

**PERSON COUNTY BOARD OF COMMISSIONERS**  
**MEMBERS PRESENT**

**OCTOBER 16, 2017**  
**OTHERS PRESENT**

Tracey L. Kendrick  
Gordon Powell  
Jimmy B. Clayton  
Kyle W. Puryear  
B. Ray Jeffers

Heidi York, County Manager  
C. Ronald Aycock, County Attorney  
Brenda B. Reaves, Clerk to the Board

The Board of Commissioners for the County of Person, North Carolina, met in regular session on Monday, October 16, 2017 at 9:00am in the Commissioners' meeting room in the Person County Office Building.

Chairman Kendrick called the meeting to order. Vice Chairman Powell gave an invocation and Commissioner Clayton led the group in the Pledge of Allegiance.

County Attorney, Ron Aycock joined the meeting via telephone conference call.

**DISCUSSION/ADJUSTMENT/APPROVAL OF AGENDA:**

A **motion** was made by Commissioner Puryear and **carried 5-0** to approve the agenda.

**RECOGNITION:**

**RESOLUTION OF APPRECIATION:**

Chairman Kendrick read and presented a Resolution of Appreciation to Person County Retiree, Elaine Hughes.

October 16, 2017

## RESOLUTION OF APPRECIATION

WHEREAS, Elaine Hughes has served the people of Person County during her tenure as a Processing Unit Supervisor at the Department of Social Services; and

WHEREAS, Elaine Hughes has served the citizens of Person County with honor, integrity, sincerity and dedication, providing accurate, concise services for eight years, October 2009 – September 2017; and

WHEREAS, Elaine Hughes has earned the respect and admiration of all who have known her and worked with her throughout her career; and

WHEREAS, the County of Person recognizes the many contributions Elaine Hughes has made to the County and offers her sincere best wishes for her retirement.

NOW, THEREFORE, I, Tracey L. Kendrick, Chairman of the Person County Board of Commissioners, do hereby extend this Resolution of Appreciation to Elaine Hughes for continually striving to make Roxboro and Person County a better place to live and work.

Adopted this, the 16th day of October, 2017.



Tracey L. Kendrick, Chairman  
Person County Board of Commissioners

Attest:

Brenda B. Reaves  
Clerk to the Board of Commissioners

October 16, 2017

**PUBLIC HEARING:  
 FY2019 COMMUNITY TRANSPORTATION PROGRAM GRANT  
 APPLICATION:**

A **motion** was made by Vice Chairman Powell and **carried 5-0** to open the duly advertised public hearing for a request to submit an application for the FY2019 Community Transportation Program Grant.

Person Area Transportation System Transit Manager, Kathy Adcock requested Board consideration to approve the FY2019 Community Transportation Program Grant Application to be submitted to the NCDOT for Administration and Capital Budget requests for the operation of the Transportation Department with the assistance of local funds. She presented a Public Transportation Program FY2019 Resolution and explained the FY2019 Local Share Certification for Funding noting the requested fund amounts as follows:

**PERSON COUNTY**

**Requested Funding Amounts**

<b><u>Project Share</u></b>	<b><u>Total Amount</u></b>	<b><u>Local</u></b>
Administrative (15%)	\$ <b><u>189,504</u></b>	\$ <b><u>28,426</u></b>
5311 Operating (No State Match) (50%)	\$ _____	\$ _____
5310 Operating (No State Match) (50%)	\$ _____	\$ _____
5307 Operating	\$ _____	\$ _____ (50%)
5307 Planning	\$ _____	\$ _____ (20%)
Capital	\$ <b><u>121,000</u></b>	\$ <b><u>12,100</u></b> (10%)
Mobility Management (10%)	\$ _____	\$ _____

Funding programs covered are 5311, 5310, 5339 Bus and Bus Facilities, 5307 (Small fixed route, regional, and consolidated urban-rural systems)

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<b>TOTAL</b>	\$ <b><u>310,504</u></b>	\$ <b><u>40,526</u></b>
	<b>Total Funding Requests</b>	<b>Total Local Share</b>

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**The Local Share is available from the following sources:**

<u>Source of Funds</u>	<u>Grant Applied To</u>	<u>Amount</u>
<b><u>Local Funds</u></b>	<b><u>Admin</u></b>	<b>\$ <u>28,426</u></b>
<b><u>Local Funds</u></b>	<b><u>Capital</u></b>	<b>\$ <u>12,100</u></b>
<hr/> <hr/> <b>TOTAL</b>		<b>\$ <u>40,526</u></b>

\*\* Fare box revenue is not an applicable source for local share funding

There were no individuals appearing before the Board to speak in favor of or in opposition to the request to submit an application for the FY2019 Community Transportation Program Grant.

