, and Guilford.

7. Effective Date. This Joint Resolution shall be effective as of January 1, 2013.

ADOPTED AND RATIFIED BY THE BOARD OF COMMISSIONERS OF ANSON COUNTY.

This the 7th day of August, 2012.

Wendell Small-Thread Trail Master Plan for Anson County: Mr. Small shared that the steering committee met for several months to work on the plan. Mr.

Small introduced Travis Morehead of the Catawba Land Conservancy to speak to the issue. Mr. Morehead presented a power point presentation for those present. Mr. Morehead stated that the master plan book given each board member prior to the meeting was the product of over a yearlong work. Mr. Morehead shared that a local steering committee was appointed and they took time out of their day to make contacts and start the process. Mr. Morehead shared that the Rocky River and the Pee Dee were the highlights of the planning process and they heard loud and clear from local residents that this was what they wanted more access to. Mr. Morehead then gave a brief update on the Carolina Thread Trail, a regional glance and a review of the planning process that the steering committee went through. Mr. Morehead stated that at the end he would ask the board to consider adopting the plan as a guide for development. Mr. Morehead stated that by adopting the plan the board would become eligible for catalytic funding from his organization that could be requested by the county or local nonprofits who want to implement portions of the plan. Mr. Morehead shared that the Carolina Thread Trail was a regional greenway and trail system planned in fifteen counties with eleven being in North Carolina and four in South Carolina and if the map were built today it would take about 2.3 million people. Mr. Morehead shared that currently the trail miles, including Anson County's blue way, was a little over thirteen hundred miles. Mr. Morehead stated that early on they asked local municipalities to sign a Resolution of Support and the county, along with Wadesboro, Polkton, Morven, Peachland and McFarlan all signed the resolution showing interest in the Carolina Thread Trails and Greenways within the county. Mr. Morehead explained that phase 1 was community outreach where they talked about resolutions of support, phase 11 was where the local steering committee worked with a consultant to prepare a plan and now they were asking the board to consider adopting the plan for the county. Mr. Morehead shared that they visited various places and clubs in the county asking for input as to where people would like to connect to and by far and away they heard that people wanted better access to the Rocky River, the Pee Dee River and the Pee Dee Wildlife Refuge. Mr. Morehead shared that the steering committee came up with a blue way plan, which is a series of canoe and kayak launches along the river with a parking area and trail. Mr. Morehead stated that they had no negative comments in the outreach they did and everyone thought it was a good idea. Mr. Morehead noted that the plan was devised by meeting codes and standards from North Carolina Department of Environment and Natural Resources and so may be officially classified as a blue way with the state and be eligible for state funding. Mr. Morehead stated that adopting the plan qualifies us to receive funding from their organization but it does not commit the county to implement it on a timeline but rather on our own as we have funds available. Vice Chair Streater asked if anywhere in the plan it outlines that the county would have to come up with a certain amount of money with Mr. Morehead answering that by adopting the plan the county was not financially obligated to anything. Mr. Morehead shared that this would open up funding opportunities from both the state and their organization. Mr. Morehead explained that the plan was done through their organization and they funded the local planning grant with \$60,000. Mr. Morehead noted that there was also a local match of 10% that was raised from local

