



To assure the Board of Commissioners' positive intent for the Public Forum is upheld, the following "ground rules" have been set by the Board of Commissioners:

- 1) Each speaker shall register his/her name and mailing address in order to assure accurate minutes and/or ability to respond.
- 2) There will be a time limit of no more than *three* minutes per speaker.
- 3) Only one speaker will be recognized at any given time. Others must wait their turn.
- 4) Any applause shall be held until the end of the Public Forum.
- 5) Discussion of County personnel issues is limited to only those issues where satisfactory resolution has been pursued, but not achieved, through the chain of command ending with the County Manager.
- 6) Derogatory references to specific County staff, by name, are prohibited.

It should be understood that the Board allows the Public Forum in the interest of sharing information, which serves the common good.

Scotland County Board of Commissioners

**SCOTLAND COUNTY BOARD OF COMMISSIONERS**

ITEM ABSTRACT

ITEM NO.   1    
     Information  
  X   Action Item  
     Consent Agenda

Meeting Date December 1, 2014

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SUBJECT: Child Protective Services personnel expansion and caseload reduction allocation

DEPARTMENT: DSS

PUBLIC HEARING: No

CONTACT PERSON: Interim DSSW director James Clark  
Children's Services Supervisor April Snead

PURPOSE: Provide update on new State dollars for Child Protective Services and request approval for two new positions.

ATTACHMENTS: Letter of explanation from Ms. Snead  
Caseload information  
Letter from State Division Director Wayne Black

BACKGROUND: N/A

PRIOR BOARD ACTION: N/A

RECOMMENDATIONS: Consider action on request to create two new positions.

**SCOTLAND COUNTY DEPARTMENT OF SOCIAL SERVICES**

P.O. Box 1647 - Government Complex - 1405 West Boulevard  
Laurinburg, North Carolina 28353-1647

James Clark, Interim Director

Telephone: (910) 277-2500

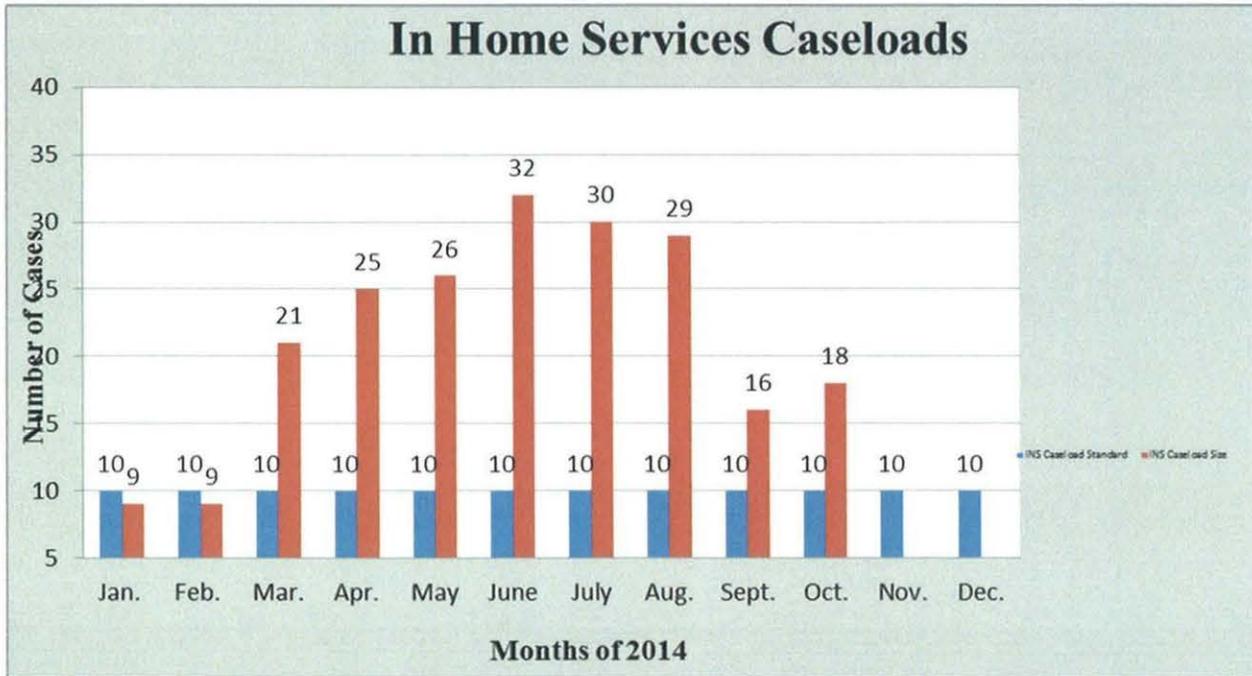
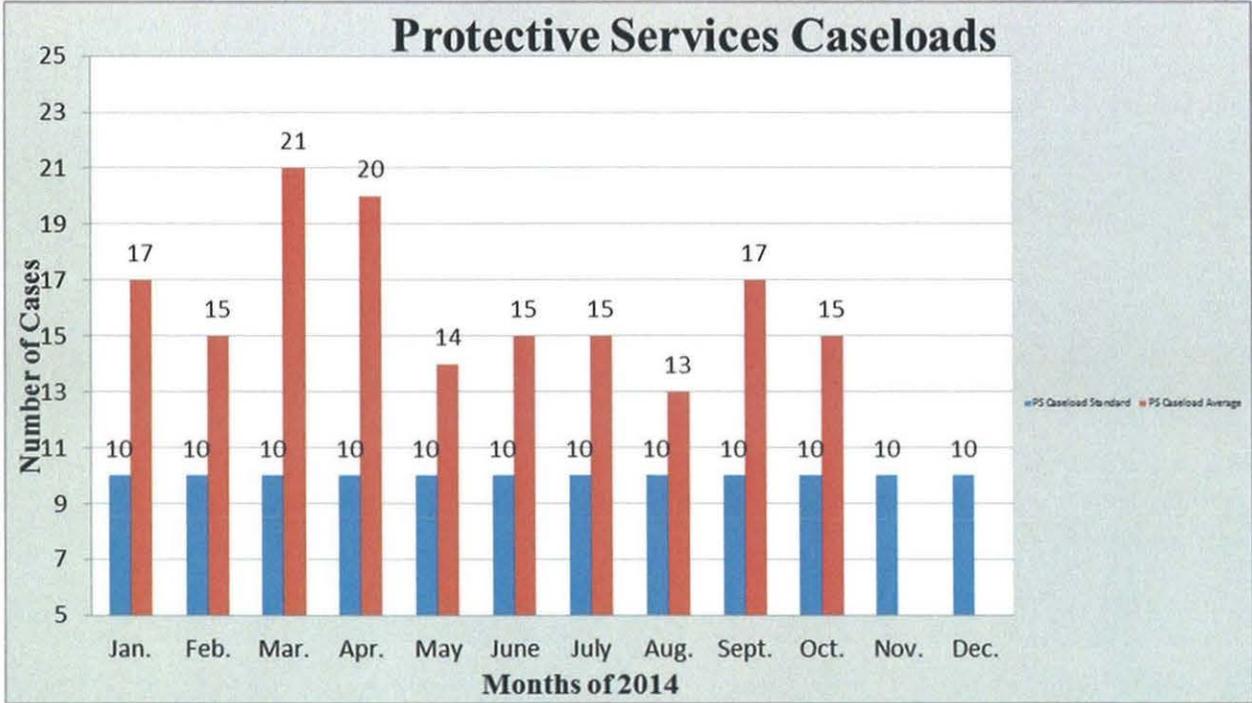
Fax: (910) 277-2402

11/24/14

Scotland County Board of Commissioners:

The North Carolina State Budget for State Fiscal Year 2014-2015 appropriated new state dollars to local county departments of social services for child protective services. Scotland County DSS was awarded funding for two positions to be used for the specific purpose of reducing child protective services caseloads. Guidelines created by the Division of Social Services require creation of new positions. The attached information provides information on the caseload sizes of Protective Services, the funding formula, and the Department's specific allocations. For the current fiscal year, no county dollars will be required to fund the positions. For the fiscal year, 2015-2016, approximately \$15,000 will be required in county costs to fund both positions. The Department requests permission to accept this allocation and begin the process for hiring new child protective services social workers in December 2014.

