

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, January 7, 2008, at 9:00 a.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order, Commissioner Tyndall gave the invocation and the Chairman led the Pledge to the Flag.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to approve the agenda as follows: County Manager Don Davenport will report for Mr. Mike Barnette and Mr. Jay Parris will present first followed by Ms. Elaine Beaman.

Commissioner Garner asked that item #2 Refunds/Releases be removed from the consent agenda.

On motion by Commissioner Shackelford, seconded by Commissioner Tyndall the Board voted unanimously to approve the consent agenda which included the following:

December 17, 2007 Regular Meeting Minutes

Department	Amount	Explanation
DJJDP Youth Programs	\$8,000.00	To budget for administration portion of JCPC funding.
Coop Extension	\$26,450.38	Transfer from the Extension Dept. restricted fund balance to the Recreation Complex budget. The funds will be used to purchase playground equipment.

Commissioner Garner recused himself from voting on the Refunds/Releases due to a conflict.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted to approve the following Refunds/Releases.

RELEASES

Johnnie Holloman	\$320.00
Johnnie Holloman	\$32.00
Johnnie Holloman	\$32.00
James Howard Ham	\$32.00
Sandra Dawson	\$32.00
Jeffrey Jones	\$32.00
Lynwood Davis Sr.	\$149.89
Betsy Creech	\$32.00

Larry Harrison	\$32.00
Robert Edmundson	\$32.00
Jimmie Meadows	\$32.00
Robert Edmundson	\$32.00
Bobby Jones	\$32.00
Ralph Noble	\$64.00

REFUNDS

Michael Scott Sutton	\$32.00
Samuel A. Beaman	\$32.00
Rhonda W. Carter	\$32.00
Delois Dorsey	\$38.00
Elsie Mae Skinner	\$32.00
Johnnie C. Smith	\$32.00
Alan Smith	\$32.00
Denny Garner	\$192.00
Denny Garner	\$32.00
Denny Garner	\$64.00
Fred Brann	\$32.00

The Chairman opened the Informal Public Comments section.

Being there were no comments, the Chairman closed the Informal Public Comments section.

Mr. Jay Parris of Barrow, Parris & Davenport, CPA presented the County audit report.

Ms. Elaine Beaman, Greene Early College presented the 2nd Cycle of the Learn and Serve Grant. She advised that bids have been received to relocate the Appie Depot to the Recreation Complex. The students of Greene Early College would restore the building. Mr. John Wood, NC Department of Cultural Resources has been working closely with Ms. Beaman on this project. The total cost to relocate the depot would be \$8,000 and the County's portion would be \$4,000. Ms. Beaman received 3 proposals to relocate the depot but feels that only J. W. Tyson & Son is the only one of the three that understands the project and included a complete turn key job. The proposals received were:

J. W. Tyson & Son, Inc. - \$8,000
 Carolina House Movers - \$6,000
 Rodney Turner House Moving Service - \$6,300

After reviewing the bids, Ms. Beaman recommended awarding the project to J.W. Tyson & Son, Inc.

On motion by Commissioner Shackelford, seconded by Commissioner Heath the Board voted unanimously to approve \$4,000 as the County's match and award the project to J.W. Tyson & Son, Inc.

Mr. Davenport presented a letter from Mr. Mike Barnette, McDavid Associates regarding the Theaster Price CDBG property from an old Greene County program. The Town is requesting to purchase a dilapidated house, 105 Hart Street and to demolish this structure with left over CDBG funds. The structure was rehabilitated in 1988 by the Greene County 1985 CDBG Program. There were two Deeds of Trust on this property. The first Deed of Trust for \$12,150 should have been cancelled when the second Deed of Trust for \$12,600 was recorded. The individual made four payments of \$141.07. At program closeout the loan collection was turned over to the County. Town representatives have talked with the homeowner and she has agreed to sell the property, allow the Town to demolish the house and redevelop the property. Three alternatives were presented.

Alt. 1 Pay \$3,890.24 to Greene County

Alt. 2 Pay \$2,390.24 to Greene County and \$1,500 to Theaster Price (\$1,500 is the maximum the Owner can retain and not affect federal benefit programs).

Alt. 3 Pay \$3,890.24 to Theaster Price (Theaster Price would have to deal with any problems with federal benefit programs).

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to approve Alternative #2 - Pay \$2,390.24 to Greene County and \$1,500 to Theaster Price (\$1,500 is the maximum the Owner can retain and not affect federal benefit programs).

Mr. David Jones, Public Works Director presented a request from North Lenoir Water Corporation for a water purchase agreement. This would be used only in an emergency situation. The following would apply to both entities should either need to purchase emergency water. "That the Purchaser shall pay the Seller, Not Later than the 28th day of each month, for water delivered at a minimum rate of \$4.00 per 1,000 gallons of water or based upon cost plus 10%, whichever is greater.

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously to approve the Water Purchase Agreement between North Lenoir Water Corporation and Greene County Regional Water System.

Mr. Jones presented a water purchase agreement for the Ormondsville Water Corporation, which has decided to cap off their well and buy water from Greene County. He noted that the County has like agreements with other water corporations within the County.

On motion by Commissioner Tyndall, seconded by Commissioner Heath the Board voted unanimously to approve the Water Purchase Agreement between Ormondsville Water Corporation and Greene County.

County Manager Don Davenport advised that the contractor has just about finished at the Recreation Complex. The playground equipment is in place and the contracts for the concession building and picnic shelter have been signed. He also noted that an additional donation has been received and that McDavid Associates is talking with Atwell Construction to see if they would honor the amount from the original bid for paving.

Mr. Davenport stated he has talked with the Architect regarding the Jail Project and will be meeting with them next week. He will report back to the Board at a later meeting.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to adjourn

Rory A. Wood	\$32.00	Rory A. Wood	\$32.00
Rory A. Wood	\$32.00	Kathleen Warren	\$32.00
Rory A. Wood	\$32.00	Douglas McLawhorn	\$32.00
Rory A. Wood	\$32.00	Antonio Blow	\$32.00
Rory A. Wood	\$32.00	Antonio Blow	\$32.00
Betty Morgan	\$32.00	James Morgan	\$32.00

REFUNDS

Gerald Beaman	\$32.00	Melvin Albritton	\$32.00
Joe Beaman	\$32.00	Ernest Warters	\$32.00
Shelby Eaton	\$32.00	Latiesha Jenkins	\$155.86
Jimmy N. Suggs	\$104.49	Jerry Vandiford	\$32.00
Melvin Albritton	\$288.00	Phyllis Vandiford	\$32.00
Melvin Albritton	\$192.00	Hardy Jernigan	\$32.00
Melvin Albritton	\$32.00		

The Chairman opened the floor for Public Comments.

Mrs. Sharon Ginn presented information regarding exhibits at the Greene County Museum.

The Chairman opened the Public Hearing for the FY2009 Community Transportation Grant application.

Mr. Mike Lovett, Transportation Director presented information regarding the grant application. The application is for \$119,053 with the County's local share being \$17,858. Mr. Lovett noted that his department normally generates enough revenue to cover the County's local share.

On motion by Commissioner Shackelford, seconded by Commissioner Tyndall the Board voted unanimously to approve the FY2009 Community Transportation Grant application.

The Chairman closed the Public Hearing for the FY2009 Community Transportation Grant application.

Mr. Bradley Gillam, McDavid Associates presented Contract #1 Change Order #5 and a resolution amending the project budget ordinance for the Greene County Recreation Park.

SECTION 01029		ORDER NO.	5
CONTRACT CHANGE ORDER		DATE	January 22, 2008
		STATE	NC
CONTRACT FOR	Greene County Recreation Park Contract No. 1 - Site Work	COUNTY	Greene
OWNER	County of Greene		
TO	<u>Atwell Construction Co., Inc.</u> (Contractor)		

You are hereby requested to comply with the following changes from the contract plans and specifications:

Description of Changes (Supplemental Plans and Specifications Attached)	DECREASE in Contract Price	INCREASE in Contract Price
Add asphalt and striping on parking lot		\$ 85,600.00
Quantity Adjustment	\$ 13,761.43	
TOTALS	\$ <u>13,761.43</u>	\$ <u>85,600.00</u>
NET CHANGE IN CONTRACT PRICE	\$ _____	\$ <u>71,838.57</u>

JUSTIFICATION:

Add asphalt and striping on parking lot.

Quantity adjustment necessary to bring contract into balance with actual quantities installed.

Current Contract Amount adjusted by previous Change Orders: One million sixty seven thousand four hundred forty nine and 51/100 Dollars (\$1,067,449.51).

The amount of the Contract will be (~~Decreased~~) (Increased) By The Sum Of: Seventy one thousand eight hundred thirty eight and 57/100 Dollars (\$71,838.57).

The Contract Total Including this and previous Change Orders Will Be: One million one hundred thirty nine thousand two hundred eighty eight and 08/100 Dollars (\$1,139,288.08).

The Contract Construction Completion Date prior to this Change Order is: December 5, 2007.

The Contract Period Provided for Completion Will Be (~~Increased~~)(~~Decreased~~)(Unchanged): 0 Days

The Revised Contract Construction Complete Date after this Change Order is: December 5, 2007.

This document will become a supplement to the contract and all provisions will apply hereto.

REQUESTED BY OWNER: County of Greene

By: _____ Date: _____

Name: Jack Edmondson Title: Chairman

RECOMMENDED BY ENGINEER: McDavid Associates, Inc.

By: _____ Date: _____

Name: Bradley C. Gillam Title: Project Engineer

ACCEPTED BY CONTRACTOR: Atwell Construction Co., Inc.

By: _____ Date: _____

Name: _____ Title: _____

END OF SECTION

**RESOLUTION
AMENDING CAPITAL PROJECT BUDGET ORDINANCE FOR
CONSTRUCTION CONTRACT FOR THE
GREENE COUNTY RECREATION PARK
GREENE COUNTY
JANUARY 22, 2008**

WHEREAS, a capital project budget for construction of the Greene County Recreation Park was adopted on March 19, 2007, and amended on September 4, 2007, September 17, 2007, October 1, 2007, and December 3, 2007, and

WHEREAS, an amendment is necessary due to Contract No.1 - Change Order No. 5.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF
GREENE COUNTY**

That the attached budget is hereby adopted for construction the Greene County Recreation Park, and

That Contract No. 1- Change Order No. 5 be approved, and

That the Chairman is authorized and directed to execute all documents associated with the change order on behalf of Greene County.

Adopted this the 22nd day of January, 2008.

/s/ Jack Edmondson
Jack Edmondson, Chairman
Greene County, Owner

(SEAL)

ATTEST:

/s/ Donald L. Davenport

Donald L. Davenport, Clerk to the Board

GREENE COUNTY
GREENE COUNTY RECREATION PARK
JANUARY 22, 2008

		BUDGET ADOPTED DEC. 1, 2007	CHANGES THIS AMENDMENT	BUDGET AFTE THIS AMENDMENT JAN 22, 2008
<u>REVENUES</u>				
23209- 434900	PART F - Phase 1 Grant	\$ 340,837.00	\$ 0.00	\$ 340,837.00
23209- 440605	PART F - Phase 1 Grant	\$ 350,000.00	\$ 0.00	\$ 350,000.00
23209- 440606	LWCF Grant	\$ 91,426.00	\$ 0.00	\$ 91,426.00
23209- 440608	Recreation Trails Grant	\$ 41,900.00	\$ 0.00	\$ 41,900.00
23209- 440609	Early College Grant	\$ 17,288.00	\$ 0.00	\$ 17,288.00
23209- 440610	PART F - Phase 1 Match	\$ 32,237.00	\$ 0.00	\$ 32,237.00
23209- 440610	Land Contribution (Phase 1 Match)	\$ 308,600.00	\$ 0.00	\$ 308,600.00
23209- 440611	PART F - Phase 2 Match	\$ 245,000.00	\$ 0.00	\$ 245,000.00
23209- 440612	Local Contribution - Phase 2 Match	\$ 105,000.00	\$ 0.00	\$ 105,000.00
23209- 440613	Additional Local Contribution	\$ 50,000.00	\$ 100,000.00	\$ 150,000.00
23209- 440614	LWCF Match	\$ 91,426.00	\$ 0.00	\$ 91,426.00
23209- 440615	Recreational Trail Match	\$ 10,498.00	\$ 0.00	\$ 10,498.00
23209- 440616	Early College Match	\$ 17,288.00	\$ 0.00	\$ 17,288.00
	4H Contribution	\$ 26,450.38	\$ 0.00	\$ 26,450.38
	Owner Contribution for Concession Stand & Irrigation	\$ 0.00	\$ 32,840.00	\$ 32,840.00
	Sales Tax From Lighting Materials	\$ 7,666.11	\$ 0.00	\$ 7,666.11
	TOTAL REVENUES	\$ 1,735,616.49	\$ 132,840.00	\$ 1,868,456.49
<u>EXPENSES</u>				
23913- 581008	Contract No. 1 - Site Improvements Atwell Construction Co., Inc.	\$ 1,067,449.51	\$ 71,838.57	\$ 1,139,288.08

		BUDGET ADOPTED DEC. 1, 2007	CHANGES THIS AMENDMENT	BUDGET AFTE THIS AMENDMENT JAN 22, 2008
23913-581009	Contract No. 2 - Concession Stand	\$ 65,000.00	\$ 25,840.00	\$ 90,840.00
23913-581010	Contract No. 3 - Bleachers, Picnic Shelter, Goals and Benches and Baseball Field Equipment	\$ 27,500.00	\$ 0.00	\$ 27,500.00
23913-590300	Contract No. 4 - Cross Country Trails	\$ 8,000.00	\$ 0.00	\$ 8,000.00
	Contract No. 5 - Playground Equipment	\$ 26,450.38	\$ 0.00	\$ 26,450.38
	Contract No. 6 - Irrigation System	\$ 0.00	\$ 17,000.00	\$ 17,000.00
	Construction Subtotal	\$ 1,194,399.89	\$ 114,678.57	\$ 1,309,078.46
23913-581203	Engineering CN 1 - McDavid	\$ 99,933.46	\$ 6,465.47	\$ 106,398.93
23913-581204	Inspection	\$ 70,000.00	\$ 0.00	\$ 70,000.00
23913-581002	Survey/Neg Land & Esmt Acquisition	\$ 8,794.31	\$ 0.00	\$ 8,794.31
23913-581105	Archaeologist	\$ 4,127.65	\$ 0.00	\$ 4,127.65
	Legal	\$ 0.00	\$ 0.00	\$ 0.00
23913-581201	Land/Esmt Purchases	\$ 308,600.00	\$ 0.00	\$ 308,600.00
23913-581001	Appraisals	\$ 6,150.00	\$ 0.00	\$ 6,150.00
23913-581012	Grant Applications	\$ 3,500.00	\$ 0.00	\$ 3,500.00
23913-590500	Early College	\$ 34,576.00	\$ 0.00	\$ 34,576.00
	Accounting	\$ 0.00	\$ 0.00	\$ 0.00
	Reimbursables	\$ 0.00	\$ 0.00	\$ 0.00
23913-581115	Contingency	\$ 5,535.18	\$ 11,695.96	\$ 17,231.14
	TOTAL EXPENSES	\$ 1,735,616.49	\$ 132,840.00	\$ 1,868,456.49

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to approve Contract #1 Change Order #5 and a resolution amending the project budget ordinance for the Greene County Recreation Park.

Mr. Randy Skinner, EMS Director presented information regarding the 2008 increase in the Medicare Fee Schedule. The current charge for ALS 2 will increase from \$505.46 to \$519.50 and the current charge for rural mileage will increase from \$9.38 to \$9.63 per mile.

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously to approve the 2008 increase in the Medicare Fee Schedule.

Mr. David Jones, Public Works Director presented a public meeting notice to discuss the results of the Assessment of Corrective Measure completed for the Greene County Landfill. The meeting will take place on Friday, February 29th at 11:00 a.m. in the large meeting room at the Greene County Office Complex.

Mr. Jones advised that a public meeting date needs to be scheduled to discuss the County's continued operation of a Construction and Demolition (C&D) landfill.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to set the public meeting date for March 3, 2008 at 9:00 a.m. in the large meeting room of the Greene County Office Complex.

Mr. Chris Roberson, Assistant County Manager presented a thank you letter addressed to Mr. Tommy Rouse for his continued support of the new Greene County Recreation Complex. Mr. Roberson advised that Mr. Rouse has donated \$100,000 bringing his donation total to \$255,000.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to sign the letter and authorize Mr. Roberson to mail it to Mr. Tommy Rouse.

County Manager Don Davenport presented a request from the ABC Board asking that the Board exempt the bonding requirement for any ABC Board member that does not handle board funds. The Chairman, Mr. J.C. Sutton is the only member that co-signs checks. They ask that Henry T. Mewborn and Henry G. Fields be exempt.

On motion by Commissioner Tyndall, seconded by Commissioner Heath the Board voted unanimously to exempt Mr. Henry T. Mewborn and Mr. Henry G. Fields from being bonded.

Mr. Davenport presented information regarding the State Transportation Improvement Program (STIP) public meetings. He noted that Division 2 will meeting on February 14th at Pitt Community College.

Mr. Davenport presented two plans that addressed the additional courtroom issue. Option #1 would cost an additional \$1.1 million and Option #2 would cost an additional \$900,000. The approximate cost for the base plan which does not include a courtroom is \$10.2 million.

Commissioner Tyndall asked who had asked the architect to look at these options.

Mr. Davenport advised that he had asked the architect to look at the existing courthouse only.

Chairman Edmondson stated that the County needs to think about other future needs as well to include a new school and library.

Commissioner Heath asked if the increase in beds from 76 to 86 would change if a new courtroom is not included.

Mr. Davenport advised that regardless of which plan is chosen, 86 would be the number of beds. The 10 beds were added after meeting with the Sheriff and making some minor changes.

Commissioner Shackleford asked how long before final plans would be approved.

Mr. Davenport stated that it will take a couple of months to get the plans ready to be sent to Raleigh. Even though the plans have been previously approved, it could still take approximately 3-4 months to get approval.

Commissioner Garner stated that he felt the County could provide a courtroom for less than \$1.2 million.

Commissioner Shackleford stated that a public hearing should be held in order for the Board to receive comments from the citizens.

On motion by Commissioner Garner, seconded by Chairman Edmondson the Board voted by majority to go with the original plans and provide only a jail. Chairman Edmondson asked for a showing of hands on the vote and they were as follows:

**Chairman Edmondson – yes
Commissioner Heath – yes
Commissioner Shackleford – no
Commissioner Tyndall – no
Commissioner Garner – yes**

Mr. Davenport presented a letter of support for the Support Our Students (SOS) Grant that is overseen by the Cooperative Extension office.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to support the Support Our Students (SOS) Grant.

Mr. Davenport presented a letter from the Beacon Center regarding 5600 licensed facilities in Greene County.

There were no County Attorney reports or recommendations.

Chairman Edmondson reminded the Board of the Maury Ruritan 60th Anniversary dinner on February 4, 2008 at 7:00 pm.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to adjourn.

NORTH CAROLINA
 COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, February 4, 2008, at 9:00 a.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order, gave the invocation and the Chairman led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to approve the agenda as presented.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to approve the consent agenda which included the following:

January 22, 2008 Regular Meeting Minutes – with correction

Department	Amount	Explanation
Crisis Intervent.	\$8,575.00	Additional monies received from State for heating and cooling expenses.

RELEASES

Jo Ann W. Hartley	\$32.00	Jean D. Carroll	\$32.00
Jerry/Mary Warren	\$32.00	Christi Gray	\$32.00
Shirley Gray	\$32.00	William E. Hargrove	\$39.26
Wilsonia Phillips	\$32.00	Lesse Barnes	\$32.00
Rom W. Beaman III	\$768.00		

REFUNDS

Brenda Key	\$32.00	Alan Smith	\$32.00
------------	---------	------------	---------

The Chairman opened the floor for Public Comments.

Being there were no comments, the Chairman closed the Public Comments section.

Mr. Ward Sutton, Cemetery Services presented information regarding the notice of intention to disinter, remove and reinter graves in the Carmon/Miller Family Cemetery which is located in the northeast quadrant of NC 58 and NC 123. This property is owned by Mill Run Development Group, LLC. Mr. Sutton advised that as per N.C.G.S. 65-13 guidelines, that a public notice had been run in the Standard Laconic and Kinston Free Press for 30 days. He also stated that he had contact with several individuals whose family members were buried in the cemetery and had not received any negative comments regarding this issue. Arrangements have been made with Shady Grove Church to move the graves to their Shady Grove Memorial Gardens.

On motion by Commissioner Shackelford, seconded by Commissioner Heath the Board voted by majority to approve the relocation of the Carmon/Miller Family Cemetery. Chairman Edmondson voted against.

**Resolution
Authorizing the Relocation
Of The Carmon/Miller Family Cemetery**

WHEREAS, there is an abandoned cemetery located on property owned by Mill Run Development Group, LLC that has fallen into disrepair; and

WHEREAS, Mill Run Development Group, LLC has selected a cemetery, which would allow the cemetery, if relocated, to receive regular maintenance; and

WHEREAS, North Carolina General Statute #65-13 allows for the disinterment, removal and reinterment of abandoned graves by landowners after securing permission of the governing body in which such abandoned cemetery is located.

NOW, THEREFORE, BE IT RESOLVED that the Greene County Board of Commissioners does hereby give permission to Mill Run Development Group, LLC to relocate the Carmon/Miller Family Cemetery.

Adopted this the 4th day of February, 2008.

ATTEST:

/s/ Jack Edmondson
Chairman

/s/ Don Davenport
Clerk to the Board

Mr. Bob Master, Contentnea Development Partnership presented a resolution on behalf of the Towns of Hookerton, Snow Hill and Walsontburg regarding the Small Town Economic Prosperity Demonstration (STEP). This program is part of the NC Rural Center Initiative. This would provide critical infrastructure, assistance with economic incentives, cooperative efforts, and a pro-business atmosphere for new and existing businesses in Greene County.

On motion by Commissioner Shackelford, seconded by Chairman Edmondson the Board voted unanimously to approve the resolution of support for the STEP Program.

**Resolution of Support
Greene County Board of Commissioners,
Towns of Hookerton, Snow Hill and Walstonburg
Small Town Economic Prosperity Demonstration**

Whereas; the Towns of Hookerton, Snow Hill and Walstonburg are municipalities located in Greene County, and

Whereas; the Towns of Hookerton, Snow Hill and Walstonburg are partners and each play a vital role with county government, the Greene County Board of Commissioners and other agencies to provide critical infrastructure, assistance with economic incentives, cooperative efforts, and a pro-business atmosphere for new and existing businesses in Greene County, and

Whereas; the North Carolina Rural Economic Development Center has solicited small towns in the State to participate in a three year Small Town Economic Prosperity (STEP) Demonstration Program, and

Whereas; the Towns of Hookerton, Snow Hill and Walstonburg have formed a partnership as a cluster of three small towns that share similar economic and community development goals and objectives, and

Whereas; these three municipalities are located nearby and are deeply impacted by the private development of the Cutter Creek Golf Course and gated residential community and the development of the County's first certified industrial park, and

Whereas; the Cutter Creek private developers have partnered with the Towns of Hookerton, Snow Hill and Walstonburg in an attempt to maximize the positive benefits of the Cutter Creek development project for the citizens of all communities, and

Whereas; Greene County government has developed its first certified industrial park in very close proximity to the Town of Walstonburg and this could lead the way to economic recovery to that town, and

Whereas; participation in the STEP demonstration will provide the Towns of Hookerton, Snow Hill and Walstonburg with expert technical assistance and coaching opportunities to assist all of the communities with the implementation of new and effective development initiatives that will compliment and expand the positive impacts of new industrial park and Cutter Creek, and

Whereas; these types of efforts directly benefit all the citizens of Greene County by the creation of new jobs and sorely needed tax base,

Now Therefore be it Resolved; that the Greene County Board of Commissioners fully embraces and supports the participation of the Towns of Hookerton, Snow Hill and Walstonburg in the Small Town Economic Prosperity demonstration program and further pledges its support and cooperation in the process after selection as a demonstration site.

Adopted this the 4th day of February, 2008.

ATTEST:

/s/ Jack Edmondson
Chairman

/s/ Don Davenport
Clerk to the Board

Ms. Sue Farmer spoke on behalf of the Greene County Rescue Association Captains with regards to items they feel need to be addressed in EMS. 1) They feel that the current EMS Coordinator needs to be upgraded. The individual currently in this position has been there for a number of years and he has written the system plan, protocols and this serves as Audit & Review for an Advanced Life Support service. This program is the current model program for the State of North Carolina. 2) The County should consider creating a convalescent ambulance service to supplement the current EMS system. This would provide the County with additional EMS coverage during peak times and would be self supporting. 3) They feel the County should reconsider the idea of a second 24 hours EMS crew.

County Manager Don Davenport noted that there had been discussion in the past regarding the EMS Coordinator position and that he is waiting on information from the EMS Office.

Mr. Davenport noted that once it is decided what exactly is to be done, that the County would include in the discussions, all convalescent ambulance services that operate in the County.

Ms. Becky Sutton, Tax Administrator presented the January 2008 collection and the order to advertise the tax liens.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to issue the Order to Advertise the tax liens.

Ms. Sutton requested that the Board of Equalization and Review convene on May 5, 2008 and adjourn on May 19, 2008.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to convene the Board of Equalization and Review on May 5, 2008 and adjourn on May 19, 2008.

Mr. Jerry Shackelford presented an appeal request from the Greene County's Planning Board decision as it relates to the Manufactured Home Park Ordinance and the proposed Jerry H. Shackelford Manufactured Home Park. The request concerns the required 50 foot right-of-way and the paving of the street. This request was presented to the Planning Board on January 17, 2008 and was denied. Mr. Shackelford advised that this park has 5 lots and the concern is with just one lot. The other four are large enough that trailers can be set back farther. He noted that if a trailer had not already been set up on the lot in question and a septic tank installed, they would have just ignored that lot, only have 4 lots in the park. It was noted that the Environmental Inspector is the one who told them where to put the trailer.

It was asked if the mobile home could be moved. Mr. Shackelford noted that it could not be moved back any further due to the septic lines running close to the home.

County Attorney Borden Parker noted that there is not a variance procedure in the current Manufactured Home Park Ordinance. The Board can rule as to whether or not the Planning Board complied with the ordinance.

Commissioner Garner noted that he would like to see this request go back to the Planning Board to see if something could be worked out. His only concern is if this request is granted, that it could cause issues with further developers of Manufactured Home Parks.

Mr. Jerry Shackelford stated he does not want to pave the street. He thanked the Board for their time and appreciates all of the discussion, but he would like to withdraw his request.

Ms. Shawna Wooten, Finance Officer reviewed the EMS Cost Report which is due to the State no later than February 29, 2008 in order to receive any cost recovery. Approximately \$98,802 was recovered last year as a result of the 2006 report. She noted

that the County has received a proposal from Dianne Jones to prepare the annual report. Ms. Jones has prepared the report for the County for several years and proposes to prepare the report again this year for the same fee of \$600.00.

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously to authorize the Finance Officer to sign an agreement with Dianne Jones to prepare the 2007 EMS Medicaid Cost Report for a fee of \$600.00.

Ms. Wooten presented a resolution amending the Capital Project Budget Ordinance for the construction contract for the Greene County Recreation Park. This includes the Early College Learn and Serve Grant.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the Resolution Amending the Capital Project Budget Ordinance for the construction contract for the Greene County Recreation Park to include the Early College Learn and Serve Grant.

**RESOLUTION
AMENDING CAPITAL PROJECT BUDGET ORDINANCE FOR
CONSTRUCTION CONTRACT FOR THE
GREENE COUNTY RECREATION PARK
GREENE COUNTY
FEBRUARY 4, 2008**

WHEREAS, a capital project budget for construction of the Greene County Recreation Park was adopted on March 19, 2007, and amended on September 4, 2007, September 17, 2007, October 1, 2007, December 3, 2007, and January 22, 2008, and

WHEREAS, an amendment is necessary to budget the 2008 Early College Grant and Local Contribution.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF GREENE COUNTY

That the attached budget is hereby adopted for construction the Greene County Recreation Park, and

Adopted this the 4th day of February, 2008.

(SEAL)

/s/ Jack Edmondson
Chairman
Greene County, Owner

ATTEST:

/s/ Donald L. Davenport
Clerk to the Board

GREENE COUNTY
GREENE COUNTY RECREATION PARK
FEBRUARY 4, 2008

BUDGET
ADOPTED
JAN 22, 2008

CHANGES
THIS
AMENDMENT

BUDGET AFTE
THIS
AMENDMENT
FEB 4, 2008

		BUDGET ADOPTED JAN 22, 2008	CHANGES THIS AMENDMENT	BUDGET AFTE THIS AMENDMENT FEB 4, 2008
<u>REVENUES</u>				
23209-434900	PART F - Phase 1 Grant	\$ 340,837.00	\$ 0.00	\$ 340,837.00
23209-440605	PART F - Phase 1 Grant	\$ 350,000.00	\$ 0.00	\$ 350,000.00
23209-440606	LWCF Grant	\$ 91,426.00	\$ 0.00	\$ 91,426.00
23209-440608	Recreation Trails Grant	\$ 41,900.00	\$ 0.00	\$ 41,900.00
23209-440609	Early College Grant	\$ 17,288.00	\$ 14,017.32	\$ 31,305.32
23209-440610	PART F - Phase 1 Match	\$ 32,237.00	\$ 0.00	\$ 32,237.00
23209-440610	Land Contribution (Phase 1 Match)	\$ 308,600.00	\$ 0.00	\$ 308,600.00
23209-440611	PART F - Phase 2 Match	\$ 245,000.00	\$ 0.00	\$ 245,000.00
23209-440612	Local Contribution - Phase 2 Match	\$ 105,000.00	\$ 0.00	\$ 105,000.00
23209-440613	Additional Local Contribution	\$ 150,000.00	\$ 00.00	\$ 150,000.00
23209-440614	LWCF Match	\$ 91,426.00	\$ 0.00	\$ 91,426.00
23209-440615	Recreational Trail Match	\$ 10,498.00	\$ 0.00	\$ 10,498.00
23209-440616	Early College Match	\$ 17,288.00	\$ 14,017.32	\$ 31,305.32
	4H Contribution	\$ 26,450.38	\$ 0.00	\$ 26,450.38
	Owner Contribution for Concession Stand & Irrigation	\$ 32,840.00	\$ 00.00	\$ 32,840.00
	Sales Tax From Lighting Materials	\$ 7,666.11	\$ 0.00	\$ 7,666.11
	TOTAL REVENUES	\$ 1,868,456.49	\$ 28,034.64	\$ 1,896,491.13
<u>EXPENSES</u>				
23913-581008	Contract No. 1 - Site Improvements Atwell Construction Co., Inc.	\$ 1,139,288.08	\$ 0.00	\$ 1,139,288.08
23913-581009	Contract No. 2 - Concession Stand	\$ 90,840.00	\$ 0.00	\$ 90,840.00
23913-581010	Contract No. 3 - Bleachers, Picnic Shelter, Goals and Benches and Baseball Field Equipment	\$ 27,500.00	\$ 0.00	\$ 27,500.00
23913-590300	Contract No. 4 - Cross Country Trails	\$ 8,000.00	\$ 0.00	\$ 8,000.00
	Contract No. 5 - Playground Equipment	\$ 26,450.38	\$ 0.00	\$ 26,450.38
	Contract No. 6 - Irrigation System	\$ 17,000.00	\$ 0.00	\$ 17,000.00

		BUDGET ADOPTED JAN 22, 2008	CHANGES THIS AMENDMENT	BUDGET AFTE THIS AMENDMENT FEB 4, 2008
Construction Subtotal		\$ 1,309,078.46	\$ 0.00	\$ 1,309,078.46
23913-581203	Engineering CN 1 – McDavid	\$ 106,398.93	\$ 0.00	\$ 106,398.93
23913-581204	Inspection	\$ 70,000.00	\$ 0.00	\$ 70,000.00
23913-581002	Survey/Neg Land & Esmt Acquisition	\$ 8,794.31	\$ 0.00	\$ 8,794.31
23913-581105	Archaeologist	\$ 4,127.65	\$ 0.00	\$ 4,127.65
	Legal	\$ 0.00	\$ 0.00	\$ 0.00
23913-581201	Land/Esmt Purchases	\$ 308,600.00	\$ 0.00	\$ 308,600.00
23913-581001	Appraisals	\$ 6,150.00	\$ 0.00	\$ 6,150.00
23913-581012	Grant Applications	\$ 3,500.00	\$ 0.00	\$ 3,500.00
23913-590500	Early College	\$ 34,576.00	\$ 28,034.64	\$ 62,610.64
	Accounting	\$ 0.00	\$ 0.00	\$ 0.00
	Reimbursables	\$ 0.00	\$ 0.00	\$ 0.00
23913-581115	Contingency	\$ 17,231.14	\$ 0.00	\$ 17,231.14
TOTAL EXPENSES		\$ 1,868,456.49	\$ 28,034.64	\$ 1,896,491.13

Mr. Davenport presented copies of the latest plans for the courthouse along with a budget. He should receive a detailed schedule sometime this week. It is the intent to have the plans completed in May so that they can be sent to the State for approval.

Mr. Davenport stated that direction is needed as to how the Board wishes to proceed with the 1/4 cent sales tax issue. Counties that passed this at the last election had a detailed plan for the monies. If the Board wishes to place on the May 6, 2008 ballot, must give 60 days notice to the Board of Elections.

Chairman Edmondson noted that previously successful campaigns worked closely with the school boards.

Commissioner Heath stated that a pamphlet showing the needs should be produced in order to educate citizens. Maybe not tie to a specific project, but list several upcoming projects and issues. Copies could possibly be put in the Wednesday folders at the schools.

Chairman Edmondson advised that priorities need to be shown and that he feels education should receive a good portion.

Commissioner Tyndall noted that there should be a list of projects/needs and not designate to specific projects.

Commissioner Garner stated that all agencies need to be supportive.

Mr. Davenport advised that the County can only inform the citizens and cannot advocate for or against with County funds.

Mr. Davenport noted that if this is passed at the May election, the County will start receiving monies in October.

Commissioner Garner stated that the County needs emphasize that everyone pays this tax, not just property owners.

Commissioner Heath recommended that Don Davenport and Lisa Johnson develop a brochure and to notify the Elections Office of the intent for this item to be placed on the May ballot.

Commissioner Garner noted that after the brochure was completed, there could possibly be a joint meeting with various agencies to review.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to authorize the County Manager to notify the Board of Elections to place the 1/4 cent sales tax on the May 6, 2008 ballot.

There was not County Attorney report or recommendations.

Commissioner Heath reminded the Board of the Maury Ruritan supper.

Chairman Edmondson asked if anyone had been contacted by any rifle hunters. He advised that there is a problem with individuals shooting from the road and that the current fine of \$100 needs to be increased.

Attorney Borden Parker noted that the County can only request an increase, that local Legislation are the only ones that can change the law. The maximum fine amount allowed is \$500.

Commissioner Tyndall noted that the law needs to be left as is.

Chairman Edmondson noted that a \$100 fine is not a deterrent and that rifles need to be taken as well.

Commissioner Tyndall stated that the courts currently have the authority to take an individuals rifle.

It was the consensus of the Board to table this item and allow the County Attorney to research further.

Chairman Edmondson noted that the Clerk of Court needs more storage room. He stated that the Register of Deeds office could be moved to the old Mental Health office and

allow the Clerk to use the entire second floor of the courthouse. Possibly move Cooperative Extension to the old Mental Health Office and move Register of Deeds to their office in order to be closer to the Tax Office.

Commissioner Tyndall noted that they would need a fire proof vault.

Attorney Borden Parker advised that the statutes do not require them to have a fire proof vault. Documents brought for recording are being scanned and back ups need to be removed from the office each night in case of fire.

Commissioner Garner noted that he did not know about the Extension Office moving and that there are several questions that will need to be addressed.

Mr. Davenport advised that there is room in the current Cooperative Extension office for the Register of Deeds. The questions is whether or not there is enough room in the Mental Health office for the Cooperative Extension.

Mr. Davenport will look at office space requirements for Cooperative Extension before doing anything.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, February 18, 2008, at 7:00 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Heath gave the invocation and the Chairman led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the amended agenda as presented.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to approve the consent agenda which included the following:

February 4, 2008 Regular Meeting Minutes

Department	Amount	Explanation
Landfill	\$10,000.00	Budget for hauling of scrap metal
GTP Revolving Loans	\$11,416.40	Budget for County's payment to Eastern Region for revolving loan to Moore's Fiberglass.
DSS	\$211.21	Additional monies received from State for heating and cooling expenses.
EMS	- \$147,604.00	EMS did not receive the grant to purchase new trucks.
EMS	\$24,713.02	Budget for final lease payment on EMS truck. Not included in original budget.
EMS	\$15,792.00	Budget for the purchase of backup dispatch equipment with funds rolled over from the 911 wire fund.
Sheriff	\$53,757.00	Budget for purchase of 3 new cars for Sheriff's Dept. as approved on 12/3/07.

RELEASES

Dewitt Jones	\$302.48	F.H. Shackelford, Jr	\$104.44
F.H. Shackelford, Jr	\$95.92	F.H. Shackelford, Jr	\$95.92
Diane Smith	\$32.00		

REFUNDS

Randall Harper	\$32.00	Van Braxton Et Als	\$145.91
----------------	---------	--------------------	----------

The Chairman opened the floor for Public Comments.

Being there were no comments, the Chairman closed the Public Comments section.

Mr. Sammy Hudson with Son Set Refuge presented plans for a planned camp located on Lower Field Road off of Hwy 903 along the Little Contentnea Creek. This is a faith-based non-denominational camp. Mr. Hudson advised that the dinning hall would be required to have a fire protection system in place and that currently there is no public water along the Lower Field Road. He stated that they would need an 8" line run to the camp, which is approximately ¾ mile from the water main. There are various grant dollars available, including infrastructure and faith based monies.

Chairman Edmondson asked if Mr. Hudson can have his engineer design the plan for the water system.

County Manager Don Davenport advised that they could, but that the County engineer would have to approve.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to authorize County staff to investigate options for the water line and report back to the Board.

Mr. Chris Roberson, Assistant County Manager presented information he received at a recent meeting for the NCDOT Transportation Improvement Program 2008-2015. He advised that NCDOT is allowing us to send formal comments to them regarding priorities for consideration into the program. The additional priorities he would like to submit to NCDOT are:

- Multilane from NC 58 North (Wilson turnoff) to present multilane at Snow Hill Town limits and multilane 58 South to GTP in Lenoir County to include dual lane improvements along Kingold Boulevard to alleviate congestion and safety concerns.
- Multilane from Industrial Park in Walstonburg to US 264.
- Multilane from US 258 North from Snow Hill to NC Hwy 91 to US 264 north of Walstonburg.

Commissioner Heath stated that the County Transportation Committee should review this before submitting to NCDOT.

Mr. Roberson advised that this item can be tabled until talks with the Transportation Committee, after which time he will report back to the Board.

It was the consensus of the Board to table this item to allow Mr. Roberson to talk with the Transportation Committee and report back to the Board.

Mr. Stan Dixon, Cooperative Extension Director and Mr. Mike Frinkso, Area Extension Agent presented information regarding the NC Rural Center Economic Stimulus Development Grant. This grant would be used to set up an individual quick freeze facility for the processing of prawns. Greene County will be applying for the grant on behalf of the Prawn Growers Association for \$300,000. The Prawn Growers Association is made up of 12 growers from eastern North Carolina. The grant is being prepared by Stan Dixon, NC Cooperative Extension, Mike Frinkso, NC Cooperation Extension and Dr. Blake Brown, NC State on

behalf of the County. The County will hold title to the facility equipment and will lease the equipment back to the Prawn Growers Association.

Mr. Frinsko advised that this grant would require no monies from the County. He noted that Greene County is the center to where the market is developing.

Mr. Dixon noted that there is a 20% in-kind match that will be met by the prawn growers and Cooperative Extension. The deadline for the application is Friday, February 22, the growers were notified on Friday, February 15, 2008 about this grant opportunity.

Ms. Natalie Relyea, a local prawn grower advised that this is a great opportunity for Greene County and the Association.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to support the filing of the NC Rural Center Economic Stimulus Development Grant and to have Greene County as the recipient of the monies.