businesses. Mr. Morehead added that in fact they over raised and the additional funds were in our bank account to be used for implementation as we see fit. Vice Chair Streater asked where their funds came from with Mr. Morehead answering they were privately raised. Mr. Morehead shared that they raised a little over seventeen million dollars that goes to their operating cost and back out to the community in the form of grants. Mr. Morehead explained that currently they've allocated three hundred thousand dollars per county in the fifteen county foot print to receive an initial allotment of three hundred thousand dollars as they want to develop greenways. Mr. Morehead added that they can come back once the three hundred thousand dollars is expended in construction. Commissioner Woodburn asked if there were any requirements for completion and if we ask for money and it is set aside what was in place to say the money would still be there when we need it. Mr. Morehead explained that when you apply the staff recommendation goes to a group of governing board members made up of many from outside Mecklenburg County and that group of leaders decides what to do. Mr. Morehead stated that their grant protocol tells how the money is to be allocated and if the plan is adopted that locks it in for them. Chairman Baucom voiced that we already have the water and we need to encourage people who own land around the water to install launch points. Mr. Morehead stated that this was only fifty-six miles of plan and in fact we were the smallest planned trail distance in the entire fifteen county region with Chairman Baucom adding that it would be the most attractive. Chairman Baucom asked Mr. Morehead if he saw the opportunity for an entrepreneur to rent kayaks or boats with Mr. Morehead answering that they have already had some interest in the Rocky River. Mr. Morehead stated that the Town of Midland in Cabarrus County and their organization were installing a series of four canoe launches in the Town of Midland, giving the opportunity to paddle from Midland all the way to Anson County through a series of canoe/kayak launches. Chairman Baucom asked what the county's involvement would be with Mr. Morehead answering that they would be glad to work with property owners who have an interest in conservation and the county could choose to do that as well. Mr. Morehead noted this was a long term plan and funding sources for building were there and the acquisition funds as well. Mr. Morehead stated that if the plan is adopted they have a copy without draft written on it so members could have an official copy. Commissioner Sturdivant stated that so many people at Wal-Mart were excited about having a place to take their kids on weekends. Mr. Morehead shared that Dave Smith from the Tourism Board was excited about the opportunities he could offer folks coming to Anson County for Agri tourism. Motion by Commissioner Woodburn, seconded by Commissioner Sturdivant, to adopt the Thread Trail Master plan for Anson County. Motion carried unanimously. Chairman Baucom offered thanks to Mr. Morehead and the committee for working on this and to Mr. Small for his participation.

Administrative Matters:

Proposal for Installment Financing Agreement: Ms. Baxter shared that on June 29th she received four request for proposals from PNC, BB&T, Anson Bank and SunTrust. Ms. Baxter recommended financing the construction of the Emergency

Services Center through Anson Bank & Trust. Ms. Baxter noted reasons were because of the lower interest rate, no prepayment penalty and they were a local bank. Chairman Baucom asked if this was a fifteen year loan with Ms. Baxter answering yes. Motion by Commissioner Sims, seconded by Commissioner Woodburn, that we approve this proposition because as the lady said, it was the lowest interest rate and we like to use money wisely and they are a home grown bank. Commissioner Sikes stated that in previous discussions of financing he thought they were going to look for grants and asked if we had received any of this money. Ms. Baxter shared that they were pursuing a number of grants and she just sent a letter of interest to Golden Leaf, which is the first step in their process. Ms. Baxter stated that they plan to pursue not only private funding but state and federal funding as well. Ms. Baxter added that thanks to Sheriff Allen we have had some local response. Commissioner Sikes questioned if we had to commit to the resolution before receiving money from other places with Ms. Baxter answering yes. Commissioner Sims noted this was a good question and asked how we would go about reducing the amount we finance if we do receive grants. Ms. Baxter explained that we would only draw down the money we would be using and if we obtain grant funding for the project then that will reduce the amount of monies we will finance. Commissioner Sikes stated that this was something he had always wanted but the amount of money was bothering him. Chairman Baucom voiced that Commissioner Sikes was intimately involved with Emergency Services and continues to be involved. Chairman Baucom stated that her guideline was does it add value to our community and she believes it does. Motion carried 5 to 1 with Vice Chair Streater opposed.

Resolution Approving Financing Terms

WHEREAS: The County of Anson ("County") has previously determined to undertake a project for financing the 23,885 sq. ft. building to house the emergency medical services, emergency operations/fire marshal and the 911 call center of Anson County ("the Project"), and the Senior Accounting Officer has now presented a proposal for the financing of such Project.

BE IT THEREFORE RESOLVED, as follows:

1. The County hereby determines to finance the Project through Anson Bank & Trust, in accordance with the proposal dated June 21, 2012. The amount financed shall not exceed \$4,700,000.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 2.37% and the financing term shall not exceed (15) years from closing.
2. All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. The County Manager is hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as he/she may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution. The Financing Documents shall include a Financing Agreement and Deed of Trust and a Project Fund Agreement as the Anson Bank & Trust may request.
3. The County Manager is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Financing Documents shall be in such final forms as the County Manager shall approve, with the County Manager's

release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Documents final form.