April Snead, MPM  
Program Administrator



**NC Session Law 2014-100 SECTION 12C.1.(b) Allocation For Child Protective Services' Workers  
to Reduce Caseloads**

<b>COUNTY</b>	<b>SFY 2014-2015 Allocation</b>	<b>SFY 2015-2016 Allocation</b>	<b>Number of Positions</b>
Alexander	\$ 78,629	\$ 104,838	2
Alleghany	39,314	52,419	1
Brunswick	39,314	52,419	1
Burke	39,314	52,419	1
Catawba	117,943	157,257	3
Columbus	39,314	52,419	1
Cumberland	235,886	314,514	6
Davidson	78,629	104,838	2
Davie	39,314	52,419	1
Forsyth	78,629	104,838	2
Guilford	353,828	471,771	9
Harnett	39,314	52,419	1
Iredell	39,314	52,419	1
Johnston	39,314	52,419	1
Lenoir	39,314	52,419	1
Lincoln	39,314	52,419	1
Mecklenburg	589,714	786,285	15
Montgomery	39,314	52,419	1
Nash	78,629	104,838	2
Person	39,314	52,419	1
Pitt	39,314	52,419	1
Richmond	39,314	52,419	1
Rowan	39,314	52,419	1
Rutherford	78,629	104,838	2
Scotland	78,629	104,838	2
Stanly	39,314	52,419	1
Stokes	39,314	52,419	1
Transylvania	39,314	52,419	1
Vance	39,314	52,419	1
Wake	353,828	471,771	9
<b>Total</b>	<b>\$ 2,869,939</b>	<b>\$ 3,826,587</b>	<b>73</b>



North Carolina Department of Health and Human Services  
Division of Social Services

Pat McCrory  
Governor

Aldona Z. Wos, M.D.  
Ambassador (Ret.)  
Secretary DHHS  
Wayne E. Black  
Division Director

November 7, 2014

SUBJECT: Child Protective Services Caseloads Reduction

Dear County Directors of Social Services:

As you are aware from our previous Dear County Director Letter concerning Child Welfare funding allocations (September 26, 2014), the NC State Budget (SB 744) for State Fiscal Year 2014-2015 appropriated new state dollars to local county departments of social services for child protective services. The NC Division of Social Services (NC DSS) has worked closely with the leadership of the North Carolina Association of County Directors of Social Services (NCACDSS) to establish a methodology for allocation of the funds in accordance with the intent of the legislation. This Dear County Director letter is being issued to share plans to allocate additional child protective services funding (\$2,869,970) for the State Fiscal Year 2014-2015 as specified in legislation. Specifically the legislation states that this allocation "shall be used to provide additional funding for child protective services' workers to reduce caseloads to an average of 10 families per worker", Session Law 2014-10, SECTION 12C.1. (b). The amount allocated in State Fiscal Year 2014-15 by the NC General Assembly was annualized for three quarters of this fiscal year, the availability of funds to be provided beginning October 1, 2014; therefore, funding will be provided for a full year beginning in State Fiscal Year 2015-2016. Attached is a spreadsheet to reflect each county's State Fiscal Year 2014-2015 and State Fiscal Year 2015-2016 allocation. Coding instructions will be issued within the next few weeks.

The county's allocation was arrived at by using data from the 2013 Child Welfare Workforce Data Book that was submitted by counties. An extensive formula was created to allocate these funds; the highlights of this formula are as follows:

- A statewide ratio of the average number of open assessments at the end of the month to the average monthly number of CPS reports accepted for assessment was established as a standard,
- This ratio was applied to each county's average monthly number of reports accepted to determine the number of FTE's needed to meet the workload in the county,
- The number of FTE's budgeted in each county for CPS was subtracted to establish where the workloads exceeded the state standard,
- An annualized salary of \$52,419 was applied to the established FTE for counties needing more than .5 FTE's.

After this allocation formula was applied, 30 counties have been identified as having a need for one or more additional staff. The legislation specified these funds to be recurring.

[www.ncdhhs.gov](http://www.ncdhhs.gov) • [www.ncdhhs.gov/dss](http://www.ncdhhs.gov/dss)  
Tel 919-527-6335 • Fax 919-334-1018

Location: McBryde Bldg. • 820 S. Boylan Avenue • Raleigh, NC 27603  
Mailing Address: 240 I Mail Service Center • Raleigh, NC 27699-2401  
An Equal Opportunity / Affirmative Action Employer

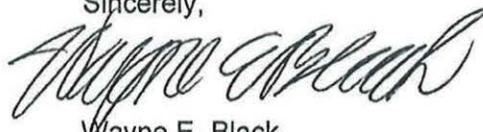


Dear County Director  
November 4, 2014  
Page 2 of 2

The NCDSS is respectfully requesting from each local department social services a signed statement from the DSS Director to verify that you will secure the identified additional staff to perform Child Protective Services. If your county will not hire a new position or will not be in need of the total amount allocated, the NCDSS will require an explanation of why the funds or position will not be needed. Please return the attached statement to Sandra Weathers by December 15, 2014 FAX (919)334-1031 or email [Sandra.Weathers@dhhs.nc.gov](mailto:Sandra.Weathers@dhhs.nc.gov) .

If you have any questions please contact Jeff Olson, NC DSS Local Support Team Manager (919)527-6404 or [Jeffrey.Olson@dhhs.nc.gov](mailto:Jeffrey.Olson@dhhs.nc.gov) .

Sincerely,



Wayne E. Black

WEB/ks

Attachments

BG 09-2014

**SCOTLAND COUNTY BOARD OF COMMISSIONERS**

ITEM ABSTRACT

ITEM NO.   2    
       Information  
  X   Action Item  
       Consent Agenda

Meeting Date December 1, 2014

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SUBJECT: Resolution regarding adoption of Parks and Recreation Master Plan

DEPARTMENT: Parks and Recreation

PUBLIC HEARING: No

CONTACT PERSON: Parks and Recreation Advisory Board Chair Leigh Carter  
Parks and Recreation Director Shannon Newton

PURPOSE: Request approval of the Master Plan resolution

ATTACHMENTS: Resolution to adopt the Master Plan

BACKGROUND: A summary of the Master Plan was provided the Board at the November 3 meeting. The Master Plan was approved October 14 by the Parks and Recreation Advisory Board

PRIOR BOARD ACTION: N/A

RECOMMENDATIONS: Consider approval of the resolution.



# County of Scotland

507 West Covington Street  
Laurinburg, North Carolina 28352  
Telephone: (910) 277-2406  
Fax: (910) 277-2411  
www.scotlandcounty.org



## RESOLUTION ADOPTING THE SCOTLAND COUNTY PARKS AND RECREATION MASTER PLAN

**WHEREAS**, the citizens and stakeholders of Scotland County's Parks and Recreation system value a well-planned network of facilities for their use and enjoyment; and

**WHEREAS**, the provision of parks, recreation and open space opportunities for physical activity may serve to enhance health outcomes of Scotland County citizens; and

**WHEREAS**, the Scotland County Parks and Recreation Advisory Board formally recommends adoption of the Parks and Recreation Master Plan by the Scotland County Board of Commissioners; and

**WHEREAS**, the Scotland County Parks and Recreation Advisory Board shall use the Parks and Recreation Master Plan as a guide to advance the recommendations, goals and strategies of the Parks and Recreation Master Plan; and

**WHEREAS**, the Scotland County Board of Commissioners is under no obligation to fund any recommendations, goals, or strategies contained within the Scotland County Parks and Recreation Master Plan;

**NOW, BE IT THEREFORE RESOLVED** that the Scotland County Board of Commissioners hereby adopts the Scotland County Parks and Recreation Master Plan.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Chairman, Scotland County Board of Commissioners

ATTEST:

\_\_\_\_\_  
(Insert Clerk)