Mr. Don Davenport presented a resolution Celebrating 100 Year of County Unity in Recognition of Our Association's Centennial. The NCACC is asking all counties to support this resolution.

On motion by Commissioner Tyndall, seconded by Commissioner Shackelford the Board voted unanimously to approve the resolution.

**Joint Resolution Celebrating 100 Years of County Unity in
Recognition of Our Association's Centennial**

WHEREAS, the North Carolina Association of County Commissioners is an advocacy and service organization made up of all one-hundred (100) North Carolina counties; and

WHEREAS, the active participation and engagement of all 100 counties have directed, strengthened and enhanced our Association; and

WHEREAS, the dedication and talents of individual county commissioners and county staff have led our Association's success in advocacy, county-centered services and educational programs; and

WHEREAS, an informal agreement to form our Association was made by a handful of county commissioners who, at the behest of Craven County Commissioner C.E. Foy, met in New Bern in 1908, to discuss county issues of common interest; and

WHEREAS, the first session of our unofficial Association was held at the Atlantic Hotel in Morehead City on August 19, 1908, where C.E. Foy was elected as president; and

WHEREAS, the North Carolina General Assembly passed an act on March 8, 1909 establishing our Association on behalf of counties;

NOW, THEREFORE BE IT RESOLVED, that the North Carolina Association of County Commissioners and each Board of County Commissioners jointly recognize and celebrate "100 Years of County Unity" in tribute to our Association's Centennial.

FURTHER BE IT RESOLVED, that the Association communicate its copy of this joint resolution to each Board of County Commissioners.

FURTHER BE IT RESOLVED, that the Greene County Board of County Commissioners communicate its copy of this joint resolution to the North Carolina Association of County Commissioners.

Adopted this the 18th day of February, 2008.

ATTEST:

/s/ Jack Edmondson
Chairman

/s/ Don Davenport
Clerk to the Board

Mr. Davenport presented a draft brochure regarding the 1/4¢ Sales Tax. He advised that the Board of Elections has been directed to place the question of a 1/4¢ sales tax on the Greene County ballot on May 6, 2008. The Board also discussed the possibility of meeting with the Board of Education, the Library Board and Friends of the Library to discuss possible future plans for use of the sales tax. He noted that the Board of Commissioners need to decide what group(s) they want to meet with to garner support for the 1/4¢ sales tax referendum.

Commissioner Shackelford stated that the Towns should be involved.

Chairman Edmondson stated that the group could include a representative from the Board of Education, Friends of the Library, the Towns and possibly the faith community.

Mr. Davenport asked if the Board would like one large meeting or several smaller meetings.

Commissioner Heath noted that due to time constraints it would be best to have one large meeting.

Commissioner Garner noted that Randy Skinner could represent EMS and the Fire Chiefs.

Commissioner Heath stated that the meeting would be to let them know about the brochure and ask them to help educate the public.

Mr. Davenport advised that the Board would either have to recess until said time or call a special meeting.

County Attorney Borden Parker advised the simplest way would be to call a special meeting.

Mr. Davenport advised that he would work on a meeting date and make contact with all regarding same.

Mr. Davenport presented information regarding office space. The primary plan discussed was to move Cooperative Extension to the space previously used by Mental Health with the Register of Deeds utilizing the area vacated by Cooperative Extension. The main objective seems to be to gain additional space for the Clerk of Court as soon as possible. Possible alternatives include the following:

- 1) Rent or buy a building downtown nearby the courthouse. The availability of adequate space near the courthouse has not been explored at this point in time.
- 2) Move the Register of Deeds to the County Complex. Mental Health has all but vacated the space they used in the Health/Human Services building. The office layout of the former Mental Health is based on individual offices. Although Cooperative Extension is open space with cubicles and offices down the sides, they could adapt their operation to the former Mental Health space easier than Register of Deeds. If Register of Deeds occupied the former Mental Health space it would work much better if most of the interior walls were removed to create open space.

Mr. Davenport advised that the best short term solution until the construction and renovation is complete would be that the Register of Deeds remain in their current space and the Clerk of Court move what records they can into space out of the courthouse.

Chairman Edmondson asked what would be the inconvenience if some records were moved.

Attorney Borden Parker advised that it depends on how far back you go in the records. Files that are not used often could possibly be moved. It would be less disruptive to move files instead of Register of Deeds.

Chairman Edmondson noted that the Clerk of Court mentioned that they could use another building that would be secure if it was to be located in close proximity to the Courthouse. He also mentioned the possibility of moving the Board of Elections to the old Mental Health space allowing the Register of Deeds to move into their old office. He would like to table this item and discuss at the next meeting.

Commissioner Heath stated it would be best if some records could be moved.

Commissioner Tyndall he agrees it would be best to move some files, but for them to be accessible to the Clerk of Court.

Commissioner Garner sated that he didn't believe that now is a good time to be moving the Election office.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to table this item until the next meeting.

Mr. Davenport presented a request by the Town of Walstonburg to waive the solid waste tipping fees for the Town's Annual Clean-Up days of March 31, 2008 and April 1, 2008. Upon review of other requests for a waiver of fees over the past 24 months, Greene County has waived over \$37,000 of solid waste fees. This has contributed to the negative balance reported for the Solid Waste fund during the 2007 audit report. Based on the financial situation of the Solid Waste

fund he recommends that the Greene County Board of Commissioners respectfully deny the request of the waiver for the Town of Walstonburg and only consider waiving fees due to an emergency or disaster.

Commissioner Heath noted that either way they will be setting precedence for future requests.

Chairman Edmondson asked how close the current landfill to being full.

Public Works Director David Jones noted that we are closer than we want to be. With the new changes to the solid waste rules there will be tighter inspections of the C&D landfills. In past years citizens were able to bring most anything to the landfill for disposal. Now will only be able to receive construction and demolition debris. If the County allows the clean up trash it will end up costing the County even more due to the fact that once it is unloaded at the landfill, it will have to be reloaded and transported to Greenville.

Chairman Edmondson asked for a motion.

No motion was made, therefore the request is denied.

Mr. Davenport reviewed information regarding the possibility of making Greene County's GIS information available on the internet. The most cost effective alternative is a company named Withers & Ravenel (W&R). W&R currently provides webmapping for 8 NC counties including Wilson County. W&R would provide the public access via the internet to Greene County's aerial photography including 16 layers of information including:

Tax parcels	Parcel lines
Parcel hooks	Parcel annotation
Utilities	Centerlines
Townships	Land use
Soils	Boundaries
Orthos	USGS
Flood Zones	Wetlands
Emergency Service Numbers (ESNs)	Precincts
Also included:	
Property record card	Tax photo of property

The information would be updated monthly and the total cost to Greene County would be \$208.33 per month. There is no cost for the initial set-up and we would have a free trial through June, 2008.

Commissioner Garner noted that this would be providing a public service and would cut down on some of the traffic in the Tax Office.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to authorize the County Manager to contract with Withers & Ravenel to set up Greene County's GIS on a host computer for internet access with

a free trial through June, 2008 and an ongoing maintenance cost of \$208.33 per month beginning July 1, 2008.

County Attorney Borden Parker noted that there would need to be disclaimers with regards to the GIS being on the internet. He will work with the County Manager on this.

Attorney Borden Parker also noted that the Administrative Office of the Courts (AOC) has changed the law to where the counties are required to pay for the telephone systems in the courthouse. Changes to our current system is on schedule to be done before the changes take effect.

Commissioner Tyndall noted that it is time for the budget process to begin and that the County needs to address the cost of living (COL) issue for the convenience site attendants.

Mr. Davenport noted to the Board that these individuals are not employees they are contracted labor.

Commissioner Tyndall stated that it needs to be addressed before the budget process begins.

Commissioner Tyndall made a motion to give the site attendants a COL increase effective with the new contract.

Commissioner Garner asked if they are considering doing the same as the County employees and what if the County employees did not receive a COL but a percentage.

Attorney Borden Parker advised that the Board needs to table this item and let staff make a recommendation at the next meeting.

Commissioner Tyndall withdrew his motion.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to enter into closed session to discuss business expansion and attorney/client privilege.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to adjourn closed session and return to open session.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, March 3, 2008, at 9:00 a.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Shackelford gave the invocation and the Chairman led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to add the additional budget amendment to the consent agenda.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the agenda as amended.

On motion by Commissioner Shackelford, seconded by Commissioner Garner the Board voted unanimously to approve the consent agenda which included the following:

February 18, 2008 Regular Meeting Minutes

Department	Amount	Explanation
YAMCO Expansion Project	\$514,796.00	To budget for YamCo expansion project as approved on January 16, 2007.

REFUNDS

Clyde Jr. & Helen Roberson	\$32.00
----------------------------	---------

The Chairman opened the floor for Public Comments.

Being there were no comments, the Chairman announced the public meeting to discuss the County Governing Board's approval of the continued operation of a Construction and Demolition (C&D) landfill.

Mr. David Jones, Public Works Director introduced Mr. Wayne Sullivan, Municipal Engineering. Mr. Sullivan advised that the State had mandated new rules concerning construction and demolition landfills and that a public meeting is required to address any questions or concerns.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to approve the continued operation of the Construction and Demolition (C&D) landfill.

Mr. Mike Barnette, McDavid Associates presented information regarding the awarding of contracts for the 2006 CDBG Scattered Site Housing (SSH) program.

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously to approve the awarding of contracts for the 2006 CDBG SSH Program.

**RESOLUTION BY THE
BOARD OF COMMISSIONERS
OF
GREENE COUNTY**

WHEREAS, Greene County Has received funding for housing improvements under the 2006 CDBG SSH Program, and;

WHEREAS, Greene County has received bids for housing rehabilitation work to be completed under said program, and;

WHEREAS, the program administrator has recommended awards which are consistent with the grant policies and procedures.

WHEREAS, the program administrators recommendation of award is subject to the County's determination that no member of the governing board, County employee who exercises any function or responsibility with respect to the CDBG program, or anyone who has served in these capacities in the past year, is associated in any way with any party on the attached ownership/occupant disclosure form in any manner which could potentially constitute a conflict-of-interest.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Greene County, housing rehabilitation contract are awarded as follows:

<u>House No.</u>	<u>Contractor</u>	<u>Amount</u>
06-04	Holland Construction Company	\$45,730
06-06	Robert P. Cunningham Construction Co.	\$37,650

THAT, no member of the governing board is involved with any party on the attached ownership/occupant disclosure form in any manner which could potentially constitute a conflict-of-interest, and;

THAT, Donald L. Davenport, County Manager, is authorized to sign contracts on behalf of the Greene County Board of Commissioners.

Adopted this the 3rd day of March, 2008.

/s/ Jack Edmondson
Chairman

Mr. Barnette presented information regarding the 2008 Single Family Rehabilitation (SFR) Program which is funded through the NC Housing Finance Agency to rehabilitate five houses in the County. He noted that there is no local match associated with this program.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to approve the 2006 CDBG SSH Programs and Policies for the 2008 NC Housing Finance Agency Single Family Rehabilitation Program and to

authorize the County Manager to sign the funding approval, to make program approvals and sign program correspondence.

Mr. Van Lewis, McDavid Associates presented a resolution asking for approval of the plans and specifications for the Alternative Water Phase 1A joint water system.

On motion by Commissioner Tyndall, seconded by Commissioner Heath the Board voted unanimously to approve the plans and specification for the Alternative Water Phase 1A joint water system.

**RESOLUTION
PLAN APPROVAL AND AUTHORIZATION TO RECEIVE BIDS
CONTRACT NO. 1 – WATER TRANSMISSION LINE & BOOSTER PUMP STATION
CONTRACT NO. 2 – ELEVATED STORAGE TANK AND CONTROLS
ALTERNATIVE WATER SUPPLY PROJECT
PHASE 1A – GUC WATER TRANSMISSION SYSTEM
GREENE COUNTY
MARCH 3, 2008**

WHEREAS, Greene County and Farmville have entered into water purchase agreements with Greenville Utilities Commission to develop alternative water supply to allow compliance with Central Coastal Plain Capacity Use Area rules, and

WHEREAS, Greene County and Farmville entered into an agreement on August 16, 2004 for the joint construction, operation, and maintenance of a potable water supply transmission system allowing the delivery of an alternative water supply from Greenville Utilities Commission along US 264 Alternate in Pitt County capable of delivering purchased water to the intersection of US 264 Alternate and Moye-Turnage Road (Lang's Crossroads), and

WHEREAS, Greene County has obtained funding commitments from various agencies to support its share of project expenses, and

WHEREAS, Plans and Specifications for proposed water transmission facilities have been prepared by McDavid Associates, Inc.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF GREENE COUNTY:

That Plans and Specifications for the construction of water transmission facilities are approved, and

That the Chairman and County Manager are authorized to execute and file all supporting documents with the funding and permitting agencies, and

That the Engineer is authorized to advertise for receipt of bids.

Adopted this the 3rd day of March, 2008 in Snow Hill, North Carolina.

ATTEST:

/s/ Jack Edmondson
Jack Edmondson, Chairman
Greene County Board of

Commissioners
/s/ Don Davenport
Don Davenport,

Clerk to the Board

Town of Hookerton Mayor Sam Johnson asked for the Board's support regarding the Town of Hookerton applying for the Small Economic Prosperity Demonstration (STEP) program.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to support the Town of Hookerton's application for the Small Economic Prosperity Demonstration (STEP) program.

**Resolution of Support
Greene County Board of Commissioner
Town of Hookerton
Small Economic Prosperity Demonstration**

WHEREAS, the Town of Hookerton is a municipality located in Greene County, and

WHEREAS, the Town of Hookerton will play a vital role with county government, the Greene County Board of Commissioners, and other agencies to provide critical infrastructure, assistance with economic incentives, cooperative efforts, and a pro-business atmosphere for new and existing businesses in Greene County, and

WHEREAS, the North Carolina Rural Economic Development Center has solicited small towns in the State to participate in a three year Small Town Economic Prosperity (STEP) Demonstration Program, and

WHEREAS, the Town of Hookerton is located nearby and is deeply impacted by the private development of the Cutter Creek Golf Course and gated residential community, and

WHEREAS, participation in the STEP demonstration will provide the Town of Hookerton with expert technical assistance and coaching opportunities to assist with the implementation of new and effective development initiatives that will compliment and expand the positive impacts of Cutter Creek, and

WHEREAS, these types of efforts directly benefit all the citizens of Greene County by the creation of new jobs and sorely needed tax base.

NOW, THEREFORE, BE IT RESOLVED that the Greene County Board of Commissioners fully embraces and supports the participation of the Town of Hookerton in the Small Town Economic Prosperity demonstration program and further pledges its support and cooperation in the process after selection as a demonstration site.

Adopted this the 3rd day of March, 2008.

/s/ Jack Edmondson
Chairman

ATTEST:

/s/ Don Davenport
Clerk to the Board

Ms. Nancy Watts asked that the Board consider allowing her to bring a 22 year old manufactured home into the County from Pitt County. She advised that the mobile home park where she currently lives has been sold and they have been given six months to vacate. Ms. Watts also stated that she has bought a lot in Oak Ridge Subdivision in December, 2007. When she went to get an address for the property, she was advised of the current ordinance that does not allow manufactured homes older than 15 years into Greene County.

Chairman Edmondson stated that he knows that the Board has never done this before, but due to Ms. Watts extenuating circumstances, he would not object to allowing her to move the manufactured home into the County.

Commissioner Garner noted that the entire board sympathizes with Ms. Watts, but in the past a home was allowed into the County, which in turn caused an influx of similar requests.

Commissioner Heath stated that the current ordinance does not allow for a variance. A commitment was made by the previous board to not go against the ordinance.

Commissioner Shackleford feels that there should be some provisions put into the ordinance. The homes should be inspected before entering the County.

Commissioner Tyndall reiterated that the Board does not have the authority to grant a variance to the ordinance.

Commissioner Shackleford stated that Building Inspections and the Planning Board could inspect the home prior to entering into the County.

County Attorney Borden Parker asked how far would the County allow employees to travel in order to inspect a home. He recommended the Board allow the Planning Board to look at the current ordinance and report back with a recommendation.

There was a motion by Commissioner Shackleford with a second by Chairman Edmondson to send the ordinance back to the Planning Board and have them to return to the Board with a recommendation on how to address this type of issue.

Commissioners Garner, Heath and Tyndall voted against.

Mr. Chris Roberson, Assistant County Manager presented the recommendation from the Greene County Transportation Committee regarding the NC DOT Transportation Improvement Program 2008-2015. Mr. Roberson advised that the Transportation Committee is in agreement with the previous recommendations presented to the Board.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the NC DOT Transportation Improvement Program priority list as presented and recommended by the Greene County Transportation Committee and instruct staff to send comments to NC DOT accordingly.

Ms. Shawna Wooten, Finance Officer presented information regarding the 2nd quarter fiscal monitoring report for the Beacon Center.

Mr. John Griffiths with Wavelength gave an update on the status of the wireless in the County. He advised that there are currently 208 active customers and 98 on the waiting list. They have completed 25 installs in the months of December, 2007 and January, 2008. Mr. Griffith also introduced new installer, Michael Clark. He noted that tower conversions are almost complete and that they are still trying to find a tower location in the Shine area.

Ms. Misty Chase, Beyond Tobacco presented information from One Economy regarding their Bring It home America efforts. Ms. Chase advised that Greene County is still at the top of the One Economy list to receive assistance. She also noted that there is no financial cost to the County for being part of this program.

On motion by Commissioner Tyndall, seconded by Commissioner Shackleford the Board voted unanimously to support the Bring It Home America efforts in Greene County.

Mr. Davenport advised that it was the consensus of the Board to discuss the 1/4 cent sales tax referendum at the joint meeting with the Board of Education, which is scheduled for Thursday, March 6, 2008 at 12:00 noon in the large meeting room of the Greene County Office Complex.

Mr. Davenport noted that the 2008 NCACC District meeting will be on April 2, 2008. Please let Lisa Johnson know if you would like to attend so that registration may be completed.

Mr. Davenport presented a request from Neuse River Foundation, Inc. to waive all solid waste tipping fees for the Spring Clean Up on April 5, 2008. Mr. Davenport reminded the Board that it was previously decided to waive tipping fees only in cases of emergency or natural disaster. No action taken. Request denied.

Mr. Davenport advised that of a joint meeting on March 17, 2008 at 6:00 p.m. in the large meeting room of the Greene County Office Complex to discuss water issues. This meeting will include the Town of Farmville and Greenville Utilities.

Mr. Davenport stated that Chief Superior Court Judge Jones has expressed concerns over security at the Greene County Courthouse, especially the lack of a metal detector for the courtroom. Mr. Davenport has requested that Sheriff Smith invite a representative from a metal detector manufacturer to visit our site and make recommendations for the best, most cost effective alternative for Greene County. It is the intent to have a proposal and recommendation presented at the March 17, 2008 meeting.

Mr. Davenport presented a request for an additional work authorization for the concession stand at the Recreation Park. When the concession building's specification were written we mistakenly left out the tie in of the 200 amp electrical service to the main panel. To make the necessary connection would cost \$1,782 to run the wire and \$750 to add an additional panel that has a 200 amp breaker. Another omission involved painting or sealing the new building's exterior. It is strongly recommended that the split face block be sealed to avoid moisture from

seeping through the split face block. This painting/sealant would cost \$1,947. As described these three items total \$4,479. These funds would come from an underrun in the contract.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to authorize the County Manager to sign the “additional work authorization” for the electrical tie-in and exterior painting.

County Attorney Borden Parker stated that he is still working on the issue on the hunting laws. Chairman Edmondson advised that he has talked with Game Warden and he stated that he does not have any problems with the current laws.

Commissioner Shackelford advised that he recently attended a meeting with Stan Dixon regarding the Latino community. It was a very informative meeting.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to enter into Closed Session to discuss Property Acquisition and Business Expansion.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to adjourn Closed Session and return to Open Session.

On motion by Commissioner Shackelford, seconded by Commissioner Heath the Board voted unanimously to recess until March 5, 2008 at 2:00 p.m. in the large meeting room of the Greene County Office Complex for a meeting Brennan Associates.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, March 17, 2008, at 7:00 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Tyndall gave the invocation and Commissioner Shackelford led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to add the additional budget amendment to the consent agenda.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to approve the agenda as amended.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to approve the amended consent agenda which included the following:

March 3, 2008 Regular Meeting Minutes

Department	Amount	Explanation
Utility	\$67,140.00	Budget for transfer from General Fund to Utility Fund to properly place debt service payments in the Utility Fund as recommended by Auditor.
Register of Deeds	\$14,000.00	Budget for Conveyance Tax for remainder of fiscal year.
Health	\$7,598.00	Additional state funds for general budget and family planning.
DSS	\$168.00	Additional monies from the State to provide heating and cooling related expenses.
DSS	(- \$10,000.00)	Child Care money reverted back to State.
Utility	\$15,000.00	To budget for fuel/diesel for remainder of year.

REFUNDS

Sharon Myatt Suggs	\$41.63	Sharon Myatt Suggs	\$42.98
Sharon Myatt Suggs	\$42.98	Bonnie Modesitt	\$127.82
Bonnie Modesitt	\$155.59	Bonnie Modesitt	\$194.50
Bonnie Modesitt	\$301.12	Bonnie Modesitt	\$401.50

RELEASES

Johnny M. Edwards	\$64.00
-------------------	---------

The Chairman opened the floor for Public Comments.

Being there were no comments, the Chairman closed the Public Comments section.

County Manager Don Davenport presented a proclamation on behalf of Lenoir Community College (LCC), proclaiming April 3, 2008 as Lenoir Community College Appreciation Day.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to approve the proclamation declaring April 3, 2008 as Lenoir Community College Appreciation Day.

**Proclamation
April 3, 2008
Lenoir Community College Appreciation Day**

WHEREAS, the North Carolina Community College System consists of 58 institutions throughout North Carolina; and

WHEREAS, Lenoir Community College (LCC) is one of the oldest institutions in the North Carolina Community College System being chartered in 1958; and

WHEREAS, LCC began as Lenoir County Industrial Education Center with approximately 80 student; and

WHEREAS, LCC's primary service area consists of Lenoir, Greene and Jones Counties and serves approximately 2,500 curriculum students and 12,500 extension students annually; and

WHEREAS, LCC has become a world class community college helping to build futures for citizens to work in a global economy;

THEREFORE, BE IT RESOLVED, that the Greene County Board of Commissioners does hereby proclaim April 3, 2008 as LCC Appreciation Day in honor of the 50th anniversary of LCC being chartered by the State Board of Education.

Adopted, this the 17th day of March, 2008.

/s/ Jack Edmondson

ATTEST:

Chairman

/s/ Don Davenport
Clerk to the Board

Mr. Davenport presented the 2008-2009 Budget Calendar. He anticipates holding the public hearing for the budget at the June 16th regular meeting.

Mr. Davenport reviewed information concerning a metal detector for the courthouse. The Sheriff and County Manager met with a metal detector representative at the Greene County Courthouse. The metal detector cost is \$3,300 and could be installed at the top of the stairs right

outside the courtroom and can be manned by one person. This security measure should provide an additional level of security desired by the judges, attorneys and court employees.

Sheriff Smith indicated that he needed an additional employee but he would man the metal detector with existing personnel until the new budget could be considered.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to authorize the Sheriff to acquire and install a metal detector at the entrance of the Greene County Courtroom with funds to come from E911 fund balance transferred to the General Fund.

Mr. Davenport presented a proclamation declaring the month of April 2008 as Child Abuse Prevention Month.

On motion by Commissioner Shackelford, seconded by Commissioner Tyndall the Board voted unanimously to approve the proclamation declaring April 2008 as Child Abuse Prevention Month.

**Proclamation
Child Abuse Prevention Month**

Whereas, preventing child abuse and neglect is a community problem that depends on involvement among people throughout the community;

Whereas, child maltreatment occurs when people find themselves in stressful situations, without community resources, and don't know how to cope;

Whereas, the majority of child abuse cases stem from situations and conditions that are preventable in an engaged and supportive community;

Whereas, child abuse and neglect can be reduced by making sure each family has the support it needs to raise their children in a healthy environment;

Whereas, child abuse and neglect not only directly harm children, but also increase the likelihood of criminal behavior, substance abuse, health problems such as heart disease and obesity, and risky behavior such as smoking;

Whereas, all citizens should become involved in supporting families in raising their children in a safe, nurturing environment;

Whereas, effective child abuse prevention programs succeed because of partnerships created among social service agencies, schools, faith communities, civic organizations, law enforcement agencies, and the business community;

Therefore, we the County Commissioners of the County of Greene do hereby proclaim April 2008 as Child Abuse Prevention Month in Greene County and call upon all citizens, community agencies, faith groups, medical facilities, and businesses to increase their participation in our efforts to support families, thereby preventing child abuse and strengthening the communities in which we live.

Adopted this the 17th day of March, 2008.

/s/ Jack Edmondson
Chairman

County Attorney Borden Parker addressed his concerns with the Water Shortage Response Plan and Ordinance. He noted that both of these items will need some changes made prior to adopting. He asked for clarification on the intent of the Board to only address the public water supply and not an individual's private well.

Mr. Parker also noted that when the County begins to draw water from the Greenville Utilities Commission (GUC), that the agreement with the municipalities will need to be changed.

Mr. David Jones, Public Works Director noted that the County's agreement with GUC states that we will abide by their water restrictions.

Mr. Parker noted that the County can be more restrictive for our supply here if necessary.

It was the consensus of the Board for the County Attorney to make the necessary changes and bring back to the Board for approval.

On motion by Commissioner Garner, seconded by Commissioner Shackleford the Board voted unanimously to enter into Closed Session to discuss Business Expansion.

On motion by Commissioner Garner, seconded by Commissioner Shackleford the Board voted unanimously to adjourn Closed Session and return to Open Session.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to recess until March 31, 2008 at 2:00 p.m. in the large meeting room of the Greene County Office Complex for a meeting with Brennan Associates.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, April 7, 2008, at 9:00 a.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Garner gave the invocation and Commissioner Heath led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to approve the agenda as amended.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to approve the amended consent agenda which included the following:

March 17, 2008 Regular Meeting Minutes

Department	Amount	Explanation
Sheriff	\$3,515.00	For purchase of metal detector as approved on 3/17/08. Also for purchase of a storage cabinet to accompany the metal detector.
TOP Grant	\$27,000.00	For research and evaluation of TOP Grant program as provided in original grant agreement.
Senior Center	\$14,850.00	For paving driveway at Senior Center.

REFUNDS

Alma Hilte	\$32.00
------------	---------

RELEASES

Rodie Williams	\$32.00
----------------	---------

The Chairman opened the floor for Public Comments.

Being there were no comments, the Chairman closed the Public Comments section.

Mr. Bill Faulkner, Family American Life Insurance asked for the opportunity to present Aflac to the County employees and to service accounts that are already established.

Mr. Don Davenport, County Manager advised that several carriers have made requests to present information to County employees. He is currently working with JRW Associates to come up with a system to set aside a room a couple of times a year to offer other things to employees. None of those items would be payroll deducted, employees would pay directly.

Mr. Buzz Shackelford, Mill Run Development Group requested that he be allowed to replace the cash in the escrow account with a letter of credit.

County Attorney Borden Parker advised that if the Board desired to do this, there are two agreements already entered into that would need to be modified. Mr. Parker advised that the information could be presented at the next meeting.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to table and allow the County Attorney to work out all of the details and bring back to the Board.

Mr. Brad Burress, Recreation Director presented information regarding a maintenance/storage for the new Recreation Park Complex. He has discussed Mr. Tom Watson's Greene County High School Carpentry class constructing a 16' x 30' building with a 16' x 10' shelter over the entry door. It is estimated to cost no more than \$5,500 and could be paid for from the remaining recreation restrictive fund balance which stands at \$15,917.

BUDGET AMENDMENT

Department	Amount	Explanation
Recreation	\$5,500.00	To budget for use of restricted recreation funds to be transferred from the general fund to the recreation park project budget. Funds will be used to construct a maintenance/storage building

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously to authorize the Recreation Director to coordinate with Mr. Watson at Greene Central High School for the construction of a 16' x 30' building to be located at the new recreation park complex at a cost not to exceed \$5,500 with the necessary funds to be transferred from the recreation restrictive fund balance by the Greene County Finance Officer.

Mr. David Jones, Public Works Director presented information regarding the Jason/Shine Water System. On April 1, 2008 Jason Water System lost line pressure due to a hole in a pneumatic tank at the Jason well. Mike Sutton opened the County valve and restored pressure to their system. Therefore we are feeding about 15,000 – 20,000 gallons per day to Jason customers. It needs to be noted that Jason/Shine chose not to be a part of the Alternative Water Plan and Greene County does not have a contract with Jason/Shine to sell them water. Greene County has contracts with other water districts and currently charges \$1.60 per 1,000 gallons as a wholesale rate and the customers pay a per month alternative water charge. Mr. Jones has talked with Mr. Sutton and he thinks this well will be out of service for 2 – 3 months. Mr. Jones feels that Jason should pay for this water at a rate higher than our present wholesale rate as well as some consideration for the monthly alternative meter charge per customer using County water.

There will be a joint meeting with the Greene County Water Board on Tuesday, April 8, 2008 at 5:30 pm to discuss this issue.

Mr. Davenport presented a Resolution of Concern Regarding Falls Lake Dam.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the following resolution.

**RESOLUTION OF CONCERN REGARDING
FALLS LAKE DAM**

WHEREAS, the construction of Falls Lake Dam began in 1978 as a result of the Flood Control Act of 1965 and was placed in full service in December, 1983; and

WHEREAS, one of the legal purposes of the Dam was to store stormwater runoff to control flooding downstream; and

WHEREAS, there are many residents and businesses located near the Neuse River; and

WHEREAS, many individuals have suffered great financial loss over the years as a result of the Neuse overflowing its banks; and

WHEREAS, there are concerns regarding the recent request by the City of Raleigh that the U.S. Army Corps of Engineers perform a study to examine increasing the allocation of the Falls Lake Dam storage for water supply; and

WHEREAS, the County of Greene is very much concerned with the effects such a change in policy would have on flood control for the cities and towns located downstream of the Dam; and

NOW, THEREFORE, BE IT RESOLVED that the Greene County Board of Commissioners can not support a change in current operation of the Falls Lake which would negatively impact flood control along the banks of the Neuse River and we **FURTHER RESOLVE** that all counties, towns and affected persons along its bank be kept abreast of any further discussions of such a change in policy.

Adopted this the 7th day of April, 2008.

ATTEST:

/s/ Jack Edmondson
Chairman

/s/ Don Davenport
Clerk to the Board

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to enter into Closed Session to discuss property acquisition and location of new industry.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to adjourn Closed Session and return to Open Session.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to adopt the following resolution.

**Resolution Authorizing Sale of Real Property for
Economic Development**

- 1) **WHEREAS**, North Carolina General Statute 158-7.1 authorizes a county to undertake an economic development project by conveying property to a company in order to cause the company to locate or expand its operations within that county; and
- 2) **WHEREAS**, Greene County is the owner of approximately 7.33 acres of land located at the intersection of Bell Road and Baily Road in Walstonburg, North Carolina and recorded in Deed Book 550, Page 345 of the Greene County Register of Deeds; and
- 3) **WHEREAS**, Greene County and Titan Carolina Concrete, LLC, have engaged in private negotiations for the conveyance of this 7.33 acres, to the end that Titan Carolina Concrete, LLC, may construct a construction materials handling facility on the tract, and have reached tentative agreement on the terms for conveyance; and
- 4) **WHEREAS**, the Board of Commissioners has determined that the value of the tract of land to be \$9,500.00 and Titan Carolina Concrete, LLC intends to pay the County \$22,000.00 for the tract at closing; and
- 5) **WHEREAS**, the Board of Commissioners of Greene County has held a public hearing to consider whether to approve conveyance of the tract to Titan Carolina Concrete, LLC; and
- 6) **WHEREAS**, no member of the public objected to or opposed the conveyance; and
- 7) **WHEREAS**, the Board of Commissioners of Greene County believes this project will help stimulate and stabilize the local economy, increase the ad valorem tax base and result in the creation of a substantial number of new, permanent jobs in the County;

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

1. The Chairman of the Board of Commissioners is authorized to execute the necessary documents to convey to Titan Carolina Concrete, LLC, the real property more particularly described in Exhibit A.

Adopted, this the 7th day of April, 2008.

ATTEST:

/s/ Jack Edmondson
Chairman

/s/ Don Davenport
Clerk to the Board

On motion by Commissioner Tyndall, seconded by Commissioner Shackelford the Board voted unanimously to recess until Tuesday, April 8, 2007 at 5:30 pm in the large meeting room to hold a joint meeting with the Greene County Water Board.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Water Board and Greene County Board of Commissioners met in a joint session on Tuesday, April 8, 2008, at 5:30 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford, County Manager Don Davenport, Assistant County Manager Chris Roberson, County Attorney E.B. Borden Parker, Finance Officer Shawna Wooten and Health Director Linda Sewall were also present.

Present for the Water Board were:

Jason Water Corp. – Donny Grant, Baxter Hardy and Glen Gray; Town of Snow Hill – Mike Sutton, Dana Hill and Bob Clark; Arba Water Corp. – Boyd Barrow; Lizzie Water Corp. – Jimmie Jones and Paul Beaman; Town of Hookerton – Sam Johnson; South Greene – Adolph Thomas; Maury Sanity Land District – Julian Jones, Jr.; Greene County Water – David Jones and Joe Arthur; McDavid Associates – Van Lewis and Bradley Gillam.

Mr. David Jones called the Greene County Water Board to order. Chairman Edmondson called the Greene County Board of Commissioners to order. Chairman Edmondson asked for a moment of silence in honor of Tully Layden. Commissioner Heath gave the invocation.

Water Board Chairman David Jones stated the purpose of the meeting was to discuss the water situation with the Jason/Shine Water Corporation. Mr. Jones stated that on April 1, 2008 the tank at the Jason well failed and Jason customers lost line pressure. He noted that Mr. Mike Sutton turned on the County valve in order to restore Jason's water pressure.

The Jason/Shine Water Corporation elected not to be a part of the County alternative water project which was presented to the Greene County Board of Commissioners in February 2004 and went into effect July 1, 2004. Part of this joint effort by the other nine water systems included an assessment of \$4.00 per user. The interlocal agreement was signed by all water systems except Jason/Shine. The agreement states if a system did not initially become a part of the water project, if it ever wanted to join it must pay all assessments retroactive to July 1, 2004 plus an interest charge.

Chairman Jones then opened the floor for discussion.

The meeting was turned over to Van Lewis, McDavid Associates.

Mr. Lewis explained in further detail on how the County Water Board got to this point. Mr. Lewis read from documents stating that the Water Board had approved the project in January, 2004 and the Board of Commissioners approved in February, 2004.

Mr. Lewis invited the Jason/Shine Water Corporation back to the project and asked if they would go back and discuss the situation further with their Board, reconsider their earlier decision and report back to the County Water Board and the Board of Commissioners. Until such time, the County will continue to furnish water to the Jason/Shine Water Corporation.

If the Jason/Shine Water Corporation membership decides not to join the project, they are to bring an alternative plan back to the County. If the plan includes the County, it will need to be presented to both the Greene County Water Board and the Board of Commissioners.

If Jason/Shine decided to be part of the project, then the County will work out a payment arrangement for the assessment, according to policy.

Mr. Hardy stated that it wasn't that they did not like the County program, but that they can furnish water at a cheaper rate than the County.

Mr. Adolph Thomas stated that the agreement with Greenville Utilities states that Greene County cannot sell water to other systems in the project.

Mr. Lewis noted that he felt like arrangements could be made to sell water to another system within the project especially one in the same County.

Mr. Sam Johnson asked if the water treatment was the same.

Mr. Lewis noted that water from Greenville Utilities would be treated with Chloramines and that you cannot mix the two.

Mr. Jones advised that because they use chlorine only and the Greenville Utilities water has chloramines, the system would have to be flushed and the water in the system completely turned over before users could consume it.

Mr. Julian Jones stated that the Maury system paid about \$75,000 since July 2004. When Maury's well went bad and could not be repaired, that it would have cost about \$750,000 to repair and that was 10 years ago. He advised that joining the Greene County Water project was the best thing they did.

Chairman Jones advised that from an operations standpoint, when you go from chlorinated water to chloraminated water, there are things that need to take place before valves are turned on. You cannot go turn the valves on and go home like is currently being done. The customers must be notified immediately because this water is different and you can't drink this water or use it in a dialysis machine or fish aquarium until it is completely turned over in the system.

Chairman Jones also stated that if Jason/Shine's decision was to have an emergency agreement only, there would need to be a step by step plan put in place. Mr. Jones said that he did not know what this repair would cost, but if it cost \$40,000 and the well went bad in 6 to 12 months, that they would have money in a well they could not use.

Commissioner Tyndall stated that if the tank was corroded bad enough to blow a hole in it, you can imagine what condition the rest of the well is in.

Mr. Hardy advised that the system is approximately 33 years old.

Mr. Julian Jones stated that the Maury system was the same age when it failed.

Ms. Linda Sewall asked if there had been any work done on it and what kind of rates applied in this situation.

Mr. Lewis advised that every system could come out cheaper by buying emergency water on a short term basis, but the system bonded together as one unit to pursue an alternative supply.

Chairman Jones asked that Board if they wanted Jason/Shine to go back and reconsider joining the alternative water project.

On motion by Mr. Adolph Thomas, seconded by Mr. Sam Johnson the Jason/Shine representatives were asked to reconsider their earlier decision and come up with an alternative plan if they decide not to join the project.

Mr. Boyd Barrow stated that the Board needs to set a time limit as to when they should report back to the Board.

Chairman Jones asked how long it would take to get the tank back on line.

Mr. Mike Sutton said two weeks from the time they told Person Pumps to go to work. Mr. Sutton stated that the repair cost would be approximately \$31,000 and that the tank would be larger. Mr. Sutton asked if Jason/Shine stayed out of the project, would there be a rate in place to purchase water.

Mr. Van Lewis stated that if the County was to agree to sell water at an emergency rate, then why didn't all the other systems do the same thing. This would be a Water Board decision. He also noted that the Water Board would have to be willing to recommend an emergency rate and what that rate would be within the framework of the policies already in place. The opportunity is there to pay the surcharge and be part of the program and pay the same rate as everyone else.

County Manager Don Davenport stated it would cost \$70,000 with interest included to catch up on the assessment.

Mr. Van Lewis pointed out that right now, the back charge is \$70,000 and the assessment increases \$1.00 per year through 2012. After July 1st, the assessment will be \$8.00 per user.

Commissioner Heath stated that this is the cheapest they will get into the project.

On motion by Mr. Adolph Thomas, seconded by Mr. Sam Johnson the Board voted unanimously to ask the Jason/Shine Water System to reconsider their decision to not be a part of the alternative water project, and if they decide not to be a part of

the project, to bring an alternative water option back to the Water Board and the County Commissioners by June 1, 2008.

On motion by Mr. Sam Johnson, seconded by Mr. Jimmie Jones the Greene County Water Board voted unanimously to adjourn.

The Greene County Board of Commissioners continued in session.

County Attorney Borden Parker presented a revised plan to allow a letter of credit in place of the existing escrow account for Mill Run's Development of Cutter Creek.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the letter of credit contingent upon approval of the revised infrastructure financing agreement and letter of credit by the County Attorney, County Manager and LGC upon submittal of proper information to the LGC as required.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to recess until April 16, 2008 at 12:00 noon in the large meeting room for a meeting with NC Cooperative Extension.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, April 21, 2008, at 7:00 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present. Commissioner Tyndall was absent due to illness.

The Chairman called the meeting to order. County Manager Don Davenport gave the invocation and the Chairman led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the amended agenda as presented.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to approve the amended consent agenda which included the following:

April 7, 2008 Regular Meeting Minutes

Department	Amount	Explanation
DSS	\$1,500.00 (\$3,000.00)	Share the Warmth – additional money from the State to cover heating and cooling expenses. TANF Domestic Violence – Money reverted back to the State.
Cooperative Extension	\$3,200.00	To cover salary adjustment for administrative assistant, 4-H agent & FCS training and additional program supplies.

The Chairman opened the floor for Public Comments.

Ms. Sharon Ginn reviewed the Greene County Arts and Historical Society Annual Report.

Mr. Dale Hancock, Media Cast gave a brief update on the cable system in the County. He noted that they are currently doing maintenance on the entire system and will strive to improve the cable system throughout the County.

Being there were no further comments, the Chairman closed the Public Comments section.