4. The County shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The County hereby designates its obligations to make principal and interest payment under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b) (3).
5. The County intends that the adoption of this resolution will be a declaration of the County's official intent to reimburse expenditures for the project that is to be financed from the proceeds of the Anson Bank & Trust financing described above. The County intends that funds that have been advanced, or that may be advanced, from the County's general fund or any other County fund related to the project, for project costs may be reimbursed from the financing proceeds.
6. All prior actions of County officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

Approved this 7TH day of August, 2012.

Financing for the construction of the Anson County Emergency Services Center								
Proposal Tabulation								
Anson County								
Bank	Contact Name	Street Address	Phone Number/Fax Number	Interest rate	Maturity	Interest over life of loan	Upfront costs	Prepayment penalty
PNC	Jeremy E. Fisher	34 2nd Street NW, Hickory, NC 28601	828-261-2719 p 828-261-2705 f	fixed 2.57%	15 yrs.	\$966,342.32	Not to exceed \$7,500.00	Make whole language and repayment provision will apply
Anson Bank & Trust	Dana Maness	211 South Greene St., Wadesboro, NC 28170	704-694-2122 p 704-694-6582 f	fixed 2.37%	15 yrs.	\$953,991.32	\$4,700.00	No prepayment premium or yield maintenance
Branch Banking & Trust Co.	F. Louis Loyd III	5130 Parway Plaza Boulevard, Charlotte, NC 28217	704-954-1700 p 704-954-1799 f	fixed 2.57%	15 yrs.	\$966,319.95	\$2,900.00	1.00%
SunTrust	Wes Wright	820 Executive Park, Asheville, NC 28801	828-225-7920 p	fixed 2.37 % non-callable	15 yrs.	Did not provide	\$4,700.00	Make whole language and repayment provision will apply

Resolution to Sell County Owned Property: Ms. Baxter presented a resolution authorizing an auction sale of property owned by the county. Ms. Baxter noted the list contained in the meeting agenda of fifteen properties owned by Anson County was primarily due to foreclosures and donations. Ms. Baxter stated that we hope to return these properties to our tax base. Ms. Baxter explained that the sale

would be by public auction on the courthouse steps. Chairman Baucom asked if these were mostly for nonpayment of taxes with Ms. Baxter answering these were not foreclosures but properties currently owned by the county. Chairman Baucom was of the understanding the county had to pay the taxes before acquiring these properties with Ms. James explaining that the taxes were released. Commissioner Sims suggested putting a limit on the properties with County Manager Gatewood stating there would be a limit on some of the properties. Motion by Commissioner Woodburn, seconded by Vice Chair Streater, that we approve the resolution to sell these fifteen parcels of land with the appropriate limits on the bids. Motion carried unanimously.

Resolution Authorizing Auction Sale

WHEREAS, the County of Anson owns fifteen parcels of land indicated on Attachment A that are surplus to its needs; and

WHEREAS, North Carolina General Statute § 160A-270 permits the county to sell real property at public auction upon approval of the Board of County Commissioners and after publication of a notice announcing the auction;

THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF ANSON RESOLVES THAT:

1. The Board of Commissioners authorizes the sale at public auction of the fifteen parcels of land indicated on Attachment A.
2. The auction will be conducted at 12:00 PM., Wednesday, September 12, 2012 On the Courthouse steps, 114 North Greene Street, Wadesboro, N.C.
3. The terms of the sale are that the buyer must present at the auction a bid deposit of five percent (5%) of the amount of the bid, either in cash or with a certified check. This deposit will be held by the county until either the Board of Commissioners rejects the high bid for the property or, if the Board of Commissioners accepts the high bid, the closing of the sale. The deposit will be forfeited to the county if the high bidder refuses to close the sale after the bid has been approved by the Board of Commissioners.*
4. After the auction, the high bid for each parcel shall be reported to the Board of Commissioners. The Commissioners will accept or reject the bid within 30 days after the bid is reported to it. No sale may be completed until the Commissioners have approved the high bid.*
5. The county reserves the right to withdraw any listed property from the auction at any time before the auction sale of that property.

Adopted August 7, 2012.