(SEAL)

**SCOTLAND COUNTY BOARD OF COMMISSIONERS**

ITEM ABSTRACT

ITEM NO.   3    
  X   Information  
       Action Item  
       Consent Agenda

Meeting Date December 1, 2014

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SUBJECT: Liaison Committee report

DEPARTMENT: Governing body

PUBLIC HEARING: No

CONTACT PERSON: Commissioners Bob Davis, Whit Gibson and Carol McCall

PURPOSE: Provide update on the November 12 meeting of the Liaison Committee

ATTACHMENTS: First proposal from the County  
Counter proposal from the Schools  
County response to Schools proposal  
Counter proposal from the Schools

BACKGROUND: N/A

PRIOR BOARD ACTION: N/A

RECOMMENDATIONS: Receive information

County

1

### Liaison Committee Response to Request for Starting Point for Discussion

Fiscal Year	County Funding	
	for Current Expense	95% of 3 Year Average
2013-14	10,139,325	-
2014-15 - Current Year	10,614,325	-
2015-16 - Mediated 2% Increase	10,826,612	10,000,416
<b>2016-17 - Modify budget to 95% of 3 year average</b>	<b>10,000,416</b>	9,956,428
<b>2017-18 - Modify budget to 95% of 3 year average</b>	<b>9,956,428</b>	9,748,094
<b>2018-19 - Maintain budget for one year</b>	<b>9,956,428</b>	9,472,536
<b>2019-20 - Modify budget for increase/decrease, not to exceed 2%, based on current economic conditions, ADM, or County / School System needs</b>	To Be Determined	-
<b>2020-21 - Modify budget for increase/decrease, not to exceed 2%, based on current economic conditions, ADM, or County / School System needs</b>	To Be Determined	-

11

Tax Rate

1918 Scot  
3478 State

\$ 162,754

2

10/21/14

Liasion Committee  
Scotland County School Board Initial Proposal

<u>Fiscal Year</u>	<u>County Funding</u>	<u>Capital Funding</u>
2013-14	\$10,139,325	\$198,000
2014-15	\$10,614,325 x	\$300,000
2015-16	\$10,826,612X	\$300,000
<b>2016-17 Modify budget with decrease of 2%</b>	<b>\$10,610,080</b>	<b>\$656,000</b>
<b>2017-18 Modify budget with decrease of 2%</b>	<b>\$10,397,879</b>	<b>\$626,000</b>
<b>2018-2019 Maintain at prior year level</b>	<b>\$10,397,879</b>	<b>\$608,000</b>

1,890,000

\*\*Committee to reconvene in 2017-18 to determine funding for the 5 years starting with 2019-20 – with baseline number being agreed upon funding for 2018-19

YEAR	Current Expense Funding	Capital Expense Funding	Tax Rat
2009	\$10,871,381	\$680,000	\$1.02
2010	\$10,663,959	\$580,000	\$1.02
2011	\$10,131,464	\$0	\$.99
2012	\$10,075,654	\$260,000	\$1.03
		(\$130K stadium)	
2013	\$10,139,325	\$198,000	\$1.03

1,718,000  
 56  
1,774,000

Fiscal Year	Current Expense	Capital
2014-15	10,614,325	300,000
2015-16	* 10,614,325	300,000
2016-17	10,285,282	300,000
2017-18	9,979,412 (95% LWFT)	**
2018-19	9,879,412	**

\* This \$10,614,325 amount is \$212,287 less than the \$10,826,612 amount agreed to in mediation, but is offered here with an increase of \$284,866 for years 2016-17.

\*\* COMMITTING CAPITAL FUNDING INTO 2017-18 AND 2018-19 IS TOO SPECULATIVE BECAUSE OF THE UNCERTAINTY OF ITS IMPACT ON THE TAX RATE. THIS IS NOT A STATEMENT OF NOT FUNDING THE CAPITAL NEEDS, ONLY TO ITS AMOUNT.

Reduce Current Expense so not to endanger Low Wealth Funding Threshold (LWFT)

Maintain minimum capital plan but begin 5 year Capital Improvement Plan budget between both Boards

Capital funding amount does not include Lottery, Fine & forfeitures, restricted sales taxes and sufficient general fund taxes to make up for shortfall of restricted sales taxes compared to debt service.

4  
11/12/14

Liaison Committee  
Scotland County School Board Initial Proposal

<u>Fiscal Year</u>	<u>County Funding</u>	<u>Capital Funding</u>
2013-14	\$10,139,325	\$198,000
2014-15	\$10,614,325	\$300,000
2015-16	\$10,826,612	\$300,000
<b>2016-17 Modify budget with decrease of 2%</b>	<b>\$10,610,080</b>	<b>\$400,000</b>
<b>2017-18 Modify budget with decrease of 2%</b>	<b>\$10,397,879</b>	<b>\$450,000</b>
<b>2018-19 Maintain same as prior year</b>	<b>\$10,397,879</b>	<b>\$500,000</b>

\*\*Committee to reconvene in 2017-18 to determine funding for the 5 years starting with 2019-20 – with baseline number being agreed upon funding for 2018-19

<b>YEAR</b>	<b>Current Expense Funding</b>	<b>Capital Expense Funding</b>	<b>Tax Rat</b>
2009	\$10,871,381	\$680,000	\$1.02
2010	\$10,663,959	\$580,000	\$1.02
2011	\$10,131,464	\$0	\$.99
2012	\$10,075,654	\$260,000	\$1.03
		(\$130K stadium)	
2013	\$10,139,325	\$198,000	\$1.03

## SCOTLAND COUNTY BOARD OF COMMISSIONERS

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ITEM ABSTRACT

ITEM NO. 4

Information

Action Item

Consent Agenda

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Meeting Date: December 1, 2014

SUBJECT: Consent Agenda

DEPARTMENT: Administration/Multiple

- a) Approve minutes of the Board of Commissioners November 3, 2014 regular meeting.
- b) Approve fidelity bonds for various County officials and employees as per G.S. 58-72-10.
- c) Approve surplus of 11 Sheriff Office vehicles parked at the bud garage.
- d) Approve surplus of miscellaneous computer equipment in the Health Department.
  - 1) EMS: Approve receipt of EMPG (Emergency Management Performance Grant) in the amount of \$14,692, and authorize the Finance Officer to make the necessary arrangements to receive and expend the money. No County dollars.
  - 2) Health: Approve receipt of funds in the amount of \$5,318 and \$5,694 for the Immunization Action Plan, and authorize the Finance Officer to make the necessary arrangements to receive and expend the money. No County dollars.

RECOMMENDATION(S): Approve Consent Agenda

*Scotland County Board of Commissioners regular meeting  
November 3, 2014, A.B. Gibson Center, 322 South main Street, Laurinburg, NC*

**Scotland County Board of Commissioners regular meeting  
November 3, 2014, A.B. Gibson Center, 322 South Main Street, Laurinburg, NC**

Commissioners in attendance: Chairman Guy McCook, Vice Chair Carol McCall, Commissioners John Alford, John Cooley, Bob Davis and Whit Gibson. Commissioners not in attendance: Commissioner Clarence McPhatter. Staff present: County Manager Kevin Patterson, County Attorney Ed Johnston and Clerk to the Board Ann Kurtzman.

At 7 p.m. Chairman McCook called the meeting to order. Commissioner Alford offered the invocation. The Pledge of Allegiance was recited.

**Motion was made by Commissioner Alford and duly seconded by Commissioner Gibson to approve the November 3, 2014 agenda as presented. Vote: Motion unanimously approved.**

**Public Forum**

**Ms. Kathy McCallum**, 26380 Sneads Grove Road Marston, NC, said Girl Scout Troop 1723 is involved in a clean up the community project as part of their bronze award. Ms. McCallum said as a result, the troop would like to propose findings for County beautification. Girl Scout members proposed expanded times at the recycle centers, open the landfill on Saturdays, ensure adopted roads are maintained, make free days available every six months and make the throwing away of trash affordable.