Mr. Chuck Buttermore presented a request for a retroactive adjustment on a motor vehicle bill for a vehicle that was totaled in 2006.

County Attorney Borden Parker noted that due to State statute, the Board does not have the authority to make such an adjustment.

Mr. Randy Skinner, Emergency Management Director presented information regarding the 2008 Commodity Flow Study Grant in the amount of \$4,900 that has been awarded to

the County. This grant is awarded to Local Emergency Planning Committees (LEPC) to make them aware of the types and the amount of hazardous commodities that are being transported on their roads and highways thru out their counties everyday. This study will consist of identifying the hazardous commodities that are presently being transported on Highway 13, Highway 58, Highway 258, and Highway 903 here in Greene County. This study is also a good tool that our local first responders (Fire, EMS, Law Enforcement) can use to determine what type of training that they will need to provide to their members so they will know what procedures to implement in case of a hazardous accident.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to accept the 2008 Commodity Flow Study Grant in the amount of \$4,900.

County Manager Don Davenport presented a Wilson County resolution opposing the transferring of the secondary road program to the counties. Mr. Davenport recommends the Board also adopt a resolution in opposition.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to adopt a like resolution and authorize the County Manager to write same.

Mr. Davenport presented information regarding the Emergency Medical Services Coordinator. The Emergency Management Director requested that the EMS Coordinator receive a salary increase due to most of the EMS personnel that he supervises are on the same pay grade and some at a higher step. It was discovered that there was not an approved job description or approved position for an EMS Coordinator. I interviewed the Director as well as the "Coordinator" to determine if there was a legitimate position of "EMS Coordinator" and if there was, develop a job description and determine what pay grade it should be. After reviewing the specified duties it is my opinion that the EMS Coordinator position should be added to the County's position listing with the attached job description at a salary grade of 66. I recommend that upon the position being created by the Board and that the current employee carrying out the duties of the EMS Coordinator be reclassified to the position of EMS Coordinator. The County Personnel Policy directs that an employee that is reclassified to a higher salaried position is increased to the entry level (step 1) of the new grade. The current salary is grade 63 step 3 - \$26,533 and the proposed salary is grade 66 step 1 - \$28,427 with the changes effective May 1, 2008.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to create the position of EMS Coordinator with a salary of grade 66 step 1 - \$28,427 with the changes effective May 1, 2008.

Mr. Davenport presented a letter from the Neuse Regional Library regarding upcoming changes by the State to the NC Administrative Code. They are asking for consent from the Board to make changes as required.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to offer the consent to the Neuse Regional Library Board to make the necessary changes as required by the NC Administrative Code.

There was no County Attorney report or recommendations.

There were no Commissioner reports or recommendations.

On motion by Commissioner Heath, seconded by Commissioner Shackleford the Board voted unanimously to enter into closed session for the discussion of business expansion.

On motion by Commissioner Heath, seconded by Commissioner Shackleford the Board voted unanimously to adjourn closed session and return to open session.

On motion by Commissioner Shackleford, seconded by Commissioner Garner the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, May 5, 2008, at 9:00 a.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order, gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the agenda as presented.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to approve the consent agenda which included the following:

April 21, 2008 Regular Meeting Minutes

Department	Amount	Explanation
Sewer	\$340,000.00	Budget for receipt of Rural Center Grant to be applied to outstanding principal on loan secured by the County for the purpose of constructing a sewer line for the Cutter Creek Golf Community.
DSS	\$1,994.00	Additional monies received from Emergency Food & Shelter Program for high poverty counties.
Emergency Mgmt.	\$4,900.00	To budget for commodity flow study grant as approved on 4/21/2008.

REFUNDS

Mary Ida Morgan	\$67.27
-----------------	---------

The Chairman opened the floor for Public Comments.

Being there were no comments, the Chairman closed the Public Comments section.

The Chairman recessed the Board of Commissioners and convened as the Board of Equalization and Review.

Ms. Becky Sutton, Tax Administrator administered the Oaths of Office.

Ms. Sutton advised that Wooten Oil Company has agreed to the amended findings and will not be appearing today.

Mr. Ryan Bridges, representative for Crown Castle, USA handed out information for review. Crown Castle, USA feels that the most appropriate way to evaluate is by a cost replacement figure.

Mr. Borden Parker, County Attorney advised that the Tax Office and contractor will need to review this information and report back to the Board.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to table this item until the next scheduled meeting.

The Chairman recessed the Board of Equalization and Review until May 17, 2008 at 7:00 p.m. and reconvened as the Board of Commissioners.

Mr. Mike Barnette, McDavid Associates presented information regarding the 2008 Single Family Rehabilitation Program (SFR). He advised that the County has received \$200,000 of SFR funding, which is in addition to the \$400,000 received for the scattered site housing (SSH).

On motion by Commissioner Shackelford, seconded by Commissioner Tyndall the Board voted unanimously to approve the distribution of 2008 SFR funds, authorize the Chairman to make approvals for the 2008 SFR Program not to include construction approvals over \$8,000.000 and authorize the County Manager to sign routine correspondence for the 2008 SFR Program.

Ms. Debbie Jones, DSS Director presented information regarding funding for the Juvenile Crime Prevention Council (JCPC) FY2008-2009 program. The County has been allocated \$83,251.00.

Ms. Jones also asked that the Board approve the reappointment of the current JCPC committee members.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the \$83,251.00 allocation and the reappointment of all JCPC committee members.

Ms. Shawna Wooten, Finance Officer presented the 3rd quarter fiscal monitoring report from the Beacon Center.

Ms. Wooten presented the contract proposal for the 07-08 Annual Audit and the submission of the respective reports for Greene County by Barrow, Parris & Davenport. Ms. Wooten noted that there is an increase in 12% from last year's contract. This is due to 7 new auditing standards that have been issued. Ms. Wooten recommends the acceptance of the proposal in the amount of \$43,400.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to accept the proposal by Barrow, Parris & Davenport to perform the annual audit and submit the respective financial reports for Greene County and the GCWSD for the FY 2007-2008 at a total cost of \$43,400.00.

Mr. Stan Dixon, Cooperative Extension Director gave a report regarding the NC Rural Center Innovation Grant in the amount of \$300,000 that was received for the Prawn Growers Association. The funds will be used to develop a quick freeze facility in the county for a cooperative of prawn producers.

Mr. Dixon presented information regarding the upcoming NC Sweet Potato Festival scheduled for October 30th, 31st and November 1st, 2008. He noted that the current Ag Fest will be worked into the new festival.

There was discussion regarding donations that would be received for this specific project.

Attorney Borden Parker noted that the monies could run through the County the first year. The County would accept funds for that specific purpose and expend those funds.

There was further discussion regarding liability insurance for the festival.

County Manager Don Davenport asked if a location has been decided upon.

Mr. Dixon noted that it will be at the Old Jr. High this year, but they are looking at other options for future expansion.

Mr. Dixon also advised that the Lion's Club will be handling the rides as they have for the Ag Fest in the past.

It was the consensus of the Board to table this item until the next meeting in order to allow the County Manager time to check on insurance for the County.

Mr. Davenport presented information for the employee health insurance for FY 08-09. JRW Associates, acting as broker has again negotiated a renewal quote for next year with only one minor change in coverage. The specialist co-pay will increase from \$30 to \$40. The following explains the current monthly cost and employee share for FY 08-09. These rates reflect a 13.5% increase to Greene County but the employee cost for additional family members coverage will not change.

Category	2007-8 Current	Employee Share	2008-9 Proposed	Employee Share
Employee Only	378.55	0	429.56	0
Employee/Children	565.03	186.48	616.04	186.48
Employee/Spouse	799.77	421.22	850.78	421.22
Family	1015.83	637.28	1066.84	637.28
Total County Cost	\$822,211			\$933,000

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to authorize the County Manager to sign a contract with Blue Cross Blue Shield to provide Heath Insurance coverage to Greene County employees for YF 2008-9 at the rates proposed above with the increase in specialist co-pay from \$30 to\$40. Commissioner Tyndall recused himself from voting due to the fact that he is covered by this insurance.

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, May 19, 2008, at 7:00 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Heath gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the amended agenda as presented.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the consent agenda which included the following:

May 5, 2008 Regular Meeting Minutes

Department	Amount	Explanation
Health Department	\$1,448.35	Additional State funding as a result of 100% compliance rate with mandated inspections of food and lodging establishments.
Health Department	\$2,540.00	Received donation from the NC Veterinary Medical Assoc. that is to be used to improve temperature control & ventilation system at the GC Animal Shelter. Also \$40 increase to food and lodging.
Emergency Services	\$52,100.00	Additional ambulance fees.
Health Department	\$350.00	State awarded monies for FY 2008 for the Breast and Cervical Cancer Control Program.
Rainbow Fire District	\$10,000.00	Additional Fire Tax
Bullhead Fire District	\$8,000.00	Additional Fire Tax
Maury Fire District	\$13,000.00	Additional Fire Tax
Arba Fire District	\$9,000.00	Additional Fire Tax
Shine Fire District	\$10,000.00	Additional Fire Tax
Little Creek Fire District	\$7,000.00	Additional Fire Tax
Contentnea Fire District	\$15,000.00	Additional Fire Tax
Fort Run Fire District	\$8,000.00	Additional Fire Tax
Jason Fire District	\$9,000.00	Additional Fire Tax
Castoria Fire District	\$12,000.00	Additional Fire Tax
Speights Bridge Fire District	\$10,000.00	Additional Fire Tax

The Chairman opened the floor for Public Comments.

Being there were no comments, the Chairman closed the Public Comments section.

The Chairman recessed the Board of Commissioners and convened as the Board of Equalization and Review.

Ms. Becky Sutton, Tax Administrator highlighted the Crown Castle appeal from the previous meeting. She noted that the accountant had advised that he could not provide any additional information.

Representatives from County Tax Services (CTS) advised that the basis for the discovery is from the financial records of Crown Castle. Information which they received from the general ledger. It was noted that Crown Castle should have reported 100% of installed cost and not capitalized cost.

County Attorney Borden Parker stated that it is the taxpayers burden to establish that the County did an illegal means of appraisal, which the customer could not do.

Mrs. Sutton opened the floor for any further comment from the public.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously in favor of the audit findings, therefore request by Crown Castle is denied.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to adjourned the Board of Equalization and Review and reconvened as the Board of Commissioners.

Mr. John Mayton, Acumen Counseling presented the 2008-09 Criminal Justice Partnership Program (CJPP) and budget. The total budget amount for the grant is \$75,038.

On motion by Commissioner Shackelford, seconded by Commissioner Heath the Board voted unanimously to approve the 2008-9 CJPP budget as presented and the continued contract with Acumen Counseling.

Mr. Stan Dixon, Cooperative Extension Director advised that with regards to rides at the NC Sweet Potato Festival, that Lion Club International provides insurance at \$1 million for general and \$2 million limited. Also, the companies which provide the rides will also have additional insurance. Mr. Dixon also noted that vendors will have to sign a liability form. The Old Jr. High property has been reserved for the festival, but other location are also being considered.

Mr. Don Davenport advised that there is no additional cost to the County insurance to have the festival.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to allow monies to pass through the County for the first year, contingent upon the receipt of a letter from the County insurance company stating the coverage.

Sheriff Lemmie Smith presented a resolution adopting a policy for mutual assistance with other law enforcement agencies.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to adopt the following resolution.

**RESOLUTION ADOPTING A POLICY FOR MUTUAL ASSISTANCE WITH OTHER
LAW ENFORCEMENT AGENCIES**

WHEREAS, pursuant to North Carolina General Statute 160A-288, the governing body of a county may adopt appropriate guidelines for the purpose of mutual assistance with other municipal and county law enforcement agencies; and

WHEREAS, pursuant to said laws, the law enforcement assistance to be rendered authorizes lending officers to work temporarily with officers of the requesting agencies, including in an undercover capacity, and lending equipment and supplies; and

WHEREAS, it is deemed to be in the best interest of citizens of Greene County to adopt a reasonable policy and guidelines whereby reciprocal law enforcement assistance can be both rendered to and obtained from other governmental jurisdictions; and

WHEREAS, such reciprocal assistance is necessary for effective law enforcement for the protections of the citizens of Greene County;

NOW, THEREFORE, BE IT RESOLVED BY THE Greene County Commissioners that:

1. The Sheriff is hereby authorized to enter into mutual assistance arrangements with other municipal and county law enforcement agencies, provided that the head of the requesting law enforcement agency makes such a request in writing.
2. The Sheriff is hereby authorized to permit officers of the Greene County Sheriff's Office to work temporarily with officers of the requesting agency, including in an undercover capacity, and the Sheriff may lend such equipment and supplies to requesting agencies as he deems advisable.
3. All such requests and authorizations shall be in accordance with North Carolina General Statute 160A-288, as applicable.
4. While working with a requesting agency, an officer shall have the same jurisdiction, power, rights, privileges and immunities (including those relating to the defense of civil actions and payment of judgments) as the officers of the requesting agency in addition to those the officer normally possesses.
5. While on duty with the requesting agency, an officer shall be subject to the lawful operational commands of the officer's superior officers in the requesting agency, but the officer shall for personal and administrative purposes, remain under the control of the officer's own agency, including for purposes of pay. An officer shall furthermore be entitled to worker's compensation and the same benefits to the extent as though he were functioning within the normal scope of the officer's duties.
6. The Sheriff is hereby authorized to enter into mutual assistance agreements with other law enforcement agencies in accordance with such reasonable arrangements, terms and conditions as may be agreed upon between the respective heads of the law enforcement agencies contingent upon review and approval by the County Attorney.

Adopted, this the 19th day of May, 2009.

ATTEST:

/s/ Jack Edmondson
Chairman

/s/ Don Davenport
Clerk to the Board

Mr. Harvey Gay, Finance Officer for Greene County Schools reviewed the capital building fund and application to use monies to assist with technology and the ongoing computer project.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to approve the requesting of the capital building funds to be used for technology and the ongoing computer project for the Greene County School system.

Mr. Don Davenport, County Manager presented the proposal for Engineering Service FY2008-2009 from McDavid Associates.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the proposal for Engineering Service FY2008-2009 from McDavid Associates.

Mr. Davenport presented a request from Eastern Carolina Workforce Development to reappoint Mr. William May. There is also a request for a private sector individual, which is to be advertised and brought back to the Board at a later date.

On motion by Commissioner Shackleford, seconded by Commissioner Garner the Board voted unanimously to reappoint Mr. William May to the Eastern Carolina Workforce Development Board.

Mr. Davenport presented several applications for appointment to the following boards: Senior Center Advisory Committee, Lenoir/Greene Library Board and Nursing Home Advisory Board. No action required this meeting.

Mr. Davenport reported to the Board that 2 proposals for Senior Center Congregate and Home Delivered Meals had been received on Friday, May 16th. The proposals were from Fast Break and Golden Corral of New Bern. Upon review of the proposals and checking references this item would come back to the County Commissioners for a decision.

On motion by Commissioner Heath, seconded by Commissioner Shackleford the Board voted unanimously to enter into Closed Session for discussion of business expansion.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to adjourn Closed Session and return to open session.

On motion by Commissioner Heath, seconded by Commissioner Shackleford the Board voted unanimously to hold a Public Hearing on June 16, 2008 at 7:00 pm for purpose to enter into an incentive contract with Eastern Controls.

On motion by Commissioner Garner, seconded by Commissioner Shackleford the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, June 2, 2008, at 9:00 a.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Shackelford gave the invocation and Commissioner Garner led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the agenda as presented.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the consent agenda which included the following:

**May 19, 2008 Regular Meeting Minutes
Consideration of Late Application for Present Use Value – Scott Jones**

Department	Amount	Explanation
Register of Deeds	\$2,000.00	Budget for additional Register of Deeds fees.
Transportation	\$29,000.00	Concluded additional vehicle was not needed, therefore grant will not be received.
School	\$150,000.00	Budget for sales tax to school
TOP	\$1,000.00	Budget for Plugged-In Grant

RELEASE

Unifab, Inc.	\$215.49
--------------	----------

The Chairman opened the floor for Public Comments.

Being there were no comments, the Chairman closed the Public Comments section.

County Manager Don Davenport presented a letter from Crawford-Henderson, Inc. stating that there will be no charge for General Liability or Liquor Liability Insurance on the County's current or renewal policy.

There was further discussion regarding the liquor liability for the County.

It was the consensus of the Board not to allow alcohol of any kind at the NC Sweet Potato Festival and that Mr. Chris Roberson relay this back to the Tourism Committee.

Mr. Davenport presented 9 applications for the Greene County Voluntary Agricultural District Board.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to appoint the following 9 individuals to the Greene County Voluntary Agricultural District Board for staggered three year terms.

Jerry Jones, Frankie Beaman, Mike Gay, Jerry Cunningham, Chris Murphy, Todd Pelletier, Ralph Noble, Thomas Sugg and William E. Sugg, III

Mr. Davenport presented applications for the Senior Center Advisory Committee.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to reappoint Margaret Shackelford, Jean Garner, Nathan Smith and Leigh Hardy to the Senior Center Advisory Committee for a two year term.

Mr. Davenport presented applications for the Lenoir/Greene Library Board.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to reappoint Melvin Oliver and Bettie Jones to the Lenoir/Greene Library Board for a six year term.

Mr. Davenport presented applications for the Nursing Home Advisory Committee.

On motion by Commissioner Shackelford, seconded by Commissioner Garner the Board voted unanimously to appoint Corrine Shackelford, Zeb Thomas Wade and Linda “Cheryl” Mozingo to the Nursing Home Advisory Committee for a three year term.

Mr. Davenport presented information regarding the bids for Senior Center Food Service for July 1, 2008 – June 30, 2009. The bids received were submitted by Fast Break #4 in Snow Hill and Golden Corral of New Bern. Fast Break is the current provider for the Senior Home Delivered and Congregate Meals Program. The current price is \$3.96 plus tax and the bids submitted for 2008-9 are:

	Congregate Meal	Home Delivered
Fast Break, Snow Hill	\$5.99	\$5.99
Golden Corral of New Bern	\$4.25	\$4.25

All prices are plus tax.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to award the Senior Center Meal Program to Golden Corral of New Bern at a price of \$4.25 plus tax per meal for Home Delivered and Congregate Meals beginning July 1, 2008 through June 30, 2009.

Mr. Davenport presented information regarding the S1948 bill that has been introduced allowing Duplin County to garnish wages for debts owed to the County.

County Attorney Borden Parker stated that only a percentage of an individual's income can be garnished. If Greene County were to be added to the bill and it passed, it would give the County the authority to garnish. Another option of collection for the County is to get monies from an individual's tax refund.

On motion by Commissioner Tyndall, seconded by Commissioner Shackleford the Board voted unanimously to add Greene County to the S1946 Garnish Wages for County Fees.

Mr. Davenport gave a brief review of the proposed FY 2008-9 budget.

On motion by Commissioner Heath, seconded by Commissioner Shackleford the Board voted unanimously to set a Public Hearing for the FY 2008-9 budget for June 16, 2008 at 7:00 pm.

Attorney Borden Parker presented draft regulations for youth protection in certain areas of Greene County. This is the result of prior discussion concerning a curfew for the Maury community. These regulations would only apply to individuals under the age of 18. There are several items that would need to be clarified within the document. This will need to be discussed further at another meeting.

Attorney Parker stated that with regards to the right-of-ways for the water line going to Greenville, the Chairman has interest in one of the properties. The Chairman has agreed to give the easements, but the Board will have to condemn the property.

On motion by Commissioner Garner, seconded by Commissioner Shackleford the Board voted unanimously to accept the easement and authorize the County Attorney to proceed with the condemnation.

Attorney Parker advised the Board of a Bill that would require all County's to have a tax revaluation every four years. He recommends contacting legislators asking them to oppose this Bill.

On motion by Commissioner Heath, seconded by Commissioner Shackleford the Board voted unanimously to authorize the County Manager to write a resolution in opposition of mandating counties conduct a tax revaluation every four years and forward same to the legislators.

On motion by Commissioner Shackleford, seconded by Commissioner Heath the Board voted unanimously to recess until June 3, 2008 at 6:30 pm in the large meeting room.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Water Board and Greene County Board of Commissioners met in a joint session on Tuesday, June 3, 2008 at 6:30 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford, County Manager Don Davenport, Assistant County Manager Chris Roberson, County Attorney E.B. Borden Parker, Finance Officer Shawna Wooten and Health Director Linda Sewall were also present.

Present for the Water Board were:

Jason Water Corp. – Donny Grant , Pat Casey and Glenn Gray; Town of Snow Hill – Dana Hill; Arba Water Corp. – Neil Barrow; Lizzie Water Corp. – Paul Beaman; South Greene – Adolph Thomas; Greene County Water – David Jones; McDavid Associates – Van Lewis and Bradley Gillam.

Mr. David Jones called the Greene County Water Board to order. Chairman Edmondson called the Greene County Board of Commissioners to order. Mr. Adolph Thomas gave the invocation.

On motion by Mr. Adolph Thomas, seconded by Mr. Dana Hill the Greene County Water Board unanimously approved the agenda.

On motion by Mr. Adolph Thomas, seconded by Mr. Paul Beaman the Greene County Water Board unanimously approved the minutes from the April 8, 2008 meeting.

Mr. David Jones gave a brief summary of the last meeting with Jason/Shine Water Corporation.

The meeting was turned over to Mr. Glenn Gray of Jason/Shine Water Corporation. Mr. Gray explained their situation and that they had held a public meeting and invited their membership. Approximately 20 members were present. They decided not to join the County Alternative Water Project and stated that they were told by the State that they could put in another well for future water needs. Mr. Gray also had a draft of an emergency water agreement for the Water Board to consider. The price for water was \$4.00 per 1,000 gallons. This is the same rate the County presently has with North Lenoir Water Corporation.

Commissioner Tyndall asked about the valves being opened in an emergency situation and mixing of water.

Mr. David Jones said he thought the system had to be flushed before water could be used.

Mr. Glenn Gray and Mr. Dana Hill stated that the State said there would not be a problem other than notifying their customers.

Ms. Linda Sewall asked about the notification of users if the problem would happen in the middle of the night.

Mr. Dana Hill stated that if there were dialysis patients on the Jason/Shine system, they would have to be notified prior to turning the valves.

Mr. Glenn Gray stated that the chlorine had to filter as well as ammonia from dialysis machines.

County Manager Don Davenport stated there would need to be language in the agreement stating who would be responsible for the notifications.

Commissioner Heath noted that he would like to see some type of disclaimer in the agreement so that if in case of a complaint or illness due to the change in the water, Greene County will not be held responsible.

Mr. Glenn Gray advised that could be included in the agreement.

Mr. Van Lewis, McDavid Associates stated that he would also like to see all County systems come together and be a part of this project.

A meeting of the Greene County Water Board was scheduled for June 24, 2008 at 6:30 pm to discuss the matter further.

The Greene County Water Board meeting was adjourned.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to recess until Thursday, June 5, 2008.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met on Wednesday, June 11, 2008, at 4:00 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and Finance Officer Shawna Wooten were also present.

The Chairman called the meeting to order.

Commissioner Heath presented information on a proposed Farmville area Veterans memorial.

The Board asked Sheriff Smith if there was any place to further cut his budget. Sheriff Smith felt as though there was nothing further he could cut.

Sheriff Smith discussed the Viper and current radio systems.

Mr. Randy Skinner, Emergency Management Director discussed the need for a new ambulance and equipment.

Ms. Linda Sewall, Health Director discussed the Health Department budget and the proposed fee schedule.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, June 16, 2008, at 7:00 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Tyndall gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the amended agenda as presented.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the consent agenda which included the following:

**June 2, 2008 Regular Meeting Minutes
Consideration of Late Application for Elderly Exclusion – Mr. James Carmon**

Department	Amount	Explanation
Water	\$60,000.00	To budget for additional alternative water fees.
Senior Center	\$110.00	Additional Fan Grant funds

RELEASES

Clinton Mitch Lewis	\$87.77
Clinton Mitch Lewis	\$88.15

The Chairman opened the floor for Public Comments.

Mr. Frank Harper, Chamber President and Mr. Dennis Liles, Chamber Board Member gave an update on activities of the Chamber as well as a financial statement. They asked that \$10,000 allocation be paid out to the Chamber this fiscal year. He stated that they would not be asking for any more monies until FY2009-2010. Mr. Harper noted that a contract had not been executed this year for services to be rendered by the Chamber to the County, which had been an oversight.

County Manager Don Davenport noted that it was decided a couple of years ago to enter into a performance based contract with the Chamber.

Assistant County Manager Chris Roberson advised that he never received a scope of work from the Chamber in order to review and initiate a new contract.

Mr. Davenport advised that the monies can be booked as accounts payable and paid into the next fiscal year if not worked out before June 30, 2008.

No action required as the monies are already allocated for the Chamber in the budget.

Being there were no further comments, the Chairman closed the Public Comments section.

The Chairman opened the public hearing for the FY2008-09 budget.

Mr. Davenport advised that the budget has been on display in the library and in the County Manager's office.

Being there were no comments, the Chairman closed the public hearing.

The Chairman opened the public hearing regarding entering into an incentive contract with Eastern Controls.

Mr. Roberson reviewed information regarding Eastern Controls. He advised that the company is wanting to expand and a \$100,000 loan from the Eastern Regional Revolving Loan Fund is available.

There were no comments from the public regarding this issue.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to enter into an incentive contract with Eastern Controls for the \$100,000 loan from the Eastern Region Revolving Loan Fund.

**RESOLUTION OF THE COUNTY COMMISSIONERS
OF GREENE COUNTY**

WHEREAS, Greene County is within the North Carolina's Eastern Region as established by N.C.G.S. 158-30 et seq.; and

WHEREAS, Greene County is the beneficial owner of a certain share of the trust funds collected within the North Carolina's Eastern Region and administered by the North Carolina's Eastern Region Development Commission; and

WHEREAS, Greene County has applied to the North Carolina's Eastern Region Development Commission for a loan from said trust funds in the amount of One Hundred Thousand Dollars (\$100,000) for an economic development project within the territorial jurisdiction of the Region;

WHEREAS, the aforesaid loan has been approved by the North Carolina's Eastern Region Development Commission in accordance with its Loan Policy and Procedure, with the terms of repayment as set forth in the Intergovernmental Agency Agreement and Contract and the Promissory Note required by the North Carolina's Eastern Region Development Commission; and

WHEREAS, this loan is for a purpose set forth in N.C.G.S. 158-7.1, the Borrower has complied with all public hearing and disbursement processes required by N.C.G.S. 158-7.1 and adequate certification of such compliance will be provided in a form satisfactory to the Commission's general counsel.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Greene County Board of Commissioners hereby authorizes and directs that the County shall enter into the Intergovernmental Agency Agreement and Contract with the North Carolina's Eastern Region and the appropriate officers of the County shall execute the Intergovernmental Agency Agreement and Contract, Promissory Note and related documents required by the North Carolina's Eastern Region Development Commission.

Adopted, this the 16th day of June, 2008.

ATTEST:

By: /s/ Don Davenport
Don Davenport,
Clerk to the Board

GREENE COUNTY
By: /s/ Jack Edmondson
Jack Edmondson, Chairman

Mr. Gary Christman made a presentation regarding the Happy Hen Organic Egg Farm. He presented the Board with first dozens of eggs registered with USDA that have received a serial number.

Ms. Doris Jones, Commissioner with the Town of Hookerton advised the Board of animal controls issues in the town. They asked for assistance with the capture of nuisance dogs.

Ms. Sharon Harrison, Senior Center Director presented an amendment to the FY07-08 Home & Community Care Block Grant (HCCBG) to move monies that are unit based services to non unit based.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to approve the amendment.

Ms. Harrison reviewed the FY08-09 HCCBG.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the FY08-09 HCCBG.

Mr. Mike Barnette, McDavid Associates presented the bid award for the Community Development Block Grant Scattered Site for the residences of Janice Tyndall and Rosa Johnson.

Commissioner Tyndall recused himself from voting to eliminate any possible conflict of interest.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to award the contracts and to adopt the following resolution.

**RESOLUTION BY THE BOARD OF COMMISSIONERS
OF
GREENE COUNTY**

WHEREAS, Greene County has received funding for housing improvements under the 2006 CDBG SSH Program, and;

WHEREAS, Greene County has received bids for housing rehabilitation work to be completed under said program, and;

WHEREAS, the program administrator has recommended awards which are consistent with the grant policies and procedures.

WHEREAS, the program administrator's recommendation of award is subject to the County's determination that no member of the governing board, County employee who exercises any function or responsibility with respect to the CDBG program, or anyone who has served in these capacities in the past year, is associated in any way with any party on the attached ownership/occupant disclosure form in any manner which could potentially constitute a conflict-of-interest.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of housing rehabilitation contracts are awarded as follows:

<u>House No.</u>	<u>Contractor</u>	<u>Amount</u>
06-08	SW Davis Construction Co	\$22,825.00
06-08 (LBP)	Carolina Lead Abatement, Inc.	\$3,575.00
06-09	Robert P. Cunningham Construction, Inc.	\$30,535.00
06-09 (LBP)	Eastern Environmental, Inc.	\$6,550.00

THAT, no member of the governing board *who voted on this issue* is involved with any party on the attached ownership/occupant disclosure form in any manner which could potentially constitute a conflict-of-interest, and;

THAT, Jack Edmondson, Chairman, is authorized to sign contracts on behalf of Greene County.

ADOPTED this the 16th day of June, 2008.

/s/ Jack Edmondson
Jack Edmondson
Chairman

Mr. Davenport presented a request from the Town of Farmville for an interim water purchase agreement for possible industrial water demand. He asked for authorization to develop a contract and bring back to the Board at a later meeting.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to authorize the County Manager to develop a contract with the Town of Farmville for an interim water purchase proposal for industrial water demand.

Mr. Davenport reviewed the bids received for the demolition of the old Serv Well grocery store. Bids were received as follows:

Peak Branch Construction	\$7,500
Charles Hughes Construction	\$9,995

Harrelson & Smith Construction	\$22,327
* Silver Cleaning & Construction	\$101,060

* Silver stated their bid should have been \$10,150 but made an error in writing the bid down. Peak Branch Construction and Charles Hughes Construction both specifically excluded any asbestos abatement and/or removal. Building Inspector Scott Sutton determined that the floor tiles are asbestos and we are obtaining proposals from qualified companies to remove the asbestos.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to award the demolition of the Old Serv Well Grocery building to Peak Branch Construction contingent to Greene County having the asbestos removed by a qualified company at a cost not to exceed \$4,024.

Mr. Davenport presented proposed changes to the County’s Fleet policy which deals with personal use of County vehicles. His recommendations were as follows:

Current policy allows the following to drive County vehicles home	Recommended by County Manager to allow to drive home
Animal Control Officers on call	Yes, only if on call
Emergency Mgmt. Director	Yes
Fire Marshal	No
Sheriff	Yes
Deputies	Yes
General Services (Maintenance) on call	No
Landfill Supervisor	No
EMS Coordinator	Yes
Utilities Director	Yes
Building Inspectors	No
Water Supervisor	Yes
Well Operator	No
Transportation Drivers	No *
Parks & Recreation Director	No

* There are times when it is to the County’s advantage for a vehicle to be driven home by an employee. These situations should be handled on individual basis by the Department Head and the County Manager.

On motion by Chairman Edmondson, seconded by Commissioner Shackelford the Board voted unanimously to approve the proposed changes to the County’s fleet policy.

Mr. Davenport presented information regarding ancillary insurance coverage for Greene County employees – 100% employee paid.

Mr. Davenport presented questions from the Beacon Center regarding the evaluation of the Director.

Commissioner Shackelford reviewed information he had received at recent meeting of the Beacon Center Board. He noted that there are a lot of changes happening to the mental health system.

It was the consensus of the Board that further explanation is needed from the Beacon Center with regards to the type and number of services being received by Greene County citizens.

Mr. Davenport presented a Bonds Resolution for the Alternative Water Project. This resolution is being requested by the Bond Attorney.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the Bonds Resolution.

**RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS,
AUTHORIZING THE FILING OF AN APPLICATION WITH THE LOCAL
GOVERNMENT COMMISSION AND REQUESTING THE LOCAL GOVERNMENT
COMMISSION TO SELL BONDS AT A PRIVATE SALE IN CONNECTION WITH THE
ISSUANCE OF REVENUE BONDS BY THE COUNTY**

BE ITS RESOLVED by the Board of Commissioners (the "Board") for the County of Greene, North Carolina (the "County"):

Section 1. The Board does hereby find and determine as follows:

(a) The County desires to finance the cost of the undertaking in which it is engaged consisting of various improvements to the County's water system, including, without limitation, the acquisition, construction and equipping of (i) water transmission lines, a booster pump station and a metering building, to be jointly owned with the Town of Farmville, North Carolina and (ii) water transmission lines and booster pump stations to be owned solely by the County (collectively, the "Project").

(b) The County is considering issuing revenue bonds to finance, together with other available funds, the cost of acquiring, constructing and equipping the Project.

(c) The Project is necessary to secure adequate and reliable water service and to promote the present and future welfare of the residents of the County and its environs.

(d) The County wishes to commence procedures for the issuance of revenue bonds in a principal amount not to exceed \$15,700,000 at this time for the purpose of providing funds, together with any other available funds, to (i) pay the costs of the Project and (ii) pay certain other costs associated with the issuance of such revenue bonds.

(e) The amount of the proposed revenue bonds will be sufficient, but not excessive, for the purpose of paying the costs associated with the Project.

(f) The proposed Project is feasible.

(g) The annual audits of the County show the county to be in strict compliance with debt management policies, and the budgetary and fiscal management policies of the County are in compliance with the law.

(h) The proposed revenue bonds can be marketed at a reasonable interest cost to the County.

(i) The projected rate increases, if any, for water service in connection with the issuance of the proposed revenue bonds will be reasonable.

Section 2. The Chairman, the Vice Chairman, the County Manager and the Finance Officer of the County are hereby authorized and directed to file an application with the Local Government Commission for approval of the issuance of revenue bonds for the purpose of providing funds, together with any other available funds, to (a) pay the costs of the Project and (b) pay certain other costs associated with the issuance of such bonds.

Section 3. The Local Government Commission is requested to sell the proposed revenue bonds or revenue bond anticipation notes at a private sale without advertisement.

Section 4. In connection with the Project, the County is also considering issuing revenue bond anticipation notes in anticipation of the proposed revenue bonds.

Section 5. This resolution shall take effect immediately upon its passage.

Mr. Davenport presented a request from the Town of Walstonburg asking that Greene County and Walstonburg enter into a contract for the billing and collection of real and personal property tax. They also agree to the 5% fee charged by the County.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to approve the request from the Town of Walstonburg.

Mr. Davenport presented information regarding end of year budget amendments. The County Manager currently has authority to make budget amendments within departments and the Board of Commissioners must approve budget revisions and/or budget amendments between departments. This Board approval can cause a problem at year end when trying to get amendments to the Board before June 30th.

On motion by Commissioner Tyndall, seconded by Commissioner Heath the Board voted unanimously to authorize the County Manager and Finance Officer to make budget revisions and/or budget amendments that are necessary to eliminate line item accounts from being overdrawn. All budget changes made under this authorization will be presented to the Board at a subsequent meeting for information.

Mr. Davenport addressed the issue of jail meals for Greene County inmates. We are progressing with obtaining Greene County Jail meals from the Maury Correctional Institute (CI) to become effective July 1, 2008. Department of Correction (DOC) officials anticipate a small per meal increase but they do not know how much it will be at this point in time. Once the contract and transport details are worked out, we will share this information with the Board.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to authorize the County Manager to sign the contract to purchase meals for Greene County jail inmates effective July 1, 2008.

Mr. Davenport reviewed information regarding the upcoming County sponsored blood drive. In June 2004, 2006 and 2007, the Board of Commissioners authorized the County Manager to issue two hours of bonus leave to County employees who volunteer at least two hours at the County sponsored blood drive. The leave is not applicable to the County Manager and it must be taken by County employees within 60 days of the blood drive and will not be eligible to be paid to an employee if the employee ceases employment

with the County of Greene. The scheduled County sponsored blood drive will be held on June 23, 2008.

On motion by Commissioner Tyndall, seconded by Commissioner Shackleford the Board voted unanimously to authorize the County Manager to issue two hours of bonus leave to County employees who volunteer at least two hours at the County sponsored blood drive that will be held on June 23, 2008.

County Attorney Borden Parker presented the General Regulations for Youth Protection in Certain Areas of Greene County. This only applies to the Maury area at this time.

Chairman Edmondson asked that the curfew time could be changed to 9:30 pm for all days of the week.

Attorney Parker recommended that if the Board was to adopt tonight, it should not take effect until at least July 15, 2008 in order to allow for the public to be notified.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the General Regulations for Youth Protection in Certain Areas of Greene County with the amended time and to become effective July 15, 2008.

GENERAL REGULATIONS FOR
YOUTH PROTECTION
IN CERTAIN AREAS OF GREENE COUNTY

Section I Purpose.

The purpose of this ordinance is to protect juveniles from victimization and exposure to criminal activity by establishing a curfew for juveniles under the age of eighteen (18) years in portions of Greene County. The youth protection ordinance is intended to reinforce and promote the role of the parent in rearing and guiding children, and promote the health, safety, and welfare of both juveniles and adults by creating an environment offering better protection and security for all concerned.

Section II Definitions.

For the purpose of this chapter, the following words and phrases shall have the following meanings:

1. Direct route: The shortest, reasonable path of travel or a commonly used route to reach a final destination without any detour or stop along the way.
2. Emergency: An unforeseen combination of circumstances or the resulting state that calls for immediate action. The term includes, but is not limited to a fire, a natural disaster, an automobile accident, or any situation requiring immediate action to prevent serious bodily injury or death. This term also shall include any action that is reasonably necessary in order to respond to the medical needs of a family member of the juvenile regardless of whether the juvenile's action is taken in order to prevent death or serious bodily injury.
3. Establishment: Any privately owned place of business operated for profit to which the public has access or is invited, including but not limited to any place of amusement or entertainment.
4. Guardian: A person who is court-appointed to be the guardian of a juvenile.
5. Juvenile: Any person under the age of eighteen (18) years.
6. Owner/Operator: Any individual, firm, association, partnership or corporation, operating, managing, or conducting any establishment, including the employees, members or partners of an association or partnership and the officers of a corporation.
7. Parent: A person who is a natural parent, adoptive parent, foster parent or step-parent of another person, or a person to whom legal custody has been given by court order.
8. Public place: Any place that is generally open to and used by the public or a substantial group of the public, whether it be publicly or privately owned, including but not limited to streets, sidewalks, highways, alleys, rights of way, public vehicular areas and parking lots, transportation facilities, theaters, restaurants, shops, bowling alleys, schools and school grounds, places of business and amusement, playgrounds, parks, similar areas that are open to the public, and other common areas open to or accessible to the public.
9. Remain: To linger or stay in a public place, or to fail to leave the premises when requested to do so by a Public Safety Officer, or to fail to leave the premises of an establishment when requested to do so by the owner/operator or employee of the premises.

10. Restricted hours: The time of night referred to herein is based upon the prevailing standard of time, whether Eastern Standard Time or Eastern Daylight Savings Time, generally observed by the public in Greene County, North Carolina. Restricted hours shall mean from 9:30 p.m. until 6:00 a.m. of the following day.

Section III Offenses.

Except as provided by Section IV, the following offenses constitute a violation of this chapter:

1. A juvenile commits an offense by being present in or remaining in any public place or on the premises of any establishment within the city during the restricted hours.
2. A parent or guardian of a juvenile commits an offense if he or she knowingly permits, or by insufficient control, allows the juvenile to remain in any public place or on the premises of any establishment within the city during the restricted hours where the exceptions of Section IV do not apply. The term "knowingly" includes knowledge that a parent should reasonably be expected to have concerning the whereabouts of a juvenile in that parent's legal custody. This requirement is intended to hold neglectful or careless parents up to a reasonable community standard of parental responsibility through an objective test. It shall, therefore, be no defense that a parent was completely indifferent to the activities or conduct or whereabouts of such juvenile.
3. The owner, operator, or any employee of an establishment commits an offense if he knowingly allows a juvenile to remain upon the premises of the establishment during the restricted hours where the exceptions of Section IV do not apply. The term "knowingly" includes knowledge that an operator or employer should reasonably be expected to have concerning the patrons of an establishment. The standard for "knowingly" shall be applied through an objective test; whether a reasonable person in the operator's or employee's position should have known that a patron was a juvenile in violation of this chapter.
4. It shall be a violation of this chapter for any person eighteen (18) years of age or older to aid or abet a juvenile in the violation of subsection (1).
5. It shall be a violation of this ordinance for a parent or guardian to refuse to take custody during the restricted hours of a juvenile for whom the parent or guardian is responsible.

