

**SAMPSON COUNTY,
NORTH CAROLINA**

August 6, 2018

The Sampson County Board of Commissioners convened for their regular meeting at 6:00 p.m. on Monday, August 6, 2018 in the County Auditorium, 435 Rowan Road in Clinton, North Carolina. Members present: Chairman Clark Wooten, Vice Chairperson Sue Lee, and Commissioners Thaddeus Godwin, and Jerol Kivett. Absent: Commissioner Harry Parker.

Chairman Wooten convened the meeting and recognized Vice Chairperson Lee. She called upon Commissioner Kivett for the invocation. She then led the Pledge of Allegiance.

Approval of Agenda

Upon a motion made by Vice Chairperson Lee and seconded by Commissioner Godwin, the Board voted unanimously to approve the agenda with the following changes: Roads (presentation by NCDOT Engineer Keith Eason) was added as the first presentation ; Animal Shelter Adoption Fee Revisions was added as Item 4 (i); Contract For School Nursing Services Between the Sampson County Health Department and Sampson County Schools was added as Item 4 (j); Scheduling an Economic Development Public Hearing for the September 10, 2018 Meeting was added as Item 4 (k); Declare as Surplus the Service Weapon of Officer Kenneth Cannady for Presentation Upon Retirement was added to Item 4 (l).

Roads

NCDOT District/Residential Engineer Keith Eason provided the Board with an update on the NC 24 Project. He noted that all the projects in sections A-B were completed, except for a portion of Section C around Roseboro, near the intersection of Hwy 24 and 242, which is still on pace to be completed on schedule. He also noted that a portions of the D section of the project, which extends from Mitchell Loop Road to the Coharie Country Club, was basically completed but not yet accepted and that DOT would do a partial acceptance. He explained that the contractor is nearing completion of the few remaining small projects and the final resurfacing. The majority of the work is expected to be completed by the end of the year, but the official completion date had been extended 433 days or to January 22, 2019. He explained that utility re-locations had been the cause of the majority of the delay.

Commissioner Godwin inquired if the remaining projects would have a crew working during night shifts. Mr. Eason advised that it would ultimately be the contractor's decision; however, he did not expect for there to be any due to the costs of funding work done through the night hours. Commissioner Kivett then expressed

his discontent with the management of the project overall, making mention of citizen complaints about what appeared to be improperly placed, hazardous construction equipment, excessive and frequent traffic pattern changes, lengthy traffic delays, and slow project progression. Mr. Eason informed the Board that the delays were a result of keeping sections of the road closed to avoid a greater number of traffic pattern changes, which lessened the chances of accidents and confusion. Commissioner Kivett then informed Mr. Eason of a complaint made by Immanuel Baptist Church regarding the utilities and additional power pole on the property NCDOT purchased from the church (versus underground as promised). Mr. Kivett noted that he had previously spoken with NCDOT officials and asked Mr. Eason to pass along the concerns beyond Division 3. Mr. Eason stated he understood the issue and options were still being discussed, and he would relay the concerns.

Susan Tucker asked to be permitted to make a public comment. After deliberating, the Board agreed to allow Ms. Tucker to speak and the following comments were made:

Susan Tucker: We tried to work with the County commissioners. I talked with Keith (Eason), and he's been very nice about DOT. I've sent emails to several of you and to the Governor, notifying them that we have had the run-around in Sampson County for three years. It looks horrible out on [Highway] 24. I wouldn't let anyone work in my yard and leave it the way we let Clinton look. [Highway] 24 is the only road in Clinton that has got two box stores, the post office, all the restaurants, and we just ride by and say bring your trash out here, leave your piles out here, let the grass grow. DOT is supposed to contract the men that work out there. You do that, but there should be some supervision. If you make a mess, you clean it up. Don't leave our town looking like a war zone. And I think the County commissioners and the City Council and the Mayor, and the County Manager should all be mad. And don't sit here and thank him for all you do because we're paying for it, and we're living in it. Somebody needs to do something. And the other gripe is about a stoplight. Why would you take a stoplight down from Lowes and the post office and put one at Airport Road? I sat on Airport Road this afternoon and counted four cars. Did anybody from DOT like that? To not be able to get out of Lowes and the post office but got a stoplight at Airport Road? It just seems to me that this thing is just being slipped under the carpet. Anything they want to do is fine. And you all are the elected officials and should be taking more of an active role in seeing it is finished and that our town is cleaned up.