Chairman McCook said it was a pleasure to see Girl Scout Troop 1723 at the meeting. He said it is important to be part of the solution, which is what being a responsible citizen is about. Chairman McCook said the findings would be taken into advisement.

Chairman McCook then recognized Commissioner John Cooley, who is attending his final regular meeting as a Commissioner. Chairman McCook thanked Commissioner Cooley for his commitment in time and effort to help make a difference. Commissioner Alford said he will miss the knowledge Commissioner Cooley shared with the Board. Commissioner Gibson said he would miss Commissioner Cooley's conservative, businessman's approach. Vice Chair McCall said she will miss the perspective and knowledge Commissioner Cooley brought to the board.

**Public Hearing for 2016 CTP**

EMS Director Roylin Hammond said the 2016 Community Transportation Program (CTP) grant would fund administrative functions at 85 percent of actual cost and capital at 90 percent with the corresponding matches coming from the County.

Chairman McCook called the Public Hearing and asked if anyone wished to speak in favor of or against the CTP application. No one spoke, and the Public Hearing was closed.

**Motion was made by Vice Chair McCall and duly seconded by Commissioner Gibson to approve the 2016 CTP application process. Vote: Motion unanimously approved.**

### **Parks and Recreation Master Plan**

Mr. Wes MacLeod, Holland Consulting Planners, said the Master Plan emphasis is on public health. Mr. MacLeod discussed each of the four chapters in the Plan as well as trends in recreation in the state and across the country.

Mr. MacLeod said less funding is reality and there is more competition for funds. He said there is a transition from active, high intensity programs to passive uses like greenways and picnic shelters. Senior centers are becoming increasingly important and they also are becoming centralized.

Mr. MacLeod said the County population is expected to decline by about eight percent over the next 20 years, and baby boomers will be the demographic to watch. He said in Scotland County baseball fields are in surplus but playgrounds and trails are in deficit, and those surveyed wanted more picnic shelters, playgrounds, trails and greenways.

Mr. MacLeod said the majority of the 238 who responded to the survey over a two-month period did express interest in passive recreation opportunities as well as water-based opportunities. He discussed the four goals of the Master Plan, which address repurposing existing facilities, creating greenways and increasing the range of recreational opportunities, especially through potential partnerships. The Parks and Recreation Advisory Board is prioritizing implementation strategies.

### **School expansion request**

Associate Superintendent Larry Johnson said the schools have opportunity to apply for an interest free grant for a Washington Park School expansion. Mr. Johnson said funds for the interest-free grant are still available for the remainder of 14-15 year. Mr. Johnson said the schools are interested in expanding Washington Park because of its location and safety issues. Mr. Johnson asked the Board for approval to seek out bids for this project, which would include construction of eight to 10 classrooms and a gym/auditorium. Project cost would range between \$1.2 million to \$2.2 million.

Commissioner Cooley said since there are fewer kids and daily attendance numbers are down redistricting might accomplish the same thing. Commissioner Cooley asked if other options are being considered. Mr. Johnson said no other options have been explored yet.

The Commissioners discussed how the money would be paid back. Chairman McCook asked if security walls could be considered as opposed to additional space since the project is based on security.

Commissioner Cooley said zero percent interest should not be motivation to spend money. Commissioner Alford said he would want a complete understanding of how it would be paid back before he could vote to move forward with an expansion project.

**Scotland County Board of Commissioners regular meeting  
November 3, 2014, A.B. Gibson Center, 322 South main Street, Laurinburg, NC**

Mr. Johnson said the schools would push other capital projects back in order to get this project done.

Vice Chair McCall asked how expansion would make children safer since they go outside for recess, get on buses and move in and out of the school. Vice Chair McCall suggested other options be considered since there is available space in other schools.

Chairman McCook suggested the school system develop a plan with more information for future consideration. Vice Chair McCall said the expansion calls for a significant expenditure, and the big concern would be how to pay it back. The Commissioners also asked for a facilities plan and redistricting possibilities for underutilized schools. Vice Chair McCall said a fixed cost that comes with an expansion is being proposed at a time when the County is trying to reduce its fixed costs.

The Commissioners suggested that school staff meet with County Manager Patterson to discuss a more detailed proposal that could be presented to the Commissioners at a special meeting or at the December regular meeting.

**Consent Agenda:**

- a) Approve minutes of the October 6, 2014, regular meeting.
- b) Approve Tax Department request for September 2014 to release funds in the amount of \$191.49 and in the amount of \$10,053.68, make refunds in the amount of \$90.93 and in the amount of \$219.67 and discoveries in the amount of \$1,052,486.66. (*incorporated by reference*)
- c) Budget Amendments:
  - 1) Health: Approve receipt of funds in the amount of \$7,948.99 for Medicaid funding and Pregnancy Care Management and Care Coordination for Children, and authorize the Finance Officer to make the necessary arrangements to receive and expend the money. No County dollars.
  - 2) Health: Approve receipt of State funds in the amount of \$13,757 for Healthy Communities, and authorize the Finance Officer to make the necessary arrangements to receive and expend the money. No County dollars.
  - 3) Health: Approve receipt of State funds in the amount of \$1,000 for STD prevention, and authorize the Finance Officer to make the necessary arrangements to receive and expend the money. No County dollars.

**Motion was made by Vice Chair McCall and duly seconded by Commissioner Davis to approve the Consent Agenda. Vote: Motion unanimously approved.**

**Liaison Committee report**

Vice Chair McCall discussed the school response to the proposal by the County liaison members. The school included a capital needs request. Vice Chair McCall said a capital request at the meeting was not expected. She said the committee agreed to meet more frequently and to provide advance notice of proposals.

*Scotland County Board of Commissioners regular meeting  
November 3, 2014, A.B. Gibson Center, 322 South main Street, Laurinburg, NC*

Chairman McCook said efforts should establish a place where the County could move forward with reasonable funding. Chairman McCook said it is good to see what long term capital might be needed but the operational side should take priority. Vice Chair McCall said it is important to keep the objective narrow in the beginning.

Commissioner Davis said when the schools have lost 1,000 students it's difficult to reach in your pocket and put out money for another school. Commissioner Cooley said with funding issues the County must look at the whole picture while the schools only look at the schools.

### **Appointments to boards and committees**

There were two applications for the ABC Board. A letter from two ABC Board members, however, requested that Ms. Dee Hammond, who served two consecutive terms and currently is Chair, be considered for reappointment to provide continuity and oversight while the ABC store undergoes renovations and improvements.

**Motion was made by Commissioner Alford and duly seconded by Commissioner Davis to reappoint Ms. Dee Hammond to two-year term on the ABC Board. Vote: Motion approved. Commissioner Gibson abstained from the vote explaining that his wife works for one of the ABC Board applicants.**

**Motion was made by Vice Chair McCall and duly seconded by Commissioner Alford to appoint Mr. Andy Graves to a three-year term on the Parks and Recreation Advisory Board. Vote: Motion unanimously approved.**

### **County Manager report**

Mr. Patterson requested a budget amendment for the current year in the amount of \$686,100 for the incentive payment to FCC, which is 90 percent. Mr. Patterson said the amount was not budgeted because it was not expected that FCC would fully meet its obligations in this fiscal year. The threshold for the incentive was \$57 million investment and 66 jobs. FCC, however, added more than 200 jobs and invested more than \$80 million. Mr. Patterson said FCC now is now the largest industrial employer in the County and the third largest employer for total FTEs. Mr. Patterson said source of the payment would be from fund balance and tax revenue.

**Motion was made by Commissioner Alford and duly seconded by Commissioner Davis to approve a budget amendment for the FCC incentive payment in the amount of \$686,100. Vote: Motion unanimously approved.**

Mr. Patterson said Mr. Greg Icard submitted his resignation as Economic Development Director, effective November 7. The recruitment process has begun. Mr. Patterson said there is a possibility of using an interim or contract position until the position is filled.

Mr. Patterson said three companies submitted information on the auction of real property, Auctioneers on Deck, Iron Horse and James Johnson. The information is for review and future input for selection in December.

