

January 4, 2010

A regular meeting of the Bladen County Board of Commissioners was held on Monday, January 4, 2010 at 6:30 pm in the Commissioners Meeting Room of the Bladen County Courthouse. The following members were present:

Billy Ray Pait, Chairman
Delilah Blanks, Vice Chairperson
W.D. Neill, Jr.
Lewis Tatum
Larry Smith
Margaret Lewis-Moore
Charles Ray Peterson
Daniel R. Dowless
David R. Gooden

Attorney: Leslie Johnson, Johnson Law Firm

Chairman Pait called the meeting to order. Larry Smith provided the Invocation and County Manager Greg Martin led the Pledge of Allegiance.

Chairman Pait requested that Item 5C – (a)(3) Attorney Client Privilege be added to the proposed agenda.

Upon a motion by Charles Ray Peterson, seconded by Larry Smith, the Board approved the following consent items:

- A. Minutes of December 21, 2010 Regular Meeting**
- B. Agenda**
- C. Budget Amendments**

	Increase	Decrease
<u>Health Department</u>		
Exp: 10.5900.5910.200.003	\$12, 896.00	
<i>Supplies – Client Services</i>		
Exp: 10.5900.5910.200.001	\$3, 224.00	
<i>Supplies – Nutrition</i>		
<i>Education</i>		
Rev: 105300.130 (H130)	\$16, 120.00	
<i>DHHS – WIC</i>		
 <u>Sheriff</u>		
Exp: 1051005150.611.034	\$75,000.00	
<i>CS-Public Safety Comm</i>		
<i>Program</i>		
Exp: 1051005150.740	\$205,000.00	
<i>Capital Outlay</i>		
Rev: 103190.050	\$280,000.00	
<i>FBA</i>		
 <u>Revenue Department</u>		
Exp: 104500.610	\$2,300.00	
<i>Contracted Services</i>		
Rev: 103190.50	\$2,300.00	
<i>FBA</i>		
 <u>Sheriff</u>		
Exp: 105100.600	\$10,000.00	
<i>Undercover Funds</i>		
Rev: 103190.050	\$10,000.00	
<i>FBA</i>		

January 4, 2010

D. County Attorney Invoices

- **Southeastern Regional Medical Center - \$970.00**
- **Personnel Matter - \$750.00**
- **Claim No. 27151**

ITEM 2. MATTERS OF INTEREST TO COMMISSIONERS:

- Chairman Pait presented plaques to Department of Social Services Retiree Gail Davis in recognition of 26 years of service and to Solid Waste Retiree Gloria Allen in recognition of 26 years of service.

ITEM 3. INDIVIDUALS/DELEGATIONS WISHING TO ADDRESS COMMISSIONERS:

- Thomas Faulk with the Spaulding Monroe Alumni Association requested a donation. Upon a motion by Margaret Lewis-Moore, seconded by Charles Ray Peterson, the Board approved a donation of \$500 to the Spaulding Monroe Alumni Association.
- Kenny Gooden, a resident of Willard Tatum Road expressed a concern for dogs running loose. He also expressed an interest in having a speed limit sign of 45 mph posted on Willard Tatum Road.

ITEM 4. PLANNING: (Greg Elkins, Director)

- Grace Lawrence with the BRAC Regional Task Force provided the Board with information regarding the Working Lands Protection Program.

ITEM 5. COUNTY MANAGER: (Greg Martin, County Manager)

- A. Mr. Martin reviewed the calendar for upcoming events.
- B. Upon a motion by Charles Ray Peterson, seconded by David Gooden, the Board approved the following Resolution Designating Issuer and Project For and Approving the Issuance of Recovery Zone Economic Development Bonds:

**RESOLUTION DESIGNATING ISSUER AND PROJECT
FOR AND APPROVING THE ISSUANCE OF
RECOVERY ZONE ECONOMIC DEVELOPMENT BONDS**

WHEREAS, the American Recovery and Reinvestment Act of 2009 (Pub L. No. 111-5) ("ARRA ") authorizes a new type of federally-subsidized bonds entitled "recovery zone economic development bonds" (the "RZED Bonds ") in Sections 1400U-1 and 1400U-2 of the Internal Revenue Code of 1986, as amended (the "Code ") to finance qualified economic development purposes, including expenditures for the purpose of promoting development or other economic activity in a recovery zone, including expenditures for public infrastructure and the construction of public facilities;