Commissioner Kivett stated that the Board had similar concerns, and informed Ms. Tucker that the Board was limited in what it could do in NCDOT projects. He concluded by noting that the issues would need to be addressed with NCDOT.

Item 1: Reports and Presentations

Recognition of Retirees Service plaques were presented to retirees Kenneth Cannady and James Hinnant. Retiree Cathy McDaniel was not present to receive her service plaque.

Item 2: Planning & Zoning Items

RZ-6-18-1 The Chairman called the hearing to order and acknowledged Senior Planner Anita Lane, who reviewed a request to rezone approximately 50 acres located along Kornegay Road from R-Residential Agriculture to C-Commercial, and the associated findings of fact. The Chairman opened the floor for public comments, and none were received. The Chairman closed the hearing. The Chairman inquired if the adjoining property owners had been made aware of the new public hearing date since the request was tabled at the July 9, 2018 meeting. County Attorney Joel Starling and Ms. Lane assured the Board that the adjoining property owners were notified by mail on July 13th and 20th. For future clarification, the Chairman reiterated the importance of having all property owners appropriately notified of all Planning Board meetings and commissioners meetings, so that the Board, Planning Board, and all property owners will have the same information and opportunity to speak prior to Board action. Upon a motion made by Chairman Wooten and seconded by Vice Chairperson Lee, the Board voted unanimously to approve the request to rezone approximately 50 acres located along Kornegay Road from R-Residential Agriculture to C-Commercial, accepting the provided findings of fact and adopting the following zoning consistency statement: *Whereas, in accordance with the provisions of North Carolina General Statute 153A-341, the Sampson County Board of Commissioners does hereby find and determine that the recommendation of the ordinance amendment RZ-6-18-1 is consistent with the goals and objectives of the Sampson County Land Use Plan and other long range planning documents due to the fact this property is located within 6800' of the I-40 and US 701 interchange, a major thoroughfare, where commercial development is encouraged.*

Item 3: Action Items

Request for Adoption of Resolution Supporting Renewed Efforts to Ratify the ERA The Chairman acknowledged Ms. Barbara Bozeman, Vice President of Business and Professional Women of NC, who appeared before the Board on behalf of WIN 100 (a grassroots organization made up of members from ERA-NC, the League of Women Voters, Business and Professional Women of NC, etc.) to seek Board support for their efforts to have the Equal Rights Amendment (ERA) ratified into law. Ms. Bozeman noted that 37 states had already ratified the ERA and that North Carolina is one of the states that did not officially support ratification. Ms. Bozeman noted that Sampson is the first county to afford her the opportunity to make a presentation, however, sixteen other municipalities had already adopted the resolution.

Upon a motion made by Vice Chairperson Lee and seconded by Commissioner Kivett, the Board voted unanimously to table the item to the next Board meeting to allow all Board members the opportunity to further review the item and to vote, including Commissioner Parker who was absent from this meeting.

Public Works – Request to Initiate Customer Recruitment in Designated Areas of Water District II Public Works Director Lin Reynolds provided the Board with an update on the waterline recruitment plan, which is an 8-stage plan that proposes the addition of new roads to the current water system. Mr. Reynolds noted that since the Public Works “summit” on September 19, 2017, he and his staff had spent time riding the roads of the County to identify which areas would be more economically feasible to develop than others. Upon completing the first two stages of the plan, there were seven roads reviewed, with the following three roads qualifying to be presented to the Board: Wellie Lane, Lee Road, and Bullard Pit. Mr. Reynolds noted that the project proposal is dependent upon whether the minimum required number of customers for each road sign a contract and pay the deposit (50% of the tap fee of \$500-\$600, depending upon the size of the tap). Upon a motion made by Commissioner Kivett and seconded by Commissioner Godwin, the Board voted unanimously to approve roads for recruitment and line installation if minimum customer recruitment is achieved.

Appointment – Economic Development Commission Upon a motion made by Vice Chairperson Lee and seconded by Chairman Wooten, the Board voted unanimously to reappoint Jerry Hobbs to the Economic Development Commission.

Upon a motion made by Vice Chairperson Lee and seconded by Commissioner Kivett, the Board voted unanimously to reappoint Pat Nobles to the Economic Development Commission.

Upon a motion made by Vice Chairperson Lee and seconded by Chairman Wooten, the Board voted unanimously to reappoint Hugh Carr to the Economic Development Commission.

Upon a motion made by Vice Chairperson Lee and seconded by Chairman Wooten, the Board voted unanimously to appoint Richard Chancey to the Economic Development Commission.