Section IV Exceptions.

A juvenile who is in a public place or establishment during the restricted hours shall not be in violation of this chapter if the juvenile is:

1. Accompanied by his parent or guardian.
2. Accompanied by an adult eighteen (18) years of age or older authorized by the parent or guardian of such juvenile to take the parent or guardian's place in accompanying the juvenile for a designated period of time and purpose within a specified area.
3. On an errand, using a direct route, at the direction of the juvenile's parent or guardian until the hour of 12:30 a.m.

4. In a motor vehicle with parental consent engaged in interstate travel through the area covered by this ordinance or originating or terminating in said area.
5. Traveling in a motor vehicle with a parent or guardian, or traveling in a motor vehicle with an adult eighteen (18) years of age or older authorized by the parent or guardian of such juvenile to take the parent or guardian's place on accompanying the juvenile for a designated period of time and purpose within a specified area.
6. Engaged in a lawful employment activity, using a direct route to or from a place of employment.
7. Reacting or responding to an emergency.
8. Attending or traveling to or from, by direct route, an official school, religious, or recreational activity that is supervised by adults and sponsored by a public or private school, the County of Greene or other governmental entity, a civic organization, or another similar entity that accepts responsibility for the juvenile.
9. Married or emancipated.
10. When authorized, by special permit from the Sheriff of Greene County or his designee carried on the person of the juvenile thus authorized, as follows: When necessary nighttime activities of a juvenile may be inadequately provided for by other provisions of this chapter, then recourse may be had to the Sheriff of Greene County, or his designee, either for a regulation as provided in subsection (11) or for a special permit as the circumstances warrant. Upon the findings of reasonable necessity for the use of a public place to the extent warranted by a written application signed by a juvenile, and by a parent of the juvenile, if feasible, stating (1) the name, age and address of the juvenile; (2) the name, address, and telephone number of a parent thereof; (3) the height, weight, sex, color of eyes and hair and other physical characteristics of the juvenile; (4) the necessity that requires the juvenile to remain upon a public place during the restricted hours otherwise applicable; (5) the public place; and (6) the beginning and ending of the period of time involved by date and hour, the Sheriff of Greene County or his designee may grant a permit in writing for the juvenile's use of a public place at such hours as in the opinion of the Sheriff of Greene County or his designee may grant a permit in writing for the juvenile's use of a public place at such hours as in the opinion of the Sheriff of Greene County may reasonably be necessary and consistent with the purposes of this chapter.
11. When authorized, by regulation issued by the Sheriff of Greene County or his designee in other similar cases of reasonable necessity, similarly handled as set forth in subsection (10) but adapted to reasonably necessary nighttime activities of more juveniles than can readily be dealt with on an individual special permit basis. Normally such regulation by the Sheriff of Greene County or his designee permitting use of public places should be issued sufficiently in advance to permit appropriate publicity through news media and through other agencies such as schools, and shall define the activity, the scope of the use of the public places permitted, the period of time involved not to extend more than one (1) hour beyond the period of termination of this activity, and the reason for finding that the regulation is reasonably necessary and is consistent with the purposes of this chapter.

Section V Defense.

It is a defense to prosecution under Section III that the owner, operator, or employee of an establishment promptly notified the Greene County Sheriff's Department that a juvenile was present on the premises of the establishment during the restricted hours and refused to leave.

Section VI Enforcement.

1. Before taking any enforcement action under this ordinance, a law enforcement officer shall ask the apparent offender's age and reason for being in the public place or establishment during the restricted hours.
2. The officer shall not prepare a juvenile arrest report, issue a citation, or make an arrest under this chapter unless the officer reasonably believes that an offense has occurred and that, based on any response and other circumstances, no exception or defense in Section V is present.

Section VII Penalties.

1. A juvenile who violates any provision of this chapter is subject to being adjudicated delinquent. The court may, in its discretion, impose any dispositional alternative(s) that are provided in the North Carolina Juvenile Code for any juvenile who is delinquent.
2. Any person other than a juvenile who violated any provision of this chapter shall be guilty of a misdemeanor and shall be subject to a fine not to exceed one hundred dollars (\$100.00), and imprisonment at the discretion of the court in accordance with N.C.G.S. §1-4.

Section VIII

This Ordinance shall apply to the area shown on Attachment A.

Section IX Severability.

In any section, subsection, sentence, term, or exception of the Ordinance, or any application thereof to any person or circumstance is adjudged to be unconstitutional or invalid, such adjudication shall not affect the validity of any remaining portion of this chapter or its application to any other person or circumstance. The Greene County Board of Commissioners does not intend a result through the enforcement of this chapter that is absurd, impossible of execution or unreasonable. Greene County Board of Commissioners intends that the chapter be held inapplicable in such cases, if any, whether its application would be unconstitutional under the Constitution of the State of North Carolina or under the Constitution of the United States of America.

This ordinance to be effective on July 15, 2008.

Adopted this the 16th day of June, 2008.

There was discussion regarding the FY08-09 budget.

Commissioner Tyndall stated that with what will be saved on meals and insurance that the budget needs to be adopted.

Chairman Edmondson asked if the Board would like to meet again to further discuss the budget.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to recess until Wednesday, June 18, 2008 at 12:00 noon in the County Manager conference room.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met on Thursday, June 18, 2008, at 12:00 noon in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport, Assistant County Manager Chris Roberson and Finance Officer Shawna Wooten were also present.

The Chairman called the meeting to order.

The Board discussed the possibility of cutting the budget, but felt it was already a very tight budget and that it should be adopted as discussed in the workshop with a tax rate of \$.756 per \$100.

On motion by Commissioner Shackelford, seconded by Commissioner Heath the Board voted unanimously to adopt the budget with a tax rate of \$.756 per \$100.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, July 7, 2008, at 9:00 a.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order, gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to approve the agenda as presented.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to approve the consent agenda which included the following:

**June 16, 2008 Regular Meeting Minutes
June 18, 2008 Recessed Meeting Minutes
Late Application for Elderly Exclusion – Ms. Marie Corbett**

REFUNDS

Cynthia Harper, et als	\$13.70
Cynthia Harper, et als	\$14.17
Cynthia Harper, et als	\$14.17

The Chairman opened the floor for Public Comments.

Being there were no comments, the Chairman closed the Public Comments section.

Ms. Becky Sutton, Tax Administrator presented the monthly collection report, the annual settlement report an update on Business Personal Property Audit and a request for the Collection Order for FY2008-2009.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to authorize the Order of Collection for FY2008-2009.

STATE OF NORTH CAROLINA
COUNTY OF GREENE

To the Tax Collector of the County of Greene:

You are hereby authorized, empowered, and commanded to collect the taxes set forth in the tax records filed in the office of tax collector and in the tax receipts herewith delivered to you, in the amounts and from the taxpayers likewise therein set forth and solid waste fees. Such taxes and solid waste fees are hereby declared to be a first lien upon all real property of the respective taxpayers in the County of Greene, and this order shall be a full and sufficient authority to direct,

require, and enable you to levy on and sell any real or personal property of such taxpayers, for and on account thereof, in accordance with law.

Witness my hand and official seal this 7th day of July, 2008.

ATTEST:

/s/ Jack Edmondson
Chairman

/s/ Don Davenport
Clerk to the Board

Mr. Neil Lassiter, NC DOT Division Engineer presented the 2008-2009 Secondary Road Program. Staff present were Jay Sutton, Preston Hunter, Keith Green and John Rouse.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the 2008-2009 Secondary Road Program.

RESOLUTION

APPROVING PROPOSED 2008-2009 SECONDARY ROAD IMPROVEMENT PROGRAM

GREENE COUNTY

WHEREAS, the Department of Transportation has submitted to the Greene County Board of Commissioners, the proposed 2008-2009 Secondary Road Improvement Program for Greene County; and

WHEREAS, the Greene County Board of Commissioners is in agreement with the proposed program;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Greene County does hereby approve the proposed 2008-2009 Secondary Road Improvement Program for Greene County, as submitted by the Department of Transportation. A copy of the Program, as submitted, is attached and made a part of this Resolution.

Adopted this the 7th day of July, 2008.

COMMISSIONERS

GREENE COUNTY BOARD OF

ATTEST:

/s/ Jack Edmondson
Chairman

/s/ Don Davenport
Clerk to the Board

Greene County
2008-2009 Secondary Road Improvement Program

Anticipated 2008-2009 Highway Fund Allocation \$486,000
 Anticipated 2008-2009 Trust Fund Allocation \$574,000
 Anticipated 2008-2009 Total Allocation \$1,060,000

Map No.	Priority No.	SR No.	Local Name	Length	From	To	Proposed Improvements	Estimated Cost
*1	2F	1203	Woodrow Corbett Rd	0.60	SR1202	D.E.	Grade, Drain, Base & Pave (Complete Funding)	\$138,000
*2	3F	1221	Jones Farm Road	0.70	SR1219	SR1222	Grade, Drain, Base & Pave (Complete Funding)	\$61,000
*3	4F	1219	Nooherooka Road	0.80	NC 58	NC 58	Grade, Drain, Base & Pave (Complete Funding)	\$105,000
**4	5F	1238	Beamon Farm Road	1.10	SR1237	SR1225	Grade, Drain, Base & Pave (Partial Funding)	\$100,000
*5	N/A	1400	Fourway Road	5.40	US 258	NC 123	Widen Pavement from 18' to 22' & Regrade Typical Section (Partial Funding)	\$300,000

Maintenance Functions: Stabilization, Pipe & Paved Road Improvements \$208,000
 Countywide Surveys & Right of Way \$48,000
 Retained for Road Additions, Overdrafts & Contingencies \$100,000
 Total \$1,060,000

* Right of Way Existing
 ** Right of Way Acquisition Incomplete

Notes:

1 Program Subject to Availability of Funds, Right of Way & Environmental Review. If Right of Way is unavailable on any of the above projects, alternate projects will be set up in priority order.

Mr. Larry Moolenar, Executive Director Eastern Carolina Council gave a program update.

Mr. Bradley Gillam, McDavid Associates presented the final adjusting change order and resolution for the Recreation Complex.

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously to approve the final adjusting change order and resolution.

		DATE	July 7, 2008
		STATE	NC
CONTRACT FOR Greene County Recreation Park Contract No. 1 - Site Work		COUNTY	Greene
OWNER	County of Greene		

TO Atwell Construction Co., Inc.
(Contractor)

You are hereby requested to comply with the following changes from the contract plans and specifications:

Description of Changes (Supplemental Plans and Specifications Attached)	DECREASE in Contract Price	INCREASE in Contract Price
Reseed areas disturbed by others		\$ 1,740.00
Install additional drainage swale		\$ 950.00
Modify lighting unit price	\$ 877.08	
Final quantity adjustment	\$ 16,763.60	
TOTALS	\$ 17,640.68	\$ 2,690.00
NET CHANGE IN CONTRACT PRICE	\$ 14,950.68	\$

JUSTIFICATION:

Contractor requested to reseed areas disturbed around the concession stand and on multi purpose field No. 1 that were disturbed by others. Install additional drainage swale at right hand end of parking area. Modify unit price of lighting after receipt of sales tax reports per Change Order No. 2. Final quantity adjustment necessary to bring contract into balance with actual quantities installed.

Current Contract Amount adjusted by previous Change Orders: One million one hundred thirty nine thousand

two hundred eighty eight and 08/100 Dollars (\$1,139,288.08).

The amount of the Contract will be (Decreased) (~~Increased~~) By The Sum Of: Fourteen thousand nine hundred

fifty and 68/100 Dollars (\$14,950.68).

The Contract Total Including this and previous Change Orders Will Be: One million one hundred twenty four

thousand three hundred thirty seven and 40/100 Dollars (\$1,124,337.40).

The Contract Construction Completion Date prior to this Change Order is: December 5, 2007.

The Contract Period Provided for Completion Will Be (~~Increased~~)(~~Decreased~~)(Unchanged): N/A Days

The Revised Contract Construction Completion Date after this Change Order is: December 5, 2007.

This document will become a supplement to the contract and all provisions will apply hereto.

REQUESTED BY OWNER: County of Greene

By: _____ Date: _____

Name: Jack Edmondson Title: Chairman

RECOMMENDED BY ENGINEER: McDavid Associates, Inc.

By: _____ Date: _____

Name: Bradley C. Gillam Title: Project Engineer

ACCEPTED BY CONTRACTOR: Atwell Construction Co., Inc.

By: _____ Date: _____

Name: Timothy A. Meyer Title: Vice President

**RESOLUTION
AMENDING CAPITAL PROJECT BUDGET ORDINANCE FOR
CONSTRUCTION CONTRACT FOR THE
GREENE COUNTY RECREATION PARK
GREENE COUNTY
JULY 7, 2008**

WHEREAS, a capital project budget for construction of the Greene County Recreation Park was adopted on March 19, 2007, and amended on September 4, 2007, September 17, 2007, October 1, 2007, December 3, 2007, January 22, 2008, and February 4, 2008, and

WHEREAS, an amendment is necessary due to Contract No. 1 - Site Improvements, Change Order No. 6.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF
GREENE COUNTY**

That the attached budget is hereby adopted for construction of the Greene County Recreation Park, and

That Contract No. 1 - Change Order No. 6 be approved.

Adopted this the 7th day of July, 2008.

(SEAL)
ATTEST:

/s/ Jack Edmondson
Jack Edmondson, Chairman
Greene County, Owner

/s/ Don Davenport
Donald L. Davenport, Clerk to the Board

GREENE COUNTY
GREENE COUNTY RECREATION PARK
JULY 7, 2008

		BUDGET ADOPTED FEB 4, 2008	CHANGES THIS AMENDMENT	BUDGET AFTER THIS AMENDMENT JULY 7, 2008
<u>REVENUES</u>				
23209- 434900	PART F - Phase 1 Grant	\$ 340,837.00	\$ 0.00	\$ 340,837.00
23209- 440605	PART F - Phase 1 Grant	\$ 350,000.00	\$ 0.00	\$ 350,000.00
23209- 440606	LWCF Grant	\$ 91,426.00	\$ 0.00	\$ 91,426.00
23209- 440608	Recreation Trails Grant	\$ 41,900.00	\$ 0.00	\$ 41,900.00
23209- 440609	Early College Grant	\$ 31,305.32	\$ 0.00	\$ 31,305.32
23209- 440610	PART F - Phase 1 Match	\$ 32,237.00	\$ 0.00	\$ 32,237.00
23209- 440610	Land Contribution (Phase 1 Match)	\$ 308,600.00	\$ 0.00	\$ 308,600.00
23209- 440611	PART F - Phase 2 Match	\$ 245,000.00	\$ 0.00	\$ 245,000.00
23209- 440612	Local Contribution - Phase 2 Match	\$ 105,000.00	\$ 0.00	\$ 105,000.00
23209- 440613	Additional Local Contribution	\$ 150,000.00	\$ 0.00	\$ 150,000.00
23209- 440614	LWCF Match	\$ 91,426.00	\$ 0.00	\$ 91,426.00
23209- 440615	Recreational Trail Match	\$ 10,498.00	\$ 0.00	\$ 10,498.00
23209- 440616	Early College Match	\$ 31,305.32	\$ 0.00	\$ 31,305.32
	4H Contribution	\$ 26,450.38	\$ -1,236.21	\$ 25,214.17
	Owner Contribution for Concession Stand & Irrigation	\$ 32,840.00	\$ 0.00	\$ 32,840.00
	Sales Tax From Lighting Materials	\$ 7,666.11	\$ 5,211.22	\$ 12,877.33
	TOTAL REVENUES	\$ 1,896,491.13	\$ 3,975.01	\$ 1,900,466.14
<u>EXPENSES</u>				
23913- 581008	Contract No. 1 - Site Improvements Atwell Construction Co., Inc.	\$ 1,139,288.08	\$ (14,950.68)	\$ 1,124,337.40
23913- 581009	Contract No. 2 - Concession Stand	\$ 90,840.00	\$ 5,011.71	\$ 95,851.71
23913-	Contract No. 3 - Bleachers, Picnic Shelter, Goals and			

		BUDGET ADOPTED FEB 4, 2008	CHANGES THIS AMENDMENT	BUDGET AFTER THIS AMENDMENT JULY 7, 2008
581010	Benches and Baseball Field Equipment	\$ 27,500.00	\$ 3,798.72	\$ 31,298.72
23913-590300	Contract No. 4 - Cross Country Trails	\$ 8,000.00	\$ (8,000.00)	\$ 0.00
	Contract No. 5 - Playground Equipment	\$ 26,450.38	\$ (1,236.21)	\$ 25,214.17
	Contract No. 6 - Irrigation System	\$ 17,000.00	\$ 0.00	\$ 17,000.00
	Construction Subtotal	\$ 1,309,078.46	\$ (15,376.46)	\$ 1,293,702.00
23913-581203	Engineering CN 1 - McDavid	\$ 106,398.93	\$ (1,345.56)	\$ 105,053.37
23913-581204	Inspection	\$ 70,000.00	\$ 0.00	\$ 70,000.00
23913-581002	Survey/Neg Land & Esmt Acquisition	\$ 8,794.31	\$ 0.00	\$ 8,794.31
23913-581105	Archaeologist	\$ 4,127.65	\$ 0.00	\$ 4,127.65
	Legal	\$ 0.00	\$ 0.00	\$ 0.00
23913-581201	Land/Esmt Purchases	\$ 308,600.00	\$ 0.00	\$ 308,600.00
23913-581001	Appraisals	\$ 6,150.00	\$ 0.00	\$ 6,150.00
23913-581012	Grant Applications	\$ 3,500.00	\$ 0.00	\$ 3,500.00
23913-590500	Early College	\$ 62,610.64	\$ 0.00	\$ 62,610.64
	Accounting	\$ 0.00	\$ 0.00	\$ 0.00
	Reimbursables	\$ 0.00	\$ 0.00	\$ 0.00
23913-581115	Contingency	\$ 17,231.14	\$ 20,697.03	\$ 37,928.17
	TOTAL EXPENSES	\$ 1,896,491.13	\$ 3,975.01	\$ 1,900,466.14

Mr. David Jones, Public Works Director presented information regarding a Jason/Shine Water Purchase Agreement. In April, 2008 the Jason/Shine Water Corporation had a tank that had some problems and was not usable. The water corporation began using water from the County. At this time they were invited to reconsider their earlier decision not to become a part of the Alternative Water Project. Jason/Shine Water Corporation have determined that they are going to remain as a separate water district at this point in time. Mr. Glenn Gray, representing Jason/Shine Water Corporation presented a proposed draft of a water purchase agreement for emergency situations. The price of water would be \$4.00 per 1,000 gallons of water. There was also discussion that the County as well as the public needed notification when the interconnection was made.

On motion by Commissioner Tyndall, seconded by Commissioner Heath the Board voted unanimously to approve the proposal of Jason/Shine Water Corporation to charge \$4.00 per 1,000 gallons of water on an emergency basis with the County Attorney, County Manager and Public Works Director developing a suitable contract. Jason/Shine Water Corporation would also be invoiced \$4.00 per 1,000 gallons for all water used during the latest emergency when their tank was unusable and require that both entities install a water meter at their connection with the Greene County system.

Mr. Don Davenport, County Manager presented a request for designation of a voting delegate for the NCACC Annual Conference.

On motion by Commissioner Garner, seconded by Commission Heath the Board voted unanimously to appoint the Chairman and that if the Chairman is unable to attend, that the Vice-Chairman will fill the position.

Mr. Davenport presented information regarding the FY09 Rural Operating Assistance Program Application.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to set a Public Hearing for July 21, 2008 at 7:00 pm.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, July 21, 2008, at 7:00 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present. Vice Chair Tyndall was absent due to illness.

The Chairman called the meeting to order. Commissioner Heath gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the agenda as presented.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the consent agenda which included the following:

**June 5, 2008 Recessed Meeting Minutes
June 11, 2008 Recessed Meeting Minutes
July 7, 2008 Regular Meeting Minutes**

REFUNDS

Ruby Hart	\$108.10
Ruby Hart	\$108.10
Ruby Hart	\$104.70
Ruby Hart	\$117.00
Ruby Hart	\$117.00

RELEASES

C.O. & Mary Betty Kearney	\$37.77
AMK Farms Inc.	\$159.18
Country Inn & Carriage House	\$154.21
Fred Duncan	\$28.22
Jerry Shackelford	\$57.07
Jerry Shackelford	\$20.49

Department	Amount	Explanation
DSS	\$1,994.00	Additional monies received from Emergency Food & Shelter Program for high poverty counties.
Sheriff	\$836.31	Budget for proceeds from negligent party's insurance company for damages to Sheriff Deputy vehicle.

The Chairman opened the floor for Public Comments.

Ms. Sharon Ginn, Greene County Arts & Historical gave an update on the upcoming events at the Greene County Museum.

Being there were no further comments, the Chairman closed the public comment section.

The Chairman opened the FY09 Public Hearing for the Rural Operating Assistance Program.

Mr. Mike Lovett, Transportation Director gave a review of the program and how monies are spent.

Being there were no public comments, the Chairman closed the Public Hearing.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to approve the application and resolution for the FY09 Rural Operating Assistance Program.

CERTIFIED STATEMENT
FY09
County of GREENE
RURAL OPERATING ASSISTANCE PROGRAM

Whereas Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering all federal and/or state programs related to public transportation, and grants NCDOT authority to do all things required in applicable federal and/or state legislation to properly administer the public transportation programs within the State of North Carolina;

WHEREAS, G.S. 136-44.27 established the Elderly and Disabled Transportation Assistance Program;

WHEREAS, funds will be used for transportation related expenditures as specified in the FY09 Rural Operating Assistance Program (ROAP) application;

WHEREAS, information regarding use of the funds will be provided at such time and in such a manner as NCDOT may require;

WHEREAS, it is the policy of the North Carolina Department of Transportation that Disadvantaged Business Enterprises, Minority Owned Business Enterprises and Women Owned Business Enterprises shall have the opportunity to participate in the performance of contracts financed in whole or part by Federal and State funds in order to create a level playing field, and the county shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract.

WHEREAS, ROAP funds will be used to provide eligible services during the period July 1, 2008 through June 30, 2009;

WHEREAS, any interest earned on ROAP funds will be expended for eligible program uses as specified in the ROAP application; and

WHEREAS, the County will include ROAP funds received and expended in its annual independent audit on the schedule of federal and state financial assistance. Funds passed through to other agencies will be identified as such.

This is to certify that the undersigned is duly elected, qualified and acting chairperson of the Board of County Commissioners of the County of **GREENE** North Carolina, and that the following statements are true and accurate:

Elderly and Disabled Transportation Assistance Program

1. The funds received from G.S. 136-44.27 will be used to provide transportation services for the elderly and disabled allowing individuals to reside for a longer period in their homes, thereby enhancing their quality of life.
2. The funds will not be used to supplant or replace existing federal, state or local funds designated to provide elderly and disabled transportation services in the county.

Employment Transportation Assistance Program

1. The purpose of these transportation funds is to assist transitional Work First participants after eligibility for cash assistance has concluded, participants in local Workforce Development Programs, and/or the general public with employment-related transportation needs
2. The funds are limited to use by the local Department of Social Services, Work Force Development Program or the community transportation system.
3. The funds may be transferred to the Elderly and Disabled Transportation Assistance Program or the Rural General Public Program after an assessment of employment transportation needs in the service area indicates that employment transportation needs are substantially being met. This assessment will occur prior to any transfer of funds and following submission of a statement to that effect from the County Manager to the Public Transportation Division.

Rural General Public Program

1. The funds are limited to use by the community transportation system
2. The funds will not be used to provide human service agency trips.

WITNESS my hand and official seal, this 21st day of July, 2008 .

Mr. David Jones, Ready, Set, Walk Club asked for County support for his planned walk to Raleigh to help bring awareness to childhood obesity.

The Chairman indicated that a resolution of support would be considered at a subsequent meeting.

Mr. Rich Moore, McDavid Associates presented information regarding a Supplemental Grant Application from the NC Rural Economic Development Center. The monies from this would assist with providing sewer to the Lewis Store Road area which consists of approximately 30 homes. The grant amount would be for \$500,000 with the County match being \$175,000.

Chairman Edmondson asked if the citizens on Lewis Store Road had been surveyed to see who would be interested.

Mr. Moore advised that had not, but that it could be done and if enough are interested, the County could apply for the monies during the next round of grant applications.

It was the consensus of the Board to survey the citizens and apply at the next round of grant applications if enough are interested in acquiring central sewer.

Mr. Randy Skinner, EMS Director presented information regarding the Hazard Mitigation Plan Update. Funding is available at 75% with the County match being 25%. The State requires that the plan be updated every 5 years. Mr. Skinner received the following quotes.

WK Dickson	Holland Consulting	Geographic Technologies
Cost - \$25,200	Cost - \$15,000	Cost - \$22,000
Grant - \$18,900	Grant - \$11,250	Grant - \$16,500
Greene - \$6,300	Greene - \$3,750	Greene - \$5,500

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to submit a letter of interest to NCDDEM for consideration and select Holland Consulting Planners to prepare and submit a full grant application.

County Manager Don Davenport presented information from the State on the highlights of 2008-09 State budget.

Mr. Davenport reviewed information regarding the EMS Coordinator position. Effective May 1, 2008 the EMS Coordinator position was created by the Board of Commissioners and placed on a pay grade 66 step 1. Upon discussion with the Emergency Management Director and the EMS Coordinator the request was made to move the EMS Coordinator position to grade 66 step 2 due to the unusual length of time that it took to respond to the original request to officially establish the position.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to increase the EMS Coordinator from grade 66 step 1 @ \$29,280 to grade 66 step 2 @ \$30,626 effective July 1, 2008.

Mr. Davenport presented a request from the Greene County Soil & Water Conservation District Board of Supervisors concerning additional State funds. Greene County Soil & Water had a technician leave employment to go to Carteret County in June, 2008. The position was removed from the budget with existing personnel taking over the work of the vacant position. The State of North Carolina has agreed to appropriate \$4,000 in FY2008-9 to compensate for some of the work that needs to be done. The Soil & Water Conservation District Board of Supervisors request that this \$4,000 be split between Dawn Murphy and Rodney Taylor for additional work that will be expected of them.

Current – as of August 1,2008	Request
Technician – grade 63/5 @ \$30,352	Grade 63/6 @ \$31,527

District Director – grade 63/6 @ \$31,527	Grade 68/2 @ \$33,748
---	-----------------------

The additional salary and associated expenses total \$3,824 and the remaining \$176 would be used for travel expenses.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to approve the request of the District Board for the salary increases as specified above effective August 1, 2008.

Mr. Davenport presented the 2008-09 Hookerton Law Enforcement Contract.

On motion by Commissioner Shackelford, seconded by Commissioner Garner the Board voted unanimously to approve the 2008-09 Hookerton Law Enforcement Contract.

NORTH CAROLINA

GREENE COUNTY

THIS AGREEMENT, dated 1st day of July, 2008, by and between the Town of Hookerton, a municipal corporation of the State of North Carolina, hereinafter referred to as “Town”; the County of Greene, a body politic and corporate of the State of North Carolina, hereinafter referred to as “County”; and the Sheriff of Greene County, hereinafter referred to as “Sheriff”.

WITNESSETH:

WHEREAS, the Town of Hookerton is desirous of having the Sheriff provide law enforcement and related duties for the citizens of the Town of Hookerton; and

WHEREAS, the Sheriff has agreed to provide such services upon certain terms and conditions and upon the payment of certain amounts specified herein; and

WHEREAS, the parties hereto desire to set forth their agreement in writing;

NOW THEREFORE, the parties agree as follows:

1. **SERVICES TO BE PERFORMED.** That the Sheriff shall provide law enforcement duties for the citizens of the Town of Hookerton by and through and under the direction of the Sheriff of Greene County, for and during the period of this contract. Such duties shall include, but shall not be limited to, the designation and provision of at least one officer assigned to the Town of Hookerton for eighty (80) hours per month, according to a confidential schedule to be agreed upon by the Town and the Sheriff of Greene County, except during such times the officer is needed to provide mutual aid for other officers of the Greene County Sheriff’s Department. The duties of such officer shall include adequate patrolling in the Town, checking on businesses in the Town limits, investigating accidents, answering all calls of a nature appropriate to any law enforcement agency, and enforcement of ordinances of the Town of Hookerton.
2. **PERSONNEL.** The Sheriff shall provide the services described above through the use of his deputies, vehicles, and other related equipment for said deputies. With regard to

the hiring of any deputies used to fulfill the duties of the Sheriff under this contract, the parties stipulate that the Town shall have no authority to control or designate certain persons to fill such positions. In addition, the Sheriff shall have no obligation to designate certain deputies to fill the positions on a permanent or continuing basis; any deputy may be designated to perform the functions described above as the Sheriff sees fit.

3. **AUTHORITY OVER PERSONNEL.** The Sheriff shall have exclusive authority to hire, fire, supervise and control any deputies hired pursuant to the provisions of this contract, and any deputy so hired shall be considered an employee of Greene County as with any other deputy; and shall be subject to all rules, regulations, benefits, etc. of any deputy of the Sheriff. The Sheriff shall have the obligation and responsibility to ensure that any such officer hired pursuant to the provisions of this contract shall have all training, experience and education required by law and/or which is reasonable or necessary to perform his or her duties.
4. **PAYMENT TERMS.** The Town shall pay to the County an amount equal to sixteen dollars and forty-one cents (\$16.91) per hour, guaranteed eighty (80) hours per month for the remainder of this contract. In addition, the Town shall pay to the County an amount equal to Greene County's mileage reimbursement rate per mile for the fixed number of 150 miles per eighty hour month as compensation for direct costs incurred in the performance of the provisions of this contract, which costs include oil, tires, and any other direct costs associated with performance of this contract.
5. **COVERAGE HOURS.** The maximum number of hours per twelve months shall be 960 hours (80 hours per month for 12 months). For any month in which the coverage hours exceed eighty (80), the excess should be deducted from the coverage hours in the following month. Any hours worked above and beyond this maximum due to emergency or any other reason shall be compensated for at a rate to be negotiated at that time.
6. **DUE DATE OF PAYMENTS.** Payments are due and payable on a monthly basis, beginning the first day of the month following signature of this contract. All amounts paid to the Sheriff by the Town shall become funds of the County of Greene, with no restrictions on use.
7. **TERMINATION.** Either party may terminate this agreement without cause upon thirty (30) days written notice to the other party. Either party may terminate the agreement for just cause upon ten (10) days written notice to the other party.
8. **NOTICE.** Notice, when required to be given in accordance with this agreement, shall be by certified mail, verified facsimile or personal delivery to the parties, addressed as follows:

- Town of Hookerton
Mayor Sam Johnson
Post Office Box 296
Hookerton, North Carolina 28538
- Greene County Sheriff's Department
Sheriff Lemmie Smith
Greene County Courthouse
301 North Greene Street
Snow Hill, North Carolina 28580
- County of Greene
Don Davenport, County Manager
229 Kingold Blvd., Suite D
Snow Hill, North Carolina 28580

9. **TERM.** The initial period of this contract shall be from the 1st day of July, 2008, through and until June 30, 2009.
10. **RENEWAL.** This agreement may be renewed upon approval of all parties for one (1) year.
11. **GRANT FUNDS.** The Sheriff and/or the County may take any and all steps reasonable and necessary to apply for available grant funds or other appropriate resources to fund the provisions of this contract or to provide for any type of law enforcement services for the citizens of the Town of Hookerton. Receipt of any such grant will not effect the agreed upon payment terms of this contract, unless the parties have agreed in advance that the grant funds are for the purpose of funding this contract. Nothing in this contract prevents the Town from pursuing any appropriate grant funds or hiring its own employees to provide law enforcement services.
12. **MODIFICATION.** This Agreement may only be modified in writing signed by all parties.
13. **BINDING EFFECT.** This agreement shall be binding upon and will inure to the benefit of the parties and their respective successors, assigns, heirs and representatives.
14. **RENEGOTIATION.** All parties agree that they will attempt, in good faith, to renegotiate the terms of this agreement in the event that changes in federal, state, or local law or regulations necessitate revisions to the original agreement.
15. **SEVERABILITY.** If any section or provision of this contract shall, for any reason, be held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and shall not affect the validity of the remaining portions of this contract.
16. **CAPTIONS.** Captions and headings throughout this contract are solely for reference purposes and shall not affect the meaning or interpretation of the contract.
17. **ENTIRE AGREEMENT.** This agreement is the entire agreement between/ among the parties and there are no other agreements oral, written, express or implied.

IN TESTIMONY WHEREOF, this Contract has been duly executed by the Mayor of the Town of Hookerton and attested to by the Town Clerk, all pursuant to the authority duly given by the Board of Commissioners of the Town of Hookerton, North Carolina; and this contract has been duly executed by the Sheriff of Greene County; and this contract has been duly executed by the Board of County Commissioners as evidenced by the signature of the Chairman of the Board of County Commissioners of Greene County, State of North Carolina, and attested to by the County Clerk all pursuant to the authority of the Board of County Commissioners of Greene County, North Carolina, this the day and year first above written.

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

Mr. Davenport advised that he is still negotiating with Bob Clark concerning the Snow Hill Law Enforcement Contract.

There were no County Attorney reports or recommendations.

There were no Commissioner reports or recommendations.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, August 4, 2008, at 9:00 a.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Shackelford gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the amended agenda as presented.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to approve the consent agenda which included the following:

July 21, 2008 Regular Meeting Minutes

Department	Amount	Explanation
NC Sweet Potato Festival	\$2,875.00	To budget for fees & sponsorships received
Emergency Management	\$4,900.00	Reappropriate Commodity Flow Grant
GTP-Revolving Loan	\$100,000.00	Receipt of GTP loan and disbursement to Eastern Controls
GTP-Revolving Loan	\$15,969.20	Repayment of GTP loan to Eastern Controls
American Prawn Coop.	\$300,000.00	Rural Center grant for the Prawn Project
YamCo Expansion Project	- \$5,000.00	County match to Commerce originally budget at \$55,000. However, Progress Energy donated \$10,000 to project of which \$5,000 could be used at the County's discretion & \$5,000 was to be used as matching funds. \$5,000 was budgeted twice in error.
Economic Development	\$25,000.00	Portion of the County match for the Yamco Expansion Project. Restricted funds – interest payments from GTP Revolving Loans.
Juvenile Restitution	- \$3,513.00	Received final budget from the State on 7/22/08. Total funding was less than originally estimated.
JCPC – Admin.	\$7,000.00	Received final budget numbers from State after adoption of 08-09 budget.
JCPC-Psychological Svcs	\$3,000.00	Received final budget numbers from State after adoption of 08-09 budget.
JCPC-Family Preservation	\$13,764.00	Received final budget numbers from State

		after adoption of 08-09 budget.
JCPC-Governor's One on One Program	\$23,700.00	Received final budget numbers from State after adoption of 08-09 budget.
JCPC-Seed Program	\$10,000.00	Received final budget numbers from State after adoption of 08-09 budget.
Government	\$6,000.00	To budget for match to Hookerton's Rural Center Grant for Strategic Plan and match was approved by Greene County Board of Commissioners in May 2007

The Chairman opened the floor for Public Comments.

Ms. Betty Bynum asked for a letter of support for the Environmental Enhancement Grant application which she is completing to assist in the restoration of the Cupolo House. Ms. Bynum is being assisted by the Greene County Soil & Water Conservation Department.

On motion by Commissioner Shackelford, seconded by Commissioner Tyndall the Board voted unanimously to authorize the County Manager to write a letter of support for the Environmental Enhancement Grant.

Ms. Evelyn Corbett, Interim DSS Director presented the Greene County Work First Designation & Committee appointees. She advised that this plan must be update every 2 years and that Greene County would need to decide to remain a Standard County or to become an Electing County. If the County is to remain standard it will allow DSS to follow the basic State policies for administering the program and to remain under the State's legal protection.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to approve the Greene County Work First Designation to remain a Standard County and the Committee appointees as presented except for Walter Hill who is no longer in probation and parole.

County Manager Don Davenport presented a Resolution of Support of the Ready, Set, Walk Club's effort to combat childhood obesity.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the resolution.

**Resolution In Support of the Ready, Set, Walk Club's
Effort to Combat Childhood Obesity**

WHEREAS, the Trust for American's Health (TRAH) is a Washington, D.C. based health policy organization, and

WHEREAS, in 2007the TRAH reported the following national information and statistics, and

- Obesity is the most common chronic disease among children.
- Nationally, more than one third of children and youth are overweight and 17% are obese.

- Approximately 25 million children and youth are obese or overweight. The rate of childhood obesity more than tripled from 1980 to 2004.

WHEREAS, in 2007 the TRAH reported the following NC Information and statistics, and

- NC had the 5th highest rate of overweight children in the nation.
- NC percentages are among the highest in the nation in childhood overweight. For ages 10-17, 31% were overweight or obese.
- In NC nearly 80% of adults and 85% of high school students eat less than 5 servings of fruits and vegetables each day.
- One in three NC parents (34.2%) reported that their child eats fast food two or more times per week.

WHEREAS, childhood obesity is preventable and reversible, and

WHEREAS the Ready, Set, Walk Club is sponsoring a walk from Snow Hill to Raleigh to draw attention to the problem of childhood obesity.

BE IT THEREFORE RESOLVED that the Greene County Board of Commissioners hereby applauds and endorses the Ready, Set, Walk Club's efforts to increase public awareness in the growing epidemic of childhood obesity especially in the rural areas of NC with the goal of reversing those already obese and preventing others from becoming obese.

Adopted this the 4th day of August, 2008.

ATTEST:

/s/ Jack Edmondson
Chairman

/s/ Don Davenport
Clerk to the Board

Mr. Davenport advised that he is still working with Bob Clark, Snow Hill Town Administrator with changes to the Law Enforcement Agreement. Mr. Davenport will present at the next meeting.

Mr. Davenport presented the 2008-2009 Forestry Contract. The contract total is \$164,003.00 with the County portion being \$57,401.00.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to approve the 2008-2009 Forestry Contract.

There were no County Attorney reports or recommendations.

Commissioner Heath reminded member of the deadline for information to be included in the Greene County Heritage Book. The deadline has been extended until September 15, 2008. The County has been asked to include a page in the book at a cost of \$200.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the inclusion of a Greene County page at a cost of \$200.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to enter into closed session for personnel and to consult with the County Attorney.

On motion by Commissioner Garner, seconded by Commissioner Heath, the Board voted unanimously to adjourn closed session and return to open session.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to adjourn.

NORTH CAROLINA
 COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, August 18, 2008, at 7:00 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Tyndall gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the amended agenda as presented.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to approve the consent agenda which included the following:

**August 4, 2008 Regular Meeting Minutes
 Late Applications for Present Use Value – Don Webb
 Elderly/Disabled Exclusion – Sybil J. Thomas
 Notice of Intended Appointment – Environment Health Program Coordinator**

Department	Amount	Explanation
Health Dept.	\$350.00	Additional State Funds – BCCP
S.O.S.	\$1,298.00	Budget for additional parent fees & activities
S.O.S.	\$37,889.00	Transfer revenues to balance budget. Grant award was \$73,278. Originally budgeted \$111,167
Landfill	\$10,420	See of white goods mental/disposal fees
Landfill	\$3,123.00	Budget for additional recycling revenue
Econ. Dev. to Public Buildings	\$8,175.00	To cover cost of utilities, air unit for Clerk of Court & repairs to jail plumbing.
EMS to Public Buildings	\$12,000.00	Budget for asbestos removal & demolition of Serve Well Grocery to prepare site for jail construction.
NC Sweet Potato Festival	\$2,200.00	Transfer to more specific line items after meeting with representatives from the Sweet Potato Committee.
NC Sweet Potato Festival	\$9,050.00	To budget for additional sponsorships and local contributions.
Health Dept.	\$27,708.00	Additional monies received.

