

MINUTES FROM A PUBLIC HEARING TO AMEND WARREN COUNTY'S OFFICIAL ZONING ORDINANCE HELD BY THE BOARD OF COUNTY COMMISSIONERS FOR THE COUNTY OF WARREN IN THE COUNTY COURTHOUSE ON AUGUST 1, 2005 AT 6:30 PM.

The Public Hearing was called to order by Chairman Ulysses S. Ross. Other Commissioners present: H.E. Luke Lucas, and Barry M. Richardson. Absent: Commissioners Janet Humphries and Clinton G. Alston. Others in attendance: Linda T. Jones, Interim County Manager, Michael A. Williams, Interim County Attorney and Susan W. Brown, Finance Officer.

Notice of public hearing was read by the Clerk.

Current wording:

"... A four-fifths majority vote by the Board of Commissioners shall be required to amend this ordinance when the Planning Board recommends against such amendment."

Proposed wording:

"... A simple majority vote by the Board of Commissioners shall be required to amend this ordinance."

There were no citizen comments.

Chairman Ross adjourned the Public Hearing at 6:40 pm.

Angelena Kearney-Dunlap
Angelena Kearney-Dunlap, Clerk

MINUTES FROM A PUBLIC HEARING TO AMEND WARREN COUNTY'S OFFICIAL ZONING MAP HELD BY THE BOARD OF COUNTY COMMISSIONERS FOR THE COUNTY OF WARREN IN THE COUNTY COURTHOUSE ON AUGUST 1, 2005 AT 6:45 PM.

The Public Hearing was called to order by Chairman Ulysses S. Ross. Other Commissioners present: H.E. Luke Lucas, Janet Humphries and Barry M. Richardson. Absent: Commissioner Clinton G. Alston. Others in attendance: Linda T. Jones, Interim County Manager, Michael A. Williams, Interim County Attorney and Susan W. Brown, Finance Officer.

Notice of public hearing was read by the Clerk.

"Request from *Daniel K. Lane* to rezone 8.77 +/- acre tract of land on SR 1362 & SR 1424, situated in Roanoke Township from "Residential" to "Neighborhood Business" recorded in Deed Book 794-059."

There were no citizen comments.

Mr. Lane, petitioner, familiarized the Board with location of the area and provided statements from citizens that supported his request.

Chairman Ross adjourned the Public Hearing at 6:57 pm.

Angelena Kearney-Dunlap
Angelena Kearney-Dunlap, Clerk

MINUTES FROM THE REGULAR MONTHLY MEETING HELD BY THE BOARD OF COUNTY COMMISSIONERS FOR THE COUNTY OF WARREN IN THE COUNTY COURTHOUSE ON AUGUST 1, 2005 AT 7:00 PM.

The meeting of the Board of County Commissioners was called to order by Chairman Ulysses S. Ross. Other Commissioners present: Clinton G. Alston, Janet Humphries, H.E. Luke Lucas, and Barry M. Richardson. Others in attendance: Linda T. Jones, Interim County Manager, Michael A. Williams, Interim County Attorney and Susan W. Brown, Finance Officer.

A moment of silence was followed by Citizen Comments:

Katherine Olmert - Spoke in opposition to "No Wake Buoy" request from Mr. & Mrs. Thomas Smith, asked board to deny request.

E.J. Edmonds - thanked administration for fixing water fountain in courthouse, inquired why all citizens are not considered for Planning Board appointments.

Robby Ross - County resident, voter and taxpayer stated that Board was on a personal witch hunt to fire Loria Williams as County Manager. County employees do not deserve this kind of treatment.

Jeanne Watson - Commended Board on Ms. Williams' firing and questioned if county employees were paid for time they spent attending the Special Meeting that occurred during work hours?

