

**AGENDA**  
**UNION COUNTY BOARD OF COMMISSIONERS**  
**REGULAR MEETING**  
**Monday, May 2, 2011**  
**7:00 PM**  
**Board Room, First Floor**  
**Union County Government Center**  
**500 North Main Street**  
**Monroe, North Carolina**

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[www.co.union.nc.us](http://www.co.union.nc.us)

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**Closed Session – 6:30 p.m.**

**General Business:**

- 1. Opening of Meeting (\*Estimated Time: 10 Minutes)**
  - a. Invocation - Rev. Frank Crump, Marshville Baptist Church
  - b. Pledge of Allegiance led by Gavin Auten, Eagle Scout, Troop 276 in Indian Trail
  - c. Recognition of Gavin Auten, Eagle Scout, Troop 276 in Indian Trail
  
- 2. Informal Comments (\*Estimated Time: 10 Minutes)**
  
- 3. Additions, Deletions and/or Adoption of Agenda (\*Estimated Time: 5 Minutes)**
  
- 4. Consent Agenda (\*Estimated Time: 10 Minutes)**
  - a. Contracts and Purchase Orders Over \$20,000
    1. Sheriff's Office: Amendment to Agreement with Dr. Brent Glenn for Contracted Veterinary Services at Animal Services in the amount of \$12,000 per year
    2. Contract with PMA for Workers' Compensation Third Party Administrator (TPA) (effective July 1, 2011)  
**ACTION REQUESTED:** Authorize the County Manager to approve Items a (1) - (2), above, pending legal review
  - b. Tax Administrator's Departmental Monthly Report for March 2011  
**ACTION REQUESTED:** Approve Tax Administrator's Departmental Monthly Report for March 2011
  - c. Sheriff's Office/ Jail: Extension of County's Food Services Agreement with Aramark Correctional Services, LLC  
**ACTION REQUESTED:** Authorize the County Manager to send written notice to Aramark Correctional Services, LLC ("Aramark") stating that the County is exercising its unilateral right to extend the County's Food Services Agreement under the same terms and conditions for an additional term of one year beginning July 1, 2011, and ending on June 30, 2012
  - d. Change of Reservation Deadlines for Park Venues  
**ACTION REQUESTED:** Approve the following changes to the Cane Creek Park Camping Reservation Policy: 1) Change Paragraph 1

to read as follows: 1. Adults (18 years of age or older) may make reservations, through the current calendar year, at least 24 hours prior to occupancy date; and 2) Change Paragraph 6 to read as follows: 6. There will be an additional \$4.00 administrative fee per year for reserved campsite/cabin. An additional \$4.00 administration fee will also be charged for each change or cancellation, once payment is received.

- e. Road Maintenance Proceeds for Kingston on Providence  
**ACTION REQUESTED:** Approve interlocal agreement to effect transfer to the Town of Waxhaw of those funds collected by Union County by calling on a road maintenance letter of credit
- f. Resolution Authorizing the Financing Team to Review Options for Refinancing for the 2003B Variable Rate Revenue Bonds  
**ACTION REQUESTED:** Adopt resolution authorizing the financing team to review options for refinancing for the 2003B variable rate revenue bonds
- g. Ratification of Contract Termination Letter to Watch Systems, LLC  
**ACTION REQUESTED:** Ratify contract termination letter sent by County Manager to Watch Systems, LLC.
- h. Social Services: Budget Amendment #32 to Increase the Expenditures in the Community Alternative Program (CAP) by \$100,000  
**ACTION REQUESTED:** Adopt Budget Amendment #32 to increase federal funds to the Community Alternative Program (CAP) by \$100,000
- i. Minutes  
**ACTION REQUESTED:** Approve minutes
- j. Information Only - No Action Requested: Notification to Board of 100,000 gallons per day water allocation

### **Old Business:**

#### **5. Litter Control (\*Estimated Time: 15 Minutes)**

**ACTION REQUESTED:** Direct staff to develop an ordinance to address civil penalties, in amounts approved by the Board at its April 4 meeting, for littering on public property and/or property owned by someone other than the violator, such ordinance to be brought back for consideration at a future date

#### **6. Updates on Pending FY-2010 Union County Athletic Council (UCAC) Grant Requests (\*Estimated Time: 15 Minutes)**

**ACTION REQUESTED:** (1) For Prospect Athletic and Recreation Association (PARA): With the understanding that PARA only has a three year use agreement with Union County Public Schools (UCPS), ratify the execution of Prospect Athletic and Recreation Association's 2010 grant contract for \$4,700.74.

(2) For Waxhaw Athletic Association (WAA): Determine the acceptability of a three year Cooperative

Joint Use Agreement between Waxhaw Athletic Association and UCPS given that: (1) there is a 90-day without cause termination clause in the use agreement (means that UCPS could terminate without cause the use agreement prior to the conclusion of the 3 year period); and (2) that the effective date of the use agreement is October 1, 2009 (means that the use agreement would expire approximately 1 1/2 years from the grant award date).

If the use agreement is acceptable, authorize the Manager to approve a contract for the FY-2010 Grant request.

If the three year use agreement is not acceptable because of the two concerns identified above, authorize the Manager to approve a contract for the FY-2010 Grant request following the receipt of a signed 3 year use agreement between UCPS and Waxhaw Athletic Association that meets the following conditions: it is effective from the date of the grant award, and it does not have a clause allowing UCPS to terminate the use agreement without cause prior to the expiration of the three year use period.

(3) For Porter Ridge Athletic Association (PRAA):

Provide direction on the acceptable minimum term use agreement for Porter Ridge Athletic Association's (PRAA) FY-2010 UCAC Project.

And if the received agreement between UCPS and PRAA meets the BOCC acceptable minimum term use agreement period, authorize the Manager to approve a contract with PRAA for their FY-2010 UCAC Project with any other previous applicable contingencies following legal review.

**7. East Side Sewer Improvements Projects Easements (\*Estimated Time: 10 Minutes)**

**ACTION REQUESTED:** Adopt Resolutions Authorizing Condemnation to Acquire Certain Property or Interest in Property of Temporary and Permanent Utility Right-of-Way Easement for the following parcels: 1) Tax Parcel 09046002H owned by Henry Frank Williams, III et als; 2) Tax Parcel #09046002 owned by Henry Frank Williams, III et als; and 3) Tax Parcel #09012004 owned by Barbara Jane Smith Beck

**New Business:**

**8. Approval of FY 2011 UCAC Grant Packets (\*Estimated Time: 10 Minutes)**

**ACTION REQUESTED:** 1) Approve the Parks and Recreation Advisory Committee's recommendations for the funding of the FY 2011 UCAC Grant Applications for Piedmont Recreation Association (PRA, Prospect Athletic and Recreation Association (PARA) and South Union Athletic Association (SUAA) and authorize the County Manager to approve agreements with these athletic associations pending legal review; and 2) Approve the Parks and Recreation Advisory Committee's recommendation for authorizing those athletic associations that had their FY 2011 Grant Applications returned due to the applications being incomplete to resubmit an updated FY 2011 Grant Application Request in accordance with the following: 1) That those associations be allowed until noon on Friday, June 10, 2011, to receive funding for their projects if they meet the following contingencies: a) That a complete packet be received by the above-mentioned deadline (Project Elements are allowed to be changed by the association from their original application.); 2) That a completed close out report be received by Union County Parks and Recreation Staff for those associations not using school-owned property for the FY 2010 Grant no later than noon on Wednesday, June 1, 2011; and 3) That a school-use agreement, acceptable to the Board of Commissioners, be received no later than noon on Friday, July 1, 2011, for those associations using school-owned property for their pending FY 2010 Grant Request.

**9. Announcement of Vacancies on Boards and Committees (\*Estimated Time: 10 Minutes)**

- a. Juvenile Crime Prevention Council (Vacancy for Substance Abuse Professional and vacancy for Person under the Age of 18)
- b. Nursing Home Advisory Committee [Members cannot have a financial connection with or have an immediate family member in a nursing home]
- c. Parks and Recreation Advisory Committee [Vacancy for one member with a physical disability]
- d. Home and Community Care Block Grant Advisory Committee
- e. Board of Health [one (1) vacancy for a Dentist]
- f. Region F Aging Advisory Committee [(Two (2) Vacancies for Regular Members and One (1) Vacancy for an Alternate Member with Terms Ending June 30, 2011)]
- g. Adult Care Home Community Advisory Committee
- h. Social Services Board (One Vacancy as of June 2011)
- i. Jury Commission (One vacancy expiring June 2011)

**ACTION REQUESTED:** Announce vacancies on boards and committees

**10. Appointments to Boards and Committees (\*Estimated Time: 10 Minutes)**

- a. Juvenile Crime Prevention Council (Person Under the Age of 18)

**ACTION REQUESTED:** Consider appointment

**11. County Manager's Comments**

**12. Commissioners' Comments**

**13. Adjournment**

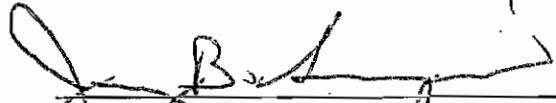


## OFFICE OF THE COMMISSIONERS AND MANAGER

500 N. Main St., Room 921 • Monroe, NC 28112 • Phone (704) 283-3810 • Fax (704) 282-0121

### PUBLIC NOTICE

**NOTICE IS HEREBY GIVEN** that the Union County Board of Commissioners will hold a special meeting on Monday, May 2, 2011, at 6:30 p.m. in the Commissioners' Conference Room, first floor, Union County Government Center, 500 North Main Street, Monroe, North Carolina, for the purpose of going into closed session to consult with an attorney in order to preserve the attorney-client privilege in accordance with G.S. 143-318.11(a)(3).



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Jerry B. Simpson, Chairman  
Union County Board of Commissioners

**UNION COUNTY  
BOARD OF COMMISSIONERS**

**ACTION AGENDA ITEM ABSTRACT**

Meeting Date: 05/02/11

Action Agenda Item No. 42/11  
(Central Admin. use only)

**SUBJECT:** Contracted Amendment for Veterinary Services with Dr. Brent Glenn

**DEPARTMENT:** Union County Sheriff's Office-Animal Services Division      **PUBLIC HEARING:** No

**ATTACHMENT(S):**

**INFORMATION CONTACT:**  
Capt. Steve Simpson

**TELEPHONE NUMBERS:**

704-283-3578  
704-400-4584

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**DEPARTMENT'S RECOMMENDED ACTION:** Approve contract amendment as to legal form

**BACKGROUND:** Amended contract will allow Dr. Brent Glenn to provide contracted veterinary services as well as spay/neuter services for the Union County Sheriff's Office-Animal Services Division.

**FINANCIAL IMPACT:** Veterinary Services are \$1000/mo.=\$12,000/yr. Additionally, spay/neuter services performed for animals in adoption will be paid at \$50/animal. Expenses for spay/neuter services will be recovered at time of adoption.

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**Legal Dept. Comments if applicable:** \_\_\_\_\_

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**Finance Dept. Comments if applicable:** \_\_\_\_\_

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**Manager Recommendation:**

**AGENDA ITEM**

# 42/1

**MEETING DATE** \_\_\_\_\_ AMENDMENT

STATE OF NORTH CAROLINA

COUNTY OF UNION

This Amendment, made and entered into as of the \_\_\_\_\_ day of \_\_\_\_\_, 2011, by and between the County of Union, political subdivision of the State of North Carolina, hereinafter referred to as "County," and Brent E. Glenn, D.V.M., an independent contractor, hereinafter referred to as "Veterinarian," shall modify as indicated that agreement between the parties dated May 16, 2007, hereinafter referred to as the "Agreement."

WITNESSETH:

WHEREAS, the parties desire to add spay and neutering services to the services Veterinarian is to provide to animals in the custody of the Union County Animal Shelter (hereinafter "Animal Shelter") pursuant to the Agreement;

NOW, THEREFORE, in consideration of the parties' continuing obligations under the Agreement and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto do each contract and agree with the other as follows:

- 1. Add the following to the end of Section 2 of the Agreement:

The Veterinarian shall perform spay and neutering services for all animals, as may be appropriate (e.g. animals that are the proper age/health), that are in the custody of the Animal Shelter.

- 2. Modify Section 8 of the Agreement as follows:

The County, as compensation for services provided by the Veterinarian, shall pay the Veterinarian a fee of \$1,000.00 per month, regardless of the number of times services are required or service is requested. In addition, the County shall pay the Veterinarian a cost not to exceed Fifty Dollars (\$50.00) per animal which, while in the custody of the Animal Shelter, is spayed or neutered by the Veterinarian . Said cost shall include all anesthesia, medication, materials, etc.). In the event the Veterinarian named in this Agreement is unavailable for service, it shall be the responsibility of the Veterinarian to supply another veterinarian mutually agreeable to the Animal Services Lieutenant or Sergeant and the Veterinarian.

Section 8 shall now read:



The County, as compensation for services provided by the Veterinarian, shall pay the Veterinarian a fee of \$1,000.00 per month, regardless of the number of times services are required or service is requested. In addition, the County shall pay the Veterinarian a cost not to exceed Fifty Dollars (\$50.00) per animal which, while in the custody of the Animal Shelter, is spayed or neutered by the Veterinarian . Said cost shall include all anesthesia, medication, materials, etc.). In the event the Veterinarian named in this Agreement is unavailable for service, it shall be the responsibility of the Veterinarian to supply another veterinarian mutually agreeable to the Animal Services Lieutenant or Sergeant and the Veterinarian.

3. Modify Section 10 as follows:

The maximum financial obligation to the County during the term of this agreement shall be \$12,000.00 per fiscal year, excluding the \$50 fee for spay and neutering services described in Section 8 of this Agreement . All payments shall be conditioned upon appropriation by the Union County Board of Commissioners of sufficient funds for each request for services.

Section 10 shall now read:

The maximum financial obligation to the County during the term of this agreement shall be \$12,000.00 per fiscal year, excluding the \$50 fee for spay and neutering services described in Section 8 of this Agreement . All payments shall be conditioned upon appropriation by the Union County Board of Commissioners of sufficient funds for each request for services.