RELEASES

Billy & Jeanette Hamm	\$35.00	Hulbert Spikes	\$35.00
-----------------------	---------	----------------	---------

Joel Aguilar	\$35.00	Hulbert Spikes	\$35.00
Johnny Bartlett	\$35.00	Hulbert Spikes	\$35.00
Grace Edge	\$35.00	Hulbert Spikes	\$35.00
Jeffrey Smith	\$35.00	Hulbert Spikes	\$35.00
Ervin Jerome Dawson	\$108.12	Hulbert Spikes	\$35.00
David & Rose Letchworth	\$475.79	Hulbert Spikes	\$35.00
Town of Snow Hill	\$35.00	Hulbert Spikes	\$35.00
Town of Snow Hill	\$105.00	Hulbert Spikes	\$35.00
Town of Snow Hill	\$35.00	Alvin Dixon	\$83.24
Floyd B. Chase	\$35.00	William Earl Grant	\$35.00
Clayton Holloway	\$46.00	Denise Shirley Jackson	\$148.97
Nathaniel & Dorothy Atkinson	\$35.00	Clifton Clark	\$29.66
Hulbert Spikes	\$35.88		

REFUNDS

Denise Jackson	\$147.27
Denise Jackson	\$152.98
Denise Jackson	\$156.12

The Chairman opened the floor for Public Comments.

There were no comments therefore the Chairman closed the public comments section.

Mr. David Emory, Entertainment Chairman gave an update on the upcoming NC Sweet Potato Festival that is to be held on October 30th, 31st and November 1st.

Ms. Rebecca Geraghty, Brennan Associates, AIA was running late therefore Mr. Jim Brennan, gave a brief update on the jail project. Mr. Brennan advised that they are on target to submit the documents for permitting by the end of September. He noted that he will leave a set of plans at the County Manager's office tomorrow morning.

Mr. Van Lewis, McDavid Associates presented a resolution amending capital project budget ordinance for internal water system improvements for phase 1C.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the resolution amending capital project budget ordinance for internal water system improvements for phase 1C.

RESOLUTION NO. _____
 AMENDING CAPITAL PROJECT BUDGET ORDINANCE
 FOR
 INTERNAL WATER SYSTEM IMPROVEMENTS - PHASE 1C
 GREENE COUNTY
 AUGUST 18, 2008

WHEREAS, Greene County has received funding from USDA-RD for the construction of internal water system improvements consisting of 8", 10", 12" and 16" diameter water lines, three booster pump stations and the conversion of all existing well disinfection systems to utilize chloramination, said project identified as Phase 1C; and

WHEREAS, Greene County has received commitments for additional funding from the N. C. Rural Development Center; and

WHEREAS, Greene County recognizes that additional revenues above and beyond those included within this budget will be required to construct this project;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF GREENE COUNTY:

That the attached budget is hereby amended for the construction of the Alternative Water Supply - Phase 1C

Adopted this the 18th day August, 2008.

ATTEST /s/ Jack Edmondson
Chairman

/s/ Don Davenport
Clerk to the Board

GREENE COUNTY
ALTERNATIVE WATER SUPPLY - PHASE 1C
AUGUST 18, 2008

		ADOPTED BUDGET 9-17-07	CHANGES 8-18-08	REVISED BUDGET 8-18-08
<u>REVENUES - USDA Eligible</u>				
44-210-434510	USDA - RD Loan Income - (BAN Proceeds)	\$ 3,800,000.00	\$ 0.00	\$ 3,800,000.00
44-210-434520	USDA - RD Grant Income	\$ 1,600,000.00	\$ 0.00	\$ 1,600,000.00
44-210-434530	EDA Grant Income	\$ -	\$ -	-
44-210-434541	Rural Center Grant Income GC 2008-311-40101-112	\$ -	\$ 500,000.00	\$ 500,000.00
44-210-43452	Rural Center Grant Income Hookerton 2008-312-40101-112	\$ -	\$ 500,000.00	\$ 500,000.00
44-210-43453	Rural Center Grant Income Snow Hill 2008-313-40101-112	\$ -	\$ 500,000.00	\$ 500,000.00

		ADOPTED BUDGET 9-17-07	CHANGES 8-18-08	REVISED BUDGET 8-18-08
44-210-43454	Rural Center Grant Income Walstonburg 2008-314-40101-112	\$ -	\$ 500,000.00	\$ 500,000.00
44-210-434550	N.C. Direct Appropriations	\$ -	\$ -	\$ -
44-210-434560	Interest on BAN Investments	\$ -	\$ -	\$ -
44-210-434570	Miscellaneous Income	\$ -	\$ -	\$ -
44-210-434571	Interim Financing Loan From 61-940-580143	\$ 113,000.00	\$ -	\$ 113,000.00
	SUBTOTAL USDA ELIGIBLE REVENUES	\$ 5,513,000.00	\$ 2,000,000.00	\$ 7,513,000.00
 <u>REVENUES - Non-USDA Eligible</u>				
44-211-435510	Sales Tax Refund - Restricted	\$ 110,000.00	\$ 0.00	\$ 110,000.00
44-211-435520	Surcharge - Greene Co. Collective Contribution - Restricted	\$ -	\$ -	\$ -
44-211-435530	Interest Earned on Fund 44	\$ -	\$ -	\$ -
	SUBTOTAL NON-USDA ELIGIBLE REVENUES	\$ 110,000.00	\$ 0.00	\$ 110,000.00
	 TOTAL REVENUES	 \$ 5,623,000.00	 \$ 2,000,000.00	 \$ 7,623,000.00
 <u>EXPENSES - USDA Eligible</u>				
44-910-540505	Contract No. 5 - Water Transmission Line & BPS	\$ 4,437,050.00	\$ 1,635,200.00	\$ 6,072,250.00
44-910-540506	Contract No. 6 - Ammonia Feed Systems	\$ -	\$ -	\$ 0.00
	Construction Subtotal	\$ 4,437,050.00	\$ 1,635,200.00	\$ 6,072,250.00
44-910-581101	Preliminary Engineering Report	\$ 12,500.00	\$ -	\$ 12,500.00
44-910-581102	Basic Engineering Fees	\$ 212,400.00	\$ 88,800.00	\$ 301,200.00
44-910-	Additional Services Engineering Fees	\$ 42,000.00	\$ 9,607.28	\$ 51,607.28
44-910-581104	Inspection	\$ 220,000.00	\$ 42,300.00	\$ 262,300.00

		ADOPTED BUDGET 9-17-07	CHANGES 8-18-08	REVISED BUDGET 8-18-08
44-910-581105	Geotechnical	\$ -	\$ -	\$ 0.00
44-910-581106	Environmental	\$ -	\$ -	\$ 0.00
44-910-581601	Legal	\$ 5,000.00	\$ 15,000.00	\$ 20,000.00
44-910-582101	Appraisals	\$ -	\$ 10,000.00	\$ 10,000.00
44-910-582102	Land/Easements	\$ 199,250.00	\$ -	\$ 199,250.00
44-910-589601	Temporary Financing Int Expense	\$ 221,197.50	\$ 3,802.50	\$ 225,000.00
44-910-589601	Administrative	\$ 5,000.00	\$ -	\$ 5,000.00
44-910-589602	Administrative Paid By the Engineer	\$ 7,500.00	\$ -	\$ 7,500.00
44-910-589603	Reimbursable	\$ -	\$ -	\$ 0.00
44-910-589604	Repayment of Interim Financing Loan to 61-940-580143	\$ 113,000.00	\$ -	\$ 113,000.00
44-910-589609	Contingency	\$ 38,102.50	\$ 195,290.22	\$ 233,392.72
	SUBTOTAL - USDA Eligible Expenses	\$ 5,513,000.00	\$ 2,000,000.00	\$ 7,513,000.00
	<u>EXPENSES - Non USDA Eligible</u>			
44-911-596501	Funding Assistance	\$ 25,000.00	\$ -	\$ 25,000.00
44-911-596502	Project Administration	\$ 25,000.00	\$ -	\$ 25,000.00
44-911-596503	Grant Assistance	\$ 25,000.00	\$ -	\$ 25,000.00
44-911-596504	Water Board Coordination	\$ 35,000.00	\$ -	\$ 35,000.00
44-911-596509	Contingency	\$ -	\$ -	\$ 0.00
	SUBTOTAL - Non USDA Eligible Expenses	\$ 110,000.00	\$ 0.00	\$ 110,000.00
	TOTAL EXPENSES	5,623,000.00	\$ 2,000,000.00	\$ 7,623,000.00

Mr. Lewis a resolution affirming residential water rates phase 1B and 1C alternative water supply project.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to approve the resolution affirming residential water rates phase 1B and 1C alternative water supply project.

**RESOLUTION
AFFIRMING RESIDENTIAL WATER RATES
PHASE 1B AND 1C ALTERNATIVE WATER SUPPLY PROJECT
REGIONAL SUPPLEMENTAL GRANT APPLICATION
NC RURAL ECONOMIC DEVELOPMENT CENTER PROJECT: 2008-311-40101-112
GREENE COUNTY**

WHEREAS, the North Carolina Rural Economic Development Center, Inc. has awarded a \$500,000 supplemental grant to Greene County to support construction of a regional alternative water supply project, and

WHEREAS, Rural Center grant eligibility is based on a municipality's average residential water and sewer rates exceeding 1.5% of the municipality's median household income based on 5,000 gallons of water consumption,

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF GREENE COUNTY:

That the following rate structure is currently used by the Greene County Regional Water System for providing residential water service:

Residential Water Rate:

Surcharge Fee: \$8.00
First 2,000 Gallons: \$7.95 Minimum
All over 2,000 Gallons: \$3.10 per 1,000 gallons

Adopted this the 18th day of August, 2008 in Snow Hill, North Carolina.

ATTEST:

/s/ Jack Edmondson, Jr.
Chairman

/s/ Don Davenport
Clerk to the Board

Mr. Lewis presented the inter-local agreements with the Towns of Hookerton, Snow Hill and Walstonburg for the administering of associated NC Rural Center Funding by each of the towns for the construction of a potable water supply transmission system allowing the delivery of an alternative water supply to and within Greene County from Greenville Utilities Commission. (Note: Due to the size of the agreements, only one agreement is included in the minutes – there are individual agreements with each town.)

INTER-LOCAL AGREEMENT
BETWEEN
COUNTY OF GREENE
AND
TOWN OF HOOKERTON
FOR THE
ADMINISTERING OF
ASSOCIATED NC RURAL CENTER FUNDING
BY
TOWN OF HOOKERTON
FOR THE
CONSTRUCTION OF A
POTABLE WATER SUPPLY TRANSMISSION SYSTEM
ALLOWING THE DELIVERY OF AN ALTERNATIVE WATER SUPPLY
TO AND WITHIN GREENE COUNTY FROM GREENVILLE UTILITIES COMMISSION

THIS AGREEMENT (hereafter referred to as the "AGREEMENT") for the construction of a potable water supply transmission system for the delivery of an alternative water supply to and within Greene County (Phase 1A - Joint Construction Project with Farmville located outside Greene County and Phase 1C - Greene County Internal Improvements Project located inside Greene County) made and entered into as of the 18th day of August, 2008, by and between GREENE COUNTY (hereinafter referred to as GREENE COUNTY) , 229 Kingold Boulevard, Suite D, Snow Hill, NC 28580 and the Town of Hookerton, P. O. Box 296, Hookerton NC 28538 (hereinafter referred to as HOOKERTON);

W I T N E S S E T H:

WHEREAS, GREENE COUNTY and HOOKERTON are currently one hundred percent dependent upon ground water pumped from the Central Coastal Plain Cretaceous Aquifer; and

WHEREAS, HOOKERTON is dependent upon GREENE COUNTY for its alternative water supply; and

WHEREAS, GREENE COUNTY is required by State law to develop an alternative source of water due to the continuing depletion of the Central Coastal Plain Cretaceous aquifer; and

WHEREAS, both entities to this contract have entered into an "INTER-LOCAL AGREEMENT FOR WATER SUPPLY AND DISTRIBUTION" agreement dated March 16, 2005 (a copy of which is attached and hereinafter referred to as INTER-LOCAL AGREEMENT) which established the Greene County Water Board, authorized GREENE COUNTY to negotiate a water purchase contract with Greenville Utilities Commission, authorized GREENE COUNTY to construct a water transmission system, authorized GREENE COUNTY to secure funding for the improvements, authorized GREENE COUNTY to set water rates and obligated HOOKERTON to pay for any water acquired from GREENE COUNTY at the water rate adopted by GREENE COUNTY; and

WHEREAS, GREENE COUNTY and the TOWN OF FARMVILLE (hereinafter referred to as FARMVILLE) has entered into an "AGREEMENT BETWEEN COUNTY OF GREENE AND TOWN OF FARMVILLE FOR THE JOINT CONSTRUCTION, OPERATION AND MAINTENANCE OF A POTABLE WATER SUPPLY TRANSMISSION SYSTEM ALLOWING THE DELIVERY OF AN ALTERNATIVE WATER SUPPLY FROM GREENVILLE UTILITIES COMMISSION" dated August

16, 2004 (a copy of which is attached and hereinafter referred to as JOINT CONSTRUCTION AGREEMENT) which authorizes FARMVILLE to construct the proposed water transmission facilities for GREENE COUNTY, commits GREENE COUNTY to pay for one half of the proposed facilities and establishes the methodology for the proration of operation and maintenance cost; and

WHEREAS, to secure funding, GREENE COUNTY requested and HOOKERTON filed a grant application under the Clean Water Partner's Infrastructure Program with the NC Rural Center to assist in the funding of the cost of the proposed facilities; and

WHEREAS, the NC Rural Center has made a Clean Water Partner's Grant (2008-312-40101-112) to HOOKERTON in the amount of \$500,000 for the partial funding of the proposed improvements, and

WHEREAS, the NC Rural Center Clean Water Partner's Grant of \$500,000 requires a local match; and

WHEREAS, GREENE COUNTY has agreed to be responsible for the Clean Water Partner's local match; and

WHEREAS, the NC Rural Center in partnership with the USDA-Rural Development has agreed for USDA-Rural Development to review and approve pay request for the overall project; and

NOW THEREFORE, for and in consideration of the mutual promises and covenants set forth herein, and other good and valuable considerations passing from each party to the other, the receipt of which is hereby respectively acknowledged by each of the parties hereto, GREENE COUNTY and HOOKERTON do hereby agree each with the other as follows:

1. Phase 1A - Joint Construction of Facilities:

Phase 1A proposed facilities will be constructed by FARMVILLE under the terms as specified in the JOINT CONSTRUCTION AGREEMENT between GREENE COUNTY and FARMVILLE cited herein. The initial capital cost of the transmission system will be paid for on an equal basis by GREENE COUNTY and FARMVILLE, each being responsible for their respective share of the capital cost as specified in the JOINT CONSTRUCTION AGREEMENT.

2. Phase 1A - Ownership of Facilities:

Phase 1A facilities will be owned equally by GREENE COUNTY and FARMVILLE.

3. Phase 1A- Operation, Maintenance and Repairs:

Phase 1A facilities shall be operated and maintained by FARMVILLE under the terms as specified in the JOINT CONSTRUCTION AGREEMENT between GREENE COUNTY and FARMVILLE cited herein. The operation, maintenance and repair cost shall be as specified in the JOINT CONSTRUCTION AGREEMENT between GREENE COUNTY and FARMVILLE cited herein.

4. Phase 1C - Construction of Facilities:

Phase 1C proposed facilities will be constructed by GREENE COUNTY under the terms as specified in the INTER-LOCAL AGREEMENT between GREENE COUNTY and the various water systems within GREEN COUNTY cited herein. The initial capital cost of the transmission

system will be paid for by GREENE COUNTY, said cost to be ultimately borne by the water customers of all water systems within GREENE COUNTY who have entered into the INTER-LOCAL AGREEMENT cited herein.

5. Phase 1C - Ownership of Facilities:

Phase 1C facilities will be owned by GREENE COUNTY.

6. Phase 1C- Operation, Maintenance and Repairs:

Phase 1C facilities shall be operated and maintained by GREENE COUNTY.

7. Administrating and Payment Process of Clean Water Partner's Infrastructure Grant (2008-312-40101-112) Received by HOOKERTON:

HOOKERTON will adopt and maintain a project budget for processing grant receipts and payments to GREENE COUNTY. The budget project revenues will include NC Rural Center Clean Water Partner's Infrastructure Grant funds in the amount of \$500,000. The local match funding will be provided by GREENE COUNTY. The local match will be provided within the GREENE COUNTY project budget and will not be conveyed or transferred to HOOKERTON. The budget project expenses will consist of one line item for construction. Grant payment request will be filed by HOOKERTON based upon the USDA Rural Development pay request approval. The Project Engineer, McDavid Associates, Inc. will prepare the NC Rural Center Grant Request form for signature by HOOKERTON. Upon receipt of NC Rural Center Clean Water Partner's Infrastructure Grant funds, HOOKERTON will disburse the specified funds received to GREENE COUNTY within 48 hours in conformance with the terms and conditions of the grant.

8. Length of AGREEMENT:

This AGREEMENT shall be effective upon execution of both parties and shall exist and continue at a minimum as long as GREENE COUNTY maintains a Water Purchase Agreement with GREENVILLE UTILITIES COMMISSION.

9. Board Approvals:

The terms and conditions herein are subject to approval by the GREENE COUNTY Board of Commissioners and the HOOKERTON Board of Commissioners and the NC Rural Center.

10. Amendments:

This AGREEMENT may not be amended unless agreed in writing by and between both parties.

IN TESTIMONY WHEREOF, GREENE COUNTY has caused this AGREEMENT to be executed in its name by its Chairman, attested by the Clerk to the Board, and its official seal hereunto affixed, all by Resolution duly entered by the GREENE COUNTY Board of Commissioners; and HOOKERTON has caused this AGREEMENT to be executed in its name by its Mayor, attested by the Town Clerk, and its official seal hereunto affixed, all by Resolution duly entered by the Town of HOOKERTON: all pursuant to the authority of its Board of Commissioners duly given, all effective on this the day and year first written above. This AGREEMENT is executed in multiple originals, one of which will be retained by each of the parties hereto.

GREENE COUNTY, NORTH CAROLINA

By: /s/ Jack Edmondson
[SEAL] Jack Edmondson, Chairman

Attest:

By: /s/ Don Davenport
Don Davenport, Clerk to the Board

TOWN OF HOOKERTON

By: _____
[SEAL] Sam Johnson, Mayor

Attest:

By: _____
Cathy H. Webb, Clerk to the Board

County Manager Don Davenport presented information regarding the law enforcement contract with the Town of Snow Hill. Since January, 1995 the Town of Snow Hill has contracted with Greene County for the provision of Law Enforcement services in the Town limits. This contract does not adequately specify how Greene County will charge for the services provided by the Greene County Sheriff department. This coupled with no records of cost allocations for the Town's services has made the amount of the contract difficult to determine.

The cost for 2007-8 was \$188,000 and the Town budgeted \$195,000 for 2008-9.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to contract with the Town of Snow Hill under the old contract for \$195,000 and direct the County Manager, Sheriff and County Attorney to work with the Town of Snow Hill to develop a new contract to be effective July 1, 2009.

Mr. Davenport advised the Board of the ground breaking ceremony for the Alternative Water Supply Phase 1A – water transmission system along US13 from Greenville to Langs Crossroads.

County Attorney Borden Parker advised that the Health Department has negotiated with Mr. Bert Dixon on some land to help with the sewer system at the Greene County Animal Shelter in the amount of \$4,000.

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously to approve the purchase of the property from Mr. Bert Dixon for the amount of \$4,000.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to enter into Closed Session for the purpose of Attorney/Client Privilege.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to adjourn Closed Session and return to Open Session.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Tuesday, September 2, 2008, at 9:00 a.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford and County Manager Don Davenport.

The Chairman called the meeting to order. Commissioner Garner gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to approve the agenda as presented.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to approve the consent agenda which included the following:

**August 18, 2008 Regular Meeting Minutes
Late Applications for Present Use Value and Elderly/Disabled Exclusion – Wanda Speight
and G. Annette Daniels
Hookerton Law Enforcement Contract Amendment**

Department	Amount	Explanation
Water	\$80,000.00	Matching funds to Rural Center grant received for water system mapping as well as receipt of the grant and payment to McDavid for the services.
TOP	\$6,696.00	Final payment to UNC Office of Sponsored Research for the TOP grant project.
S.O.S.	\$11,976.00	Co-appropriated salaries for 08-09
SHIIP-Extension	\$3,010.00	Re-appropriate balance of SHIIP Grant funds for Extension.
SHIIP-Senior Center	\$2,873.87	Re-appropriate balance of SHIIP Grant funds for Senior Center.

REFUNDS

William Carraway	\$90.60
William Carraway	\$86.09
William Carraway	\$86.69
William Carraway	\$92.40
Nancy Murphy	\$63.44
Nancy Murphy	\$63.44
Nancy Murphy	\$61.45

RELEASES

William Carraway	\$89.51
Nancy Murphy	\$64.24
James S. Stepps	\$35.00
Nellie H. Darby	\$35.00
Shirley P. Oakes	\$35.00
Robert Suggs	\$35.00
William Earl Grant	\$35.00
Landis & Angela Combs	\$35.00
Howells Swamp FWB Church	\$75.00
Michael Scott Sutton	\$35.00
Billy Stroud, Jr	\$35.00
Robert Vernon Stallings	\$8.03
Robert Vernon Stallings	\$8.18
Mary Gay	\$77.10
Mary Gay	\$10.27
Mary Gay	\$74.19
Mary Gay	\$9.47
Mary Gay	\$9.08

The Chairman opened the floor for Public Comments.

There were no comments.

Ms. Shawna Wooten, Finance Officer presented the quarterly fiscal monitoring report for the Beacon Center for period ending June 30, 2008. She noted that current actual revenues exceed actual expenditures by \$3,646,757 and that the fund balance designations are as follows:

OPEB	\$10,778,000
Future LME-endeavors	\$ 2,900,000
Future Endeavors Cost Center	\$ 5,200,000
Career Ladder	\$ 602,555
Contingency for Service Failure	\$ 3,300,000
Software Conversion	<u>\$ 2,000,000</u>
	\$24,780,555

Commissioner Garner expressed concern over not knowing how much is being spent on client services.

Commissioner Tyndall asked how monies are allocated to counties.

Mr. Don Davenport, County Manager suggested that the Director and/or Finance Officer from the Beacon Center come and speak to the Board at the September 15, 2008 meeting.

Mr. Chris Roberson, Assistant County Manager presented information regarding the re-organization of the Transportation Committee. This committee was originally formed in 2001 with membership as follows: Kenneth Creech, Chairman, a Commissioner's appointee, Planning Board Chairman, mayors from each municipality, an at-large appointee and the Economic Development Director. Mr. Roberson recommended adding someone from the public transportation as well as someone from the Rural Planning Organization (RPO).

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to reorganize the committee as stated above, with Kenneth Creech filing the at-large position and changed from mayors of each municipality to municipal representative.

Mr. Davenport advised that due to missing the advertising deadline for the Rural Operating Assistance Program public hearing, another one would need to be scheduled for September 15, 2008 at 7:00 pm.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to set the public hearing for the Rural Operating Assistance Program for September 15, 2008 at 7:00 pm.

Mr. Davenport reminded the Board of the joint meeting with the Board of Education on September 10, 2008 at 12:00 noon in the large meeting room.

There were no County Attorney reports or recommendations due to Mr. Parker being unable to attend the meeting.

On motion by Commissioner Heath, seconded by Commissioner Edmondson the Board voted unanimously to enter into closed session for discussion of business expansion.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to adjourn closed session and return to open session.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to waive the evaluation fee for the next 5 lots at Holden Place.

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously to recess until Wednesday, September 10, 2008 at 12:00 noon in the large meeting room.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, September 15, 2008, at 7:00 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order, gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the amended agenda as presented.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to approve the consent agenda which included the following:

**September 2, 2008 Regular Meeting Minutes
Late Applications for Elderly/Disabled Exclusion – Mr. & Mrs. Woodrow Edwards and
Ms. Carolyn Hooker Williams**

Department	Amount	Explanation
Senior Center	\$160.00	Monies collected for State Fair trip.

RELEASES

Barbara Busdieker	\$35.00
Sila Brown	\$35.00
Joe & Barbara Beamon	\$35.00

The Chairman opened the floor for Public Comments.

There were no comments.

The Chairman opened the public hearing for the 2009 Rural Operating Assistance Program.

Mr. Mike Lovett, Transportation Director gave a brief description of the program and advised that no changes had been made since the prior presentation.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the application and resolution for the FY09 Rural Operating Assistance Program.

**CERTIFIED STATEMENT
FY09
County of GREENE
RURAL OPERATING ASSISTANCE PROGRAM**

Whereas Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering all federal and/or state programs related to public transportation, and grants NCDOT authority to do all things required in applicable federal and/or state legislation to properly administer the public transportation programs within the State of North Carolina;

WHEREAS, G.S. 136-44.27 established the Elderly and Disabled Transportation Assistance Program;

WHEREAS, funds will be used for transportation related expenditures as specified in the FY09 Rural Operating Assistance Program (ROAP) application;

WHEREAS, information regarding use of the funds will be provided at such time and in such a manner as NCDOT may require;

WHEREAS, it is the policy of the North Carolina Department of Transportation that Disadvantaged Business Enterprises, Minority Owned Business Enterprises and Women Owned Business Enterprises shall have the opportunity to participate in the performance of contracts financed in whole or part by Federal and State funds in order to create a level playing field, and the county shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract.

WHEREAS, ROAP funds will be used to provide eligible services during the period July 1, 2008 through June 30, 2009;

WHEREAS, any interest earned on ROAP funds will be expended for eligible program uses as specified in the ROAP application; and

WHEREAS, the County will include ROAP funds received and expended in its annual independent audit on the schedule of federal and state financial assistance. Funds passed through to other agencies will be identified as such.

This is to certify that the undersigned is duly elected, qualified and acting chairperson of the Board of County Commissioners of the County of **GREENE** North Carolina, and that the following statements are true and accurate:

Elderly and Disabled Transportation Assistance Program

3. The funds received from G.S. 136-44.27 will be used to provide transportation services for the elderly and disabled allowing individuals to reside for a longer period in their homes, thereby enhancing their quality of life.
4. The funds will not be used to supplant or replace existing federal, state or local funds designated to provide elderly and disabled transportation services in the county.

Employment Transportation Assistance Program

4. The purpose of these transportation funds is to assist transitional Work First participants after eligibility for cash assistance has concluded, participants in local Workforce Development Programs, and/or the general public with employment-related transportation needs
5. The funds are limited to use by the local Department of Social Services, Work Force Development Program or the community transportation system.

6. The funds may be transferred to the Elderly and Disabled Transportation Assistance Program or the Rural General Public Program after an assessment of employment transportation needs in the service area indicates that employment transportation needs are substantially being met. This assessment will occur prior to any transfer of funds and following submission of a statement to that effect from the County Manager to the Public Transportation Division.

Rural General Public Program

3. The funds are limited to use by the community transportation system
4. The funds will not be used to provide human service agency trips.

WITNESS my hand and official seal, this 15th day of September, 2008.

Mr. Mike Barnette, McDavid Associates presented the 2008 Single Family Rehab grant and post approval documentation. This program searches for owner occupied frame built homes that are in moderate condition and in need of repairs. Mr. Barnette also presented the signature cards authorizing 4 individuals to sign future documentation.

On motion by Commissioner Garner, seconded by Commissioner Tyndall the Board voted unanimously to approve the Single Family Rehab grant and signature cards.

ASSISTANCE POLICY GREENE COUNTY 2008 SINGLE FAMILY REHABILITATION (SFR) PROGRAM

Greene County has received \$200,000.00 from the North Carolina Housing Finance Agency (NCHFA) and will use \$36,000.00 of CDBG Scattered Site Housing funds to assist with the comprehensive rehabilitation of five moderately deteriorated, owner occupied homes occupied by lower-income elderly or disabled households.

This Assistance Policy describes:

- o who is eligible for assistance,
- o how the County will rate and rank applications,
- o the terms of the assistance, and
- o how the County will manage the rehabilitation process.

The County has designed the program to be fair, open, consistent with the approved application, and consistent with the applicable SFR Program Guidelines. NCHFA funds originate from the HUD Federal HOME Investment Partnership Program.

Eligibility Requirements

1. The house must be located in Greene County, must be owned (fee simple or 99 year leasehold) and be a single family unit. Rental units and Life Estate properties are not eligible.
2. An elderly or disabled full time household member must occupy the house. (The definitions of elderly and disabled are listed later in this document).
3. The gross annual personal household income must be less than 80% of the area median income for the County. (The income limit table is listed later in this document).
4. The maximum housing rehabilitation hard cost, without lead-based paint hazard reduction costs, is \$40,000.00. The maximum hard costs with lead-based paint hazard reduction costs is \$48,000.00. All hard costs include any needed temporary relocation costs. The

County must be able to bring a house into compliance with the SFR Rehabilitation Standards in order to be eligible.

5. The property must require at least \$5,000.00 of improvements in order to meet SFR Rehabilitation Standards.
6. The property must be free of environmental hazards or other nuisances as defined by the County Health Department or said hazards and nuisances must be corrected as a part of the rehabilitation process.
7. The property cannot be located in the right-of-way of any impending or planned public improvements.
8. The property cannot be located on a site endangered by mud slides, landslides or other natural or environmental hazards.
9. The property may not have received \$5,000.00 or more of public funding for repairs or rehabilitation in the past ten years.
10. The property must be real property and may not be manufactured housing.

Income Limits

Number in Household	30% of Median Income	50% of Median (Very Low Income)	60% of Median Income	80% of Median (Low Income)
1	\$10,100.00	\$16,850.00	\$20,220.00	\$23,920.00
2	\$11,550.00	\$19,250.00	\$23,100.00	\$30,800.00
3	\$13,000.00	\$21,650.00	\$25,980.00	\$34,650.00
4	\$14,450.00	\$24,050.00	\$28,860.00	\$38,500.00
5	\$15,600.00	\$25,950.00	\$31,140.00	\$41,600.00
6	\$16,750.00	\$27,900.00	\$33,480.00	\$44,650.00
7	\$17,900.00	\$29,800.00	\$35,760.00	\$47,750.00
8	\$19,050.00	\$31,750.00	\$38,100.00	\$50,800.00

Rating and Ranking of Applicants

The Applicants will be ranked according to which receive the most points. Applicants will receive points for falling into certain categories listed below:

1. Elderly head of household 5 points
2. Disabled head of household 5 points
3. Every elderly or disabled household members (but not the head of household) 2 points
4. Less than 30% of County median income 5 points
5. 30%-50% of County median income 3 points
6. 50%-80% of County median income 2 points
7. **Definitions:**
 - X *Elderly*: An individual aged 62 or older.

- X *Disabled*: An individual who has a physical, mental or developmental disability that greatly limits one or more major life activities, has a record of such impairment, or is regarded as having such impairment.
 - X *Head of Household*: The individual who own(s) the house.
 - X *Household Member*: Any individual who is an occupant (defined below) of the unit to be rehabilitated shall be considered a household member (the number of household members will be used to determine household size and all household members are subject to income verification).
 - X *Occupant*: An occupant is defined as any immediate family member (mother, father, spouse, son/daughter of the head of household who has resided in the dwelling unit for at least three months prior to the submission of the family's application.
8. The County will not discriminate on the basis of any federal protected class in the selection process.

Forms and Terms of Housing Assistance

1. The County will provide assistance for construction hard costs in the form of a 0% interest, deferred payment forgiven loan and will forgive the loan at \$3,000.00 per year. The loan will be secured by a Deed of Trust. The Borrower will make no repayments as long as the Borrower owns and occupies the house. The Borrower may pay off the loan at any time, either in one payment or installment payments. NCHFA will require no repayments as long as the occupant of the house has a household income of less than 80% of the area median income. An heir may inherit the house or a buyer may buy the house to live in and upon NCHFA's approval, assume the loan and make no payments as long as they can document they are income-eligible.
2. The County will provide assistance for program eligible soft costs of up to 15% of hard costs as a grant to the homeowner.
3. The County will provide assistance for lead-hazard reduction expenses, not to exceed \$8,000.00, as a grant to the homeowner.

What work will be done?

When all work is complete, every house the County assists must:

1. Meet NCHFA SFR Rehabilitation Standards.
2. Meet HUD Section 8 HQS including lead-based paint regulations 24 CFR part 35.
3. Meet or exceed NCHFA Energy-Efficiency Standards.
4. Retain no imminent threats to the occupants or to the homes structural integrity.

These requirements are spelled out in full in the SFR Administrators Manual. You may review this Manual upon request to the County.

The Scope of Work may also contain work to enhance or protect the neighborhood/property values, and/or to enable frail or disabled occupants to function more independently.

Contractors performing the work will be responsible to meet all local requirements for permits and inspections, and will insure all new improvements meet the requirements of the NC State Residential Building Code.

The County will determine what work will be done at each house and conduct the following activities:

- X secure bids to perform the work from qualified contractors,
- X conduct a conference with the homeowner and contractor to discuss the proposed work and the options/selections of the homeowner,
- X inspect the contractor's work during construction and conduct a final inspection,
- X process any changes needed in coordination with the homeowner.

The County will act as the homeowner's representative throughout the rehabilitation process and assist/advise the homeowner to the greatest extent possible.

Any complaints should be directed to the Program Administrator for resolution. If the complaint cannot be resolved at this level, the County Manager will be incorporated into the complaint resolution process. If the complaint is not resolved by the County Manager, the complaint will be referred to NCHFA.

Lead-Based Paint (LBP)

The County will have all houses inspected by a firm certified to inspect the house for LBP. If LBP is present, the County will have a certified firm prepare a LBP Risk Assessment. The County will then employ a certified LBP contractor to treat the LBP either through component removal or other approved method as appropriate, and to remove all existing LBP dust hazards from the house.

The household occupants may need to relocate during the lead-hazard reduction activity to prevent any potential for lead poisoning. The program will pay reasonable temporary relocation costs and will be included in the \$48,000.00 maximum for each house.

Who will work on the houses?

The County will secure bids from properly licensed Contractors who have a track record of responsive and responsible work. The County will require all Contractors to have property damage and builders risk insurance before beginning work on the house.

How do I apply?

Homeowners may apply by contacting Sandy Stalls at (252) 753-2139 or Lisa Johnson at (252) 747-3446. These individuals will collect preliminary information to determine basic eligibility for SFR assistance.

The County will advertise in the Standard Laconic at least two months and accept applications until November 15, 2008. After this date, the applications will be rated and ranked according to the enclosed point system. Every applicant will receive a Notice of Disposition by December 15, 2008. The County will complete all work during the calendar year 2009.

Any complaints will be handled through the County's existing CDBG/SFR complaint policy.

RESOLUTION BY THE BOARD OF COMMISSIONERS
OF
GREENE COUNTY

WHEREAS, Greene County has received a Single Family Rehabilitation (SFR) grant under the North Carolina Housing Finance Agency, and;

WHEREAS, Greene County must authorize individuals to sign Requisition for SFR Funds forms;

THEREFORE, BE IT RESOLVED, by the Board Commissioners of Greene County the County hereby authorizes the following individuals to sign Requisition for SFR Funds forms:

Donald L. Davenport
Shawna Wooten
Lisa Johnson
Chris Roberson

Adopted this the 15th day of September, 2008, at Snow Hill, North Carolina.

/s/ Jack Edmondson

Jack Edmondson

Chairman

ATTEST:

/s/ Donald L. Davenport

Clerk to the Board

Ms. Karen Salacki, The Beacon Center introduced the Greene County board members and gave an update of mental health programs. She noted that approximately 800 Greene County citizens contact the Beacon Center per year and that the largest percentage receiving services are under the age of 21. Ms. Salacki then reviewed the restricted fund balance for the center.

Mr. Albert Barron, Beacon Center board member noted that he is hearing in the community, that citizens in Greene County are not receiving services and that more needs to be done to help individuals receive services.

Commissioner Shackelford noted that people do not know to go about getting services and that an outreach program could help.

Ms. Becki Scarborough, Beacon Center board member noted that the largest number served by the Beacon Center are children and that the LME has very little authority, that the State maintains most of the authority.

Commissioner Shackelford noted that if there are not monies available for services, then the citizens need to be told same.

Ms. Salacki noted that they will be hosting several Lunch & Learn meetings in the future to help educate the citizens.

Commissioner Garner stated that the state mental health system is in complete disarray. He also indicated that all information needs to be shared with the citizens.

Mr. Don Davenport, County Manager reviewed information regarding the bond anticipation notes for the Alternative Water Project as well as the Series Resolution.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to order the bond which will be financed through BB&T.

BOND ORDER AUTHORIZING THE ISSUANCE OF WATER AND SEWER REVENUE BONDS TO PROVIDE ADDITIONAL FUNDS TO CONSTRUCT IMPROVEMENTS TO THE COUNTY'S WATER SYSTEM; PROVIDING FOR THE ISSUANCE OF ADDITIONAL REVENUE BONDS; PROVIDING FOR THE ISSUANCE OF REVENUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF REVENUE BONDS; PROVIDING FOR THE COLLECTION OF SERVICE CHARGES FOR THE USE OF THE WATER SYSTEM; PROVIDING FOR THE CREATION OF CERTAIN SPECIAL FUNDS; PLEDGING TO THE PAYMENT OF THE PRINCIPAL OF AND THE INTEREST ON THE REVENUE BONDS AND NOTES CERTAIN REVENUES OF THE WATER SYSTEM; SETTING

FORTH THE RIGHTS AND REMEDIES OF HOLDERS; AND SETTING FORTH THE DETAILS OF CERTAIN RELATED MATTERS

WHEREAS, the County of Greene, North Carolina (the “County”) is authorized by The State and Local Government Revenue Bond Act to issue its revenue bonds to provide moneys for the acquisition, construction, reconstruction, extension, improvement or payment of the cost of one or more revenue bond projects, including water systems or facilities; and

WHEREAS, the County desires to finance the remaining cost of the undertaking in which it is engaged consisting of various improvements to the County’s water system, including, without limitation, the acquisition, construction and equipping of (i) water transmission lines, a booster pump station and a metering building, to be jointly owned with the Town of Farmville, North Carolina and (ii) water transmission lines and booster pump stations to be owned solely by the County (collectively, the “Project”); and

WHEREAS, the Local Government Commission of North Carolina has approved the application of the County for the issuance of revenue bonds in an amount not exceeding \$11,279,500 for the purpose of providing funds, together with other available funds, to finance the cost of the Project;

NOW, THEREFORE, BE IT ORDERED by the County of Greene, North Carolina, as follows:

ARTICLE I

GENERAL PROVISIONS AND DEFINITIONS

Section 1.01. Contract with Holders. In consideration of the purchase and acceptance of the Bonds by those who shall hold the same from time to time, the provisions of this Bond Order shall be deemed to be and shall constitute a contract between the County and the Holders from time to time of the Bonds; and the covenants and agreements herein set forth to be performed by or on behalf of the County shall be for the equal benefit, protection and security of the Holders of any and all of the Bonds so issued or to be issued, without preference, priority or distinction as to lien or otherwise, except as otherwise hereinafter provided, of any one Bond over any other Bond by reason of priority in the issue, sale or negotiation thereof, or otherwise.

Section 1.02. Definitions. The following words and terms as used in this Bond Order shall have the following meanings, unless some other meaning is manifestly intended:

“Act” means The State and Local Government Revenue Bond Act, constituting Article 5 of Chapter 159 of the General Statutes of North Carolina, as amended.

“Additional Bonds” means the Bonds referred to in Article III hereof.

“Annual Budget” means any budget or amended budget of Operating Expenses adopted or in effect pursuant to Section 7.08 of this Bond Order.

“Auditors” means the independent firm of certified public accountants that is employed by the County to audit the County’s books and accounts at the end of each Fiscal Year.

“Board” means the Board of Commissioners for the County of Greene, North Carolina, or the board or body in which the general legislative powers of the County shall now or hereafter be vested.

“Bond” or “Bonds” means any bond or bonds authorized by this Bond Order and includes the bond anticipation notes authorized pursuant to Section 2.10, the Initial Bonds and any Additional Bonds issued in accordance with this Bond Order.

“Bondholder” or “Holder” or any similar term, when used with reference to a Bond or Bonds means any person who shall be the registered owner of any outstanding Bond or Bonds.

“Bond Order” means this Bond Order, together with all orders amendatory hereof and all orders supplemental hereto as herein permitted.

“Bond Registrar” means the Finance Officer of the County or any successor as appointed by the Board.

“Chairman” means the Chairman of the Board or the officer succeeding to or exercising his or her principal functions and duties.

“Clerk” means the Clerk to the Board or the officer succeeding to or exercising his or her principal functions and duties.