### **Commissioner comments**

*Scotland County Board of Commissioners regular meeting  
November 3, 2014, A.B. Gibson Center, 322 South main Street, Laurinburg, NC*

Commissioner Davis praised Commissioner Cooley for his remarks and questions he made during the meeting. Commissioner Davis said Commissioner Cooley will be missed by the Board. Vice Chair McCall praised Parks and Recreation for its hard work and partnerships it made to host a great Halloween in the Park event.

The Commissioners praised Mr. Icard for his hard work and successes that resulted from his hard work. Chairman McCook complimented Mr. Icard on his rapid response to RFPs and for how quickly he worked on projects, his work ethic and commitment to community.

**Closed Session**

**Motion was made by Commissioner Gibson and duly seconded by Commissioner Alford to go into Closed Session in accordance with N.C. General Statute §143-318.11(a)(4) to discuss matters relating to the location or expansion of business in the area served by this body and Closed Session in accordance with N.C. General Statute §143-318.11(a)(3) to consult with an attorney and Closed Session in accordance with N.C. General Statute §143-318.11(a)(6) to consider the qualifications, competence, performance, condition of appointment of a public officer or employee or prospective public officer or employee. Vote: Motion unanimously approved.**

**OPEN SESSION RESUMED**

Mr. Patterson said bed bugs are still in the EMS building, which will be retreated.

**Motion was made by Commissioner Cooley and duly seconded by Commissioner Gibson to adjourn. Vote: Motion unanimously approved. Meeting adjourned at 9:25 p.m.**

Ann W. Kurtzman  
Clerk to the Board

Guy McCook  
Chairman

**§ 58-72-10. Condition and terms of official bonds.**

Every treasurer, sheriff, coroner, register of deeds, surveyor, and every other officer of the several counties who is required by law to give a bond for the faithful performance of the duties of his office, shall give a bond for the term of the office to which such officer is chosen. (1869-70, c. 169; 1876-7, c. 275, s. 5; Code, s. 1874; 1895, c. 207, s. 4; 1899, c. 54, s. 54; Rev., s. 308; C.S., s. 326; 1985, c. 438.)

**CASE NOTES**

Cited in *Moffitt v. Davis*, 205 N.C. 565, 172 S.E. 317 (1934); *State ex rel. Cain v. Corbett*, 235 N.C. 33, 69 S.E.2d 20 (1952); *Town of Scotland Neck v. Western Sur. Co.*, 301 N.C. 331, 271 S.E.2d 501 (1980).

MEMORANDUM

TO: Kevin Patterson  
Ann Kurtzman

FROM: Tim Martin

DATE: November 10, 2014

SUBJECT: Surplus Equipment

Requesting that the following computer equipment be sent to surplus. These items are no longer operating and have been replaced with newer equipment.

EQUIPMENT

Windows XP PC's ( 20 )

Computer Monitors ( 26 )

HP Printers ( 12 )

Thank you.



# County of Scotland

507 West Covington Street  
Laurinburg, North Carolina 28352  
Telephone: (910) 277-2406  
Fax: (910) 277-2411  
[www.scotlandcounty.org](http://www.scotlandcounty.org)



Request to surplus 11 vehicles from the Office of the Sheriff. The vehicles are parked at the bus garage. None are in running condition. Below are the VIN numbers.

2FAFP71W43X129727  
3GNEC16R4XG252937  
2FAHP71W63X173575  
2FAFP71W55X149729  
2FAFP71W5YX215779  
2B3LA43H27H770873  
2FAHP71W04X100588  
2FAFP71W25X177522  
2FAFP71W35X177514  
2FAFP71W05X177521  
2FAFP74W33X222590



**G. David Jenkins, MPA**  
Health Director

## SCOTLAND COUNTY HEALTH DEPARTMENT

1405 West Boulevard • Post Office Box 69  
Laurinburg, North Carolina 28353-0069  
Phone (910) 277-2440 Fax (910) 277-2450



November 19, 2014

### MEMORANDUM

TO: Kevin Patterson  
County Manager

FROM: G. David Jenkins, MPA *G.D.J.*  
Health Director

SUBJECT: Budget Request

On November 18, 2014 the Board of Health approved the receipt of funds in the amount of \$5318.00 and \$5694.00 for the Immunization Action Plan. We request that you approve the transfer of these funds to the 2014-2015 budget year and authorize the Finance Officer to make the necessary arrangements to expend these funds within the Fiscal Year. No County dollars are involved.

Thanks you for your consideration.

GDJ/bcm

cc: Ann Kurtzman, Clerk to the Board of Commissioners  
Beth Hobbs, Business Officer  
Tim Martin, Fiscal Management, Health Department

**SCOTLAND COUNTY BOARD OF COMMISSIONERS**

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ITEM ABSTRACT

ITEM NO. 5

Information

Action Item

Consent Agenda

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Meeting Date: December 1, 2014

SUBJECT: Appointments to Boards and Committees

DEPARTMENT: Governing Body

PUBLIC HEARING: No

CONTACT PERSON: Vice Chair Carol McCall

PURPOSE: Fill vacancies on various boards and committees as necessary

ATTACHMENTS: Update on current or upcoming vacancies on boards/committees  
Laurinburg/Scotland County Drug and Crime Committee  
application  
Southeastern Community & Family Services letter

BACKGROUND: N/A

PRIOR BOARD ACTION: N/A

RECOMMENDATION(S): Make appointments as necessary



# County of Scotland

507 West Covington Street  
Laurinburg, North Carolina 28352  
Telephone: (910) 277-2406  
Fax: (910) 277-2411  
www.scotlandcounty.org



**TO:** Scotland County Board of Commissioners  
**FROM:** Ann W. Kurtzman, Clerk to the Board *awk*  
**SUBJECT:** Current Boards and Committees vacancies  
**DATE:** November 24, 2014

## **ABC BOARD**

Each December the Board of Commissioners appoints a Chair to the ABC Board for a one-year term. ABC Board members are **Ms. Dee Hammond**, who served as Chair in 2014, **Mr. Bob Davis** and **Mr. Wilson McCall**.

## **LAURINBURG/SCOTLAND COUNTY CRIME AND DRUG COMMITTEE**

An application has been received from **Mr. William Graves**. There currently are several openings for appointment to this committee. Additionally, Ms. Janna Williams, a County appointee, resigned in October.

*Below is a list of Boards and Committees where vacancies currently are or will become available through March 2015.*

## **AGING ADVISORY COUNCIL**

Four seats including one for an unexpired term are open.

## **BOARD OF HEALTH**

The physician, public-spirited citizen and dentist appointments will become available, effective December 2014.

## **LAURINBURG/SCOTLAND COUNTY CRIME AND DRUG COMMITTEE**

Applications are accepted on a continuous basis for this committee.

## **LAURINBURG/SCOTLAND COUNTY PLANNING & ZONING BOARD**

Two seats will be available in January 2015. Appointees must live in the ETJ.

## **LRCOG SCOTLAND COUNTY NURSING HOME COMMUNITY ADVISORY COMMITTEE**

One seat is available.

Letter of request is attached.

## **MAXTON/SCOTLAND COUNTY BOARD OF ADJUSTMENT AND APPEALS**

One seat is open. Appointee must reside in the Maxton extraterritorial jurisdiction.

## **SCOTLAND COUNTY MEMORIAL LIBRARY ADVISORY BOARD**

One seat is available.

## **SCOTLAND COUNTY PLANNING AND ZONING BOARD**

Three seats are available.

**SCOTLAND COUNTY ZONING BOARD OF ADJUSTMENT**

One seat one alternate seat is available.

**SOUTHEASTERN COMMUNITY & FAMILY SERVICES *(previously Four County Community Services)***

There is one opening due to a resignation. This would be for a term that would expired June 30, 2016.

**SOUTHEASTERN ECONOMIC DEVELOPMENT COMMISSION**

Two seats will be available in January 2015.

**WAGRAM/SCOTLAND COUNTY ZONING BOARD OF ADJUSTMENT**

Two seats are available. The appointee must reside in the extraterritorial jurisdiction of Wagram.