North Carolina Housing Finance Agency Grant & Budget Ordinance:

Chairman Baucom noted the grant was in the amount of \$75,000. Chairman Baucom asked Ms. Beck if they had seen this before with Ms. Beck answering yes. Motion by Vice Chair Streater, seconded by Commissioner Sturdivant, to approve. Motion carried unanimously.

Anson County
Grant Project Ordinance
Anson County 2012 Urgent Repairs Program

BE IT ORDAINED, by the Anson County Board of Commissioners that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following grant ordinance is hereby adopted:

Section 1: The project authorized is the 2012 Anson County Urgent Repairs Program described as the 2012 URP between the North Carolina Housing Finance Agency and Anson County.

Section 2: The officers of this unit are hereby directed to proceed with the grant project within the terms of the documents, the rules and regulations of the North Housing Finance Agency.

Section 3: The following revenues are anticipated to be available to complete this project:

REVENUES

North Carolina Housing Finance Agency -	\$ 75,000.00
County Local Dollars (County General Fund) -	\$ <u>2,676.00</u> local dollars
TOTAL	\$ 77,676.00

(In accordance with NC Housing Finance Agency guidelines a maximum of \$6,000.00 will be expended in NCHFA dollars per home as an emergency or urgent housing repair, which includes the housing repairs and the Administration Services for the home – Local dollars may be expended when a home exceeds \$6,000.00 in NCHFA funding – Local dollars can also be used for advertisement).

EXPENDITURES

Rehabilitation (<u>maximum</u> per home - \$5,400.00)	\$ 67,800.00 – 12 units proposed
Administration (<u>maximum</u> \$600.00 per home)	\$ 7,200.00 – 12 homes proposed
County local dollars	\$ <u>2,676.00</u>
TOTAL	\$ 77,676.00

(Please note: Administration will be determined in accordance with the amount of funds expended on each home – maximum of \$600.00 per unit)

Section 4: The Finance Officer, Robert Thomas, is hereby directed to maintain within the grant project fund sufficient detailed accounting records to provide the accounting to the grantor agency required by the grant agreement(s) and federal and state regulations.

Section 5: Requests for funds should be made to the grantor agency in an orderly and timely manner as funds are obligated and expenses incurred.

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

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

Section 8: Copies of this grant ordinance shall be made available to the Finance Officer, if different from the County Clerk for direction in carrying out this project.

Budget Ordinance formally approved this the 7th day of August, 2012

Noise Ordinance Review: Chairman Baucom asked to defer this item to September. Chairman Baucom stated that she liked the idea that the County Attorney was working on this and that the county planner was providing input. Chairman Baucom feels when departments work together we get a more comprehensive product. County Attorney Forbes stated that Sheriff Allen had had input in this as well.

Centralina COG CONNECT Consortium: Commissioner Woodburn stated that this was a project undertaken by Centralina Council of Governments. Commissioner Woodburn shared that the council received a 4.9 million dollar HUD grant for the project and the fourteen counties represented by Centralina was one of the fastest growing regions in the nation and this project was to prepare the region for the growth that will be coming over the next few years. Commissioner Woodburn shared that this was an effort to get all counties and municipalities in position to be able to handle the growth whether it was infrastructure needs or working together. Commissioner Woodburn stated that the proposal would be put together after getting input from the citizens of the various counties and municipalities. Commissioner Woodburn noted this was actually a presentation he needs to make to the board and the other municipalities and Centralina would assist him or do the entire presentation.

Commissioner Woodburn suggested setting a meeting date, noting it did not have to be the entire council from the municipalities but it could be the Mayor and one or two council members. Commissioner Woodburn noted that included in the information was the resolution that would need to be adopted. Commissioner Woodburn stated that if we commit to this we would be responsible for possibly some staff time, in-kind donations and possibly some matching but each area would determine what they would need to do and Centralina would administer the grant. Commissioner Sims asked the status of the bypass with Commissioner Woodburn answering that the last he heard there was an effort to break it lose again but nothing had happened so far. Commissioner Woodburn felt there were concerns about the information presented and someone was able to get a judge to put it on hold for right now. Commissioner Woodburn feels once they work through the interpretation and have a good enough explanation to get it reversed they will go back with it. Commissioner Woodburn feels this is a viable project but it comes with a fee. Chairman Baucom asked Commissioner Woodburn what he needed now. Commissioner Woodburn stated that he needed an agreement from the board to host a meeting with the municipalities to hear the presentation. Commissioner Woodburn did state that if a joint meeting wasn't set up by our next meeting he would make the presentation to this board. Commissioner Woodburn was of the opinion that of the counties in the Centralina region, fifty to sixty percent had signed on. Chairman Baucom favored a joint meeting and asked Commissioner Woodburn to work with staff to get the meeting set up. Commissioner Woodburn recommended giving two or three dates that work for this board so when the Clerk contacts the municipalities she will have something to present. Board members chose August 27th or 30th as possible meeting dates beginning at 6:00 P.M. here in the board room.