“Commission” means the Local Government Commission of North Carolina.

“Consulting Engineers” means an engineer or engineering firm at the time employed by the County under the provisions of Section 7.06 to perform the functions and duties imposed on the Consulting Engineers by this Bond Order.

“Counsel” means an attorney or firm of attorneys selected by the County.

“County” means the County of Greene, North Carolina.

“County Representative” means the person or persons designated to act on behalf of the County by written certificate of the Board signed by the Chairman and furnished to the Bond Registrar and the Depository containing the specimen signature of such person or persons.

“Debt Service Fund” means the fund created and so designated by Section 5.02.

“Debt Service Requirement” means, with respect to Bonds in any Fiscal Year, the sum of (a) the amount required to pay the interest on the Bonds then outstanding which is payable in such Fiscal Year and (b) the amount required to pay the principal of the Bonds then outstanding which is payable in such Fiscal Year, the computation of such amount to be based on the assumption that (a) the Bonds at the time outstanding will be retired according to their stated maturities or mandatory redemption requirements and (b) if the Bonds bear interest at a variable rate, the rate is the ceiling rate.

“Debt Service Reserve Fund” means the fund created and so designated by Section 5.02 of this Bond Order.

“Debt Service Reserve Fund Requirement” means an amount equal to the maximum Debt Service Requirement for any Fiscal Year.

“Depository” means any bank or trust company duly authorized under the laws of the United States of America or the State of North Carolina to engage in the banking business within said State and designated by the Board as a depository of moneys under the provisions of this Bond Order.

“Finance Officer” means the Finance Officer of the County or the officer succeeding to his or her principal functions and duties.

“Fiscal Year” means the period of twelve months commencing on July 1 of any year and ending on June 30 of the following year.

“Identifiable Bondholder” means any Holder who shall have filed with the Bond Registrar a request in writing setting forth such Holder’s name and address and the particular reports, notices or other documents which the Holder desires to receive and which shall be mailed to the Holder under the provisions of this Bond Order.

“Initial Bonds” means the Bonds authorized under Section 2.01 of this Bond Order.

“Net Revenues” means the Revenues received by the County during any period less the Operating Expenses for such Fiscal Year.

“Operating Expenses” means the County’s reasonable and necessary current expenses of maintaining, repairing and operating the System, including, without limiting the generality of the foregoing, all administrative,

general and commercial expenses, insurance and surety bond premiums, payments for the billing and collection of Service Charges, architectural and engineering expenses, fees and expenses of the Bond Registrar and the Bond Registrar, legal expenses, any taxes which may be lawfully imposed on the County or its income or operations or the property under its control, ordinary and current rentals of equipment or other property, usual expenses of maintenance and repair, and any other current expenses required to be paid by the County under the provisions of this Bond Order or by law, all to the extent properly and directly attributable to the System, but not including any reserves for operation, maintenance or repair or any allowance for depreciation, amortization, interest or similar charges.

“Project” means Project as defined in the preamble to this Bond Order.

“Qualified Investments” means any investments of political subdivisions of the State permitted under Section 159-30 of the General Statutes of North Carolina, as amended, or any successor provision.

“Revenue Fund” means the fund created and so designated by Section 5.02 of this Bond Order.

“Revenues” means all income received by the County from, in connection with, or as a result of, its ownership or operation of the System, including all moneys received in payment of rates, fees and other charges for the use of and for the services furnished by the System and investment income, but excluding the proceeds of any borrowing for payment of the costs of, or grants or donations intended for, specific System Improvements.

“Secretary” means the Secretary of the Commission or his or her designated assistant.

“Series Resolution” means the resolution of the Board providing for the issuance of any Bonds or Notes and fixing the details thereof.

“Service Charges” means rates, fees and charges, including service, connection and other charges, for the use of, and for the services and facilities furnished or to be furnished by the System, as prescribed or fixed by the Board.

“State Treasurer” means the Treasurer of the State of North Carolina or his or her designated assistant.

“Surplus Fund” means the fund created and so designated by Section 5.02 of this Bond Order.

“System” means the Project and any System Improvements.

“System Improvements” means any construction, reconstruction, improvement, enlargement, betterment or extension of the System, including all plants, works, instrumentalities and properties used or useful in collecting, treating, pumping and distributing water.

Words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders. Unless the context shall otherwise indicate, the words “bond”, “owner”, “Holder” and “person” shall include corporations and associations, including public bodies, as well as natural persons.

ARTICLE II

AUTHORIZATION OF PROJECT AND INITIAL BONDS; TERMS, EXECUTION, AUTHENTICATION, DELIVERY AND REGISTRATION OF BONDS

Section 2.01. Authorization of Project and Initial Bonds. The County shall issue, in accordance with and pursuant to the Act and this Bond Order, its negotiable bonds in an aggregate principal amount not exceeding \$11,279,500 for the purpose of providing funds, together with other available funds, to finance the cost of the Project.

Section 2.02. Character of Bonds. The Bonds shall be special obligations of the County payable solely from the Net Revenues.

Section 2.03. Terms of Bonds. The Bonds are issuable as fully registered bonds. The Bonds shall be dated, shall bear interest until their payment, such interest to the maturity thereof being payable at such rate or rates and at such time or times, and shall be stated to mature (subject to the right of prior redemption) at such times as set forth in the Series Resolution providing for the issuance of the Bonds. Both principal of and interest on the Bonds shall be paid by check mailed to the Holder thereof. Each Bond shall be payable with respect to principal, redemption premium if any, and interest, in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts. The Bonds shall be redeemable prior to their respective maturities as provided in Article IV hereof and as additionally provided in the Series Resolution providing for the issuance of the Bonds.

Section 2.04. Execution of Bonds. Each Bond shall be executed in the name of the County by manual or facsimile signatures of the Chairman and the Clerk and shall have impressed or printed thereon the official seal of the County or a facsimile thereof; provided, however, that at least one manual signature must appear on each Bond (which may be the signature of the Secretary to the Commission's certificate). Any Bond may be signed, sealed or attested on behalf of the County by any person who, at the date of such act, shall hold the proper office, notwithstanding that at the date of such Bond or the date of delivery thereof such person shall not have held such office. In case any officer who shall have signed or sealed any of the Bonds shall cease to be such officer of the County before the Bonds so signed or sealed shall have been delivered, such Bonds may nevertheless be delivered as herein provided as if the person who so signed or sealed such Bonds had not ceased to be such officer.

Section 2.05. Registration and Transfer of Bonds. The County shall cause books for the registration of and for the registration of transfers of the Bonds as provided in this Bond Order to be kept by the Bond Registrar. The transfer of any Bond shall be registered upon the books kept for the registration of and registration of transfers of Bonds upon surrender thereof to the Bond Registrar together with an assignment duly executed by the Holder or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar. Upon any such registration of transfer, the County shall execute and the Bond Registrar shall authenticate and deliver in exchange for such Bond a new Bond of the same series registered in the name of the transferee in an aggregate principal amount equal to the unpaid principal amount of such Bond, having maturities corresponding to the principal installments of said Bond and bearing interest at the same rate.

In all cases in which the Bonds shall be transferred hereunder, the County shall execute, the Bond Registrar shall authenticate and deliver at the earliest practicable time Bonds in accordance with the provisions of this Bond Order. The County and the Bond Registrar may make a charge for every such transfer of Bonds sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to such transfer. Neither the County nor the Bond Registrar shall be required to make any such registration of transfer of Bonds during the fifteen (15) days immediately preceding an interest payment date on the Bonds or in the case of any proposed redemption of Bonds, immediately preceding the date of mailing of notice of such redemption, or after such Bond or any portion thereof has been selected for redemption.

In no event will the Bond Registrar transfer any Initial Bond or any Additional Bond to any person other than a bank an insurance company or a similar financial institution unless the Commission has previously approved such transfer.

Section 2.06. Ownership of Bonds. As to any Bond, the person in whose name the same shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of and the interest on any such Bond shall be made only to the Holder thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond including the interest thereon to the extent of the sum or sums so paid.

Section 2.07. Mutilated, Destroyed, Stolen or Lost Bonds. In case any outstanding Bond shall become mutilated or be destroyed, stolen or lost, the County may prepare and cause to be executed, authenticated and delivered a new Bond of like tenor, number and amount as the Bond so mutilated, destroyed, stolen or lost, in exchange and substitution for such mutilated Bond and upon surrender of such mutilated Bond or in lieu of and substitution for the Bond destroyed, stolen or lost, upon the owner furnishing to the satisfaction of the Bond Registrar, the Commission and the County evidence that such Bond has been destroyed, stolen or lost, proof of the ownership thereof, a surety Bond or other indemnification instrument in twice the face amount of the Bond or in such other amount required by applicable law, payment of the cost of preparing and issuing any new Bonds, including the reasonable expenses and charges of the County and the Bond Registrar in connection therewith and

evidence of compliance with such other reasonable regulations as the Bond Registrar and Board may prescribe. All Bonds surrendered hereunder shall be surrendered to the Bond Registrar and shall be cancelled. All Bonds issued in accordance with this Section shall be signed by the Chairman and the Clerk who are in office at the time and shall contain a recital to the effect that they are issued in exchange for or in place of certain Bonds and are to be deemed a part of the same series as such Bonds.

Section 2.08. Authentication of Initial Bonds. The Initial Bonds shall be executed substantially in the manner hereinabove set forth and shall be deposited with the Bond Registrar for authentication, but prior to or simultaneously with the authentication by the Bond Registrar and delivery of the Initial Bonds by the State Treasurer there shall be filed with the Bond Registrar the following:

(a) copies, certified by the Clerk to be true and correct copies, of this Bond Order and the Series Resolution prescribing the details of the Initial Bonds, including form, maturities and redemption provisions;

(b) a certificate of the Commission showing the award of the Initial Bonds and specifying the interest rate or rates thereof; and

(c) an opinion of Counsel to the effect that the issuance of the Initial Bonds has been duly authorized.

No Bond shall be valid or obligatory for any purpose unless authenticated by the Bond Registrar.

When the documents mentioned in clauses (a) to (c), inclusive, of this Section shall have been filed with the Bond Registrar and when the Initial Bonds shall have been executed and authenticated as required by this Bond Order, the Bond Registrar shall authenticate and deliver the Initial Bonds to or upon the order of the purchasers thereof, but only upon payment to the State Treasurer of the purchase price of the Initial Bonds. The Bond Registrar shall be entitled to rely upon the foregoing certificates with respect to the matters contained therein.

Section 2.09. Approval of Issuance and Sale of Initial Bonds. None of the Initial Bonds shall be issued unless they are approved and sold by the Commission and until the Secretary shall have endorsed thereon a certificate evidencing approval in accordance with the provisions of the Act.

Section 2.10. Issuance of Revenue Bond Anticipation Notes. The County is authorized to issue, in anticipation of the receipt of the net proceeds of any Bonds, water system revenue bond anticipation notes for the purpose of providing funds to pay the cost of the Project or any System Improvements. The payment of the principal of, redemption premium, if any, and interest on said notes shall be secured by a pledge, charge and lien upon the proceeds of any Bonds, if and when issued, and by the pledge of the Net Revenues pursuant to Section 5.03. The Revenues, as received by the County, shall immediately be subject to the lien of the pledge of the Net Revenues without any physical delivery thereof or further act. All covenants, obligations and agreements of the County contained in this Bond Order shall be deemed to be covenants, obligations and agreements of the County with the Holders of any notes hereafter issued.

Both principal of and interest on said notes shall be paid by wire transfer to the Holder thereof in an account designated by the County. Said notes shall be payable with respect to principal, redemption premium if any, and interest, in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts. The Holder of said notes is obligated to return said notes for cancellation promptly after said note is paid in full.

ARTICLE III

ADDITIONAL BONDS

Section 3.01. Refunding of Outstanding Bonds. The County may, to the extent permitted by the Act and the provisions of this Section, issue, from time to time, bonds (herein referred to as "Additional Bonds") which shall be payable from the same funds as previously issued Bonds for the purpose of refunding all or any portion of the Initial Bonds or any Additional Bonds. Except as to any difference in the maturities thereof or in the rate or rates of interest or the provisions for redemption, such refunding obligations shall be on a parity with and shall be entitled to the same benefit and security of this Bond Order as other Bonds. The Bond Registrar shall not authenticate and

deliver any Additional Bonds for this purpose unless theretofore or simultaneously therewith there shall have been filed with the Bond Registrar the following:

(a) a copy, certified by the Clerk to be a true and correct copy, of the Series Resolution authorizing the issuance of the Additional Bonds and prescribing the details thereof;

(b) a certificate of the Commission showing the award of the Additional Bonds and specifying the interest rate or rates thereof;

(c) a copy, certified by the Clerk to be a true and correct copy, of the resolution (which may be incorporated in the Series Resolution) of the Board directing the authentication of the Additional Bonds and the delivery thereof to or upon the order of the purchasers therein named upon payment of the purchase price therein set forth;

(d) an opinion of Counsel to the effect that the issuance of the Additional Bonds has been duly authorized and that all conditions precedent to the delivery of the Additional Bonds have been fulfilled and further stating that the County is in compliance with all covenants and undertakings in connection with all outstanding Bonds; and

(e) such documents as shall be required by the Bond Registrar to evidence that provision has been satisfactorily made for the redemption of the Bonds to be refunded.

When the documents mentioned in clauses (a) to (e), inclusive, of this Section shall have been filed with the Bond Registrar and when said Additional Bonds shall have been executed and authenticated as required by this Bond Order, the Bond Registrar shall deliver said Additional Bonds to or upon the order of the purchasers thereof, but only upon payment to the State Treasurer of the purchase price of said Additional Bonds.

Section 3.02. Financing of System Improvements. The County may, to the extent permitted by the Act and the provisions of this Section, issue, from time to time, bonds (herein referred to as "Additional Bonds"), which shall be payable from the same funds as previously issued Bonds for the purpose of financing System Improvements. Except as to any difference in the maturities thereof or in the rate or rates of interest or the provisions for redemption, such obligations shall be on a parity with and shall be entitled to the same benefit and security of this Bond Order as all other Bonds. The Bond Registrar shall not authenticate and deliver any Additional Bonds for this purpose unless theretofore or simultaneously therewith there shall have been filed with the Bond Registrar, the following:

(a) a copy, certified by the Clerk to be a true and correct copy, of the Series Resolution authorizing the issuance of the Additional Bonds and prescribing the details thereof and providing that the System Improvements to be financed with the proceeds thereof are thereby made a part of the System and that the revenues of such System Improvements are thereby pledged to the Additional Bonds and as additional security for the outstanding Bonds;

(b) a certificate of the Commission showing the award of said Additional Bonds and specifying the interest rate or rates thereof;

(c) a copy, certified by the Clerk to be a true and correct copy, of the resolution (which may be incorporated in the Series Resolution) of the Board directing the authentication of said Additional Bonds and the delivery thereof to or upon the order of the purchasers therein named upon payment of the purchase price therein set forth;

(d) an opinion of Counsel to the effect that the issuance of said Additional Bonds has been duly authorized and that all conditions precedent to the delivery of said Additional Bonds have been fulfilled and further stating that the County is in compliance with all covenants and undertakings in connection with all outstanding Bonds; and

(e) a certificate, signed by the County Representative stating that all payments required by Section 5.05 into the Debt Service Fund and into the Debt Service Reserve Fund prior to the beginning of the month during which the Additional Bonds are issued have been made.

Section 3.03. Approval by Local Government Commission. Additional Bonds shall not be issued unless they are approved and sold by the Commission and until the Secretary shall have endorsed thereon a certificate evidencing approval in accordance with the Act.

Section 3.04. Waiver of Additional Bonds Limitations. The limitations hereinabove set forth with respect to the issuance of Additional Bonds may be waived or modified by the written consent of Holders owning sixty per centum (60%) or more of the outstanding Bonds.

Section 3.05. Terms of Additional Bonds. Additional Bonds will be in such form, will be dated such date or dates, will mature in such installments of principal and interest, will bear interest at such rate or rates, will be in such denomination or denominations (but in all events in a minimum denomination of at least \$100,000) and may contain such provisions for prepayment prior to their respective maturities, all as provided by the County in the supplemental or amending bond order adopted to provide for their issuance. Additional Bonds will contain an appropriate series designation.

It is specifically intended and hereby provided that in providing for the issuance of Additional Bonds, the County may hereafter provide (a) for segregation of Net Revenues (or any portion thereof) into one or more special funds or accounts, (b) for Net Revenues (or any portion thereof), including any special funds or accounts as referenced in subsection (a), to be held by a third-party fiduciary for holders of Bonds, (c) for the establishment of reserves to secure payment of Bonds, and (d) for the imposition on the County of additional financial and other covenants to provide for the security of Bonds, but only if and to the extent the Additional Bonds are issued and secured on a parity basis with the Initial Bonds. In addition, supplements or amendments to this Bond Order (or other agreements pursuant to which Bonds have been or may be issued or secured) providing for the issuance of Additional Bonds may provide for the application of moneys recovered upon the exercise of remedies on default on any basis which treats the claims of the holders of the Initial Bonds on a parity basis with the claims of the holders of such Additional Bonds. Such documents may provide for any amendments to this Bond Order or subsequent documents (i) without the consent of the owners of any Bonds, provided that such amendments do not materially adversely affect the rights and interests of any owners of the Bonds, or (ii) otherwise with the consent of the Commission and all affected owners of Bonds.

ARTICLE IV

REDEMPTION OF BONDS BEFORE MATURITY

Section 4.01. Terms and Conditions. The Bonds, and the respective installments of principal corresponding thereto, shall be subject to redemption, both in whole and in part, at such times and prices, as may be provided by the Series Resolution authorizing the issuance of such Bonds.

Section 4.02. Notice of Redemption and Prepayment. Whenever the County shall elect to redeem Bonds notice thereof, stating the redemption date and place of payment and identifying the Bonds by reference to their numbers and further stating that on such redemption date there shall become due and payable upon each Bond so to be redeemed the principal thereof and the redemption premium, if any, together with the interest accrued to the redemption date and that from and after such date interest thereon shall cease to accrue, shall be given as may be provided by the Series Resolution authorizing the issuance of such Bonds.

Section 4.03. Payment of Redeemed Bonds. Notice having been given in the manner provided, the Bonds so called for redemption shall become due and payable on the redemption date so designated at the redemption price set forth in said notice. Upon presentation and surrender of the Bonds so called for redemption at the place of payment specified in said notice, together with a written instrument of transfer satisfactory to the Bond Registrar, duly executed by the Holder or his duly authorized attorney, such Bonds shall be paid at the aforementioned redemption price. In case part but not all of an outstanding bond shall be selected for redemption, the Holder thereof or his attorney or legal representative shall present and surrender such Bond to the Bond Registrar for payment of the applicable redemption price and the County shall execute and the Bond Registrar shall authenticate and deliver to or upon the order of such Holder or his legal representative, without charge therefor, for the unredeemed portion of the principal amount of the Bond so surrendered, a registered Bond of the same series and maturity, bearing interest at the same rate and of any authorized denomination.

If, on the redemption date, moneys for payment of the redemption price of all the Bonds to be redeemed shall be available therefor at the place of payment specified in the notice of redemption, then from and after the redemption date, the Bonds or the installments of principal thereof so called for redemption shall cease to bear interest. All moneys held for the redemption of particular Bond or for the prepayment of particular installments thereof shall be held in trust for the account of the Holders of the Bonds so to be redeemed or prepaid.

If said moneys shall not be so available on the redemption date, said Bonds shall continue to bear interest until paid at the same rate as they would have borne had they not been called for redemption.

Section 4.04. Cancellation of Redeemed Bonds. All Bonds redeemed prior to maturity shall be cancelled forthwith in accordance with Section 5.10 hereof.

ARTICLE V

REVENUES AND FUNDS

Section 5.01. Rates and Charges. The County covenants and agrees that, subject to any applicable requirements of law or regulations, it will fix Service Charges and from time to time to revise such Service Charges in such manner that the Net Revenues for each Fiscal Year shall not be less than one hundred ten percent (110%) of the Debt Service Requirement for such Fiscal Year.

The County covenants that it will not reduce the Service Charges unless the Revenues after any such reduction of Service Charges will, in the opinion of the Consulting Engineers, be not less in each subsequent Fiscal Year than the total of the amounts referred to in subdivision (c) of this Section and further that it will not reduce the Service Charges unless:

(a) all deposits shall have been made to the credit of the Debt Service Fund or with respect to debt service which are required by this Article to have been made prior to the time of such reduction;

(b) the amount then on deposit to the credit of the Debt Service Reserve Fund shall be not less than the Debt Service Reserve Fund Requirement;

(c) the total amount of the Revenues during the preceding Fiscal Year shall have been not less than the total of the following:

(1) the Operating Expenses during the current Fiscal Year as shown by the Annual Budget for such Fiscal Year, and

(2) one hundred ten per centum (110%) of the maximum Debt Service Requirement for any Fiscal Year thereafter; and

(d) the Revenues after any such reduction of Service Charges will, in the opinion of the Consulting Engineers, be not less in the then current Fiscal Year and in each subsequent Fiscal Year than the total of the amounts referred to in subdivision (c) of this Section.

Forthwith upon the adoption of any revision of the Service Charges, the County will cause certified copies thereof to be filed with the Consulting Engineers and the Commission and mailed, upon request, to each Identifiable Bondholder.

The County further covenants that if the Revenues in any Fiscal Year shall be less than the total amount set forth in the first paragraph of this Section, the County will immediately request the Consulting Engineers to make their recommendations regarding revision of the schedule of Service Charges and improvements in the operation of or services rendered by the System, and copies of such request and of the recommendations of the Consulting Engineers shall be filed with the Commission and mailed by the Clerk, upon request, to each Identifiable Bondholder. Anything in this Bond Order to the contrary notwithstanding, if the County shall substantially comply with all the recommendations, of the Consulting Engineers respecting the schedule of Service Charges and improvements in the operation of or services rendered by the System, it will not constitute an event of default under

this Bond Order if the Net Revenues shall be less than the amount set forth in the first paragraph of the Section; provided, however, that such Net Revenues are sufficient to meet the Debt Service Requirement.

Section 5.02. Creation of Funds and Accounts. There are hereby created the following designated special funds and accounts: (a) County of Greene Water System Revenue Fund (hereinafter called the "Revenue Fund"); (b) County of Greene Water System Debt Service Fund (hereinafter called the "Debt Service Fund"); (c) County of Greene Water System Debt Service Reserve Fund (hereinafter called the "Debt Service Reserve Fund"); and (d) County of Greene Water System Surplus Fund (hereinafter called the "Surplus Fund). The moneys in each Fund and Account shall be held by the County in trust with a Depository and applied as hereinafter provided in this Article. Each Fund and Account shall be maintained as long as any of the Bonds are outstanding.

Section 5.03. Pledge of Net Revenues. The County hereby pledges the Net Revenues to secure the payment of the principal of, redemption premium, if any, and interest on the Bonds. The Revenues, as received by the County, shall immediately be subject to the lien of this pledge without any physical delivery thereof or further act and the lien of this pledge shall have priority over any or all other obligations and liabilities of the County, including any general obligation bonds, or notes issued in anticipation thereof, heretofore or hereafter issued by the County for the purpose of providing water systems or facilities and the lien of this pledge shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof.

Section 5.04. Application of Revenues Received by the County. All Revenues collected by or on behalf of the County shall be deposited by the County as soon as practicable following the receipt thereof and held by the Depository in the Revenue Fund. The County shall pay from the moneys in the Revenue Fund, among other things, Operating Expenses in accordance with the Annual Budget, Debt Service Requirements with respect to the Bonds in each Fiscal Year, and the purchase or redemption price of the Bonds. The County shall also deposit to the credit of a special account established with the Depository an amount in each month equal to the deposits to the Debt Service Reserve Fund required pursuant to Section 5.05(b) hereof.

Section 5.05. Withdrawals from the Revenue Fund. Operating Expenses shall be paid by the County from the Revenue Fund as the same become due and payable in conformity with the applicable budgetary and payment procedures of the County. Additionally, the County, on or before the 20th day of each month, commencing in the month following the month in which the Project commences operation, withdraw from the Revenue Fund an amount equal to the amount of all moneys held for the credit of said Fund on the last day of the preceding month and deposit such sum to the credit of the following Funds in the following order:

(a) to the credit of the Debt Service Fund, such amount thereof (or the entire sum so withdrawn if less than the required amount) as may be required to make the total amount then to the credit of such Fund equal to the amount of interest then or to become within the next ensuing twelve (12) months due and payable on the Bonds then outstanding and the amount of principal of the Bonds then or to become within the next ensuing twelve (12) months due and payable;

(b) to the credit of the Debt Service Reserve Fund, until the amount on deposit therein is equal to the Debt Service Reserve Fund Requirement, an amount equal to 1/120 of the Debt Service Reserve Requirement; and

(c) to the credit of the Surplus Fund the balance, if any, remaining after making the deposits under clauses (a) and (b) above;

Provided, however, that if the amount so deposited in any month to the credit of any Fund mentioned in Section 5.05 hereof shall be less than the required amount, the requirement therefor shall nevertheless be cumulative and the amount of any deficiency in any month shall be added to the amount otherwise required to be deposited to the credit of such Fund in each month thereafter until such time as such deficiency shall be made up.

Section 5.06. Application of Moneys in Debt Service Fund. All moneys in the Debt Service Fund shall be held in trust for the payment of the principal of and the interest on the Bonds and no amount shall be withdrawn from or paid out of such Fund except as provided herein. The County shall, from time to time, withdraw from the Debt Service Fund and (1) remit by mail or wire transfer to the Holder of each Bond the amount required for paying interest upon such Bond as such interest becomes due, and (2) set aside in trust an amount equal to the amount of, and for the sole and exclusive purpose of thereafter paying the principal of all Bonds as such principal becomes due.

Section 5.07. Application of Moneys in Debt Service Reserve Fund. Moneys held for the credit of the Debt Service Reserve Fund shall be used for the purpose of paying interest on the Bonds and maturing principal of Bonds whenever and to the extent that the moneys held for the credit of the Debt Service Fund shall be insufficient for such purpose, and the County shall transfer funds from the Debt Service Reserve Fund to the Debt Service Fund as necessary to make such payments. Any moneys so withdrawn from such Fund shall be restored from available moneys in the Revenue Fund, subject to the same conditions as are prescribed for deposits to the credit of such Fund under the provisions of Section 5.05 hereof. If at any time the moneys held for the credit of the Debt Service Reserve Fund shall exceed the requirement for such Fund under the provisions of clause (b) of Section 5.05 hereof, such excess may be transferred by the credit of the Surplus Fund.

Section 5.08. Application of Surplus Fund. If, at any time, the amount available in the Revenue Fund is or has been insufficient to make required payments into the Debt Service Fund or the Debt Service Reserve Fund, the County shall withdraw from the Surplus Fund, to the extent the moneys therein are available, and pay into the Revenue Fund, such amount as is required to remedy such deficiency.

Moneys held for the credit of the Surplus Fund and not at the time required to be so withdrawn from such Fund may be withdrawn and applied by the County, without accounting therefor to the Holders, for any lawful purpose, including, without limitation, to pay debt service on general obligation indebtedness of the County.

Section 5.09. Unclaimed Moneys. All moneys which the County shall have withdrawn from the Debt Service Fund and Debt Service Reserve Fund or shall have received from any other source and set aside for the purpose of paying any of the Bonds hereby secured, either at the maturity thereof or upon call for redemption shall be held in trust for the respective Holders of such Bonds. Any moneys which shall be set aside and which shall remain unclaimed by the Holders of such Bonds for the period of five years after the date on which such Bonds shall have become payable shall be treated as abandoned property pursuant to the provisions of G.S. 116B-18, and the County shall report and remit this property to the Escheat Fund according to the requirements of Article 3 of Chapter 116B of the North Carolina General Statutes. Thereafter the Holders of such Bonds shall look only to the Escheat Fund for payment and then only to the extent of the amounts so received without any interest thereon, and the County shall have no responsibility with respect to such moneys.

Section 5.10. Cancellation. All Bonds paid, redeemed or purchased either at or before maturity, shall, at the direction of the County, be delivered to the Bond Registrar or to the County when such payment, redemption or purchase is made and such Bonds shall thereupon be cancelled. All Bonds cancelled under any of the provisions of this Bond Order shall be destroyed by the Bond Registrar which shall execute a certificate in duplicate describing the Bonds so destroyed, and one executed certificate shall be filed with the County and the second executed certificate shall be retained by the Bond Registrar.

ARTICLE VI

SECURITY FOR DEPOSITS AND INVESTMENT OF FUNDS

Section 6.01. Security for Deposits. All moneys deposited with the County or any other Depository designated by the Board hereunder in excess of the amount guaranteed by the Federal Deposit Insurance Corporation or other Federal agency shall be continuously secured, for the benefit of the County and the Holders of the Bonds, in such manner as may then be required or permitted by applicable state or Federal laws and regulations regarding the security for, or granting a preference in the case of, the deposit of trust funds, including applicable regulations of the Commission.

Section 6.02. Investment of Funds. Moneys held for the credit of the Revenue Fund, the Debt Service Fund and the Surplus Fund shall, as nearly as may be practicable, be continuously invested and reinvested in Qualified Investments which shall mature, or which shall be subject to redemption by the holder thereof at the option of such holder, not later than the respective dates when the moneys held for the credit of each such Fund or Account will be required for the purposes intended. Moneys held for the credit of the Debt Service Reserve Fund shall, as nearly as may be practicable, be continuously invested and reinvested in Qualified Investments which shall mature, or which shall be subject to redemption by the holder thereof at the option of such holder, not later than three years after the date of such investment. Obligations and certificates of deposit purchased as investments of

moneys in any such Fund or Account shall be deemed at all times to be part of such Fund or Account, and the interest accruing thereon and any profit realized therefrom shall be credited to such Fund or Account, and any loss resulting therefrom shall be charged to such Fund or Account. The County shall sell at the best price obtainable or present for redemption any obligations so purchased whenever it shall be necessary so to do in order to provide moneys to meet any payment or transfer from any such Fund or Account. Neither the County nor the County Representative shall be liable or responsible for any loss resulting from any such investment. For the purpose of determining the amount on deposit to the credit of any such Fund or Account, obligations in which moneys in such Fund or Account have been invested shall be valued at the lower of cost or market.

ARTICLE VII

PARTICULAR COVENANTS

Section 7.01. Payment of Bonds and Observance of Covenants. The County covenants that it will promptly pay the principal of and the interest on every Bond issued under the provisions of this Bond Order at the places, on the dates and in the manner provided herein and in said Bonds and any premium required for the retirement of said Bonds by purchase or redemption, according to the true intent and meaning thereof. Except as in this Bond Order otherwise provided, the principal, interest and premiums are payable solely from Net Revenues, which are hereby pledged to the payment thereof in the manner and to the extent hereinabove particularly specified, and nothing in the Bonds or in this Bond Order shall be construed as obligating the County to pay the Bonds or the interest thereon except from Net Revenues or as pledging the faith and credit of the County or as obligating the County, directly or indirectly or contingently, to levy or to pledge any form of ad valorem tax whatever therefor. The County covenants that it shall faithfully do and perform and at all times fully observe any and all covenants, undertakings, stipulations and provisions contained herein or in the Bonds.

Section 7.02. Construction of Project and System Improvements. The County covenants that it will forthwith diligently proceed to complete the Project and any System Improvements in accordance with plans and specifications which shall have been approved by the Consulting Engineers and in conformity with law and all requirements of all governmental authorities having jurisdiction thereover, and that it will complete such construction with all expedition practicable.

The County further covenants and agrees that it will require each person, firm or corporation with whom it may contract for labor or materials in connection with the construction of the Project or any System Improvements to furnish a performance bond as required by law to insure completion and performance of such contract, or, in lieu thereof, to deposit with the Depository marketable securities having a market value equal to the amount of such contract and eligible as security for the deposit of trust funds under regulations of the Comptroller of the Currency of the United States, and to carry such workmen's compensation or employers' liability insurance as may be required by law and such builders, risk insurance, if any, as may be required by the Consulting Engineers. The County further covenants and agrees that in the event of any default under any such contract and the failure of the surety to complete the contract, the proceeds of any such performance bond or securities shall forthwith, upon receipt of such proceeds, be applied toward the completion of the contract in connection with which such performance bond or securities shall have been furnished.

Section 7.03. Operation and Maintenance of System. The County covenants that it shall at all times operate the System properly and in a sound and economical manner, and shall maintain, preserve and keep the same properly or cause the same to be so maintained, preserved and kept, with the appurtenances and every part and parcel thereof, in good repair, working order and condition, and shall from time to time make or cause to be made, all necessary and proper repairs, replacements and renewals so that at all times the operation of the System may be properly and advantageously conducted.

Section 7.04. Rules, Regulations and Other Details. The County covenants that it shall establish and shall enforce reasonable rules and regulations governing the operation, use and services of the System and that all compensations, salaries, fees and wages paid by the County in connection with the maintenance, repair and operation of the System shall be reasonable. The County shall observe and perform or shall cause to be observed and performed all of the terms and conditions contained in the Act, and shall comply with all valid acts, rules,

regulations, orders and directions of any legislative, executive, administrative or judicial body applicable to the System or the County.

The County further covenants that:

(a) it may require the owner, tenant or occupant of each lot or parcel of land within the County who is obligated to pay rates, fees or charges for the services and facilities furnished by the System to make a reasonable deposit with the County in advance to insure the payment of such rates, fees or charges and to be subject to application to the payment thereof if and when delinquent;

(b) if any rates, fees or charges for the services and facilities furnished by the System shall not be paid within thirty days after the same shall become due and payable, the County shall at the expiration of such thirty-day period disconnect the premises from the System, and the County may proceed to recover by appropriate legal action the amount of any such delinquent rates, fees or charges;

(c) it will not render, or cause to be rendered, any free services of any nature by the System nor will preferential rates be established for users of the same class; and

(d) to the extent legally allowed, it will not consent to the furnishing of, or permit any person whatsoever to furnish, water services within the County except in those municipalities which on the date of adoption of the Bond Order operate their own water systems or in areas wherein the System is unable economically to serve the occupants and properties.

Section 7.05. Payment of Lawful Charges. The County covenants that, from Revenues, it will pay all taxes and assessments or other municipal or governmental charges lawfully levied or assessed upon or in respect of the System or upon any part and that, from such Revenues, it will pay or cause to be discharged, or will make adequate provision to satisfy and discharge, within sixty days after the same shall accrue, all lawful claims and demands for labor, materials, supplies or other objects which, if unpaid, might by law become a lien upon the System or any part thereof or upon such Revenues; provided, however, that nothing in this Section contained shall require the County to pay or cause to be discharged, or make provision for, any such lien or charge so long as the validity thereof shall be contested in good faith and by appropriate legal proceedings.

Section 7.06 Insurance and Reconstruction. The County covenants that it will obtain and maintain insurance, with reasonable terms, conditions, provisions and costs, which the County Representative determines will afford adequate protection against such risks as are customarily insured against in connection with the operation of water systems of type and size comparable to the System. All such insurance policies shall be carried in an insurance company or companies authorized and qualified under the laws of the State of North Carolina to assume the risks thereof.

The proceeds of all such insurance covering damage to or destruction of the System shall be deposited with the County and shall be available for and shall, to the extent necessary, be applied to the repair, replacement or reconstruction of the damaged or destroyed property, and shall be paid out in the manner determined by the County. If such proceeds are more than sufficient for such purpose, the balance remaining shall be deposited to the credit of the Surplus Fund. If such proceeds shall be insufficient for such purpose, the deficiency may be supplied out of any moneys in the Surplus Fund. The proceeds of all insurance covering loss of Revenues shall be deposited to the credit of the Revenue Fund.

Section 7.07. Annual Budget of Operating Expenses. The County covenants that it shall develop an Annual Budget for each Fiscal Year consistent with the budget preparation schedule set forth in the State's applicable fiscal control statutes. If for any reason the Board shall not have adopted the Annual Budget before the first day of any Fiscal Year, the budget for the preceding Fiscal Year shall, until the adoption of the Annual Budget, be deemed to be in force.

The Board may at any time adopt an amended or supplemental Annual Budget for the remainder of the then current Fiscal Year, but no such amended or supplemental budget shall be effective until it shall be approved in the manner hereinbefore prescribed for the Annual Budget.

The County covenants that the Operating Expenses incurred in any Fiscal Year will not exceed the reasonable and necessary amount thereof, and that it will not expend any amount or incur any obligations for maintenance, repair and operation in excess of the amounts provided for Operating Expenses in the appropriate budget. Nothing in this Section contained shall limit the amount which the County may expend for Operating Expenses in any Fiscal Year provided any amounts expended therefor in excess of the appropriate budget shall be received by the County from some source other than Revenues and the County shall not make any reimbursement therefor from such Revenues.

Section 7.08. Records, Books and Audits. The County covenants that it will keep each of the funds of the System separate from all other funds of the County and that it will keep accurate records and accounts of all items of cost and of all expenditures relating to the System and of the Revenues collected and the application of such Revenues. Such records and accounts shall at all times during normal business hours be open to the inspection of the Commission and the Holders of the Bonds.

The County further covenants that promptly after the close of each Fiscal Year it will cause an audit to be made of its books and accounts relating to the System by a firm of independent certified public accountants to be chosen by the Board and will cause an annual report of operations of the System to be prepared, such annual report to cover the matters usually contained in annual reports for similar systems. Within a reasonable time thereafter, reports of each such audit and copies of each such annual report shall be mailed by the Clerk to the Consulting Engineers, the Commission, and, upon request, to each Identifiable Bondholder. Each such audit report shall be in accordance with generally accepted accounting principles and shall set forth in respect of the preceding Fiscal Year, among other matters, the Revenues and Operating Expenses of the System, all deposits or transfers to the credit of and all withdrawals from each special fund created hereunder, the amounts on deposit at the end of such Fiscal Year to the credit of each such special fund including the details of any investment thereof, a balance sheet and also the findings of such certified public accountants whether the moneys received by the County under this Bond Order have been applied in accordance with the provisions of this Bond Order, whether any obligations for Operating Expenses were incurred in excess of the amounts appropriated in the Annual Budget and whether the County is in default in the performance of any of the covenants contained in Article V hereof.

The County covenants that it will calculate whether it is in compliance with all debt service coverage tests set forth in this Bond Order. The County will provide annually a certificate, signed by a County Representative, that the County is in compliance with all covenants and undertakings in connection with this Bond Order and any supplemental order authorizing Bonds which remain Outstanding.

Section 7.09. Sale or Encumbrance. The County covenants that it will not sell, lease or otherwise dispose of or encumber the System or any part thereof except with the consent of one hundred percent of the Holders. Notwithstanding the foregoing, the Board may, from time to time, sell or otherwise dispose of such property forming part of the System, including machinery, fixtures, apparatus, tools, instruments or other movable property, as the Board may determine is not needed in connection with the maintenance and operation of such System. The proceeds from any sale, lease or disposition of the System, in whole or in part, shall be applied to the replacement of the properties so sold or otherwise disposed of or shall be deposited as provided in Section 5.05.

Section 7.10. Creation of Liens. The County covenants that it will not create or permit to be created any charge or lien on the Net Revenues ranking equally with or prior to the charge or lien on the Net Revenues of the Bonds issued and secured hereunder unless otherwise required by applicable law.

Section 7.11. Instruments of Further Assurance. The County covenants that at any and all times it shall, so far as it may be authorized by law, pass, make, do, execute, acknowledge and deliver all and every such further orders, resolutions, acts, conveyances, transfers and assurances as may be necessary or desirable for the better assuring, conveying, granting and confirming all and singular the rights, Revenues and other funds hereby pledged or intended so to be, or which the County may hereafter become bound to pledge or as may be reasonable and required to carry out the purposes of the Bond Order and comply with the Act. The County further covenants that it shall at all times, to the extent permitted by law, defend, preserve and protect the pledge of the Net Revenues and all the rights of the Holders against all claims and demands of all persons whomsoever.