***NOTE: The above Board and Committee vacancies are advertised on the Scotland County website and the application form also is available on the website.***

**Ann Kurtzman**

---

**From:** notifications@scotlandcounty.org  
**Sent:** Tuesday, November 18, 2014 11:52 AM  
**To:** Akurtzman@scotlandcounty.org  
**Subject:** Form Submission Received: Online Application Form

From Url: <http://www.scotlandcounty.org/online-application-form.aspx>  
From IP Address: 65.15.213.153

Name:  
William Graves

Mailing Address:  
1305 Franklin ave

Physical Address (if different from mailing address):

Daytime Phone:  
9102174470

Evening Phone:  
9103614520

Email:  
lethalethan1@yahoo.com

I wish to be considered for appointment to the following Board(s)/Commission(s):  
Planing & zoning board,drug & crime commitee,community access channel advisory board.

List any experience/qualifications you have relevant to the above Board/Commission:

List current service on other Board(s)/Commission(s):

List past service on other Board(s)/Commission(s):

A form has been submitted, click the link below to view the submission:  
<http://www.scotlandcounty.org/FormWizard/ViewSubmission.aspx?mid=170&pageid=146&rid=6fcca52c-90be-4bbe-a2fc-52c80cd58e04>



405 North Elm Street / Post Office Box 1025 (28359)  
Lumberton, North Carolina 28358  
910-277-3500 – Phone  
910-291-3054 – Fax  
[www.scfsnc.org](http://www.scfsnc.org)  
“Helping People Help Themselves since 1964”

November 14, 2014

Scotland County Board of Commissioners  
Chairperson Guy McCook  
500 South Main St.  
Laurinburg, North Carolina 28352

Dear Commissioner McCook:

According to our bylaws your board is entitled to two seats on our Board of Directors. John McDonald was appointed by your board to fill one of these seats. Mr. McDonald resigned his seat on Southeastern Community & Family Services, Inc. (originally Four-County Community Services, Inc.) with effective date of October 7, 2014 due to personal reasons. His term does not expire until June 30, 2016. He has been faithful and dedicated and has an outstanding attendance record. He was truly an asset to our Board.

Will you please take steps to fill this seat for the completion of this term at your earliest convenience? Please allow me to stress the urgency of this request. Failure to fill vacant Board seats in a timely manner can result in a loss of agency funding. A loss of agency funding will result in a loss of services to the low-income residents of Scotland County as well as a loss to the children and families throughout our service area. Your prompt action is needed and will be greatly appreciated.

The person selected should be interested in the needs and concerns of the less affluent and be willing to assume an active role as a member of a policy-making body. Board members are involved in the development of policies and strategies designed to enhance the well-being of the total community.

For your convenience a form is enclosed which can be utilized in submitting the name of your appointment. Thank you for your assistance in this very important matter. Your prompt attention and cooperation will truly be appreciated.

Sincerely,

Jason King  
Board Chairperson

JK/cf

Enclosure

Cc: John McDonald  
Serving Bladen, Brunswick, Columbus, Hoke, Pender, Robeson, and Scotland Counties

**NOTICE OF APPOINTMENT**

DATE: \_\_\_\_\_

Southeastern Community & Family Services, Inc.  
Post Office Box 1025  
Lumberton North Carolina 28359

By the authority in our organization we have this day appointed the following individual as our representative on the Board of Directors of Southeastern Community & Family Services, Inc.

Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Telephone Number: \_\_\_\_\_

It is our understanding that this representative is appointed for a term of office which will expire on \_\_\_\_\_.

Agency/Institution: \_\_\_\_\_

Signed: \_\_\_\_\_  
Chairman/President

Attested by: \_\_\_\_\_  
(Title)

**SCOTLAND COUNTY BOARD OF COMMISSIONERS**

ITEM ABSTRACT

ITEM NO.   6    
  X   Information  
       Action Item  
       Consent Agenda

Meeting Date December 1, 2014

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SUBJECT: Update from the County Manager

DEPARTMENT: Administration

PUBLIC HEARING: No

CONTACT PERSON: County Manager Kevin Patterson

PURPOSE: Provide monthly update on County business and activities.

ATTACHMENTS: Monthly report  
Moore, Bladen, Yadkin and Gaston counties resolutions

BACKGROUND: N/A

PRIOR BOARD ACTION: N/A

RECOMMENDATIONS: Receive report and take any action necessary on other items.



Kevin Patterson  
County Manager

Ann W. Kurtzman  
Clerk to the Board

# County of Scotland

507 West Covington Street  
Laurinburg, North Carolina 28352  
Telephone: (910) 277-2406  
Fax: (910) 277-2411  
www.scotlandcounty.org



Board of Commissioners  
Guy McCook, Chairman  
Carol McCall, Vice Chair  
John T. Alford  
John C. Cooley  
Bob Davis  
Whit Gibson  
Clarence McPhatter II

November 24, 2014

To: Board of County Commissioners

From: Kevin Patterson, County Manager

Re: Monthly Report

Foreclosure property sale: Received information from four companies, summary below. Iron Horse and Rogers Realty are the largest companies that responded. I infer from this that these two companies would have the largest recurring number of bidders.

- . Auctioneers on Deck, 5% fee + 10% premium
- . Iron Horse , 5% fee + 10% premium
- . James Johnson, \$100/parcel + 10% premium
- . Rogers Realty, 10% commission, recommend online only

**Recommendation:** select an auctioneer for the disposal of the foreclosed properties.

Golden Leaf Grant – There are two projects that I will endorse. These projects are for the Health Care System (841,800) and Richmond Community College (658,200). The Health Care system is for renovation of the ER, a general practitioner, and surgical clinic. The RCC project would be to convert the Morgan Center into shared space with the County and RCC and develop simulated hospital space to allow for the expansion of the nursing program. In order to acquire the Morgan Center, I have been asked to make a presentation to the Hospital's Executive Committee. Assuming the Hospital donates the property to the County, we will need to invest approximately \$300,000 in the facility to make it ready for office space. To make renovations for classroom space would be covered by the Grant.

**Recommendation:** authorize the County Manager to present to Hospital Executive Committee the planned use of the facility and request transfer of the facility.

Dates for upcoming events –

1. **Commissioner Orientation** with County Manager and staff will take half the day. A day and time is needed. All Commissioners are welcome to attend the event.
2. Reminder that the **Christmas parade** is **Saturday, December 6**. The Chamber has secured vehicles for participating Commissioners who are asked to gather at Railroad Street shortly before 2 p.m.
3. The **Legislative Goals conference** is in Moore County **January 15 and 16**. Registration fee of \$99 will be waived for Commissioners who register on or before January 6.
4. The **NACo Legislative Conference February 21 to 25** in Washington, D.C. Contact the Clerk to the Board to register.
5. **Newly elected and re-elected Commissioners** are required to take the two-hour **ethics training**. Contact the Clerk to the Board for dates and locations when the training will be held. There is also a webinar option.
6. Ethics training is included in the two-day **Essentials of County government** for newly elected and seasoned Commissioners. This course provides a selection of four dates and locations if Commissioners wish to attend. Contact the Clerk to the Board for more information or to register.