Manager's Report: County Manager Gatewood reported that tax bills totaling 12.3 million dollars were mailed out today. County Manager Gatewood shared that he wanted to be the first to pay and he paid his today. County Manager Gatewood reported that on July 16th the Board of Elections appointed Steve Adams as Interim Director and he will oversee the day to day operation until such time that a permanent director is named sometime after the first of the year. Chairman Baucom asked if he would have any help with County Manager Gatewood answering that he would be provided all the resources he needs to be successful. County Manager Gatewood stated that the second primary election was now history and over the twelve days of early voting, ninety-one votes were cast. County Manager Gatewood shared that on election day 266 voters cast their ballots at a cost to Anson County of \$22,303.13. County Manager Gatewood reported discussions were underway to hold the next round of early voting at the Charles Riddle Staff Development Center. County Manager Gatewood noted that at the September meeting Jeff Waisner would be giving a full update on the Belk building and progress with the courthouse. County Manager Gatewood stated that as promised the flower bed was now in place thanks to Aimee Rankin at Extension Service and Jeff Waisner and his staff. County Manager Gatewood reported there was still some landscaping to do and they plan to make this a thing of beauty for the

months and years to come. Commissioner Sims asked why they covered the beautiful brick at the Belk building with County Manager Gatewood saying it was called modernization. County Manager Gatewood reported that 2/3 of our employees attended the wellness fair and it was very well organized thanks to Bonnie and several others. County Manager Gatewood shared that Carolinas HealthCare System was one of the vendors along with Dr. Dial, BCBS, Prudential 401K, Anson Bank & Trust, the Local Government as well as State Employees Credit Union, Alltel, Benefits Control, Social Security and the Anson County Health Department. County Manager Gatewood stated that all of this was funded by grant funds from the NCACC and Wal-Mart. County Manager Gatewood reported that Carolinas HealthCare System would be holding a Public Hearing on Friday, August 17th from 1-3 in Courtroom #2 in the Law Enforcement building. County Manager Gatewood stated that slated to speak in support of the new hospital were Carol Ann Gibson, Lula Jackson, Elaine Scarborough, Lynn Edwards, John Witherspoon, Dana Maness and others including County Manager Gatewood. County Manager Gatewood noted that Ms. James and staff were already in close coordination with J. B. Watson on our June 30th 2012 audit report, which is scheduled to be completed December 1, 2012. County Manager Gatewood added that Randy Gullede had been invited to the September 4 meeting to update board members on the progress of the website redesign and the introduction of credit cards for tax collections as well as the health department. County Manager Gatewood asked board members to mark their calendars for the Christmas luncheon scheduled for Friday, December 7th from Noon – 2 PM at the Lockhart Taylor Center Ingram Room. County Manager Gatewood shared that he and the Clerk have selected a special menu and the special gift for this year. County Manager Gatewood reported a couple of vacancy notices with one being an activities director with Elderly Services and a CPS worker at DSS. County Manager Gatewood reported that he and Mike Sessions had a good planning session with Waste Connections talking about ways to grow the business together and working out any issues there may be. County Manager Gatewood noted that right now things were going very smoothly. County Manager Gatewood stated that Tyler Fitzgerald was a joy to work with and Brad Greene was certainly falling in step. County Manager Gatewood reported on a stern email he sent out a couple of weeks ago regarding the use of seat belts. County Manager Gatewood shared that about six months ago our insurance representative came to Anson County and brought to our attention that he observed two of our trucks where the driver appeared not to be wearing their seat belt. County Manager Gatewood stated that on this particular week he received three reports and asked the board's support that in the future for any driver identified without the seat belt it will be treated as a performance issue. County Manager Gatewood explained that first they will receive a verbal warning, the second time they will be written up and the third time they will be ushered out the door. Chairman Baucom asked about talking on cell phones with County Manager Gatewood saying he needed Sheriff Allen but texting and cell phones was another issue. Vice Chair Streater asked if texting was allowed on county paid cell phones with the Clerk answering that certain phones in the Sheriff's department have texting. Vice Chair Streater felt if the county was paying they should have a say about texting.