Daria Holcomb - Asked Board to look back to avoid mistakes of the past.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried, it was ordered to amend August 1, 2005 Suggested Agenda as follows:

Added Item 6 - Amendment # 2 to the FY 2005-06 Warren County Budget Ordinance
Item 6A - Amendment # 3 to the FY 2005-06 Warren County Budget Ordinance
Item 7C - Schedule Board of Commissioner's 2-day Work Session

Amended Item 8 to include- Amendment # 1 to the Capital Project Ordinance - Warren County Animal Shelter Project

Added Item 10A - Form Search Committee for Permanent County Manager
Item 10B - EMS Vacation Time
Item 15A - CDBG Resolution Designating August 2005 Fair Housing Month
Item 15B - 2005 Small Cities CDBG Hook-Up Program
Item 15C - Interim Manager Monthly Travel Allowance

Votes were as follows: Ayes: Lucas, Humphries, Richardson, Ross
 Nays: Alston

Motion carried, agenda was amended as stated.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried by unanimous vote, it was ordered to adopt August 1, 2005 Agenda as amended.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried, it was ordered to approve August 1, 2005 Consent Agenda Item 5A as follows: Minutes of July 12, 2005 - Regular and July 29, 2005 - Special Meetings.

Votes were as follows: Ayes: Lucas, Humphries, Richardson and Ross
 Nays: Alston

Motion carried, minutes of July 12 and July 29, 2005 meetings were adopted.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried by unanimous vote, it was ordered to release a portion of the July 12, 2005 closed session, statements made by Attorney Adkins, Legal Council to the Haliwa Saponi Indian Tribe, to the Henderson Dispatch Newspaper.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried, it was ordered to approve July 12, 2005 Consent Agenda Item 5B Tax Collector's & Interest Income Reports as follows:

**Tax Collector's Report
To the
Board of County Commissioners**

2004 Taxes Collected June	99,014.78
2004 Taxes Collected to Date	10,326,708.95
Percentage of 2004 Taxes Collected	94.78
Other June Collections:	
Delinquent Taxes and Penalties	51,702.22
Advance Payments	22,173.04
Total June Collections:	172,890.04
Percentage as of June 2003	94.57

Respectfully Submitted 8/1/2005
Susan W. Brown, Tax Collector

**Interest Income Report
Month of June 2005**

General	18,107.82	158,475.32
Revaluation	605.18	4,907.75
E911 Telephone System	777.33	4,691.61
E911 wireless	385.86	2,540.42
Admin Off Bld Cap Reserve Fund	191.19	1,610.13
Admin Off Bld Cap Project Fund	0.00	719.76
Buck Spring Project	617.18	4,447.98
Regional Water Enterprise Fund	804.15	5,393.54
District I Enterprise Fund	612.15	6,169.98
Solid Waste	519.82	10,220.43
District II Capital Project Fund	0.00	129.81
District II Enterprise Fund	650.92	7,385.56
District III Capital Project Fund	2,420.74	34,879.22
District III Phase II	6.20	50.59
District I Phase IV	0.00	1.62
Soul City Pump Station Improvements	40.05	40.05
District II Phase II	104.06	104.06

Votes were as follows: Ayes: Lucas, Humphries, Richardson and Ross
 Nays: Alston

Motion carried.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried, it was ordered to approve August 1, 2005 Consent Agenda Item 5C Tax Releases Over \$100 as follows:

<u>TAX RELEASE REQUESTS OVER \$100</u>				<u>Approved by BOC</u>
<u>7/21/2005</u>				<u>Date: _____</u>
<u>ERROR CORRECTION RELEASES:</u>				
<u>NAME</u>	<u>ACCT#</u>	<u>RECORD #</u>	<u>AMOUNT</u>	<u>REASON</u>
Manson, Tommy	3318-104	53039	137.51	M/H abandoned in 1998
Manson, Tommy	3318-103	46283	151.63	M/H abandoned in 1998
Manson, Tommy	3318-102	42487	161.03	M/H abandoned in 1998
Manson, Tommy	3318-101	39345	175.66	M/H abandoned in 1998
Manson, Tommy	3318-100	37750	195.00	M/H abandoned in 1998
Manson, Tommy	3318-99	36384	212.67	M/H abandoned in 1998
Reeder, John	13425-104	53161	133.38	M/H disposed of in 2002
Reeder, John	13425-103	46390	143.83	M/H disposed of in 2002
SUB-TOTAL ERROR CORRECTIONS:			1,310.71	
<u>MOTOR VEHICLE RELEASES:</u>				
NO MOTOR VEHICLE RELEASES				
SUB-TOTAL MOTOR VEHICLE RELEASES:			0.00	
<u>LANDFILL USER FEE RELEASES:</u>				
Lockemy, Melvin D.	5621-102	42703	100.00	
Lockemy, Melvin D.	5621-101	39590	100.00	
Lockemy, Melvin D.	5621-100	37905	95.00	
SUB-TOTAL LFUF RELEASES			295.00	
SUB-TOTAL ERROR CORRECTIONS:			1,310.71	
SUB-TOTAL MOTOR VEHICLE RELEASES:			0.00	
TOTAL RELEASES:			1,605.71	