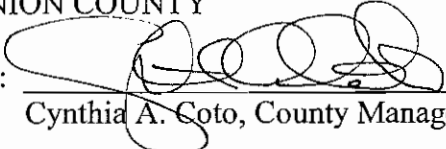
4. Except as herein amended, the terms and provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be duly executed, this the day and year first above written.

ATTEST:

By: \_\_\_\_\_  
Lynn West, Clerk to the Board

UNION COUNTY

By:   
Cynthia A. Coto, County Manager

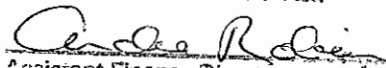
WITNESS:


By: \_\_\_\_\_

BRENT E. GLENN, D.V.M.

\_\_\_\_\_  
Brent E. Glenn, D.V.M.

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

  
Assistant Finance Director



**UNION COUNTY  
BOARD OF COMMISSIONERS**

**ACTION AGENDA ITEM ABSTRACT**

Meeting Date: 5/2/2011

Action Agenda Item No. 4a/2  
(Central Admin. use only)

**SUBJECT:** Workers' Compensation Third Party Administrator (TPA)

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**DEPARTMENT:** Risk Management      **PUBLIC HEARING:** No

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**ATTACHMENT(S):**  
(1) PMA pricing proposal  
(2) TPA comparison

**INFORMATION CONTACT:**  
Keith Richards, Risk Manager

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**TELEPHONE NUMBERS:**  
704-283-3663 - office  
704-634-7567 - cell

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**DEPARTMENT'S RECOMMENDED ACTION:** Authorize the County Manager to execute the Workers' Compensation TPA contract with PMA effective 7/1/2011, subject to legal review.

**BACKGROUND:** Union County has had success with self-insuring workers' compensation claims up to \$300,000 for law enforcement activities and \$350,000 for all other classifications, and purchasing excess coverage in excess of these limits. The premiums for a fully insured Workers' Compensation program would exceed \$900,000, versus the average of \$300,000 in claims expenses and administrative fees being paid currently on an annual basis. Key Risk has administered claims falling within the self-insured retention (SIR) for 10 years. The County issued a RFP this year to explore other options for the administration of these claims.

Three TPAs responded to the RFP. The response from PMA Management Corp, a subsidiary of the PMA Companies, provides an annual administrative cost savings of 17.1% in the first year and 31.4% in the 2<sup>nd</sup> and 3<sup>rd</sup> years. PMA was the only TPA that responded with pricing on a three year rate guarantee. Their claims office is located in Charlotte. They have working relationships with several other public entities in North Carolina.

**FINANCIAL IMPACT:** The annual administration costs of \$14,500 in the first year and \$12,000 each in the 2<sup>nd</sup> and 3<sup>rd</sup> years are included in the County Manager's annual budget proposal.

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**Legal Dept. Comments if applicable:** \_\_\_\_\_

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**Finance Dept. Comments if applicable:** \_\_\_\_\_

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**Manager Recommendation:** \_\_\_\_\_

**J. PROPOSED PRICING**

Fees for claims services and other administration are proposed as follows. *All fees must be disclosed for total transparency of costs.*

**1. Indemnity (Lost-Time Claims)**

- \$ 625 per claim for life of contract
- \$ 275 per claim for claims taken over from current provider

**2. Medical Only**

- \$ 110 per claim for life of contract
- \$ 75 per claim for claims taken over from current provider

**3. Complex Medical Fee** (recorded statement followed up with a denial) \$185 per claim for life of contract

**4. Flat Fee (minimum annual fee)**

Year 1 – \$14,500    Year 2 - \$12,000    Year 3 - \$12,000

**5. An itemization of any expenses other than claim service fees listed above must be included.** This includes medical bill review for fee schedule compliance, bill review, PPO savings, any other cost containment programs, data transfer fees, risk control, nurse case management, etc.

**Administration:**            **(Included)** Financial Processing and Service Administration

**PMACinch:**                **(Included)** Risk Management Information System for up to 3 users (\$500 for each additional)

**OSHA Log Tracking -** **(Included)** For access to the OSHA Log program available on-line from PMACinch

**Data Conversion -**       **(Included)** Electronic file conversion of the County's historical claims data.

**Medical Bill Review -** Medical Bills from providers will undergo a complete screening to reduce the bill down from its original charge, for a fee of **\$7.50 per bill.**

**Cost-Containment –** Once the Medical Bill Review is completed, PMA will seek to gain additional cost savings from our various Cost-Containment Programs such as our PPO Network, for fee of 29% of savings achieved.

**Telephonic Case Management -**                                **\$95 per hour**

**Field Case Management -**                                        **\$95 per hour**

**Risk Control Services-**    **\$125 per hour**  
Access to PMA's Risk Control Services.

**What, if any, additional fee do you charge for SCHIP reporting purposes? What, if any, limitations do you invoke as they relate to SCHIP reporting?**

**Section 111 Reporting -**    **\$6 per claim for any claim PMA needs to query pursuant to the Agreement. PMA must receive all claim cost data to ensure the accuracy of the reporting**

WORKERS' COMPENSATION TPA COMPARISON (2011-2012)

**Key Risk** (incumbent)

**PMA** (proposed)

**Administrative Services**

Administration Charge	2,500.00	included
Handling Fee	15,000.00 (1)	14,500.00 (2)
Take over claims	N/C	included with first year pricing
	<u>17,500.00</u>	<u>14,500.00</u>

(1) Key Risk fee is minimal annual fee and subject to additional charges for indemnity (\$725) and medical (\$150) claims

(2) PMA's fee is a flat fee and not subject to minimal annual fee. Year 2 and Year 3 flat rate fees are \$12,000 annually

**First year savings is 17.1% over expiring (\$3,000)**


**Years 2 and 3 are 31.4% savings (\$5,500 each in year 2 and year 3)**



**UNION COUNTY**  
**Office of the Tax Administrator**  
**Collections Division**  
**500 N. Main St. Ste 119**  
**P.O. Box 38**  
**Monroe, NC 28111-0038**

AGENDA ITEM  
# 46  
MEETING DATE 5/2/11  
~~704-283-3848~~  
704-283-3897 Fax

TO: Lynn West  
Clerk to the Board

FROM: John Petoskey   
Tax Administrator

DATE: April 12, 2011

SUBJECT: Departmental Monthly Report

The collector's monthly/year to date collections report for the month ending March 31, 2011 is attached for your information and review.

Should you desire additional information, I will do so at your request.

Attachment

JP/PH

**MARCH 2011  
PERCENTAGE FOR REGULAR AND MOTOR VEHICLE**

<b>MARCH 31, 2011 REGULAR TAX</b>	<b>2011</b>	<b>2010</b>	<b>2009</b>	<b>2008</b>
BEGINNING CHARGE	62,125.65	149,730,728.56	147,230,064.92	143,580,878.43
PUBLIC UTILITIES				
DISCOVERIES	50,235.05			
NON DISCOVERIES		3,686.27	4,214.28	1,580.37
ABATEMENTS	(17,190.32)	(12,413.01)	(7,779.11)	(4,921.81)
<b>TOTAL CHARGE</b>	<b>95,170.38</b>	<b>149,722,001.82</b>	<b>147,226,500.09</b>	<b>143,577,536.99</b>
BEGINNING COLLECTIONS	52,945.36	142,536,870.44	145,041,641.08	142,472,931.57
COLLECTIONS	22,434.06	1,880,947.61	204,301.56	72,731.15
<b>TOTAL COLLECTIONS</b>	<b>75,379.42</b>	<b>144,417,818.05</b>	<b>145,245,942.64</b>	<b>142,545,662.72</b>
BALANCE OUTSTANDING	19,790.96	5,304,183.77	1,980,557.45	1,031,874.27
<b>PERCENTAGE OF REGULAR</b>	<b>79.20%</b>	<b>96.46%</b>	<b>98.65%</b>	<b>99.28%</b>
<b>MARCH 31, 2011 MOTOR VEHICLE</b>				
BEGINNING CHARGE		8,028,230.88	10,669,329.77	11,730,668.13
10TH MOTOR VEHICLE BILLING	1,348.07	826,616.25	24.75	
NON-DISCOVERIES		7,637.45	762.19	216.35
ABATEMENTS		(22,308.96)	(1,403.93)	(463.52)
<b>TOTAL CHARGE</b>	<b>1,348.07</b>	<b>8,840,175.62</b>	<b>10,668,712.78</b>	<b>11,730,420.96</b>
BEGINNING COLLECTIONS		6,572,967.27	10,465,401.34	11,596,648.15
COLLECTIONS	421.53	916,920.31	34,104.98	4,813.20
<b>TOTAL COLLECTIONS</b>	<b>421.53</b>	<b>7,489,887.58</b>	<b>10,499,506.32</b>	<b>11,601,461.35</b>
BALANCE OUTSTANDING	926.54	1,350,288.04	169,206.46	128,959.61
<b>PERCENTAGE OF MOTOR VEHICLE</b>	<b>31.27%</b>	<b>84.73%</b>	<b>98.41%</b>	<b>98.90%</b>
<b>OVERALL CHARGED</b>	<b>96,518.45</b>	<b>158,562,177.44</b>	<b>157,895,212.87</b>	<b>155,307,957.95</b>
<b>OVERALL COLLECTED</b>	<b>75,800.95</b>	<b>151,907,705.63</b>	<b>155,745,448.96</b>	<b>154,147,124.07</b>
<b>OVERALL PERCENTAGE</b>	<b>78.54%</b>	<b>95.80%</b>	<b>98.64%</b>	<b>99.25%</b>

**MARCH 2011  
PERCENTAGE FOR REGULAR AND MOTOR VEHICLE**

<b>MARCH 31, 2011 REGULAR TAX</b>	<b>2007</b>	<b>2006</b>	<b>2005</b>	<b>2004</b>
BEGINNING CHARGE	116,282,559.01	96,267,203.97	86,240,296.64	75,933,633.42
PUBLIC UTILITIES				
DISCOVERIES				
NON DISCOVERIES	824.24	671.72	662.80	57.28
ABATEMENTS	(3,221.12)	(1,886.21)	(1,952.79)	(509.73)
<b>TOTAL CHARGE</b>	<b>116,280,162.13</b>	<b>96,265,989.48</b>	<b>86,239,006.65</b>	<b>75,933,180.97</b>
BEGINNING COLLECTIONS	115,802,461.32	95,912,404.62	86,035,152.55	75,789,285.67
COLLECTIONS	26,991.40	11,899.40	5,057.05	2,405.08
<b>TOTAL COLLECTIONS</b>	<b>115,829,452.72</b>	<b>95,924,304.02</b>	<b>86,040,209.60</b>	<b>75,791,690.75</b>
BALANCE OUTSTANDING	450,709.41	341,685.46	198,797.05	141,490.22
<b>PERCENTAGE OF REGULAR</b>	<b>99.61%</b>	<b>99.65%</b>	<b>99.77%</b>	<b>99.81%</b>
<b>MARCH 31, 2011 MOTOR VEHICLE</b>				
BEGINNING CHARGE	12,060,484.51		-	-
10TH MOTOR VEHICLE BILLING				-
NON-DISCOVERIES	205.45			-
ABATEMENTS	(334.69)			-
<b>TOTAL CHARGE</b>	<b>12,060,355.27</b>		-	-
BEGINNING COLLECTIONS	11,942,273.25		-	-
COLLECTIONS	1,310.23			-
<b>TOTAL COLLECTIONS</b>	<b>11,943,583.48</b>		-	-
BALANCE OUTSTANDING	116,771.79	-	-	-
<b>PERCENTAGE OF MOTOR VEHICLE</b>	<b>99.03%</b>			
<b>OVERALL CHARGED</b>	<b>128,340,517.40</b>	<b>96,265,989.48</b>	<b>86,239,006.65</b>	<b>75,933,180.97</b>
<b>OVERALL COLLECTED</b>	<b>127,773,036.20</b>	<b>95,924,304.02</b>	<b>86,040,209.60</b>	<b>75,791,690.75</b>
<b>OVERALL PERCENTAGE</b>	<b>99.56%</b>	<b>99.65%</b>	<b>99.77%</b>	<b>99.81%</b>



**MARCH 2011  
PERCENTAGE FOR REGULAR AND MOTOR VEHICLE**

<b>MARCH 31, 2011 REGULAR TAX</b>	<b>2003</b>	<b>2002</b>	<b>2001</b>	<b>2000</b>
BEGINNING CHARGE	60,651,119.35	51,673,660.00	48,122,477.74	43,552,824.28
PUBLIC UTILITIES				
DISCOVERIES				
NON DISCOVERIES	122.14			
ABATEMENTS	(781.27)	(419.22)	(436.41)	(110.45)
<b>TOTAL CHARGE</b>	<b>60,650,460.22</b>	<b>51,673,240.78</b>	<b>48,122,041.33</b>	<b>43,552,713.83</b>
BEGINNING COLLECTIONS	60,540,251.83	51,591,887.21	48,062,582.92	43,510,749.70
COLLECTIONS	2,157.21	(519.21)	1,505.92	469.53
<b>TOTAL COLLECTIONS</b>	<b>60,542,409.04</b>	<b>51,591,368.00</b>	<b>48,064,088.84</b>	<b>43,511,219.23</b>
BALANCE OUTSTANDING	108,051.18	81,872.78	57,952.49	41,494.60
<b>PERCENTAGE OF REGULAR</b>	<b>99.82%</b>	<b>99.84%</b>	<b>99.88%</b>	<b>99.90%</b>
<b>MARCH 31, 2011 MOTOR VEHICLE</b>				
BEGINNING CHARGE	-	-	-	-
10TH MOTOR VEHICLE BILLING	-	-	-	-
NON-DISCOVERIES	-	-	-	-
ABATEMENTS	-	-	-	-
<b>TOTAL CHARGE</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
BEGINNING COLLECTIONS	-	-	-	-
COLLECTIONS	-	-	-	-
<b>TOTAL COLLECTIONS</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
BALANCE OUTSTANDING	-	-	-	-
<b>PERCENTAGE OF MOTOR VEHICLE</b>				
<b>OVERALL CHARGED</b>	<b>60,650,460.22</b>	<b>51,673,240.78</b>	<b>48,122,041.33</b>	<b>43,552,713.83</b>
<b>OVERALL COLLECTED</b>	<b>60,542,409.04</b>	<b>51,591,368.00</b>	<b>48,064,088.84</b>	<b>43,511,219.23</b>
<b>OVERALL PERCENTAGE</b>	<b>99.82%</b>	<b>99.84%</b>	<b>99.88%</b>	<b>99.90%</b>

**UNION COUNTY  
BOARD OF COMMISSIONERS**

**ACTION AGENDA ITEM ABSTRACT**

**Meeting Date: 05/02/11**

**Action Agenda Item No. 4C**  
(Central Admin. use only)

**SUBJECT:** Food Service Contract

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**DEPARTMENT:** Sheriff's Office/Jail      **PUBLIC HEARING:** No

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**ATTACHMENT(S):**      **INFORMATION CONTACT:**  
Captain Steve Simpson

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**TELEPHONE NUMBERS:**

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704-283-3578  
704-400-4584

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**DEPARTMENT'S RECOMMENDED ACTION:** Authorize the County Manager to send written notice to Aramark Correctional Services, LLC ("Aramark") stating that the County is exercising its unilateral right to extend the County's Food Services Agreement under the same terms and conditions for an additional term of one year that will begin on July 1, 2011 and will end on June 30, 2012.