Commissioner Woodburn felt talking was bad enough but texting was really a distraction. Vice Chair Streater asked if they could pass a policy about no texting with Chairman Baucom feeling we needed to hear from Sheriff Allen as to the rationale. County Attorney Forbes stated that they have laptop computers in their front seat and asked board members if they were concerned about texting in general or while driving. Vice Chair Streater felt they could just make a call if we were paying for that. Commissioner Sikes stated that those in the courtroom might need texting. County Manager Gatewood recommended deferring the conversation until Sheriff Allen was present to share his views. Chairman Baucom felt this was a valid concern. Commissioner Sikes was of the opinion the manufacturers should come up with something that a phone will not work when the car is running as far as texting.

Chairman's Report: Chairman Baucom invited board members attending the NCACC conference to the Risk Management breakfast on Saturday morning at 7:15 A.M. Chairman Baucom stated that the conference seems a little different this year and she always has a hard time figuring out their workshop schedule. Chairman Baucom felt it was good to go and learn and meet with other commissioners.

Consent Agenda: Chairman Baucom reminded board members of the Budget Amendment for the housing grant. Motion by Vice Chair Streater, seconded by Commissioner Woodburn, to approve. Motion carried unanimously.

Minutes: Approved minutes dated July 9, 2012 and closed session minutes of the same date.

Tax Releases:

Property Tax Releases/Refunds/Adjustments							
08/07/12							
20169	Weaver, Donald S	2011	402.09	125-DF29114	Real Taxes	Releases	Qualifies for Farm Deferrment
20168	Weaver, Donald S	2010	436.31	125-DF29115	Real Taxes	Releases	Qualifies for Farm Deferrment
20167	Weaver, Donald S	2009	324.99	125-DF29116	Real Taxes	Releases	Qualifies for Farm Deferrment
			\$ 1,163.39				
20170	Dyson, Janet	2011	86.59	122-DF29111	Real Taxes	Refund	Qualifies for Farm Deferrment
20171	Dyson, Janet	2010	90.85	122-DF29112	Real Taxes	Refund	Qualifies for Farm Deferrment
20172	Dyson, Janet	2009	168.13	122-DF29113	Real Taxes	Refund	Qualifies for Farm Deferrment
			\$ 345.57				
19339	Brand, William E	2012	45.10	1206-000166	Vehicle Taxes	Release	Proration
20174	Downer, Barbara	2012	29.36	1207-000558	Vehicle Taxes	Release	High Mileage
21976	Huntley, Dean	2012	25.85	1207-000935	Vehicle Taxes	Release	Proration
20166	Pugh, Kim	2012	107.09	1206-001497	Vehicle Taxes	Release	Situs
19340	Ratliffe, Kelly Watts	2012	14.27	1206-001526	Vehicle Taxes	Release	Proration
21975	Thao, Toua	2012	12.11	1205-002235	Vehicle Taxes	Release	Proration
21974	Thompson, Natalie	2012	81.80	1206-001901	Vehicle Taxes	Release	Proration
21977	Verde, Anthony	2012	27.36	1206-001996	Vehicle Taxes	Release	Proration
20173	Waddell, Jodi	2012	93.39	1206-002005	Vehicle Taxes	Release	Adjust to Average Retail
19343	White, Aileen	2012	19.44	1206-002063	Vehicle Taxes	Release	Proration
			\$ 455.77				
19341	Broadaway, Alisa	2011	21.64	1110-000183	Vehicle Taxes	Refund	Proration
19342	Broadaway Logging	2011	41.88	1202-000147	Vehicle Taxes	Refund	Proration
			\$ 63.52				
20166	Pugh, Kim	2012	10.80	1206-001497	Vehicle Taxes	Adjustment	Situs
			\$ 10.80				
			2,039.05				

Monthly Jail Report:

ANSON COUNTY JAIL

August 1, 2012

1. As of 9:00am today (Aug. 1, 2012) the Anson County Jail (capacity of 60) held **48** inmates in Anson County; **0** inmates housed in the other County Jails; **0** inmate in DOC/Butner for medical/safe-keeping; and **0** inmates are awaiting transfer to DOC.