ARTICLE VIII

DEFAULTS AND REMEDIES

Section 8.01. Events of Default. Each of the following events is hereby declared an “event of default;” that is to say, if:

(a) payment of the principal and premium, if any, of any of the Bonds shall not be made when the same shall become due and payable, either at maturity or by proceedings for redemption or otherwise; or

(b) payment of any installment of interest shall not be made when the same shall become due; or

(c) the County shall for any reason be rendered incapable of fulfilling its obligations hereunder; or

(d) any substantial part of the System, necessary for its efficient operation, shall be destroyed or damaged and shall not be promptly repaired, replaced or reconstructed (whether such failure promptly to repair, replace or reconstruct the same be occasioned by the impracticability of such repair replacement or reconstruction or the lack of funds therefor or any other reason); or

(e) an order or decree shall be entered, with the consent or acquiescence of the County, appointing a receiver or receivers of the System or of the Revenues, or if such order or decree, having been entered without the consent or acquiescence of the County shall not be vacated or discharged or stayed on appeal within sixty (60) days after the entry thereof; or

(f) any proceeding shall be instituted, with the consent or acquiescence of the County, for the purpose of effecting a composition or agreement between the County and its creditors or for the purpose of adjusting the claims of such creditors, pursuant to any federal or state statute now or hereafter enacted, if the claims of such creditors are under any circumstances payable out of Revenues; or

(g) the County shall default in the due and punctual performance of any other of the covenants, conditions, agreements and provisions contained in the Bonds or in this Bond Order on the part of the County to be performed, and such default shall continue for thirty (30) days after written notice specifying such default and requiring same to be remedied shall have been given to the County by the Holders of not less than twenty per centum (20%) in principal amount of the Bonds then outstanding.

Section 8.02. Bonds Declared Due and Payable. Upon the happening and continuance of any event of default specified in Section 8.01 of this Bond Order, then and in every such case the Holders of a majority in principal amount of the Bonds then outstanding may, by a notice in writing to the County, declare the principal of all of the Bonds then outstanding (if not then due and payable) to be due and payable immediately, and upon such declaration the same shall become and be immediately due and payable, anything contained in the Bonds or in this Bond Order to the contrary notwithstanding; provided, however, that if at any time after the principal of the Bonds shall have been so declared to be due and payable, and before the entry of final judgment or decree in any suit, action or proceeding instituted on account of such default, or before the completion of the enforcement of any other remedy under this Bond Order, moneys shall become available to pay the principal of all matured Bonds and all arrears of interest, if any, upon all the Bonds then outstanding (except the principal of any Bonds not then due by their terms and the interest accrued on such Bonds since the last interest payment date), and all other amounts then payable by the County hereunder shall have been paid or a sum sufficient to pay the same shall have been deposited with a Depository, and every other default in the observance or performance of any covenant, condition or agreement contained in the Bonds or in this Bond Order (other than a default in the payment of the principal of such Bonds then due only because of a declaration under this Section), shall have been remedied to the satisfaction of the Holders, then and in every such case the Holders may, and upon the written request of the Holders of a majority in principal amount of the Bonds not then due by their terms and then outstanding shall, by written notice to the County, rescind and annul such declaration and its consequences, but no such rescission or annulment shall extend to or affect any subsequent default or impair any right consequent thereon.

If at any time moneys are insufficient to pay the interest on or the principal of the Bonds as the same become due and payable, all moneys in the Debt Service Fund and Debt Service Reserve Fund, together with any moneys then available or thereafter becoming available for such purpose, shall be applied as provided in Section 11.02.

Section 8.03. Additional Remedies. Upon the happening and continuance of any event of default specified in Section 8.01 of this Bond Order, then and in every case the Holders may proceed to protect and enforce their

rights hereunder and under the laws of the State of North Carolina, including the Act, by such suits, actions or special proceedings in equity or at law, either for the specific performance of any covenant or agreement contained herein or in aid or execution of any power herein granted or for the enforcement of any proper legal or equitable remedy, as the Holders, shall deem most effectual to protect and enforce such rights.

Section 8.04. No Remedy Exclusive. No remedy herein conferred upon or reserved to the Holders is intended to be exclusive of any other remedy or remedies, and each and every such remedy shall be cumulative and shall be in addition to every other remedy given hereunder or now or hereafter existing at law or in equity or by statute.

Section 8.05. Waiver of Default. No delay or omission of the Holders of the Bonds to exercise any right or power accruing upon any default shall impair any such right or power or shall be construed to be a waiver of any such default or an acquiescence therein; and every power and remedy given by this Article to the Holders of the Bonds, respectively, may be exercised from time to time and as often as may be deemed expedient.

The Holders of a majority of the Bonds may waive any default which shall have been remedied before the entry of final judgment or decree in any suit, action or proceeding instituted by it under the provisions of this Bond Order or before the completion of the enforcement of any other remedy under this Bond Order, but no such waiver shall extend to or affect any other existing or any subsequent default or defaults or impair any rights or remedies consequent thereon.

Section 8.06. Notice of Default. The County shall mail to the Commission and to the Holder of each Bond then outstanding written notice of the occurrence of any event of default set forth in Section 8.01 hereof as soon as practical, but in no event later than thirty (30) days, after the County shall have notice that any such event of default has occurred.

ARTICLE IX

THE TRUSTEE

Section 9.01. Designation of Trustee. The County may at any time, with the approval of the Commission, appoint a Trustee to administer the provisions of this Bond Order and may adopt such supplements to this Bond Order as shall be necessary or desirable to effectuate such appointment. The Trustee shall at all times be capable of exercising trust powers in the State of North Carolina, and must be a bank or trust company with a combined capital (exclusive of borrowed capital) and surplus of at least \$100,000,000, and subject to supervision or examination by federal or state authority, so long as any Bonds are outstanding. If such bank or trust company publishes a report of condition at least annually pursuant to law or to the requirements of any supervising or examining authority above referred to, then for the purpose of this Section the combined capital and surplus of such bank or trust company shall be deemed to be its combined capital and surplus as set forth in its most recent report of condition so published.

ARTICLE X

SUPPLEMENTAL ORDERS

Section 10.01. Without Consent of Holders. The Board may amend this Bond Order in any respect prior to the delivery of the Initial Bonds.

The Board may from time to time and at any time following delivery of the Initial Bonds, adopt such orders supplemental hereto as shall not be inconsistent with the terms and provisions hereof (which supplemental orders shall thereafter form a part hereof):

(a) to cure any ambiguity or formal defect or omission or to correct any inconsistent provisions in this Bond Order or in any supplemental order, or

(b) to grant to or confer upon the Holders any additional rights, remedies, powers, authority or security that may lawfully be granted to or conferred upon the Holders, or

(c) to add to the conditions, limitations and restrictions on the issuance of Bonds under the provisions of this Bond Order other conditions, limitations and restrictions thereafter to be observed, or

(d) to add to the covenants and agreements of the County in this Bond Order other covenants and agreements thereafter to be observed by the County or to surrender any right or power herein reserved to or conferred upon the County.

At least thirty (30) days prior to the adoption of any supplemental order for any of the purposes set forth in the immediately preceding paragraph of this Section, the Bond Registrar, at the expense of the County, shall cause a notice of the proposed adoption of such supplemental order to be mailed, postage prepaid, to the owner of each Bond at the address appearing on the registration books and to the Commission. Such notice shall briefly set forth the nature of the proposed supplemental order and shall state that copies thereof are on file at the principal office of the Bond Registrar for inspection by all Holders.

Section 10.02. With Consent of Holders. Subject to the terms and provisions contained in this Section, and not otherwise, the Holders of not less than a majority in aggregate principal amount of the Bonds then outstanding shall have the right, from time to time following delivery of any Bonds, anything contained in this Bond Order to the contrary notwithstanding, to consent to and approve the adoption, of such order or orders supplemental hereto as shall be deemed necessary or desirable by the Board (and consented to by the Commission) for the purpose of modifying, altering, amending, adding to or rescinding, in particular, any of the terms or provisions contained in this Bond Order or in any supplemental order; provided, however, that nothing herein contained shall permit, or be construed as permitting, (a) an extension of the maturity of the principal of or the interest on any Bond issued hereunder without the consent of the Holder of such Bond, or (b) a reduction in the principal amount of any Bond or the redemption premium or the rate of interest thereon without the consent of the Holder of such Bond, or (c) the creation of a lien upon or a pledge of Revenues other than the lien and pledge created by this Bond Order without the consent of the Holders of all Bonds outstanding, or (d) a preference or priority of any Bond over any other Bond without the consent of the Holders of all Bonds outstanding or (e) a reduction in the aggregate principal amount of the Bonds required for consent to such supplemental order without the consent of the Holders of all Bonds outstanding.

Section 10.03. Obtaining Consent of Holders. If at any time the Board shall determine that it is necessary or desirable to adopt any supplemental order for any of the purposes of Section 10.02, the Bond Registrar, at the expense of the County, shall cause notice of the proposed adoption of such supplemental order to be mailed, postage prepaid, to each Holder of Bonds at the addresses appearing on the registration books. Such notice shall briefly set forth the nature of the proposed supplemental order and shall state that copies thereof are on file at the principal corporate trust office of the Bond Registrar for inspection by all Holders. The Bond Registrar shall not, however, be subject to any liability to any Holder by reason of its failure to cause the notice required by this Section to be mailed and any such failure shall not affect the validity of such supplemental order when consented to and approved as provided in this Section.

Whenever, at any time within one year after the date of the first mailing of such notice, the County shall deliver to the Bond Registrar an instrument or instruments in writing purporting to be executed by the Holders of not less than a majority in aggregate principal amount of the Bonds then outstanding, which instrument or instruments shall refer to the proposed supplemental order described in such notice and shall specifically consent to and approve the adoption thereof in substantially the form of the copy thereof referred to in such notice, thereupon, but not otherwise, the Board may adopt such supplemental order in substantially such form, without liability or responsibility to any Holder of any Bond, whether or not such Holder shall have consented thereto.

If the Holders of not less than a majority in aggregate principal amount of the Bonds outstanding at the time of the adoption of such supplemental order shall have consented to and approved the adoption thereof as herein provided, no Holder of any Bond shall have any right to object to the adoption of such supplemental order, or to object to any of the terms and provisions contained therein or the operation thereof, or in any manner to question the propriety of the adoption thereof, or to enjoin or restrain the Board from adopting the same or from taking any action pursuant to the provisions thereof.

Upon the adoption of any supplemental order pursuant to the provisions of this Section, this Bond Order shall be and be deemed to be modified and amended in accordance therewith, and the respective rights, duties and obligations under this Bond Order of the County, the Bond Registrar and all Holders of Bonds then outstanding shall

thereafter be determined, exercised and enforced in all respects under the provisions of this Bond Order as so modified and amended.

Bonds owned or held by or for the account of the County shall not be deemed outstanding and shall be excluded for the purpose of any consent or any calculation provided for in this Article.

Bonds delivered after the effective date of any action taken as in this Article provided may bear a notation by endorsement or otherwise in form approved by the County and Bond Registrar as to such action. If the County and Bond Registrar shall so determine, new Bonds modified to conform to any such action shall be prepared, authenticated and delivered to the Holder of any Bond then outstanding without cost to such Holder in exchange for and upon surrender of such outstanding Bonds.

Section 10.04. Unanimous Consent of Holders. Notwithstanding anything contained in the foregoing provisions of this Article, the terms and provisions of this Bond Order or any order supplemental hereto and the rights and obligations of the County and of the Holders of the Bonds may be modified or amended in any respect upon the adoption by the Board of an order to that effect, approved by the Bond Registrar, and the filing with the Board of the written consent of the Commission and the Holders of all the Bonds. No notice to Holders shall be required.

ARTICLE XI

MISCELLANEOUS PROVISIONS

Section 11.01. Discharge of Bond Order. If, when the Bonds secured hereby shall have become due and payable in accordance with their terms or shall have been duly called for redemption and the whole amount of the principal and the interest and premium, if any, so due and payable upon all of the Bonds then outstanding shall be paid, then and in that case the right, title and interest of the Holders of the Bonds secured hereby in the Revenues and funds mentioned in this Bond Order shall thereupon cease, terminate and become void, and the County, in such case, may apply any and all balances remaining in any funds to any lawful purpose of the County as the Board shall determine; otherwise this Bond Order shall be, continue and remain in full force and effect.

Section 11.02. Payments When Funds are Insufficient. Anything in this Bond Order to the contrary notwithstanding, if at any time moneys are insufficient to pay the interest on or the principal of the Bonds as the same become due and payable (either by their terms or by acceleration of maturities), all moneys in the Debt Service Fund and Debt Service Reserve Fund, together with any moneys then available or thereafter becoming available for such purpose, shall be applied as follows:

(a) Unless the principal of all the Bonds shall have become or shall have been declared due and payable, all such moneys shall be applied

first: to the payment to the persons entitled thereto of all installments of interest then due, in the order of the maturity of the installments of such interest, and if the amount available shall not be sufficient to pay in full any particular installment, then to the payment ratably, according to the amounts due on such installment, to the persons entitled thereto, without any discrimination or preference except as to any difference in the respective rates of interest specified in the Bonds;

second: to the payment to the persons entitled thereto of the unpaid principal of any of the Bonds which shall have become due (other than Bonds called for redemption for the payment of which moneys are held pursuant to the provisions of this Bond Order), in the order of their due dates, with interest on such Bonds from the respective dates upon which they became due, and, if the amount available shall not be sufficient to pay in full Bonds due on any particular date, together with such interest, then to the payment ratably, according to the amount of principal due on such date, to the persons entitled thereto without any discrimination or preference; and

third: to the payment of the interest on and the principal of the Bonds, to the purchase and retirement of Bonds and to the redemption of Bonds, all in accordance with the provisions of Article IV hereof.

(b) If the principal of all the Bonds shall have become due or shall have been declared due and payable, all such moneys shall be applied to the payment of the principal and interest then due and unpaid upon the Bonds without preference or priority of principal over interest or of interest over principal, or of any installment of interest over any other installment of interest, or of any Bond over any other Bond, ratably, according to the amounts due respectively for principal and interest, to the persons entitled thereto without any discrimination or preference except as to any difference in the respective rates of interest specified in the Bonds.

(c) If the principal of all of the Bonds shall have been declared due and payable and if such declaration shall thereafter have been rescinded and annulled, then the moneys then remaining in and thereafter accruing to the Debt Service Fund and the Debt Service Reserve Fund shall be applied in accordance with the provisions of paragraph (a) of this Section.

Section 11.03. Effect of County's Undertakings. All of the covenants, stipulations, obligations and agreements contained in this Bond Order shall be deemed to be covenants, stipulations, obligations and agreements of the County and of the Board to the full extent authorized or permitted by law, and all such covenants, stipulations, obligations and agreements shall be binding upon the successor or successors thereof from time to time, and upon any officer, board, commission, authority, agency or instrumentality to whom or to which any power or duty affecting such covenants, stipulations, obligations and agreements shall be transferred by or in accordance with law.

The Board shall have the right to enter into a contract with any public or private agency for the maintenance, operation and improvement of the System for such periods of time and under such terms and conditions which are not inconsistent with the provisions of this Bond Order as the Board shall determine to be in the best interests of the County and of the Holders of Bonds issued pursuant to the provisions of this Bond Order.

Section 11.04. Notices. Any notice, demand, direction, request or other instrument authorized or required by this Bond Order to be given to or filed with the County or the Bond Registrar shall be deemed to have been sufficiently given or filed for all purposes of this Bond Order if and when sent by registered mail, return receipt requested to the County or to the Board if addressed to County of Greene, North Carolina, 229 Kingold Boulevard, Suite D, Snow Hill, North Carolina 28580, Attention: Finance Officer; to the Bond Registrar, if addressed to the address set forth in the applicable Series Resolution; and to the Commission, if addressed to the Secretary, Local Government Commission, Albemarle Building, 325 N. Salisbury Street, Raleigh, North Carolina 27603-1385.

Section 11.05. Execution of Instruments by Holders and Proof of Ownership of Bonds. Any request, direction, consent or other instrument in writing required or permitted by this Bond Order to be signed or executed by Holders may be in any number of concurrent instruments of similar tenor and may be signed or executed by such Holders in person or by agent appointed by an instrument in writing. Proof of the execution of any such instrument and of the ownership of Bonds shall be sufficient for any purpose of this Bond Order, and shall be conclusive in favor of the Bond Registrar with regard to any action taken by it under such instrument, if in accordance with the registration books.

Any request or consent of the Holder of any Bond shall bind every future Holder of the same Bond in respect of anything done by the Bond Registrar in pursuance of such request or consent.

Section 11.06. Parties Interested Herein. Except as herein otherwise expressly provided, nothing in this Bond Order expressed or implied is intended or shall be construed to confer upon any person, firm or corporation other than the County, the Bond Registrar and the Holders of the Bonds issued under and secured by this Bond Order any right, remedy or claim, legal or equitable, under or by reason of this Bond Order or any provision hereof, this Bond Order and all its provisions being intended to be and being for the sole and exclusive benefit of the parties hereto and the Holders from time to time of the Bonds issued hereunder.

Section 11.07. Limited Obligations on Bonds. Nothing in the Bonds or in this Bond Order shall be construed as pledging either the faith and credit or the taxing power of the County for their payment, or to create any debt against the County, or as conveying or mortgaging the System or any part thereof.

Section 11.08. No Recourse Against Members, Officers or Employees of County or the Commission. No recourse under, or upon, any statement, obligation, covenant or agreement contained in this Bond Order, or in any Bond or bond anticipation note hereby secured, or in any document or certification whatsoever, or under any judgment obtained against the County or the Commission, or by the enforcement of any assessment, or by any legal or equitable proceeding by virtue of any constitution or statute or otherwise or under any circumstances, shall be had against any member, officer or employee of the County or the Commission, either directly or through the County for the payment for or to, the County or the Commission or any receiver of either of them, or for, or to, any owner or holder of Bonds or bond anticipation notes or otherwise, of any sum that may be due and unpaid upon any such Bond or bond anticipation note. Any and all personal liability of every nature, whether at common law or in equity or by statute or by constitution or otherwise, of any such member, officer or employee to respond by reason of any act or omission on his or her part or otherwise, for the payment for, or to, the County or the Commission or any receiver of either of them, or for, or to, any owner or holder of Bonds, bond anticipation notes or otherwise, of any sum that may remain due and unpaid upon the Bonds or bond anticipation notes hereby secured or any of them, is hereby expressly waived and released as an express condition of, and in consideration for, the adoption of this Bond Order and the issuance of the Bonds.

Section 11.09. Severability of Invalid Provisions. In case any one or more of the provisions of this Bond Order or of the Bonds issued hereunder shall for any reason be held to be illegal or valid, such illegality or invalidity shall not affect any other provision of this Bond Order or of said Bonds, but this Bond Order and said Bonds shall be construed and enforced as of such illegal or invalid provision had not been contained therein. In case any covenant, stipulation, obligation or agreement contained in the Bonds or in this Bond Order shall for any reason be held to be in violation of law, then such covenant, stipulation, obligation or agreement shall be deemed to be the covenant, stipulation, obligation or agreement of the County to the full extent permitted by law.

Section 11.10. Issuance of Subordinate Obligations and Expenditures for System Improvements. Nothing in this Bond Order express or implied shall be construed as preventing the County from financing System Improvements by the issuance of obligations which are not secured under the provisions of this Bond Order or from making expenditures for System Improvements from moneys received by the County solely for such purpose.

Section 11.11. Applicable Law. This Bond Order is adopted with the intent that the laws of the State of North Carolina shall govern its construction.

Section 11.12. Headings, etc. Any headings preceding the texts hereof and any table of contents or marginal notes appended to copies hereof, shall be solely for convenience of reference and shall not constitute a part of this Bond Order, nor shall they affect its meaning, construction or effect.

Section 11.13. Officers' Authority. The officers and agents of the County are hereby authorized and directed to do all the acts and things required of them by the Bonds and this Bond Order for the full, punctual and complete performance of all of the terms, covenants, provisions and agreements contained in the Bonds and this Bond Order.

Section 11.14. Inconsistent Matters. All orders and resolutions and parts thereof, which are in conflict or inconsistent with any provisions of this Bond Order are hereby repealed and declared to be inapplicable to the provisions of this Bond Order.

Section 11.15. Effective Date. This Bond Order shall be effective immediately upon its adoption.

On motion by Commissioner Shackelford, seconded by Commissioner Heath the Board voted unanimously to approve the Series Resolution.

RESOLUTION PROVIDING FOR THE ISSUANCE OF A \$6,202,000 WATER AND SEWER SYSTEM REVENUE BOND ANTICIPATION NOTE

BE IT RESOLVED by the Board of Commissioners (the "Board") for the County of Greene, North Carolina (the "County"):

Section 1. The Board has determined and does hereby find, declare and represent:

(a) That, pursuant to The State and Local Government Revenue Bond Act, as amended (the “Act”), an order (the “Bond Order”) authorizing not exceeding \$11,279,500 Water and Sewer System Revenue Bonds of the County (the “Bonds”) was adopted by the Board on September 15, 2008, and that the Bond Order is in force and effect.

(b) That the Bond Order authorizes the County to issue revenue bond anticipation notes in anticipation of the receipt of the proceeds of the sale of the Bonds.

(c) That none of the Bonds has been issued and that it is necessary to issue the Note in the principal amount of \$6,202,000 at this time in anticipation of the receipt of the proceeds of the sale of a like amount of the Bonds, the proceeds of the Note to be applied to the payment of a portion of the cost of the Project (as defined in the Bond Order).

(d) That Branch Banking and Trust Company has agreed to purchase the Note in the principal amount of \$6,202,000 to evidence a loan to the County, which sum will be applied to the payment of a portion of the cost of the Project.

(e) That the United States of America Department of Agriculture—Rural Development has currently agreed to purchase the Bonds in the aggregate principal amount of \$10,002,000 and has indicated its intent to purchase an additional \$1,277,500 subject to its receipt of certain construction bids, to evidence a loan to the County, the proceeds of which will be applied, together with certain other purposes, to the repayment of the principal amount of the Note.

(f) That the Local Government Commission of North Carolina has approved the application of the County for approval of the Bonds as required by N.C.G.S. §159-85 and the issuance and private sale of the Bonds;

(g) That the Local Government Commission has approved the issuance and private sale of the Note under the provisions of Article 9 of Chapter 159 of the General Statutes of North Carolina, as amended, at its meeting on September 2, 2008;

(i) That (i) the County is a governmental unit with general taxing powers, (ii) the Note is not a private-activity bond, as defined in the Internal Revenue Code of 1986, as amended (the “Code”) and (iii) 95 percent or more of the net proceeds of the Note are to be used for local governmental activities of the County.

Section 2. In anticipation of the receipt of the proceeds of the sale of a like amount of the Bonds, the issuance and sale, pursuant to the Act and Article 9 of Chapter 159 of the General Statutes of North Carolina, as amended, of a \$6,202,000 revenue bond anticipation note of the County is hereby authorized, which note shall be designated “Water and Sewer System Revenue Bond Anticipation Note, Series 2008” (the “Note”), shall be dated the date of delivery thereof, shall mature on September 1, 2010, subject to prepayment in whole at the option of the County on any scheduled payment date, and shall bear interest at the rate of 3.28% per annum, which interest shall be payable semiannually on each March 1 and September 1, commencing March 1, 2009, and shall be calculated on the basis of a 360-day year consisting of twelve 30-day months. No interest coupons shall be attached to the Note. The Note will be payable as to both principal and interest at Branch Banking and Trust Company, in Charlotte, North Carolina, and both the principal of and the interest on the Note shall be payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

The Note shall be a special obligation of the County payable from the proceeds of the sale of a like amount of the Bonds and from the Net Revenues (as defined in the Bond Order). Neither the credit nor the taxing power of the County is pledged for the payment of the Note and no holder of the Note has the right to compel the exercise of the taxing power by the County or the forfeiture of any of the County’s property in connection with any default thereon.

The Note shall be sold to Branch Banking and Trust Company, Charlotte, North Carolina at a purchase price of \$6,202,000, such purchase price and the interest rate set forth above being in the best interests of the County.

Section 3. The Note shall be signed by the Chairman of the Board and the Clerk to the Board and the official seal of the County shall be impressed on the Note. The form of the Note and the endorsement to be placed upon the reverse thereof shall be substantially as follows:

No. R-1

\$6,202,000

United States of America
State of North Carolina

COUNTY OF GREENE
WATER AND SEWER SYSTEM REVENUE BOND ANTICIPATION NOTE, SERIES 2008

The County of Greene, North Carolina (the “County”), a body corporate and politic duly organized and validly existing in the State of North Carolina, is justly indebted and for value received hereby promises to pay, solely from the sources and as hereinafter provided, to Branch Banking and Trust Company or its registered assigns, on the 1st day of September, 2010, the principal sum of

SIX MILLION TWO HUNDRED TWO THOUSAND DOLLARS

and to pay interest thereon from the date hereof, calculated on the basis of a 360-day year consisting of twelve 30-day months, solely from such sources, at the rate of three and twenty-eight hundredths per centum (3.28%) per annum, on each March 1 and September 1, commencing March 1, 2009. Both the principal of and the interest on this Note are payable at Branch Banking and Trust Company, in Charlotte, North Carolina, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts. This Note is issued pursuant to and in accordance with Article 5 and Article 9 of Chapter 159 of the General Statutes of North Carolina, both as amended, a bond order adopted by the Board of Commissioners (the "Board") for the County on September 15, 2008 (the "Bond Order"), and a resolution adopted by the Board on September 15, 2008 (the "Note Resolution"). This Note is issued in anticipation of the receipt of the proceeds of the sale of a like amount of the County's water and sewer system revenue bonds, and the proceeds hereof shall be used to pay a portion of the cost of the Project (as defined in the Bond Order).

This Note is a special obligation of the County payable solely from the Net Revenues (as defined in the Bond Order) and from the proceeds of said water and sewer system revenue bonds of the County. Neither the credit nor the taxing power of the County is pledged for the payment of this Note and no holder of this Note has the right to compel the exercise of the taxing power by the County or the forfeiture of any of the County's property in connection with any default hereon. Reference is hereby made to the Bond Order and the Note Resolution and to all amendments and supplements thereto for a description of the provisions, among others, respecting the nature and extent of the security, the rights, duties and obligations of the County, the rights of the holder of this Note and the terms upon which this Note is issued and secured.

This Note is subject to prepayment in whole on any scheduled payment date at the option of the County.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed precedent to and in the issuance of this Note have happened, exist and have been performed in regular and due form and time as so required.

IN WITNESS WHEREOF, the County, pursuant to a resolution of the Board, has caused this Note to be signed by the Chairman of the Board and the Clerk to the Board and the official seal of the County to be impressed hereon, all as of the 15th day of September, 2008.

/s/ Jack Edmondson
Chairman

[SEAL]

/s/ Don Davenport,
Clerk to the Board

[To be endorsed upon reverse of Note]

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

The issuance of the within Note has been approved under the provisions of The State and Local Government Revenue Bond Act of North Carolina, as amended.

T. VANCE HOLLOMAN
Secretary, Local Government Commission

By: _____
Designated Assistant

CERTIFICATE OF AUTHENTICATION

This Note is issued under the provisions of the within mentioned Bond Order and Note Resolution.

By: _____
Bond Registrar

Date of authentication: _____

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

PLEASE INSERT SOCIAL SECURITY NUMBER
OR OTHER IDENTIFYING NUMBER OF ASSIGNEE

PLEASE PRINT OR TYPEWRITE NAME AND ADDRESS OF TRANSFEREE

_____ the within note and all right
thereunder, and hereby irrevocably constitutes and appoints _____,
attorney, to transfer the within note on the books kept for registration thereof, with full power of substitution in the
premises.

Dated: _____

In the presence of:

NOTICE: Signature must be guaranteed by an institution which is a participant in the Securities Transfer Agent Medallion Program (STAMP) or similar program.

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

Section 4. The County covenants that, to the extent permitted by the Constitution and laws of the State of North Carolina, it will comply with the requirements of the Internal Revenue Code of 1986, as amended or as may be amended from time to time, and any Treasury regulations now or hereafter promulgated thereunder, to the extent necessary so that interest on the Note will not be included in the gross income of the owners of the Note for purposes of federal income tax.

Section 5. The County hereby represents that it reasonably expects that it and all subordinate entities thereof will not issue in the aggregate more than \$10,000,000 of tax-exempt obligations (not counting private-activity bonds except for qualified 501(c)(3) bonds as defined in the Code) during calendar year 2008. In addition, the County hereby designates the Note as a "qualified tax-exempt obligation" for the purposes of Section 265(b)(3) of the Code.

Section 6. This resolution shall take effect upon its passage.

Mr. Davenport presented a request for the Designated Applicant's Agent for the Hazard Mitigation Grant.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to designate Don Davenport as the primary agent and Shawna Wooten as secondary agent for the Hazard Mitigation Grant.

Mr. Davenport presented applications for appointment to the Regional Aging Advisory Committee (RAAC). He noted that there are only 2 vacancies and that only 2 applications were received.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to appoint Ms. Jean Garner and Ms. Faye Taylor to the Regional Aging Advisory Committee (RAAC).

Mr. Davenport gave an update on the Rural Center Alternative Water Grant. He noted that \$2 million will be received from the Rural Center. This includes \$500,000 for the County and for each town.

Commissioner Garner noted that a home belonging to Ms. Melba Lipford on Davis Road was totally destroyed due to fire. He requested the Board to consider waiving the tipping fees for any additional debris taken to the landfill.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to waive the tipping fees for any additional debris taken to the landfill from clean-up.

Commissioner Tyndall expressed concern over property belonging to Joe Frazier on Burrellfield Road. He noted that the roof has fallen in and that surrounding citizens would like for the property to be cleaned. Commissioner Tyndall asked if there was anything the County could do. Mr. Tyndall noted that the property has previously been condemned by the County.

County Attorney Borden Parker noted that the County would have to bring suit against Mr. Frazier.

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously authorize the County Attorney to begin legal proceedings for Mr. Frazier to clean up the property or that the County will do it and add to his tax bill.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to enter into Closed Session for attorney/client privilege.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to rescind previous action taken regarding the 5 acres at Maury Correctional and to retain ownership of said property.

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, October 6, 2008, at 9:00 a.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Heath gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to approve the amended agenda as presented.

On motion by Commissioner Shackelford, seconded by Commissioner Garner the Board voted unanimously to approve the consent agenda which included the following:

**September 15, 2008 Regular Meeting Minutes
Late Applications for Elderly/Disabled Exclusion – Ms. Cora Gaskins Burrus, Ms. Alice Dixon, Ms. Jeanetta Loft, Ms. Lucille Atkinson, Ms. Barbara Speight**

Department	Amount	Explanation
DSS	\$80,294.00	Additional monies received from State for child care.
Recreation Complex Project	\$9,800.00	To budget for fencing and a sign at the complex.
Sweet Potato Pageant	\$6,325.00	To budget for sponsorship fees, ticket sales and pageant expenditures.

RELEASES

Rosa Lender & Marin Lender	\$26.85
Rosa Lender & Marin Lender	\$26.85
Rosa Lender & Marin Lender	\$26.94
Rosa Lender & Marin Lender	\$30.09
Rosa Lender & Marin Lender	\$31.44
Rosa Lender & Marin Lender	\$35.15
Rosa Lender & Marin Lender	\$35.59
Jesse & Mary Woods	\$272.57
Jesse & Mary Woods	\$275.99
Bobby & Deborah Joyner	\$35.00
Total Renal Care	\$214.35
Brandy Hoskinson	\$117.35
Nick Manning	\$93.32
Nick Manning	\$92.50
Nick Manning	\$64.00
Nick Manning	\$70.00
Gerardo Rodriquez	\$445.35

REFUNDS

Jesse & Mary Woods	\$259.58
Jesse & Mary Woods	\$271.21

The Chairman opened the floor for Public Comments.

Ms. Dawn Minich expressed concerns with services that she is receiving for one of her daughters from Pride of NC, Youth Villages, MST and the court counselors. She feels that no one is willing to take the responsibility of placing the child in a facility that she needs.

Ms. Evelyn Corbett, DSS Director noted that they have been working with Ms. Minich concerning some of the issues.

Ms. Evelyn Corbett, DSS Director presented the 2009-2011 Work First Plan.

Commissioner Shackelford asked if the plan is meeting all goals.

Ms. Corbett advised that they were.

Commissioner Garner noted that the daycare cost are very expensive.

Commissioner Shackelford asked the percentage of individuals that maintain employment after the program.

80% of the Greene County participants stayed off of the Work First program.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the 2009-2011 Work First Plan.

Mr. Van Lewis, McDavid Associates presented a Capital Project Budget Ordinance Amendment and award of construction contracts for the Alternative Water Supply Phase 1A.

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously to approve the Capital Project Budget Ordinance Amendment and award of construction contracts for the Alternative Water Supply Phase 1A.

**RESOLUTION
CAPITAL PROJECT BUDGET ORDINANCE AMENDMENT
AND
AWARD OF CONSTRUCTION CONTRACTS
FOR
ALTERNATIVE WATER SUPPLY - PHASE 1A
GREENE COUNTY
OCTOBER 6, 2008**

- WHEREAS, Greene County has received funding from USDA-Rural Development, the Economic Development Administration, NC Rural Economic Development Center, Inc., and others for construction of an alternative water supply; and
- WHEREAS, Greene County and the Town of Farmville have independently entered into an agreement with Greenville Utilities Commission for the purchase of alternative water supply; and
- WHEREAS, Greene County and the Town of Farmville are responsible for transporting the water supply to their respective service area; and
- WHEREAS, Greene County and the Town of Farmville have agreed to construct joint facilities to transport Greenville Utilities Commission water supply from Frog Level along US264A/US13 to Langs Crossroads, said project identified as Phase 1A; and
- WHEREAS, The proposed facilities will be equally owned by Greene County and the Town of Farmville; and
- WHEREAS, In accordance with the terms of the agreement between Greene County and the Town of Farmville, the Town of Farmville will be the contracting party for the construction of the proposed improvements; and
- WHEREAS, In accordance with the terms of the agreement between Greene County and the Town of Farmville, the Town of Farmville will make payments directly to all vendors on behalf of both the Town of Farmville and Greene County and the Town of Farmville will maintain project fiscal control; and
- WHEREAS, In accordance with the terms of the agreement between Greene County and the Town of Farmville, Greene County will be responsible for their share of the project cost and shall reimburse the Town of Farmville in a prompt manner as funds are expended; and
- WHEREAS, A budget amendment is necessary.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF GREENE COUNTY:

That the attached budget is hereby amended for the construction of the Alternative Water Supply - Phase 1A project; and

That the Chairman and/or the County Manager are authorized and directed to execute all related documents associated with the administration of this project in conformance with the adopted budget.

Adopted this the 6th day October, 2008.

ATTEST:

/s/ Jack Edmondson
Jack Edmondson, Chairman
Greene County Board of Commissioners

/s/ Don Davenport
Donald L. Davenport
Clerk To The Board

GREENE COUNTY
ALTERNATIVE WATER SUPPLY - PHASE 1A
October 6, 2008

		BUDGET ADOPTED JUNE 30, 2008	CHANGES THIS AMENDME NT	BUDGET AFTER THIS AMENDMENT OCTOBER 6, 2008
		_____	_____	_____
REVENUES - USDA Eligible				
43-210-434510	USDA - RD Loan Income - (BAN Proceeds)	\$ 6,202,000.00	\$ 0.00	\$ 6,202,000.00
43-210-434520	USDA - RD Grant Income	\$ 1,000,000.00	\$ 0.00	\$ 1,000,000.00
43-210-434530	EDA Grant Income	\$ 500,000.00	\$ 0.00	\$ 500,000.00
43-210-434540	Rural Center Grant Income	\$ 400,000.00	\$ 0.00	\$ 400,000.00
43-210-434550	N. C. Direct Appropriations	\$ 1,000,000.00	\$ 0.00	\$ 1,000,000.00
43-210-434555	Greene County Project Contribution	\$ 0.00	\$ 0.00	\$ 0.00
43-210-434560	Interest on BAN Investments	\$ 0.00	\$ 128,000.00	\$ 128,000.00
43-210-434570	Miscellaneous Income	\$ 0.00	\$ 0.00	\$ 0.00
	SUBTOTAL USDA ELIGIBLE REVENUES	\$ 9,102,000.00	\$ 128,000.00	\$ 9,230,000.00
REVENUES - Non-USDA Eligible				
43-211-435510	Sales Tax Refund - From Farmville - Restricted	\$ 96,575.00	\$ 0.00	\$ 96,575.00
43-211-435511	Sale of Timber - Site 247	\$ 5,125.00	\$ 0.00	\$ 5,125.00
43-211-435520	Surcharge - Greene Co. Collective Contribution - Restricted	\$ 0.00	\$ 0.00	\$ 0.00
43-211-435530	Interest Earned on NON-BAN Investments	\$ 0.00	\$ 0.00	\$ 0.00
	SUBTOTAL NON-USDA ELIGIBLE REVENUES	\$ 101,700.00	\$ 0.00	\$ 101,700.00

		BUDGET ADOPTED JUNE 30, 2008	CHANGES THIS AMENDME NT	BUDGET AFTER THIS AMENDMENT OCTOBER 6, 2008
TOTAL REVENUES		\$ 9,203,700.00	\$ 128,000.00	\$ 9,331,700.00
<u>EXPENSES - USDA Eligible</u>				
43-910-540501	Contract No. 1 - Water Transmission Line & BPS	\$ 5,051,678.80	\$ 0.00	\$ 5,051,678.80
43-910-540502	Contract No. 2 - Elevated Storage Tank & Controls	\$ 2,385,400.00	\$ 0.00	\$ 2,385,400.00
43-910-540503	EDA Sign	\$ 600.00	\$ 0.00	\$ 600.00
43-910-540509	Contract No. 9 - Pad Transformers by Farmville	\$ 0.00	\$ 0.00	\$ 0.00
	Construction Subtotal	\$ 7,437,678.80	\$ 0.00	\$ 7,437,678.80
43-910-581101	Preliminary Engineering Report	\$ 17,500.00	\$ 0.00	\$ 17,500.00
43-910-581102	Basic Engineering Fees	\$ 440,585.01	\$ 0.00	\$ 440,585.01
43-910-581103	Additional Services Engineering Fees	\$ 25,000.00	\$ 0.00	\$ 25,000.00
43-910-581104	Inspection	\$ 371,939.99	\$ -141,268.00	\$ 230,671.99
43-910-581105	Geotechnical	\$ 5,625.00	\$ 0.00	\$ 5,625.00
43-910-581601	Legal	\$ 42,500.00	\$ 0.00	\$ 42,500.00
43-910-582102	Land/Easements	\$ 143,500.00	\$ 0.00	\$ 143,500.00
43-910-589601	Administrative	\$ 22,500.00	\$ 2,750.00	\$ 25,250.00
43-910-589602	Administrative Paid By the Engineer	\$ 21,797.50	\$ 0.00	\$ 21,797.50
43-910-589603	Reimbursable	\$ 15,000.00	\$ 11,639.60	\$ 26,639.60

		BUDGET ADOPTED JUNE 30, 2008	CHANGES THIS AMENDME NT	BUDGET AFTER THIS AMENDMENT OCTOBER 6, 2008
43-910- 589609	Contingency	\$ 259,698.70	\$ 126,878.40	\$ 386,577.10
	SUBTOTAL - USDA Eligible Expenses	\$ 9,102,000.00	\$ 128,000.00	\$ 9,230,000.00
	<u>EXPENSES - Non USDA Eligible</u>			
43-911- 596501	Funding Assistance	\$ 46,575.00	\$ 0.00	\$ 46,575.00
43-911- 596502	Project Administration	\$ 25,000.00	\$ 0.00	\$ 25,000.00
43-911- 596503	Grant Assistance	\$ 25,000.00	\$ 0.00	\$ 25,000.00
43-911- 596504	Timber Sale - Site 247 - Related Expenses	\$ 250.00	\$ 0.00	\$ 250.00
43-911- 596509	Contingency	\$ 4,875.00	\$ 0.00	\$ 4,875.00
	SUBTOTAL - Non USDA Eligible Expenses	\$ 101,700.00	\$ \$0.00	\$ 101,700.00
	TOTAL EXPENSES	\$ 9,203,700.00	\$ 128,000.00	\$ 9,331,700.00

Mr. Van Lewis, McDavid Associates presented a resolution Amending the Capital Project Budget Ordinance for the construction contract for the Greene County Recreation Park.

On motion by Commissioner Heath, seconded by Commissioner Tyndall the Board voted unanimously to approve the resolution Amending the Capital Project Budget Ordinance for the construction contract for the Greene County Recreation Park.