A **motion** was made by Commissioner Jeffers and **carried 5-0** to close the public hearing for a request to submit an application for the FY2019 Community Transportation Program Grant.

**CONSIDERATION TO GRANT OR DENY REQUEST TO SUBMIT AN APPLICATION FOR THE FY2019 COMMUNITY TRANSPORTATION PROGRAM GRANT:**

A **motion** was made by Commissioner Jeffers and **carried 5-0** to approve the request to submit an application to the NCDOT for the FY2019 Community Transportation Program Grant and the FY2019 Public Transportation Program Resolution as presented.

## PUBLIC TRANSPORTATION PROGRAM RESOLUTION

### FY 2019 RESOLUTION

**Section 5311 (including ADTAP), 5310, 5339, 5307 and applicable State funding, or combination thereof.**

Applicant seeking permission to apply for Public Transportation Program funding, enter into agreement with the North Carolina Department of Transportation, provide the necessary assurances and the required local match.

A motion was made by (Board Member's Name) Commissioner B. Ray Jeffers and seconded by (Board Member's Name or N/A, if not required) N/A for the adoption of the following resolution, and upon being put to a vote was duly adopted.

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 federal and state public transportation funds; and

WHEREAS, the North Carolina Department of Transportation will apply for a grant from the US Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies for the provision of rural, small urban, and urban public transportation services consistent with the policy requirements of each funding source for planning, community and agency involvement, service design, service alternatives, training and conference participation, reporting and other requirements (drug and alcohol testing policy and program, disadvantaged business enterprise program, and fully allocated costs analysis); and

WHEREAS, the funds applied for may be Administrative, Operating, Planning, or Capital funds and will have different percentages of federal, state, and local funds.

WHEREAS, non-Community Transportation applicants may apply for funding for "purchase-of-service" projects under the Section 5310 program.

WHEREAS, (Legal Name of Applicant) Person County hereby assures and certifies that it will provide the required local matching funds; that its staff has the technical capacity to implement and manage the project(s), prepare required reports, obtain required training, attend meetings and conferences; and agrees to comply with the federal and state statutes, regulations, executive orders, Section 5333 (b) Warranty, and all administrative requirements related to the applications made to and grants received from the Federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U. S. C.

WHEREAS, the applicant has or will provide all annual certifications and assurances to the State of North Carolina required for the project;

NOW, THEREFORE, be it resolved that the (Authorized Official's Title)\* County Manager of (Name of Applicant's Governing Body) Person County Board of Commissioners is hereby authorized to submit grant application (s) for federal and state funding in response to NCDOT's calls for projects, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural, small urban, and urban public transportation services.

I (Certifying Official's Name)\* Brenda B. Reaves (Certifying Official's Title) Clerk to the Board of Commissioners do hereby certify that the above is a true and correct copy of an excerpt from the minutes of a meeting of the (Name of Applicant's Governing Board) Person County Board of Commissioners duly held on the 16th day of October, 2017.

Brenda B. Reaves  
Signature of Certifying Official

\*Note that the authorized official, certifying official, and notary public should be three separate individuals.

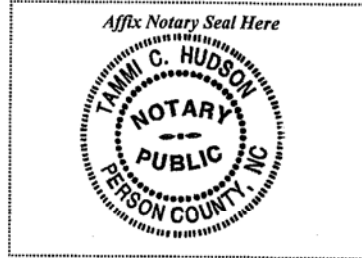
Seal Subscribed and sworn to me (date) October 16, 2017

Tammi C. Hudson  
Notary Public \*

Tammi C. Hudson

304 S. Morgan St., Roxboro, NC 27573  
Printed Name and Address

My commission expires (date) March 28, 2022



## **INFORMAL COMMENTS:**

The following individuals appeared before the Board to make informal comments:

Ms. Frances Blalock of 1504 Surl Mt. Tirzah Road, Timberlake advocated for the transfer station option for the county's solid waste solution and for the Board to choose the safety and health of its citizens instead of money. She referred to House Bill 56 and read the following: "If the unit of local government is a party to an exclusive franchise agreement, to which Person County is, with a private entity governing the management of disposal of waste within the jurisdiction in effect on September 1, 2017, the unit of local government shall adopt and enforce such an ordinance until the date such franchise has expired." Ms. Blalock stated nothing in section 17 in this bill shall be construed to impact the terms of contract, franchise agreement or other agreement between the unit of local government and another entity concerning the management of solid waste or the financing of such services or related facilities or equipment in effect on the date this section becomes law. Ms. Blalock summarized that this bill does not apply to Person County at this time or can change the terms of the current agreement with Republic because it was in effect on the date this bill became law. Ms. Blalock stated the bill addresses new county owned landfills, not transfer station. She said Person County has until 2019 to solve the county's solid waste problems. Ms. Blalock asked Vice Chairman Powell to explain why he said the transfer station was a moot point.

Ms. Betty Blalock of 144 Tirzah Ridge Rd, Rougemont told the Board she hoped she lived long enough to see the monster landfill go away. She reported another death and others diagnosed with cancer that live within the mile and a half of the landfill. Ms. Blalock noted the many trash trucks on US158.

## **DISCUSSION/ADJUSTMENT/APPROVAL OF CONSENT AGENDA:**

A **motion** was made by Commissioner Puryear and **carried 5-0** to approve the Consent Agenda with the following items:

- A. Approval of Minutes of October 2, 2017,
- B. Budget Amendment #7,
- C. Re-advertisement of fiber RFP, and
- D. Tax Adjustments for the month of October 2017
  - a. Tax Releases
  - b. NC Vehicle Tax System pending refunds

**October 16, 2017**

**UNFINISHED BUSINESS:**

**ADDITIONAL MENTAL HEALTH FUNDING:**

Assistant County Manager, Sybil Tate reminded the Board that Cardinal Innovations refunded monies that were not spent in FY2017 for mental health services. The total amount of the refund was \$38,196. Ms. Tate stated the Board, at its October 2, 2017 meeting, had consensus for a funding option to include a program to address mental health issues in the jail. Since then, the Sheriff gathered information from neighboring counties about mental health programs in jails and has requested \$20,000 for a pilot program. In addition, staff has gathered feedback from the Health Department, EMS, the court system, and community groups about the community's mental health needs. Ms. Tate presented the following funding option to be managed by the Health Department:

- Mental Health counseling pilot in jails- \$20,000
- 40 Naloxone kits and training for first responders- \$3,500
- Safe room at the hospital - \$5,000
- Drug Court - \$9,696

TOTAL= \$38,196

When asked about additional funding request from the Drug Court program, Ms. Tate noted no written requests have been submitted however, at the Substance Abuse Summit, a need was expressed for additional funding. Commissioner Jeffers noted how Person Memorial Hospital diverts patients to Durham and suggested to take out the funding for the safe room and put those funds toward the Drug Court program.

Sheriff Jones noted he did not know the intention of the hospital for a safe room, but for officer and staff safety, he stated his preference for the safe room to remain a funding priority using the additional mental health funding. Sheriff Jones explained that once an officer takes an individual in custody into the hospital, they are no longer considered in custody, but a patient under the treatment of hospital. Individuals with mental health issues are often sedated to control the combative behavior for the safety of staff and for treatment. In the meantime, the officers are standing by during the observation period.

Ms. Tate stated she had spoken with the hospital CEO and other staff who have expressed interest in the one-time funding for a safe room noting they would provide for any additional costs that exceed the \$5,000 for the required equipment and locking system. Ms. Tate said a Memorandum of Agreement could be offered.

A **motion** was made by Commissioner Jeffers and **carried 5-0** to approve the additional Mental Health funding as presented with the understanding the \$5,000 for the safe room would be used for that purpose only.

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**NEW BUSINESS:**

**SALE OF “OLD SENIOR CENTER” SURPLUS PROPERTY:**

The Board of Commissioners approved a resolution to begin the upset bid process for the “Old Senior Center” property. A public notice of sale was last advertised in the Courier-Times on September 30, 2017 with bids due to the clerk by October 9, 2017 at 5:00pm.

Assistant County Manager, Sybil Tate updated the Board that the “Old Senior Center” property highest upset bid was \$3,000 from the Northern Piedmont Bible Institute by its board member, Connie Dickens McCain. No new bids were received for the “Old Senior Center” property,” so the highest bidder may purchase the property, with approval by the Board of Commissioners.