2. The following is a breakdown of the Average Daily Population:

<u>Year</u>	<u>ADP</u>	<u>Total Booked</u>	<u>Booked/Month</u>
2003	51	1920	160
2004	54	1954	163
2005	58	2119	177
2006	55	2027	169
2007	55	----	----
2008	53	1707	142
2009	62	1919	160
2010	68	1483	124

	2011	58	1669	139
3.	<u>2011 Totals</u>			
	January	59		113
	February	61		136
	March	56		144
	April	59		170
	May	59		145
	June	53		162
	July	58		124
	August	66	177	
	September	62		126
	October	57	136	
	November	60		132
	December	46		104
4.	<u>2012 Totals</u>			
	January	40		117
	February	45		125
	March	48	158	
	April	45		146
	May	48		146
	June	55		138
	July	56		117

Money Purchase Plan with Nationwide: This is required to stay in compliance with the change we made in July increasing the employer contribution from 2% to 3%.

RESOLUTION ADOPTING EMPLOYER'S CONTRIBUTION

RESOLVED that the Anson County Board of Commissioners hereby amends and restates the Anson County Government Money Purchase Plan set forth in the Nationwide Retirement Solutions, Inc. Model Government Defined Contribution Plan and Trust, effective as of July 1, 2012. The plan was originally effective January 1, 1999;

BE IT FURTHER RESOLVED that the employer's contribution is now 3% of each participant's compensation with a 25% maximum.

IN WITNESS WHEREOF I have hereunto set my hand this the 7th day of August, 2012.

Budget Amendment – Library: to appropriate funds from contingency-emergencies to cover cost of new cooling unit at the Library building.

AMENDMENT

Anson County Budget Ordinance Fiscal Year 2012/13

BE IT ORDAINED by the Anson County Board of Commissioners that the FY 2012/13 Budget Ordinance be amended as follows:

Section 1. General Fund Expenditures:

Increase:	11-6167 Library Building	\$ 8,000
Total Increase:		\$ 8,000

Section 1. General Fund Expenditures:

Decrease:	11-9912 Contingency-Emergencies	-\$ 8,000
Total Decrease:		-\$ 8,000

Adopted this 7th August, 2012.

Budget Amendment – Health Department: to appropriate funds from the North Carolina Department of Health for the Anson County Health Department Healthy Communities Program.

AMENDMENT

Anson County Budget Ordinance FY 2012/13

BE IT ORDAINED by the Anson County Board of Commissioners that the FY 2012/13 Budget Ordinance be amended as follows:

Section 1. General Fund Expenditures:

Increase: Health Programs 11-5110-5181 \$ 6,206

Total Increase: \$ 6,206

Section 2. General Fund Revenues:

Increase: Health All Programs 11-5100 \$ 6,206

Total Increase: \$ 6,206

Adopted this 7th August, 2012.

Budget Amendment – Human Resources: to adjust budgeted allocation to anticipated expenses. This adjustment includes \$3,274 NCACC Wellness Grant (FY 10-11), \$1,500 Wal-Mart Wellness Grant (FY 11-12) and \$226 county funding.

AMENDMENT

Anson County Budget Ordinance FY 2012/13

BE IT ORDAINED by the Anson County Board of Commissioners that the FY 2012/13 Budget Ordinance be amended as follows:

Section 1. General Fund Expenditures:

Decrease: 11-4125 Human Resources - \$ 5,065

Total Decrease: - \$ 5,065

Section 1. General Fund Expenditures:

Increase: 11-9912 Contingency-Emergencies - \$ 5,065

Total Increase: - \$ 5,065

Adopted this 7th August, 2012.