Appointment – Convention and Visitors Bureau Upon a motion made by Vice Chairperson Lee and seconded by Chairman Wooten, the Board voted unanimously to reappoint Roland Hall to the Convention and Visitors Bureau.

Upon a motion made by Vice Chairperson Lee and seconded by Commissioner Godwin, the Board voted unanimously to appoint Julie Stadig as Chairperson of the Convention and Visitors Bureau.

Item 4: Consent Agenda

Upon a motion made by Commissioner Kivett and seconded by Commissioner Godwin, the Board voted unanimously to approve the Consent Agenda as follows:

- a. Approved the minutes of the July 9, 2018 meeting
- b. Adopted a resolution honoring retiring NC House of Representative member Larry M. Bell, Sr. (Copy filed in Inc. Minute Book ____ Page ____.)
- c. Approved the contracts for legal services between Sampson County (Department of Social Services) and Warrick, Bradshaw & Lockamy, PA; and Tiffany Naylor (Copies filed in Inc. Minute Book ____ Page ____.)
- d. Approved the contract for temporary social work staffing between Sampson County (Department of Social Services) and Vanguard Professional Staffing, Inc. (Copy filed in Inc. Minute Book ____ Page ____.)
- e. Approved the request from the Sheriff’s Office to declare a Winchester 270 Rifle (G1530362) and a Parker 308 Rifle (R3989) as surplus and allow trade in for vendor credit (Copy filed in Inc. Minute Book ____ Page ____.)
- f. Adopted the Sampson County Emergency Services Health Insurance and Portability and Accountability Act (HIPAA) Breach Policy (Copy filed in Inc. Minute Book ____ Page ____.)
- g. Approved tax refunds and releases as submitted:

#8643	Donald Norman Ringley	\$160.98
#8627	April Ceona Rich	\$225.49
#8634	5 Girls Produce LLC	\$270.47
#8648	Bryan Martin Kimbro	\$157.22
#8616	Henry Elliott Moore, Jr.	\$1,053.50
#8523	Kosterman Chiropractic Center, P.A.	\$3,546.65

- h. Approved budget amendments as submitted:

<u>EXPENDITURE</u>		<u>Sheriff’s</u>			
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>	
11243100	555000	Capital Outlay – Other Equipment	\$3,100.00		
<u>REVENUE</u>					
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>	
11034310	402603	Federal Asset Funds	\$3,100.00		

<u>EXPENDITURE</u>		<u>Sheriff's</u>		
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
11243100	555000	C.O. – Other Equipment	\$27,500.00	
<u>REVENUE</u>				
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
11034310	402603	Federal Asset Funds	<u>\$27,000.00</u>	
<u>EXPENDITURE</u>		<u>Sheriff's</u>		
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
11243100	526201	Dept. Supplies - CD	\$15,620.00	
<u>REVENUE</u>				
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
11034310	403631	State Substance Abuse Tax	\$15,620.00	
<u>EXPENDITURE</u>		<u>Sampson Soil & Water</u>		
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
28349610	526201	Departmental Supplies – Equipment	\$500.00	
28349610	529900	Misc Expense	\$500.00	
<u>REVENUE</u>				
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
28334961	409909	Fund Bal Appropriated State	\$1,000.00	
<u>EXPENDITURE</u>		<u>SHJP</u>		
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
02549580	526200	Dept Supplies	\$1,222.00	
02549580	526201	Dept Supplies Equipment	\$1,718.00	
02549580	531100	Travel	\$82.00	
<u>REVENUE</u>				
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
02034958	409900	Fund Balance Appropriated	\$3,022.00	
<u>EXPENDITURE</u>		<u>Emergency Management</u>		
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
11243300	526201	Departmental Supplies Equipment	\$2,315.00	
<u>REVENUE</u>				
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
11034330	403674	Fire Prevention Grant	\$2,315.00	
<u>EXPENDITURE</u>		<u>Social Services</u>		
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
13554710	536030	Special Children State Adoption Fund	\$35,500.00	
13554710	555000	Special Children Capital Outlay-Equip	\$10,000.00	

<u>REVENUE</u>				
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
13535471	409900	Appropriated Fund Balance	\$45,500.00	

<u>EXPENDITURE</u>				
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
		<u>Rural Health Grant</u>		
12551150	544000	Contract Services	\$70,000.00	
12551150	526201	Department Supplies Equipment	\$5,000.00	
12551150	523900	Medical Supplies	\$38,768.00	
12551150	529700	Lab Supplies	\$1,000.00	
12551150	529702	Lab Services	\$4,000.00	
12551150	531100	Travel	\$2,500.00	
12551150	526200	Departmental Supplies	\$1,496.00	