Ms. Tate said the Board of Commissioners has the right to reject bids at any time; however, should the Board decide to move forward with the sale of the “Old Senior Center” property”, the clerk and county attorney can complete the purchasing process.

Ms. Tate asked the Board to authorize the Chairman to sign the appropriate documents for the sale of the “Old Senior Center” surplus property to the Northern Piedmont Bible Institute.

Ms. Tate told the group the sale of the “Old Hotel” surplus property was completed last week.

Chairman Kendrick asked if the Northern Piedmont Bible Institute was already located in Person County. Clerk to the Board, Brenda Reaves, told the group it was her understanding that the Northern Piedmont Bible Institute was currently located in Person County and they were looking for a larger facility for its group.

A **motion** was made by Commissioner Jeffers and **carried 5-0** to approve the sale of the “Old Senior Center” surplus property to Northern Piedmont Bible Institute for \$3,000 and to authorize the Chairman to sign the appropriate documents.

**October 16, 2017**

**IMPACT OF NEW LEGISLATION ON PERSON COUNTY SOLID WASTE:**

County Attorney, Ron Aycock discussed the impact of new legislation on Person County Solid Waste noting that earlier this month, the NC House and Senate voted to override the Governor's veto of House Bill 56. The bill, which is now law, was complex and covered a wide-ranging number of topics - including a provision that the NC Association of County Commissioners believes reduces local government control over its solid waste. The County Attorney provided a memo detailing his legal analysis of how this new legislation impacts Person County's solid waste discussion.

**Date: October 9, 2017**

**To: Board of Commissioners and Manager**

**Re: Effect of 2017 actions of the NC General Assembly relating to "flow control" and "life of site permitting" on Person County solid waste program.**

**From: C. Ronald Aycock, County Attorney**

Facts: Person County has an existing contract with Republic Services for operation of a landfill in Person County and a franchise issued to Republic for such operation. The franchise was extended by two years and is effective through June 30, 2019. The contract which was for twenty years and may be extended for 10 additional years at the option of the County has been extended for one year through July 1, 2018.

Among other provisions, the contract provides for a host fee to be paid to Person County based upon usage which yields Person County in excess of \$500,000 per year. It also provides that Person County will use its "best efforts" to assure that waste from Person County will be disposed of in the Republic facility. It further provides that waste will not be accepted from certain jurisdictions (Raleigh and Durham) and will not be accepted from areas 60 miles or more from the landfill.

The County is exploring its future options including the provision of a county transfer station and the transfer of waste outside the county.

The 2017 General Assembly has enacted two provisions which impact the county options. For convenience in identification I will designate those provisions as "flow control" and "life of site" provisions.

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## FLOW CONTROL PROVISION

The new law prohibits a county from requiring that all waste in a county go to a specific site (flow control) except in very limited circumstances. For Person County that limited circumstance means for the period of its existing franchise (until June 30, 2019). It is likely then that if the County grants additional franchises to effectuate the remaining years (9) of the contract extension that it may not be able to direct that all waste go to the Republic site. There is no authority in the new law to direct the flow of Person County waste to a new transfer station. This will have the likely effect of limiting the flow of waste to the proposed new transfer station and may therefore affect its financial viability.

An additional likely effect of the new law is to limit the ability of the County to restrict the receipt of waste from areas 60+ miles away, since to do so would limit the flow of waste. This effect is not as clear as the prohibition on the direction of waste from within the County, but is likely to be the effect of the law. The city has independent authority and cannot be restricted as to where they send its waste.

Please note that the legislation still establishes a policy that a solid waste facility should serve a specific geographic area, but prohibits a county from requiring that service. The pertinent legislation is set out below:

*“130A-294(b) In furtherance of this purpose and intent, it is hereby determined and declared that it is necessary for the health and welfare of the inhabitants of the State that solid waste management facilities permitted hereunder and serving a specified geographic area shall be used by public or private owners or occupants of all lands, buildings, and premises within the geographic area, and a unit of local government may, by ordinance, require that all solid waste generated within the geographic area and placed in the waste stream for disposal, shall be delivered to the permitted solid waste management facility or facilities serving the geographic area. Actions taken pursuant to this Article shall be deemed to be acts of the sovereign power of the State of North Carolina, and to the extent reasonably necessary to achieve the purposes of this section, a unit of local government may displace competition with public service for solid waste management and disposal. It is further determined and declared that no person, firm, corporation, association or entity within the geographic area shall engage in any activities which would be competitive with this purpose or with ordinances, rules adopted pursuant to the authority granted herein.*