Abbreviation Key:

LFUF = Landfill User Fee
M/H = Mobile Home

**AMENDMENT TO THE WARREN COUNTY BUDGET ORDINANCE
2005/2006
(Amendment No. 2)**

Section 1 of the Warren County Budget Ordinance, pertaining to the General Fund operations of the County, shall be amended as follows:

Increase/(Decrease) Appropriations:

County Manager	\$ 76,399
Contingency	<u>(76,399)</u>
Total	0

This amendment:

- Appropriates funds in the amount of \$67,617 to the County Manager's budget to cover the terminated contract with Loria D. Williams as of July 29, 2005 and \$8,782 to cover her remaining vacation hours.

Source of Funding: Contingency

Respectfully Submitted 08/01/05



Susan W. Brown, Finance Officer

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried by unanimous vote, it was ordered to move "Amendment # 1 – Capital Project Ordinance – Animal Shelter Project" to follow Item # 8.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried by unanimous vote, it was ordered to approve Amendment # 3 to the Warren County Budget Ordinance:

**AMENDMENT TO THE WARREN COUNTY BUDGET ORDINANCE
2005/2006
(Amendment No. 3)**

Section 1 of the Warren County Budget Ordinance, pertaining to the General Fund operations of the County, shall be amended as follows:

Increase/(Decrease) Appropriations:

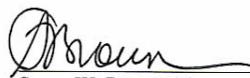
Emergency Medical Services	\$ 14,500
Contingency	<u>(14,500)</u>
Total	0

This amendment:

- Appropriates \$9,500 for six months of debt payment on a five year lease purchase financing, based on a principal value of \$85,000 to Emergency Medical Services to purchase an ambulance plus \$5,000 to equip new ambulance.

Source of Funding: Contingency

Respectfully Submitted 08/01/05



Susan W. Brown, Finance Officer

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried by unanimous vote, it was ordered to approve an ambulance purchase for Emergency Medical Services”.

On motion of Commissioner Lucas, which was seconded by Commissioner Richardson and duly carried by unanimous vote, it was ordered to adopt amendment to the County’s Official Zoning Ordinance as follows:

ARTICLE X – Amendments; Section X-1 General; Paragraph 5:

Old Language: ... A four-fifths majority vote by the Board of Commissioners shall be required to amend this ordinance when the Planning Board recommends against such amendment.”

New Language: ...A simple majority vote by the Board of Commissioners shall be required to amend this ordinance.

On motion of Commissioner Richardson, which was seconded by Commissioner Lucas and duly carried by unanimous vote, the following rezoning request was approved:

“Request form Dariel K. Lane to rezone 8.77 +/- acre tract of land on SR 1362 and SR 1424, situated in Roanoke Township from “Residential” to “Neighborhood Business.” Recorded in Deed Book 794-059.

Motion was made by Commissioner Lucas, which was seconded by Commissioner Humphries to schedule a two (2) day Board of Commissioner’s work session for August 17th & 18th.

Commissioner Lucas withdrew his motion.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried, it was ordered to schedule a one (1) day Board of Commissioner’s work session for August 17th from 10:00 am to 3:00 pm.

Votes were as follows: Ayes: Lucas, Humphries and Ross
 Nays: Alston and Richardson

Motion carried, Board of Commissioner’s work session was scheduled in the DSS Staff Meeting Room for August 17, 2005 beginning at 10:00 am.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried, it was ordered to adopt Amendment # 1 to the Capital Project Ordinance for Warren County Animal Shelter Project as follows:

**AMENDMENT TO THE CAPITAL PROJECT ORDINANCE
 WARREN COUNTY
 ANIMAL SHELTER PROJECT**

Amendment No. 1

Section 3 of the above-referenced capital project ordinance shall be amended as follows:

Increase Revenue:

Proceeds of Installment Purchase Financing	\$ 468,000
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Section 4 of the above-referenced capital project ordinance shall be amended as follows:

Increase Appropriations:

Architectural Services Phase II	\$ 33,125
Construction	404,250
Reimbursables/Testing	7,500
Contingency	22,125
Legal & Administrative Expenses	1,000
Total	\$ 468,000

Explanation:

This amendment budgets the remainder of the architectural contract, as well as estimated construction, testing and miscellaneous costs associated with constructing the Animal Control Facility, based on the architect’s projections arrived at in Phase I of the architectural services contract.