**BACKGROUND:** In 2009 the Sheriff's Office entered into a new contract with Aramark Correctional Services, LLC to provide meals to the Union County Jail inmates as well as the Nutrition for the Elderly Program. The initial contract term was from March 1, 2009 through June 30, 2010. The contract gives the County the unilateral right to extend the contract under the same terms and conditions for two additional terms of one year each upon provision of written notice to Aramark not later than thirty days prior to the expiration of the then-current term. In 2010, the County exercised this right and extended the contract until June 30, 2011. The contract gives Aramark the right to increase the price paid per meal, as of March 1<sup>st</sup> of each year, up to the same percent as the twelve month increase in the Consumer Price Index for the Southern Region as published by the Federal Government Bureau of Labor Statistics. The base period for the calculation of any increase is the 12 month period January through December prior to the Contract anniversary date.

**FINANCIAL IMPACT:** Approximately \$590,450 for inmate food service only. Nutrition has budgeted for 68329 meals @ \$2.889 for a total cost of \$197,402.48.

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**Legal Dept. Comments if applicable:** \_\_\_\_\_

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**Finance Dept. Comments if applicable:** \_\_\_\_\_

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**Manager Recommendation:** \_\_\_\_\_

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\_\_\_\_\_, 2011

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Dave Kimmel, Vice President of Finance  
Aramark Correctional Services, LLC  
1101 Market Street  
Philadelphia, PA 19107

Glenda Schmauder, Legal Department  
Aramark Correctional Services, LLC  
1101 Market Street, 29<sup>th</sup> floor  
Philadelphia, PA 19107

**RE: EXERCISE OF UNILATERAL RIGHT TO EXTEND CONTRACT FOR  
ADDITIONAL TERM OF ONE YEAR**

Dear Mr. Kimmel and Ms. Schmauder:

This letter serves as Union County's notice that Union County ("the County") is exercising its unilateral right to extend the contract between Aramark Correctional Services, LLC and the County, dated June 4, 2009, (the "Contract") under the same terms and conditions for an additional term of one year. Union County is exercising this right pursuant to the provisions found in Article 3 of the Contract. As provided in Article 3, this additional term of one year will begin on July 1, 2011 and will end on June 30, 2012.

Please contact me with any questions regarding this notice.

Sincerely,

Cynthia A. Coto  
County Manager

Cc: Sheriff Eddie Cathey  
Annette Sullivan, Director of Nutrition Services  
Steve Simpson, Captain, Sheriff's Executive Officer  
Ron Whitaker, Jail Administrator  
Andrea Robinson, Assistant Finance Director

**UNION COUNTY  
BOARD OF COMMISSIONERS**

**ACTION AGENDA ITEM ABSTRACT**

**Meeting Date: May 2, 2011**

**Action Agenda Item No. 4d**  
(Central Admin. use only)

**SUBJECT:** Change Of Reservation Deadlines for Park Venues

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**DEPARTMENT:** Parks and Recreation      **PUBLIC HEARING:** No

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**ATTACHMENT(S):**  
Current Camping Reservation Policy

**INFORMATION CONTACT:**  
Bill Whitley

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**TELEPHONE NUMBERS:**  
704-843-3919

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**DEPARTMENT'S RECOMMENDED ACTION:** Request that the BOCC approve the following changes to the Park's Reservation Policy and Procedures:

(1) That the attached Camping Reservation Policy be changed to read as follows:

Line #1 be changed from "...at least 48 hours prior to occupancy date." to read "... at least 24 hours prior to occupancy date."

Line #6 be changed to read "...for each change or cancellation, once payment is received."

(2) That the standard reservations deadlines for all other rental activities (ballfield rentals, shelters rentals, picnic site rentals, etc.) be reduced to 24 hours prior to the occupancy date to coincide with the camping reservation policy. This standard would not include tournaments and special events that would likely require a contract and legal review.

**BACKGROUND:**

The current camping reservation policy states that reservation requests require a minimum notice of at least 48 hours prior to occupancy date. This requirement was reduced from a minimum 7-day notice approximately four years ago. Due to the installation of a new reservation program (Campground Manager) approximately 2 1/2 years ago and better business practices, staff believes that we can reduce the requirement for a reservation request to a minimum of 24-hour notice.

The benefits of this reduction are as follows:

- (1) Encourages campers to come to Cane Creek Park that decide to camp at the last minute (up to Thursday at 4:30pm for the weekend) through having a guaranteed site available. This change has the potential of an increase in revenues by serving these otherwise missed customers.
- (2) Reduces the workload for the Campstore on Friday night through reducing the number of "walk-in" customers. The camper with a reservation can report to the campstore, complete the simple check-in process, and then report to his/her site to start the camping experience.
- (3) Allows the Duty Ranger to better manage the campground for the weekend through a better indication of how many campers to expect.
- (4) Reduces the number of "late check-ins" which keeps the Ranger from having to collect fees the next day.
- (5) Allows the maximum amount of cash to be deposited in the nightly deposit.
- (6) Allows for better security through having better records for exactly who is camping in the campground.
- (5) Lastly, a small amount of revenues will be collected from "reservation fees" which are not collected from "walk-in" campers (campers without reservations).

The change to line #6 is requested to clarify when the \$4.00 shall be charged and reduce confusion to both the customer and the staff (seasonal and fulltime).

Additionally, since many of our other venues (ballfield rentals, picnic sites, shelters, etc.) follows the same standards as the Camping Reservation Policy, staff would request that the same standard be used for our other rental venues. These proposed changes were discussed with the Parks and Recreation Advisory Committee at the regularly scheduled April 20, 2011 meeting and received unanimous support.

If approved, tournaments and special major events would be exempt from this policy since these activities likely require a contract and legal review.)

**FINANCIAL IMPACT:** Staff anticipates a small increase in revenue due to this policy change.

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**Legal Dept. Comments if applicable:** \_\_\_\_\_

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**Finance Dept. Comments if applicable:** \_\_\_\_\_

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**Manager Recommendation:**

## **CANE CREEK PARK** **CAMPING RESERVATION POLICY**

To make it easier for visitors to make a camping vacation at Cane Creek Park, Union County has adopted a camping reservation policy for the Family Camping Area (FCA) and the Group Camping Area (GCA). The FCA has a limited number of sites set aside for reservations with the remaining sites on a “first-come, first-serve” basis. All Wilderness Area Sites, Horse Camp Sites, GCA sites and cabins are open to reservations. All **unreserved** FCA sites and **unreserved** GCA cabins are open to “first-come, first-serve”. GCA tent sites require reservations. In the event that all other camping sites, excluding cabins, are occupied, GCA tent sites will be opened on a “first-come, first-serve” basis.

1. Adults (18 years of age or older) may make reservations, through the current calendar year, at least 48 hours prior to occupancy date.
2. Reservation requests will be accepted by telephone, fax, e-mail, or in person, Monday through Friday (excluding holidays) from 8:30 a.m. to 4:30 p.m. at the Operations Center (704)843-3919.
3. Campsites may not be sub-let and reservations are not transferable.
4. Reservations may be made for (a) a minimum of two nights, (b) a maximum of fourteen consecutive nights.
5. The park will guarantee a specific site for a **confirmed** (paid in full) reservation that has been made more than two weeks prior to arrival date. A site preference will be honored, subject to availability, for reservations made less than 2 weeks in advance and must be made in person and paid by cash, check or credit card, or by phone through an approved credit card.
6. There will be an additional \$4.00 administrative fee per each reserved campsite/cabin. An additional \$4.00 administration fee will also be charged for each change or cancellation.
7. Reserved sites must be paid in full (Monday-Friday, excluding holidays) within 10 working days of the date the request was made **and** must be received 48 hours prior to arrival. Reservations made less than two weeks in advance must be paid in full at the time the reservation is made.
8. **Reservation will be confirmed when payment in full is received**, at which time a confirmation notice may be mailed.
9. Maximum number of dates/sites which may be reserved at any time is three. After those three dates/sites have been paid in full, three additional reservations may be made. However, each date/site must be reserved in the name of the individual who will occupy each site. Valid I.D. will be required prior to occupying site. Only the person whose name the site is reserved in, will be permitted to check in.
10. Requests for adjoining or adjacent campsites will be honored subject to availability.
11. Sites are available for Check-in between 3:30 p.m and park closing. (Campground closing times vary throughout the year. **Be sure to verify closing time.**) Check-out time for each site/cabin is no later than 3:00 p.m.
12. Cancellation requests must be made in person, in letter format, by fax, or by e-mail and must be received at the Operations Center **no later than** 4:30 p.m. on the day prior to the reservation. Rain checks may be issued for an approved cancellation. **No Cash Refunds.**

**Make cancellation requests to:**  
8:30 a.m. – 4:30 p.m.  
Monday-Friday, excluding  
Holiday

Cane Creek Park  
5213 Harkey Road  
Waxhaw, NC 28173  
Phone: 704-843-3919  
**parkreservations@co.union.nc.us**

**UNION COUNTY  
BOARD OF COMMISSIONERS**

**ACTION AGENDA ITEM ABSTRACT**

**Meeting Date: May 2, 2011**

**Action Agenda Item No. 4e**  
(Central Admin. use only)

**SUBJECT:** Road Maintenance Proceeds for Kingston on Providence

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**DEPARTMENT:** Planning

**PUBLIC HEARING:** No

**ATTACHMENT(S):**  
Interlocal Agreement

**INFORMATION CONTACT:**  
Richard Black  
Jeff Crook

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**TELEPHONE NUMBERS:**

704-292-2580

704-283-3673

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**DEPARTMENT'S RECOMMENDED ACTION:** Approve interlocal agreement to effect transfer to the Town of Waxhaw of those funds collected by Union County by calling on a road maintenance letter of credit

**BACKGROUND:** Kingston on Providence Subdivision (Maps 1 & 2), consisting of 85 lots, was final plat approved on April 1, 1996. All construction work has been completed and funds returned accordingly to the developer, GFS Development, Inc. However, GFS Development, Inc. posted a letter of credit for road maintenance work, as required by the Union County Land Use Ordinance, which at such time, would allow the North Carolina Department of Transportation or the Town of Waxhaw to accept maintenance responsibility of the roadways. After 15 years of annually renewing the letter of credit for road maintenance, the developer failed to renew the letter of credit, thus the County called on these funds in the amount of \$30,894.00. Since the development was approved and completed, the Town of Waxhaw has annexed the area. With annexation of this subdivision, the developer was informed that the North Carolina Department of Transportation preferred that the streets be taken over by the Town of Waxhaw. The Town of Waxhaw was contacted and very much wants these streets under their maintenance care, and they are willing to utilize the funds for road repair. With the Town's willingness to repair and accept future maintenance responsibility, it seems proper for the Town of Waxhaw to receive these funds. This simple interlocal agreement provides the vehicle to transfer these funds from the County to the Town.

**FINANCIAL IMPACT:**



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**Legal Dept. Comments if applicable:**

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**Finance Dept. Comments if applicable:**

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**Manager Recommendation:**

STATE OF NORTH CAROLINA )  
 ) **INTERLOCAL AGREEMENT**  
COUNTY OF UNION )

**THIS AGREEMENT** is made and entered as of the latest date of the signatures set forth below, by and between the Town of Waxhaw, a North Carolina municipal corporation (ATown@) and Union County, a political subdivision of the State of North (ACounty@). Town and County shall be collectively, referred to herein as the (AParties@).

**RECITALS:**

**WHEREAS**, GFS Development, Inc. (ADeveloper@) posted a letter of credit in favor of Union County as security for certain road maintenance work within the Kingston on Providence subdivision (ARoad Maintenance@) pursuant to the applicable provisions of the Union County Land Use Ordinance;

**WHEREAS**, Developer failed to renew the letter of credit and County called the letter of credit resulting in proceeds in the amount of \$30,894 to repair roads in the Kingston on Providence subdivision;

**WHEREAS**, the Kingston on Providence subdivision was annexed into the Town of Waxhaw and the Parties believe it is proper for the Town to receive the letter of credit proceeds and administer road improvements located therein; and

**WHEREAS**, the Parties wish to set forth the terms and conditions for the transfer of the letter of credit proceeds from the Kingston on Providence subdivision from County to Town as set forth herein.

