

**PITT COUNTY BOARD OF COMMISSIONERS  
GREENVILLE, NORTH CAROLINA  
NOVEMBER 2, 1998**

The Pitt County Board of Commissioners met in a regular session meeting on Monday, November 2, 1998, at 9:00 a.m. in the Commissioners' Auditorium, Pitt County Office Building, Greenville, North Carolina with the following commissioners present:

Kenneth K. Dews, Chairman  
Thomas H. Johnson, Vice Chairman  
Ed B. Bright, Commissioner  
Charles P. Gaskins, Commissioner  
Eugene James, Commissioner  
Farney M. Moore, Commissioner  
Mark W. Owens, Jr., Commissioner  
Jeffrey E. Savage, Commissioner  
Edith D. Warren, Commissioner

Also present were:

Thomas B. Robinson, County Manager  
JoAnne Burgdorff, County Attorney  
Susan J. Banks, Clerk to the Board  
Arlen Holt, PIO and Cable Coordinator

**Call to Order** by Chairman Dews.

Commissioner Savage offered a prayer to begin the meeting.

Commissioner Johnson led in the pledge of allegiance.

**APPROVAL AGENDA**

**UPON MOTION** by Commissioner Savage, seconded by Commissioner James, the Board voted unanimously to approve the agenda as prepared.

**APPROVAL OF MINUTES**

**UPON MOTION** by Commissioner James, seconded by Commissioner Gaskins, the Board voted unanimously to approve the minutes from the October 12, 1998 meeting. Commissioner Savage stated that he had not read the minutes.

**PRESENTATION OF RESOLUTIONS**

**UPON MOTION** by Commissioner Bright, seconded by Commissioner Savage, the resolutions honoring Vivian Stanley and Annie G. Holder, were presented.

Commissioner Johnson read and presented the following resolution to Vivian Stanley:

**RESOLUTION OF APPRECIATION  
HONORING**

***Vivian J. Stanley***  
***Human Resources Director***

**WHEREAS**, Vivian J. Stanley has served Pitt County for over 24 years and has advanced from an Administrative Officer I in the Health Department to that of Human Resources Director, and;

**WHEREAS**, Ms. Stanley has worked extremely hard to develop the Pitt County Human Resources Department from its infancy to the professional department it is today, and;

**WHEREAS**, Ms. Stanley has overseen the development and growth to the Volunteer Services Program which has saved the taxpayer resources and provided marketable skills to many citizens, and the PITT Training Program which has positively impacted all employees and;

**WHEREAS**, Ms. Stanley has maintained excellent oversight review of the various County benefit programs such as the health insurance, life insurance, 401K , and 125 Plan in a manner that has benefited employees and kept the County in compliance with all federal regulations, and;

**WHEREAS**, Ms. Stanley implemented many personnel related improvements in the County such as employee newsletter, service awards, training, and County wide recruiting and orientation for all departments, and;

**WHEREAS**, Ms. Stanley has been active in the community and her governmental associations and has been a credit to the County with her professional conduct and;

**WHEREAS**, Ms. Stanley has developed a reputation of being an honest, forthright, and caring administrator, both from her peers and the general County employee.

**NOW, THEREFORE, BE IT RESOLVED** that the Pitt County Board of Commissioners hereby expresses their appreciation for the long and excellent stewardship of Vivian J. Stanley and further wish her success and happiness in all her future endeavors.

**ADOPTED** this 2<sup>nd</sup> day of November, 1998.

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Kenneth K. Dews, Chairman

ATTEST:

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Susan J. Banks, CMC  
Clerk to the Board

Chairman Dews read and presented the resolution to Annie Holder:

**RESOLUTION OF APPRECIATION  
HONORING**

***Annie G. Holder***  
***Register of Deeds***

**THAT WHEREAS**, Annie G. Holder has served faithfully and honorably as Pitt County's Register of Deeds from October 1, 1988 to November 17, 1998; and,

**WHEREAS**, Annie G. Holder began her employment with Pitt County as a Secretary in the Register of Deeds Office on January 18, 1971 and served as a Deputy Register of Deeds I, II, and III before becoming Register of Deeds; and,

**WHEREAS**, Annie G. Holder has been an outstanding representative of Pitt County while serving as a member of the NC Association of Registers of Deeds, as the Chairperson for District VII of that association, as a member of the Legislative, Scholarship, and Vital Records Committee of that association, and as a member of the Advisory Board for Paralegal Technology for Pitt Community College; and,

**WHEREAS**, Ms. Holder has been a Notary Public Instructor since 1992, created a written office guideline for Register of Deeds employees, and implemented a system of notifying the public of changes in the law; and,

**WHEREAS**, the citizens of Pitt County have been well-served by Ms. Holder and have displayed their confidence and support of her by electing her to three consecutive terms; and,

**NOW, THEREFORE BE IT RESOLVED**, that the Pitt County Board of Commissioners hereby commends Ms. Annie G. Holder for providing outstanding citizen service and effective leadership as Register of Deeds from 1988 to 1998 and sincerely thanks her for nearly twenty-eight years of exceptional service as a member of Pitt County Government.