<u>REVENUE</u>				
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
12535115	404000	State Assistance	\$122,764.00	

- Approved Clinton City Schools Budget Amendments No. 7 (State); No. 1 (Special Revenue); No. 4 (Federal); No. 3 (Federal); No. 8 (State); No. 5 (Local).
- i. (Walk On) Approved the Animal Shelter Cat Adoption Fee Revisions (Copy filed in Inc. Minute Book ____ Page ____.)
- j. (Walk On) Approved the Agreement for School Nursing Services between the Sampson County Health Department and Sampson County Schools (Copy filed in Inc. Minute Book ____ Page ____.)
- k. (Walk On) Scheduled an Economic Development Public Hearing for the September 10, 2018 Meeting

Item 5: Board of Health Information Items

The following items were provided for Board information only.

- a. Upcoming Caucus of District 6 Counties for Seat on NCACC Board of Directors

County Manager's Reports

County Manager Ed Causey reminded the Board that he would be the voting delegate for the NCACC Conference (August 23-25, 2018). He noted the Board Information item, explaining that that the Association's even-numbered Districts would caucus at the 2018 Conference to select who represent each district. He noted that the tradition was that the District 6 counties rotated having a member serve on the Association Board and that it was Sampson County's turn. He volunteered himself to

caucus for the Board if they so inclined. After discussion, Commissioner Kivett agreed to serve if appointed in the caucus.

Public Comments

The Chairman opened the floor for comments and the following were received:

William Carter: I live on Cartertown Road, 300 feet from where I was born and raised. And I came to see if I could talk to the people of Sampson County about getting the road paved. There's a lot of people in this county that roads are in pitiful shape, that need a lot of paving. The road was paved in 1980 or 1981. My mother rode a mule and wagon with me on it to get people to sign it back in the 50's. And the State took it over. I walked a mile and one-half one way every morning to meet the school bus I think for 10 years. Along with my brother. I'm the oldest of 12 children. I live on Cartertown now and the young man told me I don't have but five minutes. I can understand the things that go on in the county and that you have a lot to put up with, and the agony and stuff. But when I see a road like Moseley Avenue - one mile on the other side of our road - with 14 houses on it. They have paved a mile and one-half down to Boney Mill Road. There are 14 residents on that road. I live on a 3-mile stretch of road, three miles long. Tony Rackley has a shop on it, and there's a church on that road. There are 174 residents on three miles of road. And our road is beat all to pieces. There's a young lady up there and she has done a little bit of work and she has been a real nice lady. This don't need 3-4 years attention to it and then put a little rock on it and a little tar. The road is beat all to pieces. It's got sink holes in it. It was paved with about two inches of pavement. And now it's gone. It's beat up. It's like we're riding on a dirt road. And the trucks beat it up. If there is an accident on Hwy 24 or somewhere, the re-route traffic down Cartertown Road. I don't understand how they paved a road last year that has 14 houses on it. In 1976 and 1977, when I was trying to get Cartertown Road paved the first time, there was three houses on Ebenezer Forest Road. They paved seven miles and there were three houses on it and they paved that road ahead of ours. It is disappointing to see a road with 14 houses on it get paved before a road with 174 residences on it, like Cartertown Road.

The Chairman told Mr. Carter that the Board had received his concern. He cautioned that the County had no control over the decisions on roadwork, but would communicate with NCDOT regarding the concern.

Closed Session

Upon a motion made by Vice Chairperson Lee and seconded by Commissioner Kivett, the Board voted unanimously to go into Closed Session pursuant to G.S. 143-318.11(3) for consultation with the County Attorney. In Closed Session, County Attorney Joel Starling provided information regarding the ongoing and unsuccessful

negotiations with the Parker family for avigation easements and the need to consider condemnation actions to resolve the matter. Upon a motion made by Chairman Wooten and seconded by Commissioner Godwin, the Board voted unanimously to come out of Closed Session. Upon a motion made by Commissioner Kivett and seconded by Commissioner Godwin, the Board voted unanimously to the Resolution Authorizing Condemnation Action to Acquire Certain Real Property (Copy filed in Inc. Minute Book _____, Page _____.)

Adjournment

Upon a motion made by Chairman Wooten and seconded by Commissioner Kivett, the Board voted unanimously to adjourn.

/copy on file in Clerk's Office

Clark H. Wooten, Chairman

/copy on file in Clerk's Office

Susan J. Holder, Clerk to the Board