**WITNESSETH:**

**NOW, THEREFORE**, subject to and for and in consideration of the terms, covenants and provisions set forth herein below, and the preambulatory recitals set forth herein above, Town and County agree as follows:

**Purpose.** The purpose of this Agreement is to complete Road Maintenance in the Kingston on Providence subdivision that Developer failed to maintain. In consideration of County=s payment of the letter of credit proceeds in the amount of \$30,894, Town agrees to apply these funds toward completion of the Road Maintenance in substantial compliance with applicable NCDOT standards. Town shall perform Road Maintenance diligently and completely as

soon as reasonably practicable after distribution of the proceeds.

**Duration.** This Agreement shall terminate upon certification from Town to County that the Road Maintenance is complete and in substantial conformity to NCDOT standards.

**Personnel and Administration.** Town=s personnel shall be responsible to hire and administer a contractor to perform the Road Maintenance.

**Costs of Road Maintenance.** County will pay Town the letter of credit proceeds in the amount of \$30,894 towards costs associated with the Road Maintenance. Town agrees to apply all of the proceeds to Road Maintenance and be responsible for any costs in excess of the proceeds.

**Amendments.** The terms of this Agreement may be modified in whole or in part only by a written instrument properly signed by Town and County. Any oral agreement to modify this Agreement shall be void and of no force and effect.

**Compliance with Applicable Law.** In performing the services pursuant to this Agreement, Town shall comply with all laws, rules, regulations, ordinances, codes, standards and orders of any and all governmental bodies, agencies, authorities, and courts having jurisdiction.

**IN WITNESS WHEREOF,** the Town and County have executed this Agreement to be duly executed and entered as of the latest date set forth below.

ATTEST

TOWN OF WAXHAW

\_\_\_\_\_  
Bonnie McManus,  
Town Clerk

By: \_\_\_\_\_  
Michael McLaurin,  
Town Manager

Date: \_\_\_\_\_

UNION COUNTY

\_\_\_\_\_  
Lynn West,  
Clerk to the Board

By: \_\_\_\_\_  
Cynthia A. Coto,  
County Manager

Date: \_\_\_\_\_

This instrument has been pre-audited in the manner required by the North Carolina Local Government Budget and Fiscal Control Act.

By: \_\_\_\_\_  
Michael McLaurin,  
Town Finance Director

By: \_\_\_\_\_  
David Cannon,  
County Finance Director

**UNION COUNTY  
BOARD OF COMMISSIONERS**

**ACTION AGENDA ITEM ABSTRACT**  
Meeting Date: May 2, 2011

Action Agenda Item No. 4f  
(Central Admin. use only)

**SUBJECT: 2003B Financing Team**

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**DEPARTMENT:** Finance

**PUBLIC HEARING:** No

**ATTACHMENT(S):**  
Financing Team Resolution

**INFORMATION CONTACT:**  
David Cannon

**TELEPHONE NUMBERS:**  
704-283-3631

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**DEPARTMENT'S RECOMMENDED ACTION:** Approve resolution authorizing the financing team to review options for refinancing for the 2003B variable rate revenue Bonds.

**BACKGROUND:** The 2003B revenue bonds liquidity facility expires in June. The current liquidity agreement, approved in 2003, costs the County 9 basis points. In the current market the liquidity agreement will cost approximately 70 – 80 basis points. With the increased cost for the liquidity facility and since banks have less interest in liquidity agreements; we are looking at other options for refinancing the 2003 variable rate bonds.

The 2003B variable rate revenue bonds have a variable to fixed interest rate swap at 2.995% to June 1, 2021. Since interest rates have declined since the issuance of the 2003B bonds, the swap has a negative mark-to-market value which would cost the County to eliminate the swap. The mark-to-market value changes daily based on current rates, but as of April 18, the mark-to-market value was a negative \$782,000.

In addition to the negative mark-to-market value of the swap, the County is exposed to significant "put risk" with the underlying par value of the variable rate bonds. This "put risk", the risk that current owners of the bonds, would want to put the bonds to the County and invest in higher interest rate instruments, and would require the County to accelerate the payment of the outstanding bonds if they could not be remarked to other investors. The County also pays a fee to the remarketing agent.

The County is looking to eliminate or reduce the risk of these variable rate bonds. We looked at several options for 2003B variable rates bonds. The options are reviewed below:

**1. Public Sale to Fixed Rate Bonds-** This option would be to issue fixed refunding bonds to refinance the 2003B variable rate bonds. The fixed rate would eliminate the put risk and remarketing fees, however the County would have to pay to terminate the negative mark-to-market of the swap. The cost of paying the termination fee makes this option unattractive.

**Pros:**

Elimination of put risk and reduces the portfolio of variable rate bonds to 28.23% of the Water and Sewer Fund debt.

Elimination of interest rate risk and basis risk for the VRDB and swap.

Elimination of bank risk for swap and liquidity renewal.

Creates a fixed cost of funds for the remaining term of the bonds.

**Cons:**

There would be a refunding cost to converting to fixed rate bonds.

There is a significant cost to the public sale of refinancing the bonds.

The refunding issue would be subject to an Incurrence test in the MTI.

Would require \$2.8 million cash contribution to make this a break-even refunding.

**2. Non-Bank Qualified Direct Placement with a bank or financial institution –** The County would issue an RFP for banks to bid on a bank loan to refinance the variable rate bonds. The bank loan would leave the swap in place, so no payment would be necessary for the termination fee. The bank loan would be structured to match the swap on the variable rate bonds (or the swap could be restructured to match the bank rate on the loan). This would protect the County in the event of higher interest rates in the future and allow the County to enjoy the benefits of the current lower shorter term rates. Based on the quotes submitted by the banks, the County could save money on the refunding.

**Pros:**

Result in lower cost of funds.

Provides Net Present Value savings.

No cash contribution required.

Eliminates put risk, which reduces the put risk to 28.23% of Water and Sewer Fund debt.

Lower cost of issuance than public market sale.

Retains swap to hedge against interest rate increases.

Eliminates need for Debt Service Reserve Fund.

Eliminates basis risk.

Eliminates liquidity renewal risk.

**Cons:**

Swap value retains negative mark-to-market value. Negative mark-to-market only an issue if we desire to terminate the swap.

Bank may require additional business from County.

Banks may require additional covenants in the MTI.

Retains counterparty risk.

Fix swap rate increased to match bank held rate

**3. Shorten Life of Swap** – The current swap has an expiration of June 1, 2021. The County could renew the SBPA with BofA or another qualifying bank rated at least A1,P1,VMIG1 and shorten the term of the swap to expire June 1, 2014. Effectively the County would finance the termination of the swap over 3 years with no additional out of pocket expenses. However, the County would still have variable rate debt with no protection against higher interest rates in the future.

**Pros:**

No cash outlay above the swap termination.

Reduce exposure to swap termination payment to four years.

Retain existing underlying structure.

**Cons:**

Retains put risk for County.

Retains other risks for County, such as bank risk and counterparty risk.

Subjects County to higher interest rates on outstanding bonds after 2014.

**4. Cash Defeasance** – County could pay cash to defease all outstanding bonds. Cost of defeasing all outstanding bonds would be \$12.4 million.

**Pros:**

Elimination of put risk on 2003B bonds.

Reduction in outstanding revenue bond debt.

Elimination of interest rate risk and basis risk.

Eliminates bank risk and liquidity renewal.

**Cons:**

Cash payment would reduce fund balance in Water and Sewer Fund by 15.9%.

Current rate payers pay full cost of capital improvement designed for 40 year life.

Water and Sewer Master Plan has identified future infrastructure needs that could be financed from cash on hand.

At this time, the approach the County is taking is to receive quotes from banks for direct bank loan and liquidity agreement. This option gives us the best opportunity to lower our risks and refund debt at savings to the County. If the rate quotes from the banks do not make economic improvements to the financing, the County would look to renew liquidity agreement with a bank.

**FINANCIAL IMPACT:** Financial impact will be determined when bank quotes are received and analyzed. The County Manager, Finance Director and Financial Advisors will make recommendation based on bank quotes for bank placement and liquidity agreement.

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**Legal Dept. Comments if applicable:** \_\_\_\_\_

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**Finance Dept. Comments if applicable:** \_\_\_\_\_

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**Manager Recommendation:**



Extract of Minutes of a regular meeting of the Board of Commissioner of the County of Union, North Carolina held at the Union County Government Center, First Floor, Board Room, Monroe, North Carolina, at 7:00 p.m. on May 2, 2011.

A regular meeting of the Board of Commissioners of the County of Union, North Carolina (the "Board of Commissioners") was held in the Government Center, Board of Commissioners' Room, Room 118, Monroe, North Carolina, at 7:00 p.m. on May 2, 2011 (the "Meeting"), after proper notice, and was called to order by the Chairman, and on the roll being called, the following members of the Board of Commissioners answered present:

The following members of the Board of Commissioners were absent:

Also present:

Commissioners \_\_\_\_\_ moved that the following resolution, a copy of which having been made available to the Board of Commissioners, be adopted:

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF UNION, NORTH CAROLINA, APPROVING THE FINANCING TEAM FOR UPCOMING BOND RELATED TRANSACTION.**

*WHEREAS*, the County of Union, North Carolina (the "County") has previously issued its Variable Rate Water and Sewer System Revenue Bonds, Series 2003B (the "2003B Bonds");

*WHEREAS*, the liquidity agreement related to the 2003B Bonds expires on June 12, 2011 and County staff has reviewed options related to the restructuring or refunding of the County's Variable Rate Water and Sewer System Revenue Bonds, Series 2003B (the "2003B Bonds") to reduce the County's risk and potentially reduce debt service costs related to the 2003B Bonds;

*WHEREAS*, the County has previously used Parker Poe Adams & Bernstein LLP, as its bond counsel and the Board of Commissioners (the "Board") of the County has determined to retain Parker Poe Adams & Bernstein LLP, as bond counsel to the County for the restructuring or refunding of the 2003B Bonds;

*WHEREAS*, the Board has previously approved an agreement with First Tryon Advisors to serve as financial advisor to the County for the restructuring or refunding of the 2003B Bonds;

***NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF UNION, NORTH CAROLINA, AS FOLLOWS:***

**Section 1.** That the County Manager and the Finance Director, and their designees, are hereby directed to pursue the County's options related to the restructuring or refunding of the 2003B Bonds to reduce the County's risk and potentially reduce debt service costs related to the 2003B Bonds.

**Section 2.** That Parker Poe Adams & Bernstein LLP will serve as bond counsel to the County and First Tryon Advisors will serve as financial advisor to the County for restructuring or refunding of the 2003B Bonds. The County Manager and the Finance Director of the County are each hereby authorized and directed to retain other members of the financing team that may be necessary to carry out the intentions of the Board set forth in this Resolution.

**Section 3.** That all motions, orders, resolutions and parts thereof in conflict herewith are hereby repealed.

**Section 4.** That this Resolution shall become effective on the date of its adoption.

On motion of Commissioner \_\_\_\_\_, the foregoing resolution entitled "A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF UNION, NORTH CAROLINA, APPROVING THE FINANCING TEAM FOR UPCOMING BOND RELATED TRANSACTION" was duly adopted by the following vote:

AYES:

NAYS:

STATE OF NORTH CAROLINA            )  
  )  
COUNTY OF UNION                    )        ss:

I, *Lynn West*, Clerk to the Board of Commissioners of the County of Union, North Carolina, ***DO HEREBY CERTIFY*** that the foregoing is a true and exact copy of a resolution entitled “**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF UNION, NORTH CAROLINA, APPROVING THE FINANCING TEAM FOR UPCOMING BOND RELATED TRANSACTION**” adopted by the Board of Commissioners of the County of Union, North Carolina, at a meeting held on the 2<sup>nd</sup> day of May, 2011.

***WITNESS*** my hand and the corporate seal of the County of Union, North Carolina, this the \_\_\_\_ day of May, 2011.

\_\_\_\_\_  
Lynn West  
Clerk to the Board  
County of Union, North Carolina

Extract of Minutes of a regular meeting of the Board of Commissioner of the County of Union, North Carolina held at the Union County Government Center, First Floor, Board Room, Monroe, North Carolina, at 7:00 p.m. on May 2, 2011.

A regular meeting of the Board of Commissioners of the County of Union, North Carolina (the "*Board of Commissioners*") was held in the Government Center, Board of Commissioners' Room, Room 118, Monroe, North Carolina, at 7:00 p.m. on May 2, 2011 (the "*Meeting*"), after proper notice, and was called to order by the Chairman, and on the roll being called, the following members of the Board of Commissioners answered present:

The following members of the Board of Commissioners were absent:

Also present:

Commissioners \_\_\_\_\_ moved that the following resolution, a copy of which having been made available to the Board of Commissioners, be adopted:

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF UNION, NORTH CAROLINA, APPROVING THE FINANCING TEAM FOR UPCOMING BOND RELATED TRANSACTION.**

~~WHEREAS, the Board of Commissioners (the "*Board*") of the County of Union, North Carolina (the "*County*") has previously issued its Variable Rate Water and Sewer System Revenue Bonds, Series 2003B (the "*2003B Bonds*");~~

~~determined to direct~~ WHEREAS, the liquidity agreement related to the 2003B Bonds expires on June 12, 2011 and County staff to review has reviewed options related to the restructuring or refunding of the County's Variable Rate Water and Sewer System Revenue Bonds, Series 2003B (the "*2003B Bonds*") to reduce the County's risk and potentially reduce debt service costs related to the 2003B Bonds;

~~WHEREAS, the County has previously used Parker Poe Adams & Bernstein LLP, as its bond counsel and the Board of Commissioners (the "*Board*") of the County has determined to retain Parker Poe Adams & Bernstein LLP, as bond counsel to the County, and First Tryon Advisors, as financial advisor to the County,~~ for the restructuring or refunding of the 2003B Bonds;

WHEREAS, the Board has previously approved an agreement with First Tryon Advisors to serve as financial advisor to the County for the restructuring or refunding of the 2003B Bonds;

*NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF UNION, NORTH CAROLINA, AS FOLLOWS:*

**Section 1.** That the County Manager and the Finance Director, and their designees, are hereby directed to pursue the County's options related to the restructuring or refunding of the 2003B Bonds to reduce the County's risk and potentially reduce debt service costs related to the 2003B Bonds.