**ADOPTED** this day, the second day of November, 1998.

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Kenneth K. Dews, Chairman

**ATTEST:**

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Susan J. Banks, CMC  
Clerk to the Board

Ms. Holder thanked the Board and made comments.

**PUBLIC ADDRESSES TO THE BOARD**

Ms. Nancy Colville said she was aware of the trials and tribulations experienced by the staff who received resolutions and commended them on their work. She stated that the Board of Commissioners has not always been supportive and has not always given the staff what they need. She also said to remember the Register of Deeds fairly during salary time.

Ms. Colville said that she had mailed a letter to each Board member about a confidential matter which needed to be addressed prior to the appointment of the Hospital Corporate Parent Board. She said that at the last Board of Commissioners meeting she thought the commissioners would discuss this matter but they did not address it. She stated that there was wine served at the Hospital Planning meeting and that someone "got rowdy at the evening meal." She stated that Larkin Little, PCMH Board of Trustees member, was exhibiting improper behavior with a female employee of the Hospital. She said if these allegations are true, that this man should have moral fortitude to represent the County. Ms. Colville stated that decorum should be maintained and she is concerned that this Board has trashed it. She stated she was against serving wine at Hospital functions. She stated that if this female wants to decide that she has been sexually harassed, then the County has a problem but her concerns appear to have fallen on deaf ears.

Ms. Kathy Kier asked the Board to formally appoint an advisory board for the County Farmers' Market which is operated by the Cooperative Extension service. She said she had taken her concerns to Chairman Dews who was going to look into the situation. Chairman Dews stated he had attempted to check into it, but Farmers' Market Manager was not present when he visited. Ms. Kier stated that there needs to be better oversight at the Farmers' Market because there are some irregularities. She suggested one county commissioner, along with some vendors, should be on the advisory board. Commissioner James agreed that there needs to be a committee with a commissioner and staff. Ms. Burgdorff stated that she met with Mitch Smith the previous week and they were working on the situation. She stated that there is no rush since the Farmers Market just closed and will not reopen until March. She stated this would give them time to put some procedures in place. Mr. Robinson stated that he would like to meet with Ms. Kier and hear her concerns following this meeting.

Commissioner James offered a motion to form a committee with at least one county commissioner, including a representative from the Cooperative Extension service and representatives of vendors from the Farmers Market, to be on the

committee for the purpose of overseeing the operation of the Farmers' Market. Commissioner Savage seconded the motion. Mr. John Bulow, Assistant Manager, said that in fairness to Mitch Smith, Cooperative Extension Director, that the Board should at least allow Mr. Smith an opportunity to report back to the Board before taking action on this item. Commissioner James withdrew his motion until Mr. Smith has an opportunity to speak with the Board about this matter.

Ms. Kier stated that she and her children, who were present, had volunteered and landscaped the Farmers' Market on their own. She said they had planted monkey grass, as well as other plants and tried to work with the City to establish signs for the Farmers' Market. Chairman Dews expressed appreciation on behalf of the Board for their efforts.

Commissioner James motioned that the Manager and Assistant Manager meet with the Farmers' Market personnel and return to the Board of Commissioners with the information that is needed and then the Board will take necessary steps. Commissioner Savage seconded the motion. The motion was unanimously approved. Commissioner Owens asked staff to work with Ms. Kier on her concerns.

Commissioner Gaskins asked to be excused at this time. There was a consensus that agreed to excuse Commissioner Gaskins.

Commissioner Savage asked about an advisory committee for the Hospital. He asked if the Board of Commissioners was going to address Ms. Colville's concern about the situation at the Hospital Board of Trustees meeting.

Commissioner Owens said that these were allegations and that Mr. Little was actually a UNC Board of Governors appointment, not a County appointee, so it would be inappropriate for this Board to take any action on this item.