**MOORE COUNTY BOARD OF COMMISSIONERS RESOLUTION  
IN OPPOSITION TO THE FEDERAL COURT RULING ABOLISHING THE 2012 MARRIAGE  
AMENDMENT TO THE NORTH CAROLINA CONSTITUTION**

WHEREAS, in May 2012, the voters of North Carolina voted victoriously to amend the North Carolina Constitution protecting our state's definition of marriage as the union of one man and one woman; and

WHEREAS, in October 2014, two U.S. District Court Judges from North Carolina, Max O. Cogburn, Jr., and William Osteen, ruled against North Carolina's 2012 Marriage Protection amendment, declaring that it was unconstitutional, following a U.S. Supreme Court's decision to refuse to hear appeals or review lower court ruling on the matter; and

WHEREAS, in response to the rulings, North Carolina House Speaker Thom Tillis and Senate Leader Phil Berger announced their intentions to "vigorously defend the values of our state and the will of more than 60 percent of the North Carolina voters who made it clear that marriage is between one man and one woman"; and

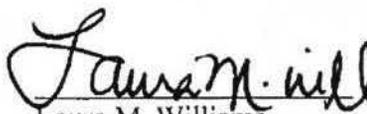
WHEREAS, in April of 2012, the Moore County Board of Commissioners affirmed its belief that the institution of marriage is the solid foundation upon which our society is built, and unanimously adopted a resolution on April 3, 2012 in support of the constitutional amendment. This Board steadfastly upholds the sanctity of marriage and shall continue to oppose efforts by any court or legislature to legalize same-sex marriage; and

WHEREAS, the Moore County Board of Commissioners recognizes its constitutional duty to uphold the law, however, the Board remains resolved in their efforts to defend the tradition of marriage and will strongly support and advocate on behalf of the appeals being brought forward by North Carolina House Speaker Thom Tillis and Senate Leader Phil Berger.

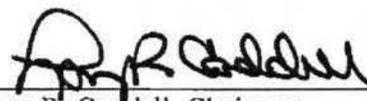
NOW, THEREFORE, BE IT RESOLVED that the Moore County Board of Commissioners strongly opposes the federal court ruling that abolishes North Carolina's Marriage Amendment (Amendment One) and hereby encourages all those that recognize the sanctity of marriage between one man and one woman as the only valid domestic legal union recognized in this state, to voice their opposition to this ruling.

BE IT FURTHER RESOLVED that the Moore County Board of Commissioners, while charged with the duty to uphold the law, does herewith offer it ardent support of the appeal to protect the 2012 constitutional amendment and requests that copies of this resolution be forwarded to the local legislative delegation to the North Carolina General Assembly, the local congressional delegation in Washington, D.C., Governor Pat McCrory, and to the other 99 counties in the State, requesting they join in their support of the appeal that will allow the voice of more than 60 percent of North Carolina's voters, who cast their vote in support of the 2012 amendment, to be heard.

Adopted this 18<sup>th</sup> day of November, 2014.

  
Laura M. Williams  
Clerk to the Board



  
Larry R. Caddell, Chairman  
Moore County Board of Commissioners

State of North Carolina  
County of Bladen



**RESOLUTION  
IN TOTAL OPPOSITION OF RULING ON "SAME-SEX MARRIAGE"**

**WHEREAS**, in May 2012, the voters of North Carolina voted victoriously to amend the North Carolina Constitution protecting marriage; **AND**

**WHEREAS**, prior to the rulings by Judge Cogburn and Judge Osteen, the word "marriage" meant only a legal union between one (1) man and one (1) woman as husband and wife, and the word "spouse" referred only to a person of the opposite sex who is a husband or wife; **AND**

**WHEREAS**, on Friday, October 10, 2014, United States District Court Judge Max Cogburn ruled that Article XIV, Section 6 of the North Carolina Constitution (Amendment One), North Carolina General Statute § 51-1, which defines marriage as being between a man and a woman, § 51-1.2, which prohibits recognition of same-sex marriage in other states, and all sources of state law that prohibit same-sex marriage or its recognition, are unconstitutional under the Due Process and Equal Protection Clauses of the 14<sup>th</sup> Amendment to the United States Constitution; **AND**

**WHEREAS**, on Tuesday, October 14, 2014, United States District Court Judge William Osteen ruled that Article XIV, Section 6 of the North Carolina Constitution (Amendment One), North Carolina General Statutes § 51-1 and 51-2 are unconstitutional under the Due Process and Equal Protection Clauses of the 14<sup>th</sup> Amendment to the United States Constitution; **AND**

**WHEREAS**, this ruling will have a negative impact on our churches, businesses, charity organizations, government offices, society and our educational system.

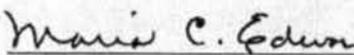
**NOW, THEREFORE, BE IT RESOLVED**, that the Bladen County Board of Commissioners strongly opposes the ruling that Article XIV, Section 6 of the North Carolina Constitution (Amendment One), North Carolina General Statute § 51-1, which defines marriage as being between a man and a woman, § 51-1.2, which prohibits recognition of same-sex marriage in other states, and all sources of state law that prohibit same-sex marriage or its recognition are unconstitutional under the Due Process and Equal Protection Clauses of the 14<sup>th</sup> Amendment to the United States Constitution; **AND**

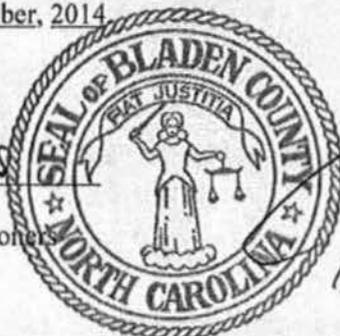
**BE IT FURTHER RESOLVED**, that the Bladen County Board of Commissioners strongly request that this ruling be reviewed and reconsidered to protect the foundation on which America was established; **AND**

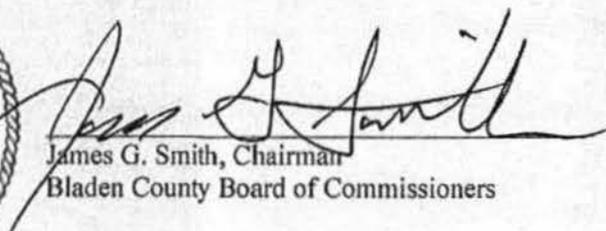
**BE IT FURTHER RESOLVED**, that the Bladen County Board of Commissioners strongly urges everyone in opposition of this decision to let their voices be heard, and encourages everyone to recognize "*Marriage between one (1) man and one (1) woman is the only domestic legal union that shall be valid or recognized in this state. This section does not prohibit a private party from entering into contracts with another private party; nor does this section prohibit courts from adjudicating the rights of private parties pursuant to such contracts*".

Adopted this 10<sup>th</sup> day of November, 2014

(SEAL)

  
Maria C. Edwards  
Clerk to the Board of Commissioners



  
James G. Smith, Chairman  
Bladen County Board of Commissioners

# Yadkin County

North Carolina



## RESOLUTION

**WHEREAS**, agriculture is an absolutely necessary sector of our economy and the source of our daily nourishment; and,

**WHEREAS**, the Clean Water Act defines and regulates waters that fall under federal jurisdiction, which are known as the "Waters of the United States"; and,

**WHEREAS**, the Environmental Protection Agency with the Army Corps of Engineers on April 21, 2014 proposed changes to the rule defining Waters of the United States, that could significantly increase the cost and regulatory requirements for local governments and, ultimately, the cost for residents, farms and businesses; and,

**WHEREAS**, the proposed rule would expand the definition of water to include dry stream beds, ephemeral waters, depressions, and many other landscape features, even those that may only be wet after a rain; and,

**WHEREAS**, the proposed rule affects man-made features such as ponds and ditches where water does not have to be present continuously for the land to be designated as water and regulated by these new and onerous rules; and,

**WHEREAS**, the Waters of the United States Rule declares portions of farmers' property to be water and regulates it under the federal Clean Water Act and defines water for beyond what is currently required under federal law, and

**WHEREAS**, the proposed rule has no prescribed limits to federal jurisdiction and does not clearly define what waters are to be regulated by the federal government; and,

**WHEREAS**, these regulations will place burdensome new regulations on farmers and industries; and,

**WHEREAS**, farmers will incur considerable expense to obtain permits to conduct farming activities in these newly defined areas as water, and

**WHEREAS**, the proposed changes do not include the provision of federal funds to offset the additional cost to local governments and thus, would divert resources from other essential public services; and,

**WHEREAS**, the United States Congress has written a letter to the EPA and Corps requesting that the proposed changes to the Rule be withdrawn until further analysis can be completed; and,

**WHEREAS**, United States Representative Steve Southerland (R-FL) introduced House Rule 5078, the Waters of the United States Regulatory Overreach Protection Act of 2014 on July 11, 2014;

**WHEREAS**, the United States House of Representative passed House Rule 5078 on September 9, 2014 and it has been placed on the Senate's Calendar.