**Section 2.** That Parker Poe Adams & Bernstein LLP. ~~shall hereby be retained to~~ will serve as bond counsel to the County and First Tryon Advisors ~~shall hereby be retained to~~ will serve as financial advisor to the County for restructuring or refunding of the 2003B Bonds. The County Manager and the Finance Director of the County are each hereby authorized and directed to retain other members of the financing team that may be necessary to carry out the intentions of the Board set forth in this Resolution.

**Section 3.** That all motions, orders, resolutions and parts thereof in conflict herewith are hereby repealed.

**Section 4.** That this Resolution shall become effective on the date of its adoption.

On motion of Commissioner \_\_\_\_\_, ~~seconded by~~ Commissioner \_\_\_\_\_, the foregoing resolution entitled "A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF UNION, NORTH CAROLINA, APPROVING THE FINANCING TEAM FOR UPCOMING BOND RELATED TRANSACTION" was duly adopted by the following vote:

AYES:

NAYS:

STATE OF NORTH CAROLINA            )  
  )  
COUNTY OF UNION                    )        ss:

I, *Lynn West*, Clerk to the Board of Commissioners of the County of Union, North Carolina, ***DO HEREBY CERTIFY*** that the foregoing is a true and exact copy of a resolution entitled “**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF UNION, NORTH CAROLINA, APPROVING THE FINANCING TEAM FOR UPCOMING BOND RELATED TRANSACTION**” adopted by the Board of Commissioners of the County of Union, North Carolina, at a meeting held on the 2<sup>nd</sup> day of May, 2011.

***WITNESS*** my hand and the corporate seal of the County of Union, North Carolina, this the \_\_\_\_ day of May, 2011.

\_\_\_\_\_  
Lynn West  
Clerk to the Board  
County of Union, North Carolina

**UNION COUNTY  
BOARD OF COMMISSIONERS**

**ACTION AGENDA ITEM ABSTRACT**

Meeting Date: 05/02/11

Action Agenda Item No. 4a  
(Central Admin. use only)

**SUBJECT:** Contract Termination Notice for Watch Systems, LLC

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**DEPARTMENT:** Union County Sheriff's Office      **PUBLIC HEARING:** No

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**ATTACHMENT(S):** \_\_\_\_\_      **INFORMATION CONTACT:**  
Capt. Steve Simpson

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**TELEPHONE NUMBERS:**  
704-283-3578  
704-400-4584

---

**DEPARTMENT'S RECOMMENDED ACTION:** Approval for ratification of contract termination letter sent by County Manger to Watch Systems, LLC.

**BACKGROUND:** The Sheriff's Office currently has an agreement with Watch Systems for online sex offender registration and notification. In order to terminate this agreement 30 day notice must be given to the vendor from the County. Our agency would like to move to a new vendor that will provide sex offender information as well as crime statistics and an internal crime analysis tool. The new product also has a much lower annual cost to the county.

**FINANCIAL IMPACT:**

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**Legal Dept. Comments if applicable:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**Finance Dept. Comments if applicable:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**Manager Recommendation:**



**OFFICE OF THE COMMISSIONERS AND MANAGER**

500 N. Main St., Room 921 • Monroe, NC 28112 • Phone (704) 283-3810 • Fax (704) 292-0121

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

April 14, 2011

Mr. Mark Wilson  
Watch Systems, LLC  
516 East Rutland Ave.  
Covington, LA 70433

Dear Sir:

This letter constitutes notice that Union County is terminating its contract with Watch Systems, LLC, which contract was signed by the County on September 19, 2007. The County is terminating this contract pursuant to the following provision, appearing on page 5 of the contract: "Agreement shall automatically renew for subsequent one-year terms; provided that either party may terminate this Agreement at any time with 30 days written notice."

Sincerely,

Cynthia A. Coto  
County Manager

Copies to: Sheriff Eddie Cathey  
Union County Legal Department



**UNION COUNTY  
BOARD OF COMMISSIONERS**

**ACTION AGENDA ITEM ABSTRACT**

**Meeting Date: May 2, 2011**

**Action Agenda Item No.** 4h

(Central Admin. use only)

**SUBJECT:** Budget Amendment - CAP

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**DEPARTMENT:** Social Services

**PUBLIC HEARING:** No

**ATTACHMENT(S):**  
Budget Amendment #32

**INFORMATION CONTACT:**  
D. Dontae Latson

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**TELEPHONE NUMBERS:**  
704-296-4301

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**DEPARTMENT'S RECOMMENDED ACTION:** Approve budget amendment to increase the expenditures in the Community Alternative Program budgeted expenditure line 10-553160-5399-15021 by \$100,000 and increase the revenues in the Community Alternative Program budget revenue line 10-553160-4531-15021 by \$100,000.

**BACKGROUND:** The Community Alternatives Program for Children (CAP/C) allows recipients who need long-term institutional care to remain in their home. The CAP/C program is authorized by the Division of Medical Assistance (DMA) and the Home and Community-Based Services Waiver (HCBS) granted by the Centers for Medicare and Medicaid Services under Section 19159c of the Social Security Act. The CAP/C policy was revised on October 1, 2010 to include home and vehicle modifications for clients. These modifications are intended to give CAP/C recipients mobility, safety and independence, thus avoiding institutionalization. Some examples of these modifications include wheelchair ramps, plumbing additions for bathrooms, porch and chair lifts, generators, electric vehicle door openers, raised vehicle roofs and seating. All items should meet applicable standards of manufacture, design and installation. Several quotes will be obtained on all modifications. In addition, the commercial/retail business that obtains and/or installs the equipment or modification must hold an applicable state/local business license. These modifications are based on assessment and accompanied by a MD certification of medical necessity. DSS Case Manager will work with the State Liaison to obtain approval before work can begin.

**FINANCIAL IMPACT:** No County Match is required, and there is no financial impact to the General Fund. 100% Federal funds.

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**Legal Dept. Comments if applicable:** \_\_\_\_\_

\_\_\_\_\_

**Finance Dept. Comments if applicable:** \_\_\_\_\_

\_\_\_\_\_

**Manager Recommendation:**



UNION COUNTY  
BOARD OF COMMISSIONERS

AGENDA ITEM  
# 5  
MEETING DATE 5/2/11

**ACTION AGENDA ITEM ABSTRACT**  
Meeting Date: April 18, 2011

Action Agenda Item No. 5  
(Central Admin. use only)

**SUBJECT:** Solid Waste Management - Litter Control

**DEPARTMENT:** Central Administration      **PUBLIC HEARING:** No

**ATTACHMENT(S):**

**INFORMATION CONTACT:**  
Cynthia A. Coto

**TELEPHONE NUMBERS:**  
704-292-2625

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**DEPARTMENT'S RECOMMENDED ACTION:** Direct staff to develop an ordinance to address civil penalties, in amounts approved by the Board at their April 4 meeting, for littering on public property and/or property owned by someone other than the violator, such ordinance to be brought back for consideration at a future date.

**BACKGROUND:** At the April 4, 2011 Regular Meeting of the Board of County Commissioners an amendment to the Solid Waste Management Ordinance was presented as a means to reinforce the prohibition against littering and to strengthen the penalties for violation of the Ordinance.

Littering is a violation of both State and local law, however, current law depends on enforcement through criminal sanctions. The primary purpose for proposing a modification of the present Ordinance is to provide for civil penalties as an additional remedy.

The Board did not approve the amended Ordinance at their April 4 meeting. They did, however, approve the civil penalties proposed within the Ordinance which are: First violation (within a three-year period) \$250, Second Violation (within a three-year period) \$500 and Third and Subsequent Violations (within a three-year period) \$1,000. The Board requested that the item be brought back for further discussion and direction. Areas discussed at the April 4 meeting included:

(1) Section 3 of the existing ordinance which addresses "Storage and Disposal". This section of the Ordinance was not amended and has been on the books since 1981. To date staff is unaware of unforeseen consequences or other problems relating to enforcement of this section.

(2) A concern was expressed regarding the impact on staffing. The County presently has a litter control officer who handles primarily the criminal penalties. Discussions with the Sheriff have indicated that this staff member could carry a citation book. Additionally, other staff members who travel our roadways frequently could also be issued citation books should they observe someone littering. Staff does not believe this would create an undue burden as the primary responsibility will rest with the Sheriff's Office which has a designated position for this purpose.

(3) Commissioners expressed that it may be more appropriate for the present Ordinance to remain unaltered on the books and develop a new Ordinance that would apply civil penalties as already approved by the Board for littering on public property or property owned by someone other than the violator.

If the Board is in agreement with the discussion points cited above, staff will develop an ordinance which speaks to littering along the roadside or in public with enforcement through civil penalties.

**FINANCIAL IMPACT:** n/a

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**Legal Dept. Comments if applicable:** \_\_\_\_\_

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**Finance Dept. Comments if applicable:** \_\_\_\_\_

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**Manager Recommendation:**

**UNION COUNTY  
BOARD OF COMMISSIONERS**

**ACTION AGENDA ITEM ABSTRACT**

**Meeting Date: May 2, 2011**

**Action Agenda Item No. 6**  
(Central Admin. use only)

**SUBJECT:** Updates on Pending FY-2010 UCAC Grant Requests

**DEPARTMENT:** Parks and Recreation      **PUBLIC HEARING:** No

**ATTACHMENT(S):**

**INFORMATION CONTACT:**  
Bill Whitley, Director

**TELEPHONE NUMBERS:**  
704-843-3919

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**DEPARTMENT'S RECOMMENDED ACTION:** Staff requests that the BOCC:

(1) For Prospect Athletic and Recreation Association (PARA): With the understanding that PARA only has a three year use agreement with Union County Public Schools (UCPS), ratify the execution of Prospect Athletic and Recreation Association's 2010 grant contract for \$4,700.74.

(2) For Waxhaw Athletic Association (WAA):

Determine the acceptability of a three year Cooperative Joint Use Agreement between Waxhaw Athletic Association and UCPS given that: (1) there is a 90-day without cause termination clause in the use agreement (means that UCPS could terminate without cause the use agreement prior to the conclusion of the 3 year period); and (2) that the effective date of the use agreement is October 1, 2009 (means that the use agreement would expire approximately 1 1/2 years from the grant award date) .

If the use agreement is acceptable, authorize the Manager to approve a contract for the FY-2010 Grant request.

If the three year use agreement is not acceptable because of the two concerns identified above, authorize the Manager to approve a contract for the FY-2010 Grant request following the receipt of a signed 3 year use agreement between UCPS and Waxhaw Athletic Association that meets the following conditions: it is effective from the date of the grant award, and it does not have a clause allowing UCPS to terminate the use agreement without cause prior to the expiration of the three year use period.

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(3) For Porter Ridge Athletic Association (PRAA):

Provide direction on the acceptable minimum term use agreement for Porter Ridge Athletic Association's (PRAA) FY-2010 UCAC Project.

And if the received agreement between UCPS and PRAA meets the BOCC acceptable minimum term use agreement period, authorize the Manager to approve a contract with PARA for their FY-2010 UCAC Project with any other previous applicable contingencies following legal review.

**BACKGROUND:**

On January 4, 2010, the BOCC was presented with the 2010 Union County Athletic Council Grant Application Requests. At that meeting, the grants for Indian Trail Athletic Association, Piedmont Recreation Association, Prospect Athletic and Recreation Association, South Union Athletic Association, Waxhaw Athletic Association, and Wesley Chapel/Weddington Athletic Association were approved and a request for a new application for Porter Ridge Athletic Association was requested. Additionally, at this meeting, Commissioner Openshaw volunteered to spearhead a committee of appropriate team players to look at the process of creating an appropriate term of use of school property in regards to investing County dollars in the development of school-owned property.

At the February 15, 2010 BOCC meeting, a new application request from Porter Ridge Athletic Association was presented to the Board for their review. Due to the lack of documentation for the 25-year use requirement, the application request was tabled. Due to the tabling of this request, the 2010 Grant Request for Waxhaw Athletic Association and the Prospect Athletic and Recreation Association were placed on hold until an agreement with UCPS could be reached in regards to the appropriate time period of a user-agreement.

At the November 1, 2010 meeting, Commissioner Openshaw addressed the issue of the terms of use of school property and the fact that no agreement was apparent. It was my understanding that the BOCC directed the Parks and Recreation Staff to: (1) Move the pending application forward through having the Associations work with the UCPS in obtaining a user-agreement of hopefully a three-year period (which was the current standard), and (2) For the Parks and Recreation Staff to work with the UCPS (Dr. Webb) in creating an acceptable user agreement between Union County and UCPS.

Based on this perceived direction, Staff met with Prospect Athletic and Recreation Association (PARA), Porter Ridge Athletic Association (PRAA), and Waxhaw Athletic Association (WAA) representatives, asking them to work with the UCPS in obtaining permission for the project and an acceptable term of use for the County's and the Association's investment in the project.

Lastly, following the November 1, 2011 BOCC Meeting, Staff met with Dr. Webb (UCPS) to discuss user agreement terms for school property by the athletic associations and a longer range view of a future park-school partnership. Through those meetings, a UCPS proposal was developed which was very close to what Staff and the Advisory Committee recommended. Both of these recommendations were presented to the BOCC during the February 7, 2011 meeting. Staff recommended that the Board approve the UCPS's recommendation for the new application packet. This would allow staff to move forward with the current year's (FY-2011) grant process, thereby accepting grant applications. The UCPS's recommendation read:

- o New Construction or Renovations over \$10,000= 3 Year Agreement with optional 2 year rollover.
- o New Construction or Renovations less that \$10,000= 3 Year Agreement with optional 1 year rollover

The rollover extension would be mutually agreed upon by both parties.

The BOCC approved the above recommendation.