Ms. Colville said that Nancy Aycok, Hospital Attorney, had called her. Commissioner Johnson said the UNC Board of Governors had appointed Mr. Little and agreed that it was inappropriate for this Board to be discussing this matter. Commissioner James said that the public wants to have some say in the Hospital matters but they have nowhere to turn with their concerns. Commissioner James stated that he supports appointing an advisory committee for the Hospital. He also said he was opposed to the Hospital serving wine at their business functions. Commissioner Savage said there are always two sides to every story. He said that there needs to be some form of a structured environment for the citizens concerns to be addressed. Commissioner Savage said that regardless of who appoints the members, the Board of Commissioners is still responsible for what happens in this County. He stated that Ms. Colville went to a great amount of trouble to keep this confidential but now everyone is talking about the matter but not because she did not handle it appropriately.

Chairman Dews suggested the Manager and County Attorney meet and address Ms. Colville's concern. Mr. Robinson said that neither he nor the County Attorney had received a copy of this letter from Ms. Colville so he needed direction from the Board on how they would like it addressed.

Commissioner Savage **motioned** to send a formal letter to the Chairman of the Hospital Board asking how they addressed this situation and/or guidance for the Board of Commissioners in how to handle this concern. Commissioner James seconded the motion. Commissioner Johnson said that this is one example for why the Hospital wanted to reorganize. He stated that he could not see that the County has any authority to deal with this subject. He stated that the Hospital administration and Chairman of the Board of Trustees knows about it and it is not appropriate for the County to address it, since the County is not directly responsible for the Hospital and its Board's actions any longer. Commissioner Savage said that the Hospital serves the Pitt County citizens and he strongly disagreed with Commissioner Johnson.

Chairman Dews called for a vote on the motion. Commissioners in favor of the motion were: Commissioners James, Savage, and Moore. Commissioners opposed to the motion were: Commissioners Owens, Warren, Johnson, Bright. Commissioner Gaskins was absent. The motion failed.

Commissioner James said that the commissioners in favor of the motion are only asking for some clarification. Commissioner Johnson suggested the Chairman and the Manager should handle this situation outside of a regular board meeting. Commissioner Savage said he agreed with Commissioner Johnson but wanted to have some response for a citizen's concern.

## **ITEMS FOR REPORT**

### **Manager's Report**

Mr. Robinson provided the following informational report:

1. Legislative Goals Conference will be held January 14-15 in Raleigh. Please sign up.
2. VOA Site has officially been turned over to East Carolina University for an agri-medicine program, but the County has still been responsible for maintaining site. The County is in the process of withdrawing and no longer being responsible for the site.
3. The December 21<sup>st</sup> Board meeting is the week of Christmas. This was brought to the Board's attention in case there was any desire to alter the schedule.

## **ITEMS FOR CONSENT**

Commissioner Bright motioned, seconded by Commissioner Savage, to approve the items for consent. Commissioner Owens motioned, seconded by Commissioner Savage, to approve the items for consent excluding any financial records of commissioners expenses. The motion was approved unanimously.

## **ITEMS FOR DECISION**

### **Appointment of new Register of Deeds**

Ms. Annie Holder's resignation will be effective November 17, 1998. The Chairman of the Democratic Party, Betsy Leech, provided the Board with a written recommendation from the party to appoint Ms. Judy Tart as Register of Deeds effective upon Ms. Holder's retirement.

**UPON MOTION** by Commissioner Owens, seconded by Commissioner Savage, the Board voted unanimously to appoint Judy Tart to replace Annie Holder upon her retirement on November 17<sup>th</sup>. Ms. Tart will take the oath of office on the evening of November 17<sup>th</sup>, 1998.

Ms. Tart stated that she was looking forward to working with the Board of Commissioners.

### **Lease Agreement with Gardner Electronics for Eastern Carolina Technology Center - John Chaffee**

Mr. John Chaffee, Executive Director of the Development Commission, stated that he has a business that would like to lease 1000 sq. ft. in the business Technology Incubator. He stated that he had a deposit check in hand and the first month's rent. The company would be using warehouse space at the cost of \$3.50 per square foot. Mr. Chaffee stated that the company will be testing and designing computer equipment and that there would be no additional investment required by the County at this time.

Commissioner James was concerned about the trucks parking out there.

**UPON MOTION** by Commissioner Savage, seconded by Commissioner Bright, the Board voted unanimously to approve the lease agreement with Gardner Electronics for space in the Eastern Carolina Technology Incubator.

### **Tax Intercept Funds, Budget Amendment for Social Services - Ed Garrison**

**UPON MOTION** by Commissioner Owens, seconded by Commissioner Savage, the Board voted unanimously to approve the Social Services Budget Amendment to Tax Intercept funds.