Respectfully Submitted 08/01/05


 Susan W. Brown, Finance Officer

Votes were as follows: Ayes: Lucas, Humphries, Ross and Richardson

Nays: Alston

Motion carried.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried, it was ordered to approve Phase II Architectural Agreement for the Warren County Animal Shelter Project as submitted by LSV Partnership, Architects/Planners AIA:

Budget for Warren County Animal Control Center	
Building Size	3,850 sq ft
<u>Building & Equipment Costs</u>	<u>105 per sq ft</u>
Facility Cost	\$404,250
Fees and Contingencies	\$ 60,250
<u>Reimbursement / Testing</u>	<u>\$ 7,500</u>
Total Project Budget	\$472,000
Architectural and Engineering Fees (*)	
Phase I (Programming & Budge Analysis to date)	\$2,973.61
Phase II (Design and Construction Administration)	\$33,125.00
(*) Included in Fees and Contingencies above	

Votes were as follows: Ayes: Lucas, Humphries, Ross and Richardson
 Nays: Alston

Motion carried.

On motion of Commissioner Humphries, which was seconded by Commissioner Lucas and duly carried, it was ordered to deny a request from Mr. and Mrs. Thomas Smith to establish a "No Wake Zone" on Kerr Lake Reservoir.

Votes were as follows: Ayes: Humphries, Lucas, Richardson and Alston
 Nays: Ross

Motion carried, request for a "No Wake Zone" on Kerr Lake Reservoir was denied.

On motion of Commissioner Lucas, which was seconded by Commissioner Alston and duly carried by unanimous vote, it was ordered to approve 2005-06 Agreement for the Protection, Development and Improvement of Forest Land in Warren County, effective July 1, 2005. Total cooperative appropriation of \$247,500 allocated as follows:

60%	State of North Carolina	\$148,500
40%	County of Warren County	\$ 99,000

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried, a County Manager search committee was formed as follows:

Interim Manager Linda Jones	Human Resource Manager Katherine Williamson
EDC Director John Church	Commissioner Barry Richardson
Commissioner Luke Lucas	

Commissioner Richardson expressed a desire to have citizen input on said committee. Commissioner Alston expressed his desire that membership be appointed after soliciting membership via advertisement in area paper. Chairman Ross requested input from the Citizen Advisory Council.

Votes were as follows: Ayes: Humphries, Lucas, Richardson and Ross
 Nays: Alston

Motion carried, County Manager search committee was formed as recommended.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried, it was ordered to grant Emergency Medical Services (EMS) personnel 20 hours a month vacation time.

Votes were as follows: Ayes: Humphries, Lucas, Richardson and Ross
 Nays: Alston

Motion carried.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried, it was ordered to adopt Code Enforcement Proposed Fee Schedule Increases as follows:

Warren County		Current Fees		Proposed Fees	
	Description of Permit Type	Min. Amt	SF Amt	Min. Amt	SF Amt
AB	Accessory Building	\$20.00	0.06	\$20.00	0.10
RG	Garage-Residential	\$20.00	0.06	\$50.00	0.10
BP	Boathouse/Pier	\$20.00	0.08	\$50.00	0.10
BR	Building - Residential				
	Heated		0.10		0.20 plus trades
	Unheated		0.06		0.15 plus trades
MH	Manufactured Homes				
	Single Wide	\$100.00		\$220.00	increase reflects
	Double wide	\$175.00		\$295.00	trades
	Triple Wide	\$200.00		\$320.00	
MD	Modular Homes				
	One Story	\$175.00		change to SF	0.20
	Two Story	\$225.00		plus trades	0.20
RV	Renovations				
	up to 400 SF	\$50.00		include trades	
	400-600 SF	\$75.00		include trades	
	Over 600 SF	\$100.00		include trades	
RA	Residential Additions	\$50.00	0.10	include trades	
These increases will bring our fee schedule in line with the surrounding counties					

Votes were as follows: Ayes: Lucas, Humphries and Ross
 Nays: Alston and Richardson

Motion carried, Code Enforcement Fee Increases were adopted as presented.