#### FY-2010 UCAC GRANT UPDATES:

##### Status of Prospect Athletic and Recreation Association (PARA) FY-2010 Grant Request

On January 19, 2011, Prospect Athletic Association made a request to the Parks and Recreation Advisory Committee that the infield lighting project element of their grant application be removed from their application request due to the fact that UCPS would not approve the installation of wooden poles for ballfield lighting. With the elimination of this project element, PARA's President indicated that UCPS would approve their request for the project on school property. PARA's desire was to be able to hopefully receive the remaining project elements prior to baseball season, with a special emphasis on the safety equipment. The remaining project elements were dugout benches, ADA picnic tables, and safety equipment (catcher's mask, chest protectors, shin guards, batter's helmet, and pitchers safety screen.) The Parks and Recreation Advisory Committee recommended approval of the request for removal of the project element to the BOCC and the BOCC approved the request during the Feb 7, 2011 meeting (consent agenda). With the approval of the amendment to the application, PARA received a 3-year agreement for the project with UCPS. Based on receipt of this signed agreement, Parks and Recreation requested that a contract be executed for the project, and the contract was signed by the County on March 8, 2011. PARA has received the County matching funds of \$4,700.74 and is moving forward with the above-mentioned project elements.

##### Status of WaxhawAthletic Association (WAA) FY-2010 Grant Request

On March 31, 2011, Parks and Recreation Staff received an agreement between UCPS and WAA dated October 1, 2009, which approves the project for building soccer fields at Kensington Elementary School. With this agreement in hand and the perceived direction of the BOCC on November 1, 2010, Parks and Recreation Staff forwarded a request that a contract be executed for WAA's Grant Request. Based on a review by the Legal Staff of the November 1, 2010 BOCC meeting minutes, it is not clear that the BOCC approved the acceptance of three year use agreements between UCPS and those associations using school-owned property (Prospect, Waxhaw, and Porter Ridge). Also, there are two concerns with the use agreement between the UCPS and WAA. The first concern is that the use agreement allows UCPS to terminate the agreement without cause upon 90 days written notice. The second concern is that the use agreement is dated October 1, 2009, which means that the use agreement will expire approximately 1 ½ years from the grant award date. Although the location of these soccer fields will be on property where "mobile units" would be very unlikely, these concerns create the possibility that the property may have a dedicated use of less than three years from the grant award date.



## Status of PorterRidge Athletic Association (PRAA) FY-2010 Grant Request

At this point, PRAA is working with UCPS in obtaining approval of their project being placed on Hemby Bridge Elementary School. As of April 10, 2011, Porter Ridge Athletic Association is completing final changes for their submittal to UCPS (Dr. Webb's Office) for written approval for the project to be placed on their property and an appropriate term of use period.

### Requests/Recommendations from Staff:

#### Request #1:

With the understanding that Prospect Athletic and Recreation Association only has a three year use agreement with Union County Public Schools, Staff requests that the BOCC ratify the execution of the 2010 grant contract for Prospect Athletic and Recreation Association for \$4,700.74 for the purchase of dugout benches, ADA picnic tables, and safety equipment (catcher's mask, chest protectors, shin guards, batter's helmet, and pitchers safety screen.)

#### Request #2:

Based on the information provided above concerning executing a contract with Waxhaw Athletic Association, Staff would request that the BOCC:

1. Determine if the three use agreement between Waxhaw Athletic Association and UCPS is acceptable, given that there is a 90-day without cause termination clause in the agreement and an effective date of October 1, 2009,

and if the three year use agreement, as currently written, is acceptable,

2. Authorize the Manager to approve a contract for the FY-2010 Grant request;

But, if the three year use agreement is not acceptable because of the two concerns raised above,

3. Authorize the Manager to approve a contract for the FY-2010 Grant request following the receipt of a signed 3 year use agreement between UCPS and Waxhaw Athletic Association that meets the following conditions: it is effective from the date of the grant award, and it does not have a clause allowing UCPS to terminate the use agreement without cause prior to the expiration of the three year use period.

#### Request #3:

Based on the information provided above concerning executing a contract with Porter Ridge Athletic Association, Staff would request:

- (1) Direction on the acceptable minimum term use agreement for Porter Ridge Athletic Association's (PRAA) FY-2010 UCAC Project.

- (2) And if the received agreement between UCPS and PRAA meets the BOCC acceptable minimum term use agreement period, authorize the Manager to approve a contract with PRAA for their FY-2010 UCAC Project with any other previous applicable contingencies following legal review.

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**Manager Recommendation:**

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**UNION COUNTY  
BOARD OF COMMISSIONERS**

**ACTION AGENDA ITEM ABSTRACT**  
Meeting Date: May 2, 2011

Action Agenda Item No. 7  
(Central Admin. use only)

**SUBJECT: East Side Sewer Improvements Project - Easements**

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**DEPARTMENT:** Public Works

**PUBLIC HEARING:** No

**ATTACHMENT(S):**

Resolutions  
Exhibits

**INFORMATION CONTACT:**

Ed Goscicki

**TELEPHONE NUMBERS:**

704-296-4212

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**DEPARTMENT'S RECOMMENDED ACTION:**

Adopt resolution authorizing the condemnation for sewer right of way easements.

**BACKGROUND:**

In 2010, the Board of County Commissioners approved moving forward with the East Side Sewer Improvements Project, which included the replacement of existing Pump Stations and construction of approximately 14,300 lf of 24-inch forcemain and 9,000 lf of 18-inch forcemain. This is the same project for which we just received the \$1.961 Million EPA grant. As a part of this project Union County Public Works has been pursuing easement/right of ways from some 53 properties along the proposed route. To date we have been successful in acquiring 50 of the 53 needed easements.

For the remaining three parcels we have reached an impasse in our negotiations. Our goal is to secure all easement through mutual agreement, however, in order to minimize potential construction delays, it is requested the Board adopt resolutions authorizing the condemnation of the remaining three parcels should be not be able to secure these through negotiations.

Enclosed are the proposed resolutions to authorize Union County to acquire interest in the needed property, which includes the tax parcel numbers as follows:

09-046-002, 09-046-002H, 09-012-004

**FINANCIAL IMPACT:**

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**Legal Dept. Comments if applicable:**

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**Finance Dept. Comments if applicable:**

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**FINANCIAL IMPACT:** Funds for these projects are available in Budget Line: 10561372-5699

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**Legal Dept. Comments if applicable:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**Finance Dept. Comments if applicable:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**Manager Recommendation:** \_\_\_\_\_

**A RESOLUTION AUTHORIZING CONDEMNATION TO ACQUIRE CERTAIN  
PROPERTY OR INTEREST IN PROPERTY OF TEMPORARY AND  
PERMANENT UTILITY RIGHT-OF-WAY /EASEMENT**

WHEREAS, the governing body of the County of Union hereby determines that it is necessary and in the public interest to acquire certain property or interest in property owned by Williams, Henry Frank III & Etals (now or formerly) for the following public purpose:

- (1) Temporary Construction
- (2) Permanent Utility Right of Way/Easement

WHEREAS, the proper officials or representatives of the County of Union have been unable to acquire the needed interest in this property by negotiated conveyance.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Union, that;

1. The County of Union shall acquire by condemnation, for the purpose stated above, the property or interest in property described as follows:

Easement and right of way in an over and across certain land located in Monroe Township, Union County, North Carolina, and more particularly described as follows:

A varies foot wide Temporary Construction Easement and a **15** foot wide Permanent Utility Right of Way/Easement over a portion of that property located in Monroe Township, Union County, N.C. identified by Union County Tax Parcel 09046002H, Deed Book 5059, Page 655-660 and more particularly being a total of varies in width, all of which is shown as Exhibit "I2-12C" attached and made part of this resolution.

2. The attorneys representing the County of Union are directed to institute the necessary proceeding under Chapter 40A of the North Carolina General Statutes to acquire the property or interest in property herein above described.

ADOPTED: This \_\_\_\_\_ Day \_\_\_\_\_, 20\_\_\_\_\_.

Folder/resoluti

11

NOW OR FORMERLY  
ROBERT & RICHARD GILES  
PARCEL ID 09081005 01  
LILIAN GILES  
PARCEL 09081005 02  
3703 MONROE-ANSONVILLE RD



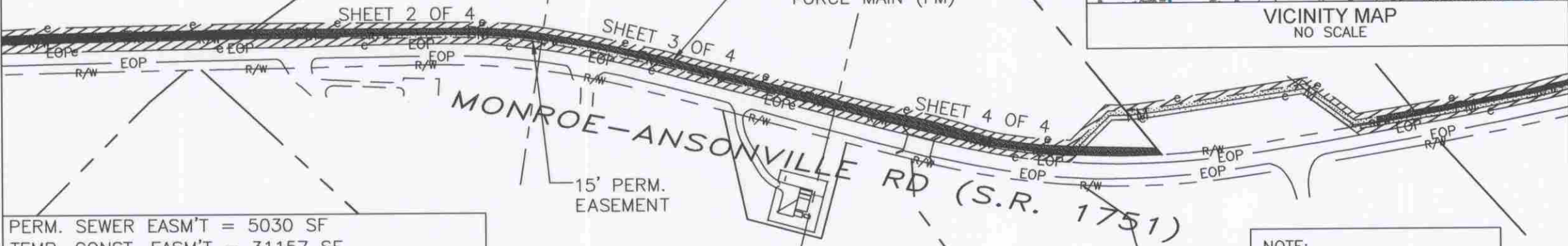
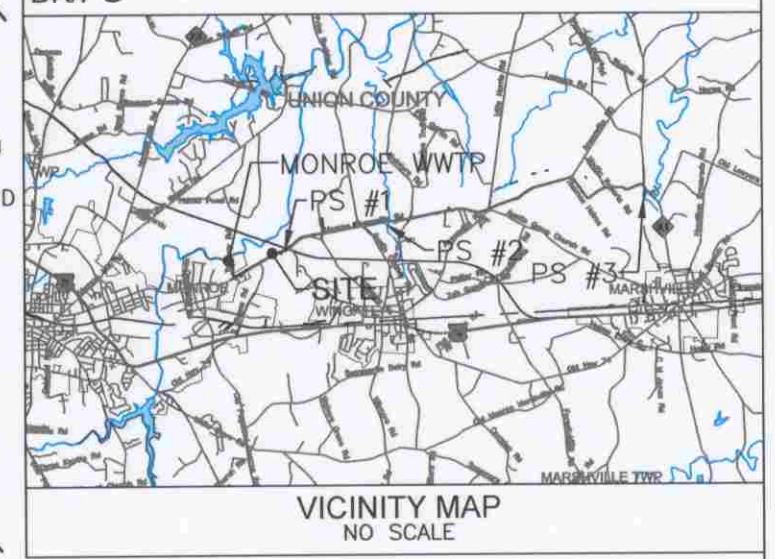
12

NOW OR FORMERLY  
HENRY FRANK WILLIAMS III & ETALS  
PARCEL ID 09046002H  
MONROE-ANSONVILLE RD

13

NOW OR FORMERLY  
NCDOT  
PARCEL ID 09046002J  
2053-733  
MONROE-ANSONVILLE RD

BK/PG

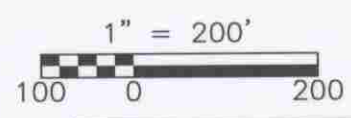


PERM. SEWER EASM'T = 5030 SF  
TEMP. CONST. EASM'T = 31157 SF

BASED ON GIS DATA

	PERM. EASM'T
	EXISTING EASM'T
	TEMP. CONST. EASM'T
	TEMP. CONST. EASM'T
	EDGE OF PAVEMENT
	PROPERTY CORNER
	BURIED AIR RELEASE VALVE

NOTE:  
EXISTING EASEMENTS HAVE  
BEEN RECORDED IN UNION  
COUNTY  
DB 5059  
PG 655 - PG 660



THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.



Camp Dresser & McKee  
301 South McDowell Street, Suite 512  
Charlotte, North Carolina 28204  
Tel: 704-342-4546 Fax: 704-342-2296

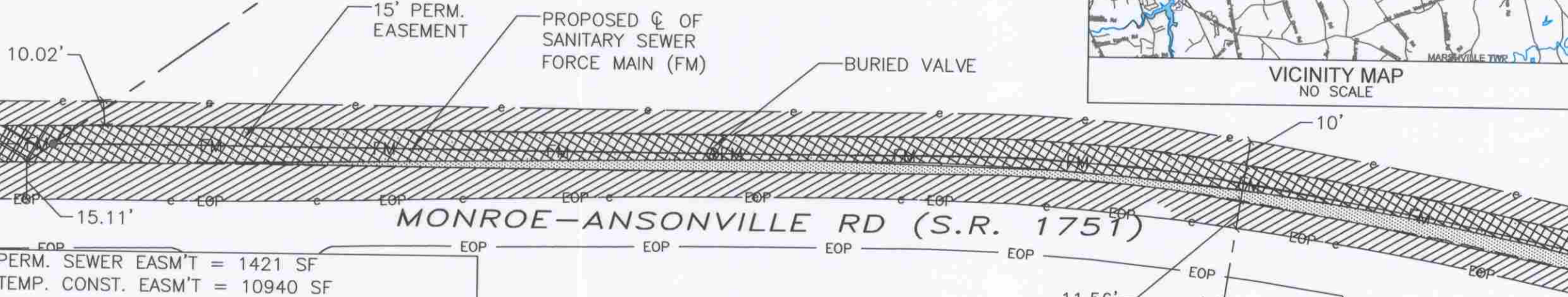
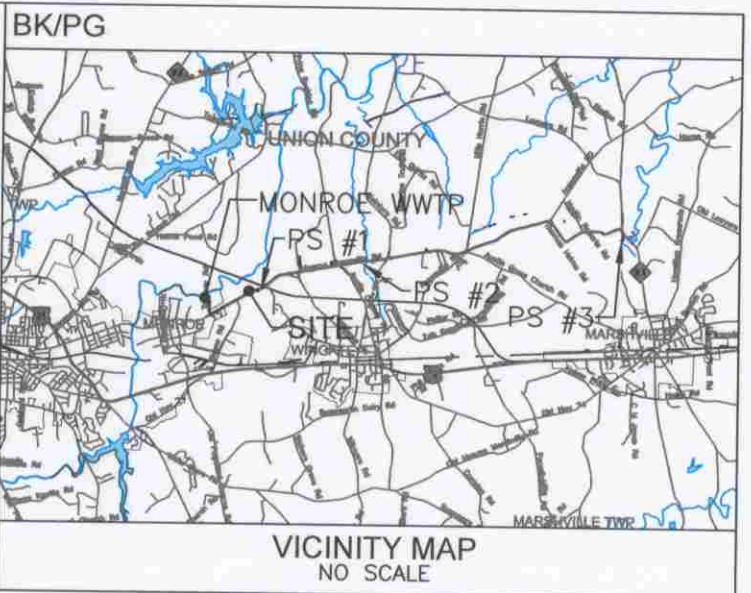
EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC	DATE JULY 23, 2010
PROPERTY OF HENRY FRANK WILLIAMS III & ETALS PARCEL ID 09046002H	SHEET NO. 12 SHEET 1 OF 4

11

NOW OR FORMERLY  
ROBERT & RICHARD GILES  
PARCEL ID 09081005 01  
LILIAN GILES  
PARCEL 09081005 02  
3703 MONROE-ANSONVILLE RD

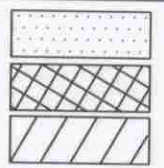
12

NOW OR FORMERLY  
HENRY FRANK WILLIAMS III & ETALS  
PARCEL ID 09046002H  
MONROE-ANSONVILLE RD



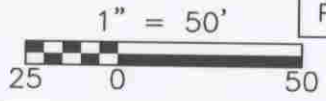
PERM. SEWER EASM'T = 1421 SF  
TEMP. CONST. EASM'T = 10940 SF

BASED ON GIS DATA



PERM. EASM'T  
EXISTING EASM'T  
TEMP. CONST. EASM'T  
TEMP. CONST. EASM'T  
EOP ——— EDGE OF PAVEMENT  
● PROPERTY CORNER  
● BURIED AIR RELEASE VALVE

NOTE:  
EXISTING EASEMENTS HAVE  
BEEN RECORDED IN UNION  
COUNTY  
DB 5059  
PG 655 - PG 660



THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.