Budget Amendment – Public Schools CO: to appropriate funds from the State Board of Education Lottery Fund through the North Carolina Public School Building Capital Fund for the Anson County School System Repair Projects.

AMENDMENT

Anson County Budget Ordinance FY 2012/13

BE IT ORDAINED by the Anson County Board of Commissioners that the FY 2012/13 Budget Ordinance be amended as follows:

Section 1. General Fund Expenditures:

Increase: 11-5912 Public Schools – CO \$ 218,580

Total Increase: \$ 218,580

Section 2. General Fund Revenues:

Increase: 11-5912 Public Schools – CO \$ 218,580

Total Increase: \$ 218,580

Adopted this 7th August 2012.

Budget Amendment – Urgent Repairs Program 2012: to appropriate funds from the North Carolina Housing Finance Agency for the Anson County Urgent Repairs Program 2012.

AMENDMENT

Anson County Budget Ordinance FY 2012/13

BE IT ORDAINED by the Anson County Board of Commissioners that pursuant to Section 14.2 of Chapter 159 of the General Statutes of North Carolina, the following grant ordinance is hereby adopted:

Section 4. Expenditures:

Increase: Urgent Repairs Program 2012 38-4500 \$ 77,676

Total Increase: \$ 77,676

Section 3. Revenues:

Increase:	Urgent Repairs Program 2012	38-4500	\$ <u>77,676</u>
	Total Increase:		\$ 77,676

Adopted this 7th day of August, 2012.

Resolution – Surplus Property: to approve the sale of surplus items via GovDeals Auction.
RESOLUTION – SALE OF SURPLUS PROPERTY

WHEREAS, Anson County has accumulated a significant amount of surplus and broken equipment, much of which is in poor condition, broken or obsolete; and

WHEREAS, this includes old computers, printers, monitors, copiers, signs and other equipment. Also included are the following passenger vans, cars and SUV's. Several vehicles were running when taken out of service and others are useful for parts only.

The vehicle serial numbers are as follows:

2007 Ford Conversion Van	1FTSS34LX7DA50707	ACTS
2007 Ford Lift Equipped Van	1FTSS34L67DA50722	ACTS
2006 Ford Conversion Van	1FTSS34L26HB43485	ACTS
1994 Ford Explorer 4WD	1FMDU34XORUC50578	Sheriff
2006 Chevrolet Impala	2G1WS551969364752	Sheriff
2007 Ford Crown Vic	2FAHP71W47X142542	Sheriff
2008 Ford Crown Vic	1FAHP71V38X155288	Sheriff
2004 Ford Van	1FTSE34LX4HA35605	Jail

NOW, THEREFORE, in accordance with North Carolina General Statutes 160A-270, and 160A-279, the Anson County Board of Commissioners have on this 7th day of August, 2012 declared the above items, along with the attachment, which is hereby incorporated by reference and made a part of this Resolution, as surplus property to be sold via the on-line auction service known as GovDeals and/or donated to another government entity.

By Order of the Anson County Board of Commissioners this 7th day of August, 2012.

Budget Amendment- Emergency Services Center: to appropriate funds from Anson Bank & Trust Co. Loan proceeds for the Capital Project-Emergency Services Center.

AMENDMENT

Anson County Budget Ordinance FY 2012/13

2012 Anson County Capital Project-Emergency Services Center

BE IT ORDAINED by the Anson County Board of Commissioners that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following grant Ordinance is hereby adopted.

Section 3. Expenditures:

Increase:	ESC-Engineering	47-4400	\$ 310,000
Increase:	ESC-Construction	47-4400	\$2,866,200
Increase:	ESC-Site Development	47-4400	\$ 250,000
Increase:	ESC-Site Testing	47-4400	\$ 26,622
Increase;	Furn-Fix-Equip	47-4400	\$ 963,835
Increase:	ESC-Contingency	47-4400	<u>\$ 283,343</u>
	Total Increase:		\$4,700,000

Section 4. Revenues:

Increase:	ESC-Loan Proceeds	47-4400	\$4,700,000
Increase:	ESC-Contrib Feni Fnd	47-4400	\$ 0