**EXPENSE ACCOUNT**

<b>Account No.</b>	<b>Title of Account</b>	<b>Increase</b>	<b>Decrease</b>
16-5-11-299.01	Tax Intercept	12,000	
16-5-21-600.50	CPS Contract		1,000
16-5-80-422.00	Software - Program Integrity	15,000	

**REVENUE SOURCES**

<b>Account No.</b>	<b>Title of Account</b>	<b>Increase</b>	<b>Decrease</b>
16-3-00-320.18	Fraud Collections	11,000	
16-3-00-320.00	Social Services Admin.	15,000	

**Reimbursement Resolutions - Melonie Bryan, Director of Financial Services**

Ms. Bryan requested that the Board adopt two resolutions which would enable the County to be reimbursed for expenses on the Pitt Community College and Courthouse Phase II projects. The Pitt Community College bonds are not to exceed \$9.9 million. The new project, which was approved at the last Board meeting, would include \$800,000-\$900,000 for additional parking and \$500,000 for the completion of the Student Services Building. The County would be paid back for floating bonds. She stated that the Community College will have to come back to the Board for approval of their specific requests. Commissioner James was concerned with the amount of current debt incurred by the County and that the State would not approve additional money for the College if the County has already provided funds. Chairman Dews stated that this refinancing of bonds will reduce the interest amounts.

**UPON MOTION** by Commissioner Owens, seconded by Commissioner Warren, the Board voted unanimously to approve the two reimbursement resolutions as follows:

**OFFICE OF THE PITT COUNTY BOARD OF COMMISSIONERS**

**GREENVILLE, NORTH CAROLINA**

**NOVEMBER 2, 1998**

**REIMBURSEMENT RESOLUTION**

**RESOLUTION OF THE BOARD OF COMMISSIONERS  
OF PITT COUNTY DECLARING ITS INTENTION TO REIMBURSE  
ITSELF FROM THE PROCEEDS OF ONE OR MORE TAX-EXEMPT  
FINANCINGS FOR CERTAIN EXPENDITURES MADE AND/OR TO BE MADE  
IN CONNECTION WITH THE  
CONSTRUCTION, RENOVATION, AND EQUIPPING OF  
CERTAIN CAPITAL IMPROVEMENTS**

**WHEREAS**, County of Pitt (the "Issuer") is a political subdivision organized and existing under the laws of the State of North Carolina; and

**WHEREAS**, the Issuer will pay, on and after the date hereof, certain expenditures (the "Expenditures") in connection with the construction, renovation and/or equipping of the Pitt County Courthouse Addition-Phase II (the "Project"); and

**WHEREAS**, the Pitt County Board of Commissioners as the Issuer (the "Board") has determined that those moneys to be advanced on and after the date hereof to pay the Expenditures are available only for a temporary period

and it is necessary to reimburse the Issuer for the Expenditures from the proceeds of one or more issues of debt (the "Debt");

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD AS FOLLOWS:**

Section 1. The Board hereby declares the Issuer's intent to reimburse the Issuer with the proceeds of the Debt for the Expenditures with respect to the Project made on and after October 12, 1998, which date is no more than 60 days prior to the adoption of this resolution.. The Issuer reasonably expects on the date hereof that it will reimburse the Expenditures with the proceeds of the Debt.

Section 2. Each Expenditure will be either (a) of a type properly chargeable to capital account under general federal income tax principles (determined in each case as of the date of the Expenditure), (b) a cost of issuance with respect to the Debt, (c) a nonrecurring item that is not customarily payable from current revenues, or (d) a grant to a party that is not related to or an agent of the Issuer so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the Issuer.

Section 3. The principal amount of the issue is not to exceed \$8,000,000 which will provide funding to cover the Phase II construction, renovation and closing costs.

Section 4. This resolution shall take effect immediately upon its passage.