**RESOLUTION
AMENDING CAPITAL PROJECT BUDGET ORDINANCE FOR
CONSTRUCTION CONTRACT FOR THE
GREENE COUNTY RECREATION PARK
GREENE COUNTY
OCTOBER 6, 2008**

WHEREAS, a capital project budget for construction of the Greene County Recreation Park was adopted on March 19, 2007, and amended on September 4, 2007, September 17, 2007, October 1, 2007, December 3, 2007, January 22, 2008, and July 7, 2008, and

WHEREAS, an amendment is necessary due to completion of Contract No. 1 - Site Improvements.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF GREENE COUNTY

That the attached budget is hereby adopted for construction of the Greene County Recreation Park.

Adopted this the 6th day of October, 2008.

ATTEST: */s/ Jack Edmondson*
 Jack Edmondson, Chairman
 Greene County, Owner

/s/ Don Davenport
 Donald L. Davenport,
 Clerk to the Board

GREENE COUNTY
 GREENE COUNTY RECREATION PARK
 OCTOBER 6, 2008

		BUDGET ADOPTED JULY 7, 2008	CHANGES THIS AMENDME NT	BUDGET AFTER THIS AMENDMENT OCTOBER 6, 2008
<u>REVENUES</u>				
23209- 434900	PART F - Phase 1 Grant	\$ 340,837.00	\$ 0.00	\$ 340,837.00
23209- 440605	PART F - Phase 1 Grant	\$ 350,000.00	\$ 0.00	\$ 350,000.00
23209- 440606	LWCF Grant	\$ 91,426.00	\$ 0.00	\$ 91,426.00
23209- 440608	Recreation Trails Grant	\$ 41,900.00	\$ 0.00	\$ 41,900.00
23209- 440609	Early College Grant	\$ 31,305.32	\$ 0.00	\$ 31,305.32
23209- 440610	PART F - Phase 1 Match	\$ 32,237.00	\$ 0.00	\$ 32,237.00
23209- 440610	Land Contribution (Phase 1 Match)	\$ 308,600.00	\$ 0.00	\$ 308,600.00
23209-	PART F - Phase 2 Match	\$ 245,000.00	\$ 0.00	\$ 245,000.00

		BUDGET ADOPTED JULY 7, 2008	CHANGES THIS AMENDME NT	BUDGET AFTER THIS AMENDMENT OCTOBER 6, 2008
		_____	_____	_____
440611				
23209- 440612	Local Contribution - Phase 2 Match	\$ 105,000.00	\$ 0.00	\$ 105,000.00
23209- 440613	Additional Local Contribution	\$ 150,000.00	\$ 0.00	\$ 150,000.00
23209- 440614	LWCF Match	\$ 91,426.00	\$ 0.00	\$ 91,426.00
23209- 440615	Recreational Trail Match	\$ 10,498.00	\$ 0.00	\$ 10,498.00
23209- 440616	Early College Match	\$ 31,305.32	\$ 0.00	\$ 31,305.32
	4H Contribution	\$ 25,214.17	\$ 0.00	\$ 25,214.17
	Owner Contribution for Concession Stand & Irrigation	\$ 32,840.00	\$ 0.00	\$ 32,840.00
	Sales Tax From Lighting Materials	\$ 12,877.33	\$ -6,088.30	\$ 6,789.03
	TOTAL REVENUES	\$ 1,900,466.14	\$ -6,088.30	\$ 1,894,377.84
	<u>EXPENSES</u>			
23913- 581008	Contract No. 1 - Site Improvements Atwell Construction Co., Inc.	\$ 1,124,337.40	\$ 0.00	\$ 1,124,337.40
23913- 581009	Contract No. 2 - Concession Stand	\$ 95,851.71	\$ 0.00	\$ 95,851.71
23913- 581010	Contract No. 3 - Bleachers, Picnic Shelter, Goals and Benches and Baseball Field Equipment	\$ 31,298.72	\$ 900.00	\$ 32,198.72
23913- 590300	Contract No. 4 - Cross Country Trails	\$ 0.00	\$ 0.00	\$ 0.00
	Contract No. 5 - Playground Equipment	\$ 25,214.17	\$ 0.00	\$ 25,214.17
	Contract No. 6 - Irrigation System	\$ 17,000.00	\$ -1,831.74	\$ 15,168.26
	Construction Subtotal	\$ 1,293,702.00	\$ -931.74	\$ 1,292,770.26
23913- 581203	Engineering CN 1 - McDavid	\$ 105,053.37	\$ 0.00	\$ 105,053.37
23913- 581204	Inspection	\$ 70,000.00	\$ -8,156.50	\$ 61,843.50
23913-	Survey/Neg Land & Esmt Acquisition	\$ 8,794.31	\$ 0.00	\$ 8,794.31

		BUDGET ADOPTED JULY 7, 2008	CHANGES THIS AMENDME NT	BUDGET AFTER THIS AMENDMENT OCTOBER 6, 2008
581002				
23913- 581105	Archaeologist	\$ 4,127.65	\$ 0.00	\$ 4,127.65
	Legal	\$ 0.00	\$ 0.00	\$ 0.00
23913- 581201	Land/Esmt Purchases	\$ 308,600.00	\$ 0.00	\$ 308,600.00
23913- 581001	Appraisals	\$ 6,150.00	\$ 0.00	\$ 6,150.00
23913- 581012	Grant Applications	\$ 3,500.00	\$ 0.00	\$ 3,500.00
23913- 590500	Early College	\$ 62,610.64	\$ 0.00	\$ 62,610.64
	Accounting	\$ 0.00	\$ 0.00	\$ 0.00
	Reimbursables	\$ 0.00	\$ 0.00	\$ 0.00
23913- 581115	Contingency	\$ 37,928.17	\$ 2999.94	\$ 40,928.11
TOTAL EXPENSES		\$ 1,900,466.14	\$ -6,088.30	\$ 1,894,377.84

Mr. Othello Graham, School Counselor at West Greene Elementary presented a request to the Board asking that signage reading "Home of the 21st Century Learner" and the school system logo be added to current "Welcome to Greene County" signs. He also reviewed current price quotations for the signs

Chairman Edmondson noted that the Board will take this under consideration.

Commissioner Heath noted that this should go before the Board of Education.

Mr. Graham advised that Superintendent Patrick Miller asked that he present to the Board of Commissioners.

Mr. Chris Roberson, Assistant County Manager presented information regarding an NC Eastern Region (NCER) Revolving Loan that the County received on behalf of Eastern Controls. Mr. Roberson advised that the president of Eastern Controls stated that they were not going to accept the loan. Mr. Roberson asks that the monies be returned to NCER so as not to accrue any additional and unnecessary finance charges.

On motion by Commissioner Tyndall, seconded by Commissioner Garner the Board voted unanimously to authorize the payoff of the Eastern Controls loan back to the NC Eastern Region with the following budget amendment.

Department	Amount	Explanation
GTP-Eastern Controls	\$96,727.00	Repayment of loan to the NC Eastern Region due to the declining of the reloan to Eastern Controls.

County Manager Don Davenport presented the 2008 increase in the Medicare fee schedule. This will increase the allowable for ALS 2 from \$519.50 to \$535.08 and the transport rural mileage fee from \$9.63 per mile to \$9.92 per mile.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to authorize the increase for ALS 2 from \$519.50 to \$535.08 and the transport rural mileage fee from \$9.63 per mile to \$9.92 per mile.

Mr. Davenport reviewed a request for overtime pay regarding the jail meal pick ups at the prison. In order to pick up meals and return food carriers to be used for subsequent meals, a schedule was developed using 3 of the Building Maintenance staff for the meal transport. Saturday, Sunday and holidays became a problem since our employees mostly worked Monday-Friday. In order to do the routine maintenance work and transport jail meals, some overtime is needed. We have developed a schedule to pick up full trays and return empty trays with a minimal number of trips and a minimal amount of overtime mainly due to the Saturday and Sunday meals.

On motion by Commissioner Heath, seconded by Commissioner Tyndall that Board voted unanimously to authorize the payment of up to 5 hours per week of overtime that is caused by the pick up of meals and/or the return of empty food carriers to the prison for Greene County jail inmates.

Mr. Davenport presented a request from the Hookerton Volunteer Fire & EMS to appoint Joseph Phillips to the Fireman's Relief Fund Board.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to appoint Joseph Phillips to the Hookerton Fireman's Relief Fund Board.

Mr. Davenport presented letters for information only regarding the Interlocal Agreement with the Town of Snow Hill regarding the Alternative Water Project.

Mr. Davenport presented the NCDOT October 2008 transportation agenda and approval of funds for specific spot safety improvement projects.

Mr. Davenport reviewed some information received from the County of Jones regarding legislative issues on industry incentives and grant programs for local governments.

It was the consensus of the Board that the County Manager write a letter of agreement and support to Jones County.

Mr. Davenport presented the Request for Proposal (RFP) for the operation of the concessions at the Greene County Recreation Complex. He noted that the ad will run in the October 8, 2008 edition of the Standard Laconic.

Mr. Davenport advised members of the upcoming United Way Fall Festival.

County Attorney Borden Parker noted that DSS has been doing all they can to assist Ms. Minich.

Commissioner Tyndall asked if the attorney had checked on the Frazier property.

Attorney Parker advised that the process will need to be started over.

Commissioner Garner advised that he is still not satisfied with the Beacon Center report. He is very concerned about monies set aside for employment benefits.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, October 20, 2008, at 7:00 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Shackelford gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the agenda as presented.

County Manager Don Davenport asked that the budget amendment line item in the amount of \$35,000.00 for Cooperative Extension dealing with endowment be removed so that he can present further information at the next meeting.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to approve the consent agenda which included the following:

**Removal of the Cooperative Extension budget amendment \$35,000 line item
October 6, 2008 Regular Meeting Minutes
Late Applications for Elderly/Disabled Exclusion – Ms. Joyce Smith, Ms. Vernestine
Pettaway and Ms. Faye Anderson**

Department	Amount	Explanation
Landfill-White Goods	\$1,000.00	To budget for cost of hauling white goods.
Senior Center	\$693.61	Matches on the actual cost of meals need to be coded to Emergency Food & Shelter.
Senior Center	\$290.00	Monies collected.
Health	\$1,295.00	Bioterrorism Program has received a refund for items that were ordered during a previous fiscal year.

RELEASES

Chelsea Hill	\$176.84
Vance Perry Jones	\$138.19
Micah Paul Moore	\$35.00
Patrick Casey	\$35.00
Dennis B. Rider	\$35.00

The Chairman opened the floor for Public Comments.

Being there were no comments, the Chairman closed the public comments section.

Ms. Misty Chase, Beyond Tobacco gave an update on the upcoming NC Sweet Potato Festival to be held on October 30th, 31st and November 1st.

Mr. Don Davenport, County Manager presented information regarding the proposal for sanitary sewer in the Lewis Store area. There was some confusion as to whether or not the Board had previously authorized a survey to be done.

It was the consensus of the Board to have David Jones run a preliminary survey of the citizens to see if there are enough citizens interested in further pursuing the possibility of having sewer available.

Mr. Davenport presented a request from the Register of Deeds to send real estate vol. #1, real estate vol. #12 (2 books) and real estate vol. #18 (2 books) to Brown's River Record Preservation Company for repair.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the removal of Real Estate volumes #1, #12 (2 books) and #18 (2 books) and send to Brown's River Record Preservation Company for repair.

Mr. Davenport presented an informational brochure regarding pending changes in water.

Mr. Davenport presented a resolution imposing a gross receipts tax on heavy equipment in lieu of property tax.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to adopt the resolution imposing a gross receipts tax on heavy equipment in lieu of property tax.

RESOLUTION IMPOSING A GROSS RECEIPTS TAX ON HEAVY EQUIPMENT IN LIEU OF PROPERTY TAX

Pursuant to North Carolina General Statutes 105-275(42a) and S.L. 2008-144, the Greene County Board of Commissioners does hereby adopt the following resolution:

THAT WHEREAS, North Carolina General Statute 105-275-(42a) designates Heavy Equipment on which a gross receipts tax may be imposed under 153A-156.1 and 160A-215.2 as a special class of property which is exempted from property taxation and shall not be listed, appraised, assessed or taxed after January 1, 2009; and

WHEREAS, in lieu thereof, North Carolina General Statute 153A-156.1 authorizes a County by resolution to impose a tax at the rate of one and two-tenths percent (1.2%) on the gross receipts from the short term lease or rental of heavy equipment by a person whose principal business is the short-term lease or rental of heavy equipment as retail; and

WHEREAS, this tax provides an alternative to a property tax on the equipment;

NOW THEREFORE, IT IS HEREBY RESOLVED that a tax of one and two-tenths percent (1.2%) on the gross receipts from the short-term lease or rental of heavy equipment by a person whose principal business is the short-term lease or rental of heavy equipment at retail is imposed pursuant to 153A-156.1 in lieu of the personal property tax. This resolution shall be effective January 1, 2009.

Adopted this the 20th day of October, 2008.

ATTEST:

/s/ Jack Edmondson
Chairman

/s/ Don Davenport
Clerk to the Board

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, November 3, 2008, at 9:00 a.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Tyndall gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the agenda as presented.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to approve the consent agenda which included the following:

October 20, 2008 Regular Meeting Minutes

Late Applications for Elderly/Disabled Exclusion and Present Use Value (PUV) – Fields Family Farms (PUV), Elton & Ann Smith (PUV), George Williams, Bonny Shimada, Randolph & Brenda Combs and William Wayne Howell

RELEASES

Susan Blizzard	\$78.08
Jean D. Carroll	\$35.00
Hickory Hills Kennel & Greene County	\$295.07
Hickory Hills Kennel & Greene County	\$291.86
Hickory Hills Kennel & Greene County	\$293.83

The Chairman opened the floor for Public Comments.

Being there were no comments, the Chairman closed the Public Comments section.

Mr. Bradley Gillam, McDavid Associates presented Change Order #3 for the Farmville/Greene County Alternative Water Supply Phase 1A Contract 2. This change order would allow the use of deep auger cost pile foundations as an alternative to foundation options suggested by the geotechnical engineer in soils report published prior to bidding the projects.

On motion by Commissioner Heath, seconded by Commissioner Shackelford, the Board voted unanimously to approve Change Order #3 for the Farmville/Greene County Alternative Water Supply Phase 1A Contract 2.

SECTION 01029
CHANGE ORDER

Change Order
No. 3

Date of Issuance: <u>November 4, 2008</u>		Effective Date: <u>November 4, 2008</u>
Project: Farmville - Greene County Alternative Water Supply	Owner: Town of Farmville	Owner's Contract No.: 2
Contract: Contract No. 2 - Elevated Storage Tanks and Controls		Date of Contract: August 15, 2008
Contractor: Caldwell Tanks, Inc.		Engineer's Project No.: 04-300

The Contract Documents are modified as follows upon execution of the Change Order:

Description:
- Allow the use of deep auger cast pile foundations as an alternative to foundation options suggested by geotechnical engineer in soils report published prior to bidding the project.

- Letter from Caldwell Tanks requesting change to deep auger cast pile foundation

CHANGE IN CONTRACT PRICE:

Original Contract Price:

\$ 5,895,000.00

[~~Increase~~] [Decrease] from previously approved Change Orders No. 1 to No. 2:

\$ 969,350.00

Contract Price prior to this Change Order:

\$ 4,925,650.00

[Increase] [~~Decrease~~] of this Change Order:

\$ 0.00

Contract Price incorporating this Change Order:

\$ 4,925,650.00

CHANGE IN CONTRACT TIMES:

Original Contract Times: Working days Calendar Days
Substantial completion (days or date): 420
Ready for final payment (days or date): 448

[Increase] [~~Decrease~~] from previously approved Change Orders No. 1 to No. 3:
Substantial completion (days): 0
Ready for final payment (days): 0

Contract Times prior to this Change Order:
Substantial completion (days or date): November 9, 2009
Ready for final payment (days or date): December 7, 2009

[Increase] [Decrease] of this Change Order:
Substantial completion (days or date): 0
Ready for final payment (days or date): 0

Contract Times with all approved Change Orders:
Substantial completion (days or date): November 9, 2009
Ready for final payment (days or date): December 7, 2009

RECOMMENDED:
By: _____
Engineer (Authorized Signature)

ACCEPTED:
By: _____
Owner (Authorized Signature)

ACCEPTED:
By: _____
Contractor (Authorized Signature)

Date: _____

Date: __

Date: __

Approved by Funding Agency (if applicable): _

Date: __

Ms. Shawna Wooten, Finance Officer presented the quarterly fiscal monitoring report for the Beacon Center for period ending September 30, 2008. Important item to note: 1) Service Management Funds on reflect July and August; 2) Requests for reimbursements have not been submitted for non-unit cost reimbursement funds; 3) there have been no changes in the fund balance since the amounts reported previously and 4) the Area board will make the necessary designations to comply with the Mental Health rule that undesignated fund balance can't exceed 15% of the current budget.

Commissioner Garner noted that he is still not pleased with the information from the Beacon Center and that he would like more information on the fund balance and employee benefits.

Chairman Edmondson asked that Ms. Wooten inquire about a breakdown of employees by title and pay ranges and report back at the next meeting.

Mr. Stan Dixon, Cooperative Extension Director presented a request for the movement of \$35,000 from the restricted fund balance to the Greene County 4-H Scholarship Endowment (\$25,000) and the Greene County Agriculture Endowment (\$10,000).

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to approve the request for the movement of \$35,000 from the restricted fund balance to the Greene County 4-H Scholarship Endowment (\$25,000) and the Greene County Agriculture Endowment (\$10,000).

Mr. Dixon invited the Board to a dinner at 6:00 pm on Monday, November 17, 2008 as a thank you for support of the Prawn Processing Project. Dinner will consist of prawns cooked in a variety of ways.

There was no County Manager report.

There was no County Attorney report.

There were no Commissioner reports.

An awards presentation and reception was held for County employees that retired with 25 years or more of service to the County.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to recess until Monday, November 17, 2008 at 6:00 pm in the large meeting room to attend a dinner.

NORTH CAROLINA
 COUNTY OF GREENE

The Chairman reconvened the meeting at 6:00 p.m. The Board ate supper furnished by the American Prawn Cooperative and received an update on the project.

The Greene County Board of Commissioners met in regular session on Monday, November 17, 2008, at 7:00 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Jack Edmondson, Vice-Chair Jesse Tyndall and Commissioners Denny Garner, Bennie Heath and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order. Commissioner Garner gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to approve the corrected agenda as presented.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to approve the consent agenda which included the following:

November 3, 2008 Regular Meeting Minutes

Late Applications for Elderly/Disabled Exclusion and Present Use Value (PUV) – Nolah M. Dail (PUV); Carrie Sanders (Elderly); Linwood Cogdell (Disabled); Pearlie Turnage (Disabled) and Joseph Whitaker (Disabled)

Request from Greene County ABC Board to retain profits for the year ending 6/30/2008 in the amount of \$10,877.00. This will be used for the balance of the computer upgrade and carpet for Store #1.

RELEASES

Robert Heath, Jr.	\$16.97
Robert Heath, Jr.	\$298.30
Robert Heath, Jr.	\$27.47
Madeline Rose	\$97.36
Landis & Angela Combs	\$40.30

REFUNDS

Landis & Angela Combs	\$39.80
Landis & Angela Combs	\$39.80
Landis & Angela Combs	\$22.92
Landis & Angela Combs	\$22.18

Department	Amount	Explanation
DSS	\$43,149.00	Additional monies received from State for heating and cooling expenses.

The Chairman opened the floor for Public Comments.

Being there were no comments, the Chairman closed the Public Comments section.

Mr. Gary Christmas addressed the Board concerning bio-security regarding dogs as well as other types of animals and farms. The main goal is to educate citizens regarding diseases that can occur and that a program could possibly be run through the Health Department and be taught in schools.

Mr. Bradley Gillam, McDavid Associates presented a revised Change Order #3 for the Farmville/Greene County Alternative Water Supply Phase 1A Contract 2.

On motion by Commissioner Tyndall, seconded by Commissioner Heath, the Board voted unanimously to approve the revised Change Order #3 for the Farmville/Greene County Alternative Water Supply Phase 1A Contract 2.

SECTION 01029
CHANGE ORDER

**Change Order
No. 3 - Revised**

Date of Issuance: <u>November 13, 2008</u>		Effective Date: <u>November 13, 2008</u>
Project: Farmville - Greene County Alternative Water Supply	Owner: Town of Farmville	Owner's Contract No.: 2
Contract: Contract No. 2 - Elevated Storage Tanks and Controls		Date of Contract: August 15, 2008
Contractor: Caldwell Tanks, Inc.		Engineer's Project No.: 04-300

The Contract Documents are modified as follows upon execution of the Change Order:

Description:
 - Allow the use of deep auger cost pile foundations as an alternative (approved equal) to foundation options suggested by geotechnical soils report .
 - Caldwell agrees to add back exterior lighting to Elevated Storage Tank 247 - Lang Site and electrical allowance to provide service to the lights at no cost to the owner.

Attachments:
 - Spreadsheet Parts A and B

CHANGE IN CONTRACT PRICE:

Original Contract Price:
 \$ 5,895,000.00

[~~Increase~~] [Decrease] from previously approved Change Orders No. 1 to No. 2 :
 \$ 969,350.00

Contract Price prior to this Change Order:
 \$ 4,925,650.00

[Increase] [~~Decrease~~] of this Change Order:
 \$ 0.00

CHANGE IN CONTRACT TIMES:

Original Contract Times: Working days Calendar Days
 Substantial completion (days or date): 420
 Ready for final payment (days or date): 448

[Increase] [~~Decrease~~] from previously approved Change Orders No. 1 to No. 3 :
 Substantial completion (days): 0
 Ready for final payment (days): 0

Contract Times prior to this Change Order:
 Substantial completion (days or date): November 9, 2009
 Ready for final payment (days or date): December 7, 2009

[Increase] [Decrease] of this Change Order:
 Substantial completion (days or date): 0
 Ready for final payment (days or date): 0

Contract Price incorporating this Change Order:

\$ 4,925,650.00

Contract Times with all approved Change Orders:

Substantial completion (days or date): November 9, 2009

Ready for final payment (days or date): December 7, 2009

RECOMMENDED:

By: _____
Engineer (Authorized Signature)

Date: _____

Approved by Funding Agency (if applicable): _

ACCEPTED:

By: _____
Owner (Authorized Signature)

Date: _____

ACCEPTED:

By: _____
Contractor (Authorized Signature)

Date: _____

Date: _____

Mr. David Jones, Public Works Director presented information regarding the wholesale water rate that was previously approved by the Board on February 5, 2007. The rate was proposed to increase from \$1.60 to \$1.69 per 1,000 gallons. The Board approved the new rate to go into effect January 2008. Due to an oversight the notices were not sent to the wholesale customers and the rate was not increased. The water department has just discovered this mistake and estimates that approximately \$7,082.00 was not collected due to this error. With the Board's approval, a letter of notice will go out immediately and the \$1.69/1,000 gallons rate will take effect January 1, 2009. The water department sincerely regrets this mistake.

On motion by commissioner Heath, seconded by Commissioner Shackelford the Board voted unanimously to authorize a letter of notice to go out immediately and the \$1.69/1,000 gallons rate will take effect January 1, 2009.

Mr. Larry Pate on behalf of Mill Run Development Group advised the Board that the supplemental water they received from the County for the months of July and August was approximately 4 million gallons and that it was a true emergency due to the drought conditions. This water was needed for the golf course project. They received a bill for \$12,131.83, which they are asking that the Board either waive or change to the lowest water rate possible.

No action taken by the Board.

Mr. Larry Pate on behalf of the Committee of 100 noted that approximately 4 years ago, they began to receive a tax bill for property owned by the committee, and that as of March 2008, they owe approximately \$7,000 in back taxes. Mr. Pate noted that they are a non-profit.

Mr. Davenport noted that the State has advised that they are taxable as per legislature.

No action taken by the Board.

Mr. Davenport advised the Board of the upcoming Essential of County Government course January 20-22, 2009 in New Bern.

Mr. Davenport noted that the NIMS training is required in order for the County to be eligible for future federal grants. The Board is required to take class #700 and #100.

Mr. Davenport presented a Memorandum of Understanding for amendment of the TOP Grant. He noted that there are approximately \$123,000 left in the grant and that he would like to see it continued another year. One-Economy has agreed to accept these monies and allow the County to draw down same from them.

On motion by Commissioner Heath, seconded by Commissioner Garner the Board voted unanimously to approve the Memorandum of Understanding between Greene County and One-Economy for the administering of funds for the TOP Grant.

Mr. Davenport reviewed a letter requested by NC State regarding the Limited Delegation of Co-Signature Authority for Program Delivery on Contracts made to Greene County as well as authorization for Fiduciary Representation of County Director in Management of County Resource Allocations for the North Carolina Cooperative Extension, Greene County .

On motion by Commissioner Shackelford, seconded by Commissioner Garner the Board voted unanimously to authorize the County Manager to sign the letter.

There were no County Attorney reports or recommendations.

Chairman Edmondson noted that several individuals have expressed concern of the difference in gas prices in Pitt County vs. Greene County at the same names stores.

On motion by Commissioner Garner, seconded by Commissioner Heath the Board voted unanimously to authorize the County Manager to write a letter expressing these concerns to Wilco Hess and EJ Pope & Son, Inc.

On motion by Commissioner Heath, seconded by Chairman Edmondson the Board voted unanimously to adjourn.

NORTH CAROLINA
COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, December 1, 2008, at 9:00 a.m. in the Greene County Office Complex. Present for the meeting were Commissioners Jack Edmondson, Denny Garner, Bennie Heath, Jerry Jones, James Shackelford and County Manager Don Davenport. County Attorney E.B. Borden Parker was unable to attend.

The Chairman called the meeting to order, gave the invocation and led the Pledge to the Flag.

Mrs. Sandra Sutton, Greene County Clerk of Court administered the Oath of Office to Commissioners Jerry Jones and James Shackelford.

The Chairman turned the meeting over to the County Manager for election of Chairman and Vice-Chairman.

County Manager Don Davenport opened the floor for nominations for Chairman.

Commissioner Jones nominated Commissioner Edmondson.

Commissioner Shackelford nominated Commissioner Heath.

Mr. Davenport asked for a vote for Jack Edmondson as Chairman. By show of hands: Jerry Jones and Jack Edmondson.

Mr. Davenport asked for a voted for Bennie Heath as Chairman. By show of hands: Denny Garner, James Shackelford and Bennie Heath.

Commissioner Heath was voted in as Chairman.

Mr. Davenport opened the floor for nominations for Vice-Chairman.

Commissioner Jones nominated Commissioner Edmondson.

On motion by Commissioner Heath, seconded by Commissioner Jones the Board voted unanimously to close the floor for nominations and elect Commissioner Edmondson as Vice Chairman.

Ms. Shawna Wooten, Finance Officer introduced the new Finance staff which included Sandy Barss and Christy Kearney.

On motion by Commissioner Edmondson, seconded by Commissioner Jones the Board voted unanimously to approve the agenda.

On motion by Commissioner Edmondson, seconded by Commissioner Garner the Board voted unanimously to approve the consent agenda which included the following:

**Late Applications for Elderly/Disabled Exclusion and Present Use Value (PUV) –
Janice Porter (Disabled) and Martha Wilson (Disabled)**

RELEASES

Jeffrey & Mary Warren	\$35.00
Melvin Lee dba Jason Mart	\$831.81

Department	Amount	Explanation
Health Department	\$16,307.00	Additional monies received from State for WIC Client Services, WIC Nutrition Education, Family Planning Program and Breast & Cervical Cancer Screening.
Economic Development	\$25,000.00	Reappropriate \$10,000 donated by Progress Energy. Monies from Progress Energy has already been budgeted in the project budget. The transfer of that money needs to be budgeted. The additional \$15,000 from fund balance is in order to comply with NC Commerce Grant.

The Chairman opened the floor for Public Comments.

Mr. David Jones, Public Works Director reminded the Board about the Water Board meeting on December 9th at 6:30 pm.

Being there were no further comments, the Chairman closed the Public Comments section.

Mr. Mike Lovett, Transportation Director presented information and applications regarding the Transportation Advisory Board. The State and Federal guidelines that accompany the Transportation funds Greene County receives, requires the applicant to have a Transportation Advisory Board (TAB) made up of 12-16 members with a suggested number from certain categories. The categories include Public Human Service Agency, Private Sector Transportation, Public and business sectors and Governmental and Quasi-Government Agencies. The Greene County Transportation Department has had an advisory Board in the past but it has kind of dwindled away and become inactive. This Board has been advertised and 9 applications have been filed.

On motion by Commissioner Edmondson, seconded by Commissioner Shackelford the Board voted unanimously to appoint the following individuals to the Transportation Advisory Board.

Marlene M. Fields, David A. Jones, William “Bud” May – Greene Lamp, Inc., Randy Skinner – EMS Director, Dora Pasour – Faith Based Community, Ruby R. Meeks – Vocational Rehabilitation, * Linda Sewall – Health Director, *Sharon Harrison – Senior Center Director, * Evelyn Corbett – DSS Director, * Chris Roberson – Economic Dev. Director and * Don Davenport – County Manager. * Position is appointed – not the individual.

Mr. Davenport presented information concerning the concessions at the new Parks and Recreation complex. He advised that the Greene County Recreation Advisory Committee has discussed various alternatives to providing concessions at the new Complex. One of the alternatives was to contract the concessions to a private or non-profit entity. Request for proposals (RFP) were sent to 6 interested parties and the RFP's were advertised in the local paper. Only two proposals were received.

Rosenwald Center for Cultural Enrichment	\$3,570
"Ham" Lang Enterprises	\$2,000

The Recreation Advisory Committee voted to reject both proposals and for the Recreation Department to oversee the concessions.

On motion by Commissioner Garner, seconded by Commissioner Jones the Board voted unanimously to support the decision of the Recreation Advisory Committee for the Recreation Department to oversee the concessions.

Mr. Davenport noted that the Board of Health had recently met and discussed the issue of the next five lots for Holden Ridge Development and that they were in agreement with the Board of Commissioners. This would include the waiving of evaluation fees of \$200 for the next five lots.

Chairman Heath reminded the Board of upcoming holiday activities.

On motion by Commissioner Edmondson, seconded by Commissioner Jones the Board voted unanimously to recess until December 11, 2008 at 12:00 noon at the Greene County Bus Garage for the quarterly joint meeting with the Board of Education.

NORTH CAROLINA
 COUNTY OF GREENE

The Greene County Board of Commissioners met in regular session on Monday, December 15, 2008, at 7:00 p.m. in the Greene County Office Complex. Present for the meeting were Chairman Bennie Heath, Vice-Chair Jack Edmondson and Commissioners Denny Garner, Jerry Jones and James Shackelford. County Manager Don Davenport and County Attorney E.B. Borden Parker were also present.

The Chairman called the meeting to order, gave the invocation and led the Pledge to the Flag.

On motion by Commissioner Shackelford, seconded by Commissioner Edmondson the Board voted unanimously to approve the amended agenda as presented.

On motion by Commissioner Garner, seconded by Commissioner Edmondson the Board voted unanimously to approve the consent agenda which included the following:

December 1, 2008 Regular Meeting Minutes

Late Applications for Elderly/Disabled Exclusion and Present Use Value – Milton Moye (Disabled); Jannie Darden (Elderly); Rudolph Joyner & Robert Joyner (Present Use)

Department	Amount	Explanation
DSS	\$31,448.00	Additional monies received from State for heating and cooling expenses.
DSS	\$1,000.00	Money reverted back to Smart Start per request of Lenoir/Greene Partnership for Children.
Utility Fund	\$55,000.00	To budget for the interest payments for Cutter Creek sewer construction.
DJJDP	\$1,100.00	To reappropriate the balance of 07-08 Grant Funds due back to DJJDP.

RELEASES

Thomas Norman	\$35.00
Joe Heath	\$97.01
James Earl Atkinson	\$148.06
James Earl Atkinson	\$149.07
Leslie Howard Ham	\$35.00

REFUNDS

Suggs Farms	\$408.52
Suggs Farms	\$828.46

The Chairman opened the floor for Public Comments.

There were no comments.

Mr. David Jones with the Ready, Set Walk Club presented information regarding a Health and Wellness Trust Fund Grant called "Fit Community". They are asking for an endorsement from the Commissioners. The program recognizes and rewards towns/counties that help to promote healthy activities, eating and tobacco use prevention. There would be no cost to the County. They are asking that the monies run through the County so that the entire County can receive the recognition.

On motion by Commissioner Edmondson, seconded by Commissioner Shackelford the Board voted unanimously to support and sponsor the Health and Wellness Trust Fund Grant called "Fit Community".

Mr. Randy Skinner, EMS Director presented information from EMS Management & Consultants recommending that Greene County charge at least 125% of the Medicare allowable. Mr. Skinner recommends keeping charges as they currently are. It was the consensus of the Board to accept Mr. Skinner's recommendation.

Mr. Skinner asked that the Board consider increasing the Medicare rural mileage fee from \$9.92 to \$10.41 beginning January 1, 2009.

On motion by Commissioner Garner, seconded by Commissioner Edmondson the Board voted unanimously to increase the Medicare rural mileage fee from \$9.92 to \$10.41 beginning on January 1, 2009.

Mr. Skinner reviewed the upcoming required ICS (Incident Command System) training for NIMS (National Incident Management System). This will eventually be tied to future grant awards.

Ms. Linda Sewall, Health Director presented a request for to reinstate a Social Worker II (67) position that was abolished several years ago due to lack of funds and for 2 positions in the Health Department to be reclassified due to changes in responsibilities. Both the Greene County Board of Health and the Office of State Personnel has approved the following reclassifications:

Employee #	Old Classification	New Classification
169	Public Health Educator II (67)	Human Resources Planner (70)
660	Public Health Educator I (63)	Public Health Educator II (67)

On motion by Commissioner Garner, seconded by Commissioner Jones the Board voted unanimously to approve the reinstatement of the Social Worker II (67) position and the reclassifications as presented.

Mr. John Paul Black, LCC presented a resolution asking for support in the restoration of the Snow Hill Colored High School.

On motion by Commissioner Edmondson, seconded by Commissioner Jones the Board voted unanimously to approve the following resolution.

OF THE SNOW HILL COLORED HIGH SCHOOL

WHEREAS, in 1913, Julius Rosenwald teamed up with Booker T. Washington on an innovative program to improve education for blacks in the south and helped construct more than 5,300 school buildings in 15 Southern and Southwestern states; and

WHEREAS, the Snow Hill Colored High School, which is one of these schools that was constructed, is located in the Snow Hill community; and

WHEREAS, the Snow Hill Colored High School was listed in the National Register of Historic Places in August of 2003; and

WHEREAS, the Snow Hill Colored High School is in dire need of restoration resulting from deterioration and natural forces; and

WHEREAS, in 2002, the National Trust formed a special initiative in the Southern Office specifically to address Rosenwald school preservation issues that span a 14-state region; and

WHEREAS, the National Trust for Historic Preservation working with other partners helps to revitalize neighborhoods and communities, spark economic development, and promote environmental sustainability through Rosenwald school restoration efforts; and

WHEREAS, through the National Trust for Historic Preservation, funds may be made available to assist with the restoration of the Snow Hill Colored High School;

NOW, THEREFORE, BE IT RESOLVED THAT the Greene County Board of Commissioners support the restoration of the Snow Hill Colored School, encourages the National Trust for Historic Preservation, and other partners to join in on efforts to preserve this national historic place.

Approved and signed on this 15th day of December 2008.

ATTEST:

/s/ Bennie Heath
Chairman

/s/ Don Davenport
Clerk to the Board

Mr. Don Davenport, County Manager presented information regarding the voting delegate for the Legislative Goals Conference on January 15 - 16, 2009. Generally the Chairman would fill this position.

On motion by Commissioner Shackelford, seconded by Commissioner Edmondson the Board voted unanimously to appoint the Chairman to be the voting delegate for the Legislative Goals Conference on January 15 – 16, 2009.

Mr. Davenport presented information regarding the vacancy at the solid waste convenience site #5 on Taylor Road. On Monday, December 1, 2008 Mr. Pete Harrell, contractor for Site #5 Taylor Road passed away due to a bout with cancer. Mr. Harrell was the sole contractor for this site and his main helper was Mr. Randy Harrell, as a subcontractor. It has become the County's policy via previous vacancies at sites to offer the whole site contract to the other site contractor if the contract was shared. This is the first time that a site with a whole site contract has been vacant. Several alternatives have been discussed including:

- 1) Contract the whole site to the individual that has been working at the site with the contractor.
- 2) Contract with a current subcontractor from another site based on seniority and interest in the vacant whole site contract.
- 3) Advertise the contract's availability and have a lottery for the person to get it.
- 4) Advertise for proposals from persons interested in the particular vacant site.

After discussion, a motion was made by Commissioner Edmondson and seconded by Commissioner Jones to advertise the position and use the current contract.

Chairman Heath and Commissioners Garner and Shackelford voted against.

After further discussion, Chairman Heath recused himself from voting due to the fact that he is related to at least one of the individuals involved.

On motion by Commissioner Edmondson, seconded by Commissioner Jones the Board voted 4 – 0 with Chairman Heath recusing himself, to advertise the contract and any future contracts that become available for the convenience sites with the selection of the contractor to be made by the County Manager and Public Works Director.

Mr. Davenport reviewed a previous request by the Committee of 100 to be tax exempt. The Board discussed the request and were told by the County Attorney that NC General Statutes did not allow the Committee of 100 to be tax exempt. Other discussion on this topic included the possibility of a direct appropriation to the Committee of 100 from Greene County.

Mr. Davenport recommended that due to the NC General Statutes, the Board should deny the request to waive or abate property taxes for the Committee of 100 and consider an appropriation to the Committee of 100 during the 2009-10 budget deliberations.

On motion by Commissioner Garner, seconded by Commissioner Shackelford the Board voted unanimously to deny the request to waive or abate property taxes for the Committee of 100 and consider an appropriation to the Committee of 100 during the 2009-10 budget deliberations.

Mr. Davenport reviewed the Cutter Creek water request that was presented at a previous meeting. Cutter Creek representatives approached Greene County and requested to purchase water for the golf course area due to drought conditions and the turf preparation. The County's understanding at the time was for Cutter Creek to install the necessary connections and the County would provide water at the commercial rate. Beginning July, 2008 to August 26, 2008 Cutter Creek used 3,669,300 gallons of water which equated to a water bill of \$12,131.83.

At the November 17, 2008 County Commissioner meeting Mr. Larry Pate requested that the County either forgive the bill completely or charge a lower rate than commercial. During the time of the drought there were other water customers that used more water than normal in order to save their investment. There are no water customers that did not pay their bill at the appropriate rate. The recommendation is to deny the request from Cutter Creek to adjust the water bill dated August 27, 2008 in the amount of \$12,131.83.

On motion by Commissioner Edmondson, seconded by Commissioner Jones the Board

voted unanimously to deny the request from Cutter Creek to adjust the water bill dated August 27, 2008 in the amount of \$12,131.83.

Mr. Davenport reviewed a request from the Town of Snow Hill for appointments to the Snow Hill Planning Board and Board of Adjustments. The County has advertised these positions several times and only one (1) application from Mr. John Rae has been received for the Snow Hill Planning Board.

On motion by Commissioner Edmondson, seconded by Commissioner Shackelford the Board voted unanimously to appoint Mr. John Rae to the Snow Hill Planning Board.

Mr. Davenport presented applications for vacancies on the Greene County Recreation Board. No action required at this meeting. Will be presented for action at the January 5, 2009 meeting.

Mr. Davenport reviewed a letter received from NCDENR regarding the Contentnea Creek Snagging Project. He noted that this did not receive current funding and asked if the Board would like this application to be put up for reconsideration during the next grant cycle.

On motion by Commissioner Jones, seconded by Commissioner Edmondson the Board voted unanimously to resubmit the application to NCDENR for the Contentnea Creek Snagging Project for the next grant cycle.

Mr. Davenport advised that Brennan Associates will be at the January 5, 2009 meeting to bring the Board an update on the Justice Center Project.

Mr. Davenport reviewed an earlier request by Mr. Othello Graham, School Counselor at West Greene Elementary regarding the addition of a sign to the existing "Welcome to Greene County" signs. The cost of each sign installed by NCDOT is estimated to be \$600 for a large "Welcome to" sign with slogan at the bottom.

It was the consensus of the Board to consider this during the 2009-10 budget deliberations.

On motion by Commissioner Jones, seconded by Commissioner Garner the Board voted unanimously to adjourn.