**NOW THEREFORE, BE IT RESOLVED**, that Yadkin County opposes legislation or changes that would further expand federal jurisdiction under the Clean Water Act; and,

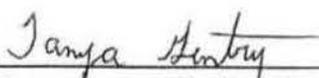
**BE IT FURTHER RESOLVED**, that the Yadkin County Board of Commissioners strongly opposes the proposed change to the Rule defining the "Waters of the United States," and call upon our Congressional delegation to oppose its implementation and support of House Rule HR5078. In addition, we call upon our fellow commissioners, home builders, economic developers, North Carolina Governor Pat McCrory and North Carolina Secretary of Commerce Sharon Decker to exercise all authority invested in them to protect our citizens from the devastating results of this rule. Yadkin County Board of Commissioners agrees that any changes to the Rule should include the following revisions, which are sincere concerns for local governments and their residents:

- Separate municipal storm sewers will continue to be regulated and permitted under Section 402 of the Clean Water Act and will not be considered Waters of the United States; and,
- Water delivery, reuse, and reclamation systems and facilities will not be considered Waters of the United States; and,
- Ditches, streams and other drainage features will not be considered Waters of the United States; and,
- Wastewater treatment systems and all associated infrastructures will not be considered Waters of the United States; and,
- Any proposal to regulate waters within a floodplain, riparian, or any other general area must include a specific definition, include the specific boundaries of the floodplain, riparian, or other area subject to the Rule; and,
- The Rule must include sufficient clarity and specificity to better inform regulators and permittees, and to minimize the potential for litigation.

Adopted this 17<sup>th</sup> day of November, 2014.

  
\_\_\_\_\_  
Kevin Austin, Chairman  
Yadkin County Board of Commissioners

ATTEST:

  
\_\_\_\_\_  
Tanya Gentry, Clerk to the Board  
Yadkin County Board of Commissioners

Gaston County  
Board of Commissioners  
www.gastongov.com



Tracy L. Philbeck  
Chairman  
Dallas Township

Joe D. Carpenter  
Vice-Chairman  
Crowders Mtn. Township

Chad Brown  
Riverbend Township

Allen R. Fraley  
Cherryville Township

Tom Keigher  
Gastonia Township

Mickey Price  
South Point Township

Jason Williams  
Gastonia Township

Earl Mathers  
County Manager

Charles L. Moore  
County Attorney

Donna S. Buff  
Clerk to the Board

*Mission Statement  
Gaston County seeks to  
be among the finest  
counties in North  
Carolina. It will provide  
effective, efficient and  
affordable services  
leading to a safe, secure  
and healthy community,  
an environment for  
economic growth, and  
promote a favorable  
quality of life.*

## GASTON COUNTY, NORTH CAROLINA

November 14, 2014

The Honorable Richard Burr  
The Honorable Kay Hagan  
The Honorable Patrick McHenry  
The Honorable Robert Pittenger

Dear Local Congressional Delegates:

The Gaston County Board of Commissioners, meeting in Rescheduled Session on November 13, 2014, unanimously adopted Resolution 2014-311, entitled *Resolution in Opposition to the Federal Court Ruling Abolishing the 2012 Marriage Amendment to the North Carolina Constitution*.

Thank you for supporting us in this matter. If you have any questions, please advise.

Sincerely,

Handwritten signature of Donna S. Buff in cursive.

Donna S. Buff, Clerk to the Board

cc: Governor Pat McCrory  
Local Legislative Delegates  
Gaston County Board of Commissioners  
99 NC Counties  
Earl Mathers, County Manager  
Charles L. "Chuck" Moore, County Attorney

Enclosure: Resolution 2014-311

128 West Main Avenue, PO Box 1578, Gastonia, NC 28053-1578  
Phone: 704-866-3196 - Fax 704-866-3482  
E-mail: [donna.buff@gastongov.com](mailto:donna.buff@gastongov.com)



**RESOLUTION TITLE: GASTON COUNTY BOARD OF COMMISSIONERS  
RESOLUTION IN OPPOSITION TO THE FEDERAL COURT  
RULING ABOLISHING THE 2012 MARRIAGE AMENDMENT  
TO THE NORTH CAROLINA CONSTITUTION**

WHEREAS, in May 2012, the voters of North Carolina voted victoriously to amend the North Carolina Constitution protecting our state's definition of marriage as the union of one man and one woman; and,

WHEREAS, in October 2014, two U.S. District Court Judges from North Carolina, Max O. Cogburn, Jr., and William Osteen, ruled against North Carolina's 2012 Marriage Protection amendment, declaring that it was unconstitutional, following a U.S. Supreme Court's decision to refuse to hear appeals or review lower court rulings on the matter; and,

WHEREAS, in response to the rulings, North Carolina House Speaker Thom Tillis and Senate Leader Phil Berger announced their intentions to "vigorously defend the values of our state and the will of more than 60 percent of North Carolina voters who made it clear that marriage is between one man and one woman"; and,

WHEREAS, in April of 2012, the Gaston County Board of Commissioners affirmed its belief that the institution of marriage is the solid foundation upon which our society is built, and unanimously adopted resolution 2012-115 in support of the constitutional amendment. This Board steadfastly upholds the sanctity of marriage and shall continue to oppose efforts by any court or legislature to legalize same-sex marriage; and,

DO NOT TYPE BELOW THIS LINE

I, Donna S. Buff, Clerk to the County Commission, do hereby certify that the above is a true and correct copy of action taken by the Board of Commissioners as follows:

NO.                      DATE    M1    M2    CARPENTER    PHILBECK    KEIGHER    WILLIAMS    PRICE    CBROWN    FRALEY    VOTE

2014-311    11/13/2014 JW TK

U

**DISTRIBUTION:** Local Legislative Delegates; Local Congressional Delegates; Governor Pat McCrory; 99 NC Counties; Laserfich Users  
A=AYE, N=NAY, AB=ABSENT, ABS=ABSTAIN, U=UNANIMOUS

**GASTON COUNTY BOARD OF COMMISSIONERS - RESOLUTION IN OPPOSITION TO THE FEDERAL COURT RULING ABOLISHING THE 2012 MARRIAGE AMENDMENT TO THE NORTH CAROLINA CONSTITUTION**

Page 2

WHEREAS, the Gaston County Board of Commissioners recognizes its constitutional duty to uphold the law, however, the Board remains resolved in their efforts to defend the tradition of marriage and will strongly support and advocate on behalf of the appeals being brought forward by North Carolina House Speaker Thom Tillis and Senate Leader Phil Berger.

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners strongly opposes the federal court ruling that abolishes North Carolina's Marriage Amendment (Amendment One) and hereby encourages all those that recognize the sanctity of marriage between one man and one woman as the only valid domestic legal union recognized in this state, to voice their opposition to this ruling.

BE IT FURTHER RESOLVED that the Gaston County Board of Commissioners, while charged with a duty to uphold the law, does herewith offer its ardent support of the appeal to protect the 2012 constitutional amendment and requests that copies of this resolution be forwarded to the local legislative delegation to the North Carolina General Assembly, the local congressional delegation in Washington, DC, Governor Pat McCrory, and to the other 99 counties in the State, requesting they join in their support of the appeal that will allow the voice of more than 60 percent of North Carolina's voters, who cast their vote in support of the 2012 amendment, to be heard.

**SCOTLAND COUNTY BOARD OF COMMISSIONERS**

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ITEM ABSTRACT

Meeting Date: December 1, 2014

ITEM NO. 7

Closed Session

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SUBJECT: Closed Session in accordance with N.C. General Statute §143-318.11(a)(3) to consult with an attorney and Closed Session in accordance with N.C. General Statute §143-318.11(a)(6) to consider the qualifications, competence, performance, condition of appointment of a public officer or employee or prospective public officer or employee.

DEPARTMENT: Governing Body

PUBLIC HEARING: No

PURPOSE: N/A

ATTACHMENT(S): N/A

RECOMMENDATIONS: Approve November 3, 2014, closed session minutes