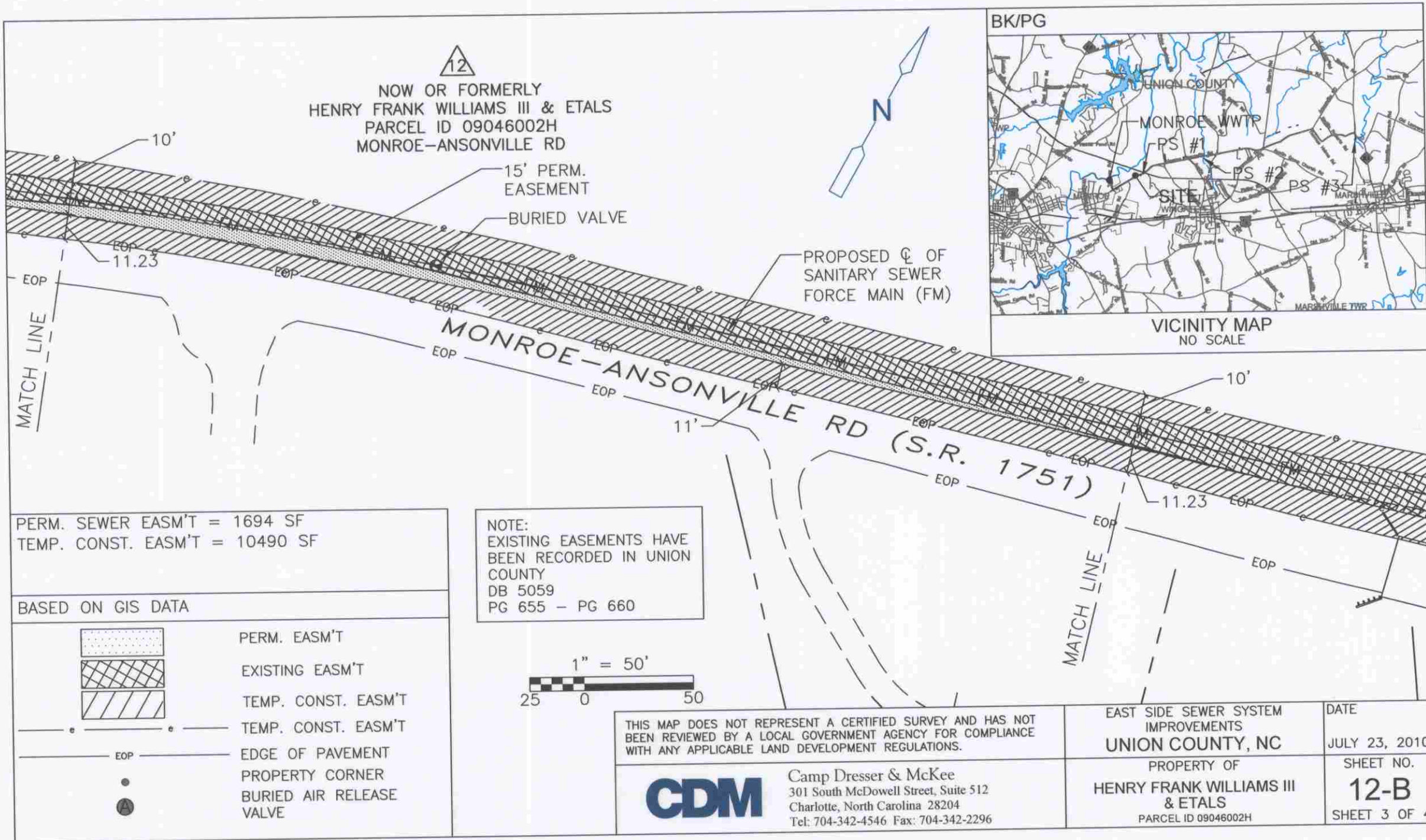
Camp Dresser & McKee  
301 South McDowell Street, Suite 512  
Charlotte, North Carolina 28204  
Tel: 704-342-4546 Fax: 704-342-2296

EAST SIDE SEWER SYSTEM  
IMPROVEMENTS  
UNION COUNTY, NC

PROPERTY OF  
HENRY FRANK WILLIAMS III  
& ETALS  
PARCEL ID 09046002H

DATE  
JULY 23, 2010

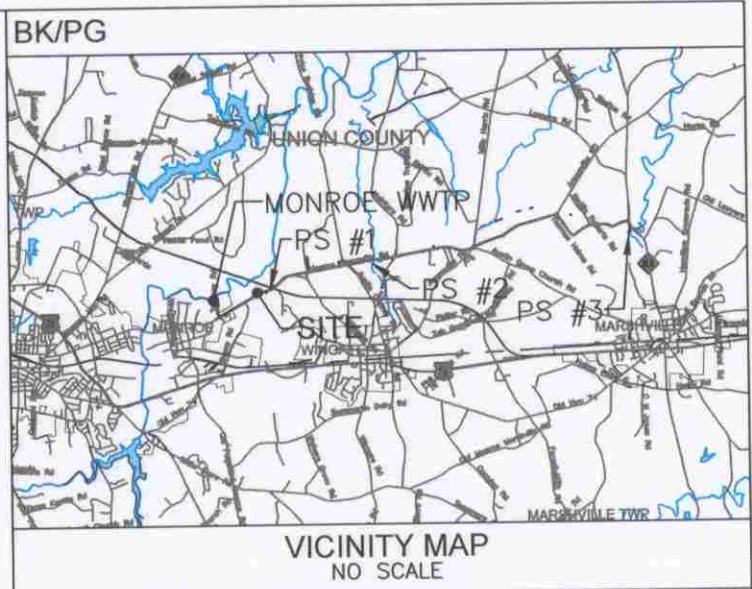
SHEET NO.  
**12-A**  
SHEET 2 OF 4



12  
 NOW OR FORMERLY  
 HENRY FRANK WILLIAMS III & ETALS  
 PARCEL ID 09046002H  
 MONROE-ANSONVILLE RD

15' PERM.  
 EASEMENT  
 BURIED VALVE

PROPOSED C<sub>E</sub> OF  
 SANITARY SEWER  
 FORCE MAIN (FM)

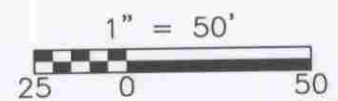


PERM. SEWER EASM'T = 1694 SF  
 TEMP. CONST. EASM'T = 10490 SF

NOTE:  
 EXISTING EASEMENTS HAVE  
 BEEN RECORDED IN UNION  
 COUNTY  
 DB 5059  
 PG 655 - PG 660

BASED ON GIS DATA

	PERM. EASM'T
	EXISTING EASM'T
	TEMP. CONST. EASM'T
	TEMP. CONST. EASM'T
	EDGE OF PAVEMENT
	PROPERTY CORNER
	BURIED AIR RELEASE VALVE



THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT  
 BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE  
 WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.






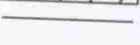



Camp Dresser & McKee  
 301 South McDowell Street, Suite 512  
 Charlotte, North Carolina 28204  
 Tel: 704-342-4546 Fax: 704-342-2296

EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC	DATE
	JULY 23, 2010
PROPERTY OF HENRY FRANK WILLIAMS III & ETALS PARCEL ID 09046002H	SHEET NO.
	12-B
SHEET 3 OF 4	



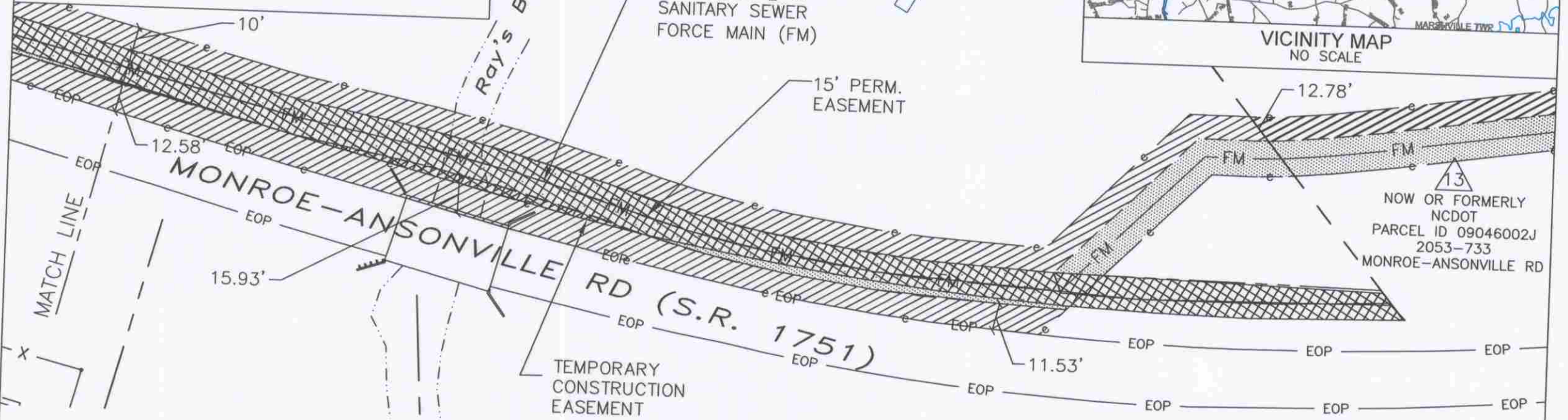
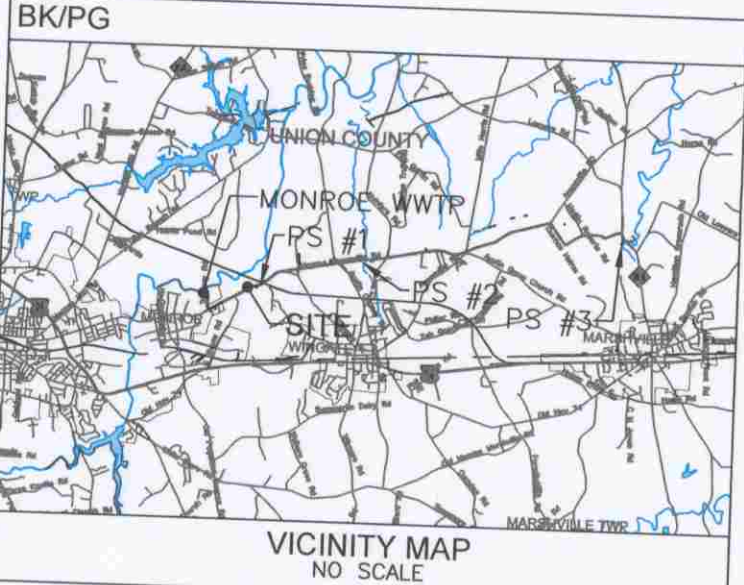
PERM. SEWER EASM'T = 1915 SF  
 TEMP. CONST. EASM'T = 9727 SF

BASED ON GIS DATA

-  PERM. EASM'T
-  EXISTING EASM'T
-  TEMP. CONST. EASM'T
-  TEMP. CONST. EASM'T
-  EOP — EDGE OF PAVEMENT
-  ● — PROPERTY CORNER
-  ○ — BURIED AIR RELEASE VALVE

**12**  
 NOW OR FORMERLY  
 HENRY FRANK WILLIAMS III & ETALS  
 PARCEL ID 09046002H  
 MONROE-ANSONVILLE RD

NOTE:  
 EXISTING EASEMENTS HAVE  
 BEEN RECORDED IN UNION  
 COUNTY  
 DB 5059  
 PG 655 - PG 660



**13**  
 NOW OR FORMERLY  
 NCDOT  
 PARCEL ID 09046002J  
 2053-733  
 MONROE-ANSONVILLE RD

THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT  
 BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE  
 WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.