WHEREAS, the Internal Revenue Service in Notice 2009-50 allocated authority to issue RZED Bonds to certain cities and counties in North Carolina in accordance with the guidelines provided in ARRA, and the Tax Reform Allocation Committee, the entity responsible for reallocation of any unused recovery zone allocation (the "Committee ") has promulgated regulations relating to the reallocation of that allocated authority in the event that cities and counties are unable to use their authority to issue RZED Bonds;

WHEREAS, the County has previously designated the entire County as a recovery zone in accordance with the requirements of ARRA;

WHEREAS, the County received an allocation of \$2,871,000 for RZFD Bonds;

WHEREAS, the Lower Cape Fear Water and Sewer Authority, a water and sewer authority created under Chapter 162A of the North Carolina General Statutes (the "Authority") intends to finance the installation of 1200 feet of 60 inch pipe and purchase and installation of three (3) Johnson screens (the "Project") at its Kings Bluff water plant; and

WHEREAS, the total cost of the Project is expected to be approximately \$3,100,000; and

WHEREAS, the Authority has requested the County (a) request the Committee to designate the County's RZED Bond allocation to the financing of the Project, (b) designate the Authority as the issuer of such RZED Bonds, and (c) request the Committee to reallocate additional RZED Bond allocation to the County or the Authority to be designated to the issuance of RZED Bonds by the Authority for the Project;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Bladen that:

Section 1. The County hereby requests the Committee to reallocate the County's RZED Bond allocation in the amount of \$2,871,000 for the Project, and designates the Authority as the issuer of such RZED Bonds to finance the Project.

January 4, 2010

Section 2. The County hereby requests the Committee to reallocate up to an additional \$630,000 of RZED Bond allocation to the County or the Authority to be used by the Authority for financing of the Project.

Section 3. The officers of the County are hereby authorized and directed to take such further actions as may be required in furtherance of this resolution, including filing such forms as may be required with the Committee in order to designate the use of its RZED Bond allocation for the Project and to request reallocation of additional RZED Bond designation for financing of the Project..

Section 4. Pursuant to and in satisfaction of the requirements of Sections 1400U-1 and 1400U-2 of the Internal Revenue Code of 1986, Chapter 5111 of the General Statutes of North Carolina, and Section 159C of the General Statutes of North Carolina, the Board hereby approves the issuance by the Authority of the bonds described herein.

Section 5. The Clerk to the Board is directed, if requested or imposed by law, to file a certified copy of this resolution with the Authority and, if necessary, the Department of Commerce or any other governmental agency required by law.

Section 6. That if any section, phrase or provision of this Resolution is for any reason declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases or provisions of this Resolution.

Section 7. That all motions, orders, resolutions and parts thereof, in conflict here with are hereby repealed

Section 8. That this Resolution is effective on the date of its adoption

YEAS: _____
NAYS: _____

STATE OF NORTH CAROLINA)
ss:
COUNTY OF BLADEN

I Ashley C. Sasser, Clerk to the Board of Commissioners of the County of Bladen, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a resolution titled "RESOLUTION DESIGNAIING ISSUER AND PROJECT FOR AND APPROVING THE ISSUANCE OF RECOVERY ZONE ECONOMIC DEVELOPMENT BONDS" adopted by the Board of Commissioners of the County of Bladen, North Carolina in regular session convened on the 4th day of January, 2010, as recorded in the minutes of the Board of Commissioners of the County of Bladen, North Carolina.

WITNESS, my hand and the seal of the County of Bladen, North Carolina, this the 4th day of January, 2010

(SEAL)

Ashley C. Sasser
Clerk to the Board of Commissioners
County of Bladen, North Carolina

C. Upon a motion by Charles Ray Peterson, seconded by David Gooden, the Board entered closed session in accordance with N.C.G.S. 143-318.11 (a)(6) Personnel Matter, (a)(3) Attorney Client-Privilege.

Upon a motion by W.D. Neill, Jr., seconded by David Gooden, the Board approved to exit Closed Session and re-enter Regular Session.

Upon a motion by Lewis Tatum, seconded by Billy Ray Pait, the Board adjourned at 7:35 pm.

Billy Ray Pait, Chairman
Bladen County Board of Commissioners

ATTEST:

Ashley C. Sasser, Clerk