*(c) Except as provided in subsections (d){REGIONAL SOLID WASTE FACILITIES} and (e)[CONSTRUCTION AND DEMOLITION MATERIALS MAY NOT BE DIRECTED] of this section, a unit of local government may, by ordinance, franchise, business license, contract, or otherwise, require that all solid waste generated within the geographic area and placed in the waste stream for disposal be delivered to the permitted solid waste management facility or facilities serving the geographic area only under one of the following conditions:*

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- (1) *If the unit of local government has debt associated with solid waste management facilities and equipment outstanding on September 1, 2017, the unit of local government may adopt and enforce such an ordinance until the date that such debt has matured.*
  
- (3) *If the unit of local government is a party to an exclusive franchise agreement with a private entity governing the management or disposal of waste within the jurisdiction in effect on September 1, 2017, the unit of local government may adopt and enforce such an ordinance until the date that such franchise has expired.”*

### LIFE OF SITE

The new law provides that all new permits for solid waste facilities or transfer stations be issued by the state for life of the site not to exceed 60 years. Life of site is defined to be from inception of the permit until the facility reaches its permitted height. It is not clear how the life of site for a transfer station would be determined. The legislation explicitly provides that a life of site permit survives the expiration of its underlying franchise. But a county may extend the old franchise under the same terms and conditions until the expiration of the life of site permit. A franchise extended to match the life of site permit period is not required to be enacted with a public hearing, deposit of materials, at the public library, etc.

The original law requiring a franchise in order to apply for a permit, even a life of site permit is retained.

Should the County elect to extend additional contract periods for the existing Republic site, the likely effects are:

- 1- A franchise extension even for just a year is likely to afford Republic an opportunity to apply for a new life of site permit from the state. If that occurs Person County would be entitled to extend its franchise for life of site and receive the same benefits (payments, etc., as is in the present contract).
- 2- If a new franchise is not enacted after June 30, 2018, Republic is not likely to be able to secure a new permit for operation.

Mr. Aycock estimated the remaining life of site, which is a calculation of how much space if left in the landfill before it is filled to capacity, at approximately 30 years.

Mr. Aycock said the state has requirements that it will impose through permitting a facility, noting it is not automatic that a permit will be awarded the full 30-year period but they would have the expectation to do so.

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The pertinent “life of site” legislation is set out below:

“§ 130A-294. *Solid waste management program.*

*(a2) Permits for sanitary landfills and transfer stations shall be issued for the life-of-site of the facility unless ~~revoked as otherwise provided under this Article or upon the expiration of any local government franchise required for the facility pursuant to subsection (b1) of this section.~~ revoked. For purposes of this section, "life-of-site" means the period from the initial receipt of solid waste at the facility until ~~the Department approves final closure of the facility.~~ the facility reaches its final permitted elevations, which period shall not exceed 60 years. Permits issued pursuant to this subsection shall take into account the duration of any permits previously issued for the facility and the remaining capacity at the facility.*

*(a3) In order to preserve long-term disposal capacity, a life-of-site permit issued for a sanitary landfill shall survive the expiration of a local government approval or franchise. In order to preserve any economic benefits included in the franchise, the County may extend the franchise under the same terms and conditions for the term of the life-of-site permit. The extension of the franchise hereby shall not trigger the requirements for a new permit, a major permit modification, or a substantial amendment to the permit.*

*(b1) (1) For purposes of this subsection and subdivision (4) of subsection (a) of this section, a "substantial amendment" means either:*

*(2) A person who intends to apply for a new permit for a sanitary landfill shall obtain, prior to applying for a permit, a franchise for the operation of the sanitary landfill from each local government having jurisdiction over any part of the land on which the sanitary landfill and its appurtenances are located or to be located. A local government may adopt a franchise ordinance under G.S. 153A-136 or G.S. 160A-319. A franchise granted for a sanitary landfill shall (i) be granted for the life-of-site of the landfill, but for a period not to exceed 60 years, and (ii) include all of the following:*

- a. A statement of the population to be served, including a description of the geographic area.*
- b. A description of the volume and characteristics of the waste stream.*
- c. A projection of the useful life of the sanitary landfill.*
- d. Repealed by Session Laws 2013-409, s. 8, effective August 23, 2013.*
- e. The procedures to be followed for governmental oversight and regulation of the fees and rates to be charged by facilities subject to the franchise for waste generated in the jurisdiction of the franchising entity.*