On motion of Commissioner Lucas, which was seconded by Commissioner Richardson and duly carried by unanimous vote, it was ordered to adopt the Memorandum of Understanding (MOU) Between the Warren County Office of Emergency Management and The Triangle Area Chapter of the American Red Cross. Chairman of the Board and Emergency Management Director were authorized to sign related documentation.

Motion was made by Commissioner Lucas, which was seconded by Commissioner Humphries to adopt Emergency Medical Services (EMS) Diversion of Emergency Response and ALS Intercept Policies.

Sheriff Williams spoke in opposition of adopting said policies by stating that liability would rest on the county.

Commissioner Lucas withdrew his motion, Commissioner Humphries withdrew her second.

On motion of Commissioner Lucas, which was seconded by Commissioner Alston and duly carried by unanimous vote, Interim County Attorney Williams was directed to contact the Deputy Attorney General to ascertain more information regarding adoption of Emergency Medical Services (EMS) Diversion of Emergency Response and ALS Intercept Policies. Item was referred to the September 2005 regular Board of Commissioners' meeting.

On motion of Commissioner Richardson, which was seconded by Commissioner Alston and duly carried by unanimous vote, Health Director Salary was approved at Salary Grade 32 - \$51,568.

Health Director Ron Sapp was introduced to the Board.

On motion of Commissioner Humphries, which was seconded by Commissioner Lucas and duly carried by unanimous vote, it was ordered to appoint Michael Williams, Interim County Attorney to the permanent position of Warren County Attorney. Oath of office was administered by the Clerk to the Board.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried by unanimous vote, lease agreement between County and Southlight, Inc. for mental health office space was referred to the County Attorney for review.

On motion of Commissioner Richardson, which was seconded by Commissioner Humphries and duly carried by unanimous vote, it was ordered to adopt Resolution declaring August "Fair Housing Month" in Warren County.

On motion of Commissioner Lucas, which was seconded by Commissioner Richardson and duly carried by unanimous vote, authorization was granted to Interim County Manager to apply for 2005 Small Cities CDBG Hook-Up Program Grant funds in the amount of \$75,000.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried by unanimous vote, item 15C was added to the Agenda: County Manager travel allowance.

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried by unanimous vote, \$300 County Manager travel allowance was not authorized for Interim County Manager.

County Manager report was given by memo as follows:

FROM: Loria D. Williams, County Manager

DATE: July 26, 2005

SUBJ: July Status Report

Administration

- Participated Health Director Interviews – (07/01/05)
- Conducted Organizational mtg. w/ Animal Control Advisory Committee - (07/06/05)
- Conducted Animal Shelter Planning Committee mtg. - (07/07/05)
- Conducted Planning Director Interviews – (07/08/05)
- Attended Kerr-Tar Hub Breakfast mtg. – (07/11/05)
- Attended mtg. w/ Com. Richardson; Com. Lucas; EMS employees re: pay dispute – (07/12/05)
- Prepared for & attended BOC mtg. – (07/12/05)
- Conducted Technical Review mtg. w/ DCA Officials re: 2005 Scattered Site – (07/20/05)
- Conducted mtg. w/ L. Jones; K. Williams; M. Johnson re: IT/GIS duties & responsibilities – (07/20/05)
- Attended Summer Reading Program Finale and Drawing – (07/23/05)
- Conducted Animal Shelter Planning Committee mtg. - (07/25/05)
- Formulated RFP for Administrative Services 2005 Scattered Sites Program – (07/26/05)
- Prepared response to DCA Finding re: 2002 Scattered Sites Program – (07/27/05)

On motion of Commissioner Lucas, which was seconded by Commissioner Humphries and duly carried by unanimous vote, it was ordered to enter into Closed Session in accordance with GS 143-318.11(a) for discussion of Legal, Personnel and Property Acquisition Matters.

On motion of Commissioner Lucas, which was seconded by Commissioner Alston and duly carried by unanimous vote, it was ordered to return to the August 1, 2005 regular meeting.

With no further business to discuss and on motion of Commissioner Lucas which was seconded by Commissioner Humphries the Board of Commissioners meeting was adjourned.

Angelena Kearney-Dunlap
Angelena Kearney-Dunlap, Clerk