

**Scotland County Board of Commissioners regular meeting
September 2, 2014, A.B. Gibson Center, 322 South Main Street, Laurinburg, NC**

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

At 7 p.m. Chairman McCook called the meeting to order. Pastor Jonathan Jeffries of First United Methodist Church delivered the invocation. The Pledge of Allegiance was recited.

Motion was made by Vice Chair McCall and duly seconded by Commissioner Cooley to approve the September 2, 2014 agenda as presented. Vote: Motion unanimously approved.

Public Forum

Mr. Rob Macy, Chair of the Scotland County Reentry Council, discussed the mission of the Council, which assists formerly incarcerated individuals find the resources they need for a successful return to their communities. Mr. Macy said the Council is active and engaged. The Council looks at ways to better serve this population in order to employ them immediately.

Chairman McCook read a letter from Chamber Chairman Nick Sojka expressing the Chamber's gratitude for the efforts by the Commissioners and Economic Development Director Greg Icard in making possible the investment by Cascades. Chairman McCook, on behalf of the Commissioners, also thanked Mr. Icard for recruiting investment and jobs to the community.

911 Call Center Memorandum of Agreement

Mr. Patterson discussed changes made by the City of Laurinburg to the 911 Call Center Memorandum of Agreement before the City Council tentatively approved the document. Mr. Patterson said changes focused on the hiring of current dispatchers and included wording on mediation should there be a City and County dispute.

Mr. Patterson said the agreement breaks out the 911 contribution from the City at \$250,000 in years one through five and declining by \$25,000 in years six through 10 with a zero monetary contribution in fiscal year 2025 unless both governing bodies renegotiate the terms. The County Attorney also reviewed the agreement.

Motion was made by Vice Chair McCall and duly seconded by Commissioner Gibson to approve the Memorandum of Agreement between the City and the County on operation of the 911 Center. Vote: Motion unanimously approved.

Policy Committee report

Vice Chair McCall said the Policy Committee discussed the terms of an availability fee. Although there is no concrete plan yet, the committee would like some agreement from the Board to move forward on developing a fee for County solid waste. Vice Chair McCall said such a plan would work to sustain solid waste and the landfill and generate revenue needed for closure and post closure of the landfill.

Vice Chair McCall said the committee also discussed a processing fee for littering and illegal dumping. The fees would be diverted from the court system and remain with the County. Vice Chair McCall said a third item discussed was wording in an ordinance that would require all trash collected in Scotland County to remain in Scotland County.

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Commissioner Gibson said the County currently pays for its solid waste program because it is not supporting itself. Commissioner Gibson said availability fees would support solid waste operations, which the County now supplements. Commissioner Gibson said a solid waste fee plan would support the service that already exists in Scotland County. Vice Chair McCall said the committee also discussed the possibility of private collection contracts.

Motion was made by Commissioner Gibson and duly seconded by Vice Chair McCall that the Policy Committee move forward with studying the concept of an availability fee plan. Vote: Motion unanimously approved.

Motion was made by Vice Chair McCall and duly seconded by Commissioner Cooley to adopt the processing fee schedule for illegal dumping/littering for out of court options.

Discussion: Mr. Johnston suggested the fee schedule include an appeals process. Mr. Johnston said he would like to attend future Policy Committee meetings.

Vice Chair McCall amended the motion to allow the County Attorney to review the processing fee document and return with comments and adoption of the processing fee schedule at the October meeting. Commissioner Cooley seconded the amended motion. Vote: Motion unanimously approved.

Consent Agenda

- a) Approve minutes of the August 4, 2014, regular meeting and July 24, 2014 special meeting.
- b) Approve request from the Health Department to replace a Practical Nurse II position with a Registered Nurse position.
- c) Approve request by Health Department to hire an Environmental Health Registered Sanitarian position in place of a Registered Environmental Health Specialist.
- d) Approve Tax Department request for July 2014 to release of funds in the amount of \$83,577.06 and discoveries in the amount of \$1,699.42.
- e) Approve Resolution Organizing a Scotland County Local Emergency Planning Committee.