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*f. A facility plan for the sanitary landfill that shall include the boundaries of the proposed facility, proposed development of the facility site, the boundaries of all waste disposal units, final elevations and capacity of all waste disposal units, the amount of waste to be received per day in tons, the total waste disposal capacity of the sanitary landfill in tons, a description of environmental controls, and a description of any other waste management activities to be conducted at the facility. In addition, the facility plan shall show the proposed location of soil borrow areas, leachate facilities, and all other facilities and infrastructure, including ingress and egress to the facility.*

*(3) Prior to the award of a franchise for the construction or operation of a sanitary landfill, the board of commissioners of the county or counties in which the sanitary landfill is proposed to be located or is located or, if the sanitary landfill is proposed to be located or is located in a city, the governing board of the city shall conduct a public hearing. The board of commissioners of the county or counties in which the sanitary landfill is proposed to be located or is located or, if the sanitary landfill is proposed to be located or is located in a city, the governing board of the city shall provide at least 30 days' notice to the public of the public hearing. The notice shall include a summary of all the information required to be included in the franchise, and shall specify the procedure to be followed at the public hearing. The applicant for the franchise shall provide a copy of the application for the franchise that includes all of the information required to be included in the franchise, to the public library closest to the proposed sanitary landfill site to be made available for inspection and copying by the public. The requirements of this subdivision shall not apply to franchises extended pursuant to subsection (a3) of this section.*

Mr. Aycock summarized by saying the new law needed to be intensely studied and regulations issued.

Commissioner Jeffers asked how the new legislation would impact the transfer station option through a contract for operation by a private entity and Mr. Aycock stated it would not impact that option so long as it was understood that the transfer station could receive waste without restriction.

Commissioner Jeffers asked if the County pursued negotiations with Republic that the permit would be considered for life of site, or up to 60 years, to which Mr. Aycock stated that was his understanding for any new state permit that would be issued for life of site noting there were many requirements by the state that could impact the permit period of time. Mr. Aycock posed the question if a new permit request would be viewed as a new permit or only an amendment to the existing permit, something that is not clear in the new legislation but to be worked out in the regulations by the state.

Mr. Aycock told the group that he, in his opinion, felt the County could contractually limit daily tonnage, but warned the group that there were many unanswered questions to be further researched and analyzed.

**CHAIRMAN'S REPORT:**

Chairman Kendrick had no report.

**MANAGER'S REPORT:**

County Manager, Heidi York reported she was completing grant applications to submit to Golden Leaf by October 20, 2017 on behalf of 1) Piedmont Community College in the amount of \$400,000 which was requesting an \$80,000 local match and 2) the Economic Development mega-site project. Ms. York stated she would be in touch with the commissioners to discuss the local match amounts which are recommended to be at 20% for higher consideration.

**COMMISSIONER REPORT/COMMENTS:**

Commissioner Jeffers reported he was recently accepted the nomination to serve as the chairman for the Telamon board, the nonprofit working for Person, Caswell and Rockingham counties related to work force training. He noted there were current vacancies on the Telamon board for the members of the community as well as low income housing participants.

Commissioner Clayton commented that the NC Association of County Commissioners had opposed House Bill 56 due to it taking away local government authority and financially impacting local government and taxpayers.

Commissioner Puryear had no report.

Vice Chairman Powell reported that he attended several activities held in observation for Race Unity Week; he commended the efforts of those that organized such events.

**CLOSED SESSION #1**

A **motion** was made by Commissioner Puryear and **carried 5-0** to enter Closed Session at 9:45am per General Statute 143-318.11(a) (3) to consult with an attorney and General Statute 143-318.11(a) (5) to establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating the price and other material terms of a contract with the following individuals permitted to attend: County Manager, Heidi York, Clerk to the Board, Brenda Reaves, County Attorney, Ron Aycock (via telephone conference call), and Assistant County Manager, Sybil Tate.

Chairman Kendrick called the Closed Session to order at 9:50am.

A **motion** was made by Commissioner Puryear and **carried 5-0** to return to open session at 10:14am.

**ADJOURNMENT:**

A **motion** was made by Commissioner Puryear and **carried** to adjourn the meeting at 10:14am.

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Brenda B. Reaves  
Clerk to the Board

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Tracey L. Kendrick  
Chairman