**PASSED AND ADOPTED** this the 2nd day of November, 1998.

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Kenneth K. Dews, Sr., Chairman

ATTEST:

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Susan J. Banks, Clerk

**OFFICE OF THE PITT COUNTY BOARD OF COMMISSIONERS**

**GREENVILLE, NORTH CAROLINA**

**NOVEMBER 2, 1998**

**REIMBURSEMENT RESOLUTION  
RESOLUTION OF THE BOARD OF COMMISSIONERS  
OF PITT COUNTY DECLARING ITS INTENTION TO REIMBURSE  
ITSELF FROM THE PROCEEDS OF ONE OR MORE TAX-EXEMPT  
FINANCINGS FOR CERTAIN EXPENDITURES MADE AND/OR TO BE MADE  
IN CONNECTION WITH THE  
ACQUISITION, CONSTRUCTION RENOVATION, AND/OR EQUIPPING OF  
CERTAIN CAPITAL IMPROVEMENTS**

**WHEREAS**, County of Pitt (the "Issuer") is a political subdivision organized and existing under the laws of the State of North Carolina; and

**WHEREAS**, the Issuer will pay, on and after the date hereof, certain expenditures (the "Expenditures") in connection with the acquisition, construction, renovation and/or equipping of Pitt Community College's Student

Services Building, parking facilities and/or Law Enforcement Training Center (the "Project"); and

**WHEREAS**, the Pitt County Board of Commissioners as the Issuer (the "Board") has determined that those moneys to be advanced on and after the date hereof to pay the Expenditures are available only for a temporary period and it is necessary to reimburse the Issuer for the Expenditures from the proceeds of one or more issues of tax-exempt bonds (the "Bonds");

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD AS FOLLOWS:**

Section 1. The Board hereby declares the Issuer's intent to reimburse the Issuer with the proceeds of the Bonds for the Expenditures with respect to the Project made on and after October 12, 1998, which date is no more than 60 days prior to the adoption of this resolution. The Issuer reasonably expects on the date hereof that it will reimburse the Expenditures with the proceeds of the Bonds.

Section 2. Each Expenditure will be either (a) of a type properly chargeable to capital account under general federal income tax principles (determined in each case as of the date of the Expenditure), (b) a cost of issuance with respect to the Bonds, (c) a nonrecurring item that is not customarily payable from current revenues, or (d) a grant to a party that is not related to or an agent of the Issuer so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the Issuer.

Section 3. The maximum principal amount of the Bonds expected to be issued for the Project is \$9,900,000.

Section 4. This resolution shall take effect immediately upon its passage.

**PASSED AND ADOPTED** this the 2nd day of November, 1998.

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Kenneth K. Dews, Sr., Chairman

ATTEST:

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Susan J. Banks, Clerk

**Land Use Planning Consultant Selection - James Rhodes, Planning Director**

Mr. James Rhodes reported that the Request for Proposals had been requested and returned. He stated that the interviewed two firms and would like to recommend the Wooten Company to complete the planning for the NC 11 North Corridor Land Use Plan, Northwest Planning Area Land Use Plan and accompanying Zoning Ordinance. He expressed the importance of this project since it will also be the first zoning taking place in Pitt County. He stated that there is a very tight time frame because the Commissioners want the policy in place as soon as possible. Mr. Rhodes stated that the Wooten Company is a local company and has a working knowledge of this area. They are negotiating costs for budget. The original response cost was estimated at \$111,085.00 with it broken down as follows:

Phase 1 - NC 11 - \$67,810  
 Phase 2 - Northwest Area - \$43,275  
 Total \$111,085

Mr. Rhodes also provided a schedule with completion of the total project scheduled for July 2000. He added that they are researching other possibilities of funding such as the Rural Center and they are considering asking for monies from the Global TransPark.

Mr. Rhodes stated that there was a committee of Tom Robinson, Phil Dickerson and himself who reviewed the proposals and are making the recommendation to contract with the Wooten Company.

**UPON MOTION** by Commissioner Johnson, seconded by Commissioner James, the Board voted unanimously to follow the committee's recommendation and authority the hiring of the Wooten Company to complete the NC 11 North Corridor Land Use Plan, Northwest Planning Area Land Use Plan and accompanying Zoning Ordinance.

Commissioner James expressed the need to get this in place before a year and a half. He said that the Conetoe area will come to the Board requesting to expand the water lines if the County will let them. He said they want the Board's representatives to Greenville Utilities Commission on water lines to see if Conetoe can serve that area. He added that they also need sewer services. Commissioner James asked that James Rhodes assist by looking into this matter with Greenville Utilities for water and sewer.

**Appointment to NC 11 North Corridor Planning Committee - James Rhodes,  
Planning Director**

**UPON MOTION** by Commissioner Savage, seconded by Commissioner James, the Board voted unanimously to appoint Joe Wright (District 2), from the Pitt County Planning Board, to replace Kenny Dews, Jr. on the NC 11 North Corridor Planning Committee.

**UPON MOTION** by Commissioner Owens, seconded by Commissioner James, the Board voted unanimously to adjourn the meeting at 10:10 a.m.

Respectfully submitted,

Susan J. Banks, CMC  
Clerk to the Board