**RESOLUTION ORGANIZING SCOTLAND COUNTY
LOCAL EMERGENCY PLANNING COMMITTEE**

WHEREAS, Scotland County is prone to various types of emergencies and disasters, including hazardous materials, as set forth in the Scotland County Emergency Operations Plan; and

WHEREAS, North Carolina General Statute §166A-19.15a sets forth responsibility of emergency management planning to each County Commission which in Scotland County is delegated to Scotland County Emergency Services per NCGS §166A-19.15b; and

WHEREAS, the Federal Superfund Amendments and Reauthorization Act (SARA) of 1986 includes Title III: Emergency Planning and Community Right to Know, also known as EPCRA requires establishment of Local Emergency Planning Committees for coordination of hazardous materials planning; and

WHEREAS, EPCRA also requires facilities containing certain hazardous materials called Extremely Hazardous Substances (EHS) to report annually related information concerning said hazardous materials, otherwise known as Tier II information; and

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WHEREAS, EPCRA sets forth local emergency planning commissions to be the repository of Tier II reports and the provider of information for citizens requesting information; and

WHEREAS, communities who have planned and coordinated their emergency plans and response prior to events have shown to be better prepared for such events;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Scotland, North Carolina that:

SECTION 1. Scotland County Emergency Services is authorized to organize a Local Emergency Planning Committee for Scotland County to include partners as set forth by SARA of 1986.

SECTION 2. Upon initiating the LEPC adopt bylaws for said committee.

Adopted this 2nd day of September, 2014

f) Budget Amendments:

- 1) DSS: Approve receipt of additional funds in the amount of \$19,092 two Crisis Intervention, 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 Gibson to approve the Consent Agenda. Vote: Motion unanimously approved.

Appointments to Boards and Committees

Motion was made by Vice Chair McCall and duly seconded by Commissioner Cooley to reappoint Ms. Annie Cureton, Mr. Roylin Hammond and Mr. Brookes Baines to three-year terms on the Adult Care Home Community Advisory Committee. Vote: Motion unanimously approved.

Motion was made by Vice Chair McCall and duly seconded by Commissioner Davis to appoint Ms. Carol Butler to a one-year term on the Nursing Home Community Advisory Committee. Vote: Motion unanimously approved.

Motion was made by Vice Chair McCall and duly seconded by Commissioner Gibson to reappoint Ms. Jan Schmidt, Mr. Rodney McCarter, Mr. Brent Plyler and Mr. Duke Williams to three-year terms on the Parks and Recreation Advisory Committee. Vote: Motion unanimously approved.

Motion was made by Vice Chair McCall and duly seconded by Commissioner Cooley to appoint Mr. Marcus Norton to an unexpired term on the Historic Properties Commission. Vote: Motion unanimously approved.

Motion was made by Vice Chair McCall and duly seconded by Commissioner Cooley to appoint Commissioner Whit Gibson to the Southeastern Partnership. Vote: Motion unanimously approved.

County Manager Report

Mr. Patterson said the Zaccheaus contract ends in September and the firm will continue providing the foreclosure service month to month while the County determines if there is sufficient interest from local attorneys to take on foreclosures as part of their practice or as a consortium. Mr. Patterson said if there is a significant interest he would begin an RFQ process.

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The Board of Commissioners by consensus agreed the County Manager should move forward with the foreclosure inquiry among local attorneys.

Mr. Patterson reminded the Commissioners of the September 19 deadline for submitting legislative goals to NCACC. Mr. Patterson reviewed some potential legislative goals: payment in lieu of taxes for game lands purchased by the State; local sales tax authority, Medicaid reform, do no harm to counties and restore funding for libraries.

Mr. Patterson said it was recently learned there is a time capsule behind the bronze plaque in the Courthouse.

The County Manager said GoldenLeaf introduced its community-based grants initiative for a 10-County region for projects that could have a significant impact and are ready for implementation. Each County may apply for one to three grants totaling no more than \$1.5 million that advance workforce development, education, health care and agriculture. A 20 percent match is required. Economic distress will be taken into account in awarding grants.

Commissioner Comments

Commissioner Davis asked about J. Davis Enterprise and the \$14,000 owed to the landfill. The Commissioners discussed pursuing this through the legal system or filing a judgment against them.

The Commissioners by consensus agreed the County Attorney work on the J. Davis Enterprise issue and report back at the next meeting.

Closed Session

Motion was made by Commissioner Gibson and duly seconded by Commissioner Davis 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

Motion was made by Commissioner Davis and duly seconded by Vice Chair McCall to pay Economic Development Director Greg Icard a one-time bonus of \$10,000 gross. Vote: Motion unanimously approved.

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

Ann W. Kurtzman
Clerk to the Board

Guy McCook
Chairman