Camp Dresser & McKee  
 301 South McDowell Street, Suite 512  
 Charlotte, North Carolina 28204  
 Tel: 704-342-4546 Fax: 704-342-2296

EAST SIDE SEWER SYSTEM  
 IMPROVEMENTS  
 UNION COUNTY, NC

PROPERTY OF  
 HENRY FRANK WILLIAMS III  
 & ETALS  
 PARCEL ID 09046002H

DATE  
 JULY 23, 2010

SHEET NO.  
**12-C**

SHEET 4 OF 4

**A RESOLUTION AUTHORIZING CONDEMNATION TO ACQUIRE CERTAIN  
PROPERTY OR INTEREST IN PROPERTY OF TEMPORARY AND  
PERMANENT UTILITY RIGHT-OF-WAY /EASEMENT**

WHEREAS, the governing body of the County of Union hereby determines that it is necessary and in the public interest to acquire certain property or interest in property owned by Williams, Henry Frank III & Etals (now or formerly) for the following public purpose:

- (1) Temporary Construction
- (2) Permanent Utility Right of Way/Easement

WHEREAS, the proper officials or representatives of the County of Union have been unable to acquire the needed interest in this property by negotiated conveyance.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Union, that;

1. The County of Union shall acquire by condemnation, for the purpose stated above, the property or interest in property described as follows:

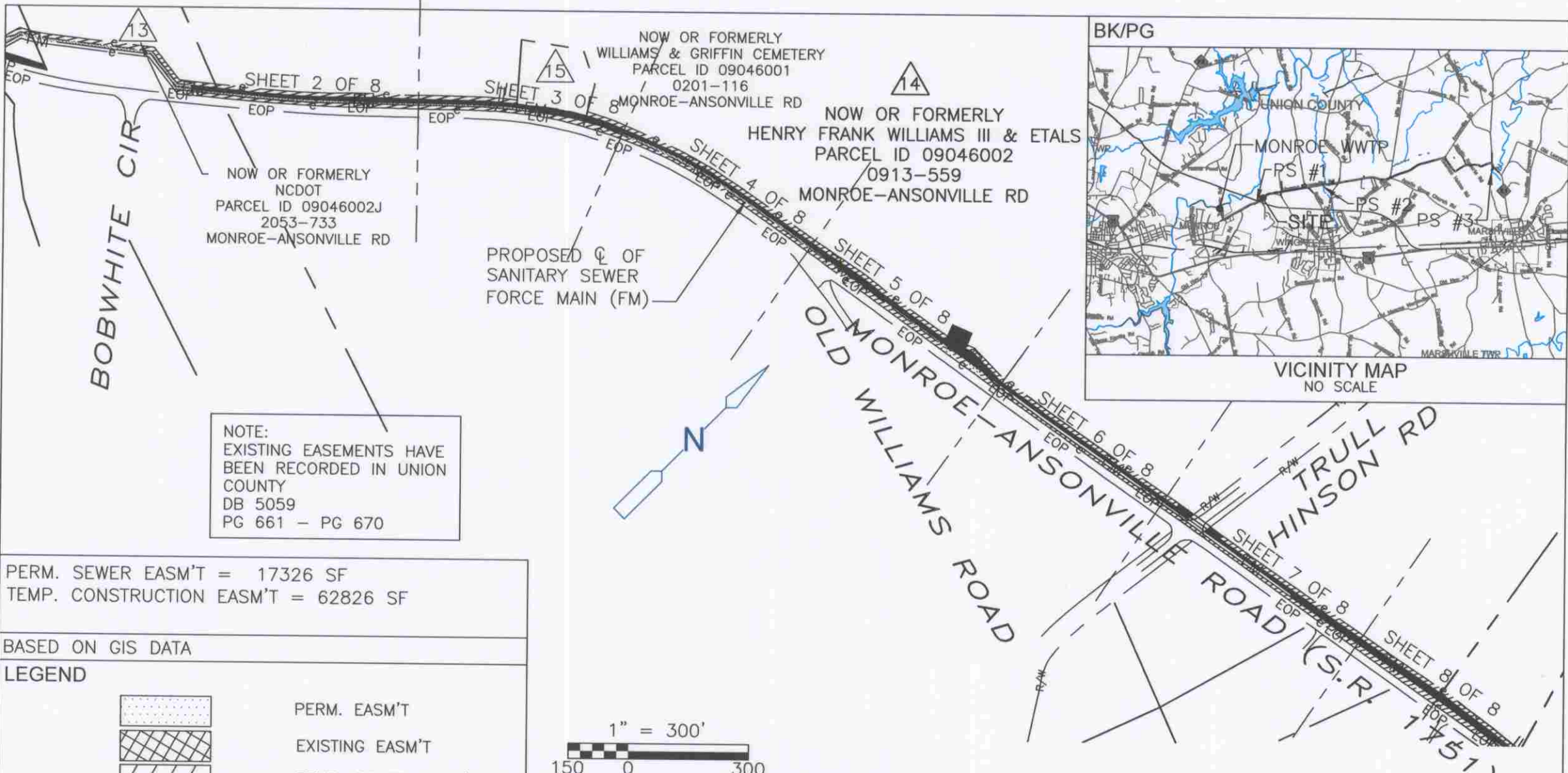
Easement and right of way in an over and across certain land located in **Monroe** Township, Union County, North Carolina, and more particularly described as follows:

A **varies** foot wide Temporary Construction Easement and a **15** foot wide Permanent Utility Right of Way/Easement over a portion of that property located in **Monroe** Township, Union County, N.C. identified by Union County Tax Parcel **09046002**, Deed Book **5059**, Page **661-670** and more particularly being a total of varies in width, all of which is shown as Exhibit "14-14G" attached and made part of this resolution.

2. The attorneys representing the County of Union are directed to institute the necessary proceeding under Chapter 40A of the North Carolina General Statutes to acquire the property or interest in property herein above described.

ADOPTED: This \_\_\_\_\_ Day \_\_\_\_\_, 20\_\_\_\_\_.

Folder/resoluti

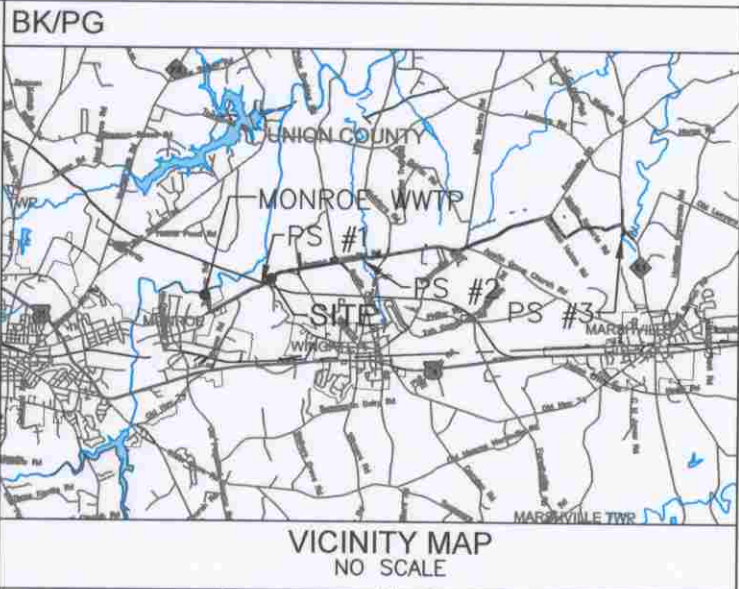


NOW OR FORMERLY  
NCDOT  
PARCEL ID 09046002J  
2053-733  
MONROE-ANSONVILLE RD

NOW OR FORMERLY  
WILLIAMS & GRIFFIN CEMETERY  
PARCEL ID 09046001  
0201-116  
MONROE-ANSONVILLE RD

NOW OR FORMERLY  
HENRY FRANK WILLIAMS III & ETALS  
PARCEL ID 09046002  
0913-559  
MONROE-ANSONVILLE RD

NOTE:  
EXISTING EASEMENTS HAVE  
BEEN RECORDED IN UNION  
COUNTY  
DB 5059  
PG 661 - PG 670



PERM. SEWER EASM'T = 17326 SF  
TEMP. CONSTRUCTION EASM'T = 62826 SF

BASED ON GIS DATA

LEGEND

	PERM. EASM'T
	EXISTING EASM'T
	TEMP. CONST. EASM'T
	TEMP. CONST. EASM'T
	EDGE OF PAVEMENT
	PROPERTY CORNER
	BURIED AIR RELEASE VALVE

THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.

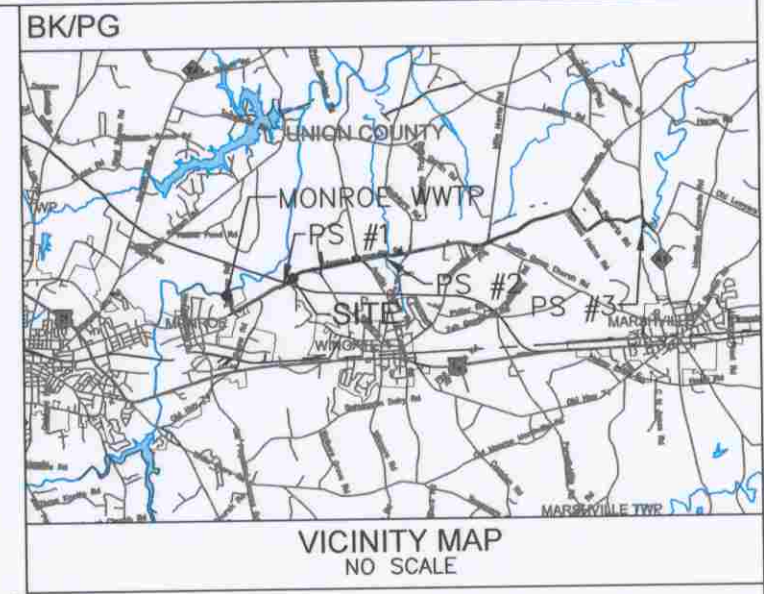
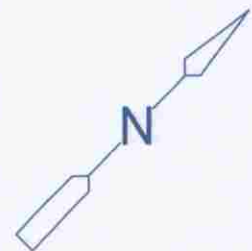


Camp Dresser & McKee  
301 South McDowell Street, Suite 512  
Charlotte, North Carolina 28204  
Tel: 704-342-4546 Fax: 704-342-2296

EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC	DATE JULY 23, 2010
PROPERTY OF HENRY FRANK WILLIAMS III & ETALS PARCEL ID 09046002 / 0913-559	SHEET NO. <b>14</b> SHEET 1 OF 8

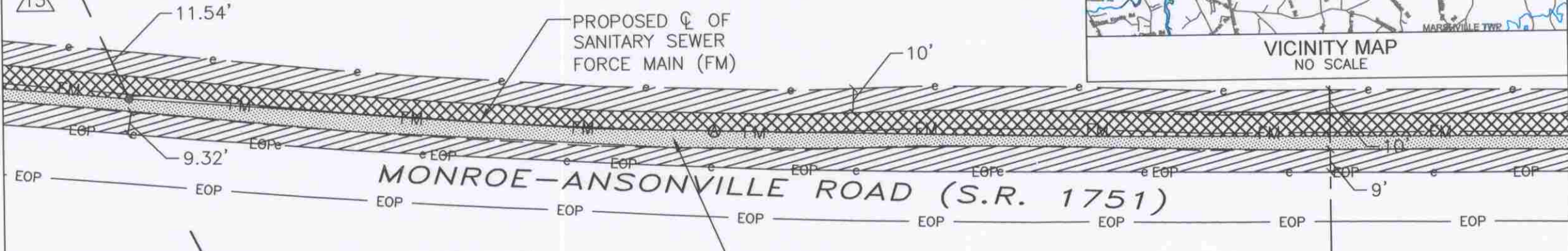
NOTE:  
 EXISTING EASEMENTS HAVE  
 BEEN RECORDED IN UNION  
 COUNTY  
 DB 5059  
 PG 661 - PG 670

14



NOW OR FORMERLY  
 NCDOT  
 PARCEL ID 09046002J  
 2053-733  
 MONROE-ANSONVILLE RD

NOW OR FORMERLY  
 HENRY FRANK WILLIAMS III & ETALS  
 PARCEL ID 09046002  
 0913-559  
 MONROE-ANSONVILLE RD

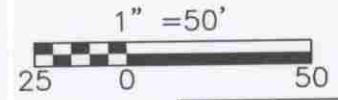


PERM. SEWER EASM'T = 3086 SF  
 TEMP. CONSTRUCTION EASM'T = 9346 SF

BASED ON GIS DATA

LEGEND

	PERM. EASM'T
	EXISTING EASM'T
	TEMP. CONST. EASM'T
	TEMP. CONST. EASM'T
	EDGE OF PAVEMENT
	PROPERTY CORNER
	BURIED AIR RELEASE VALVE

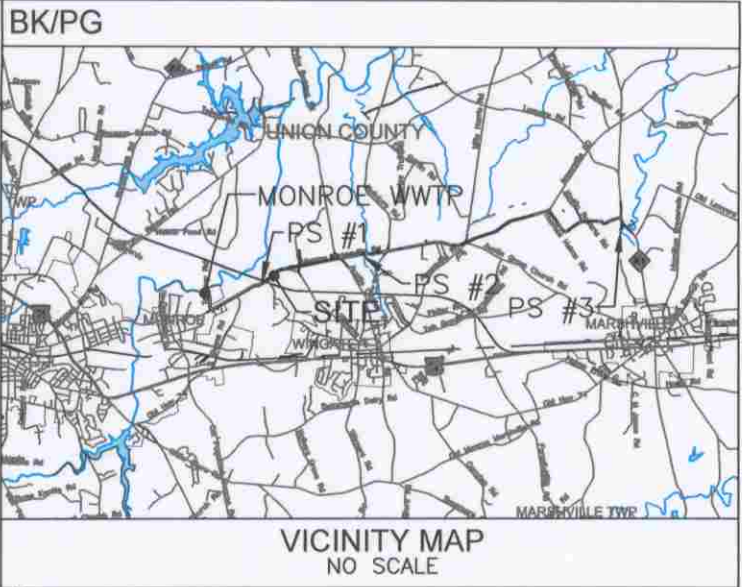
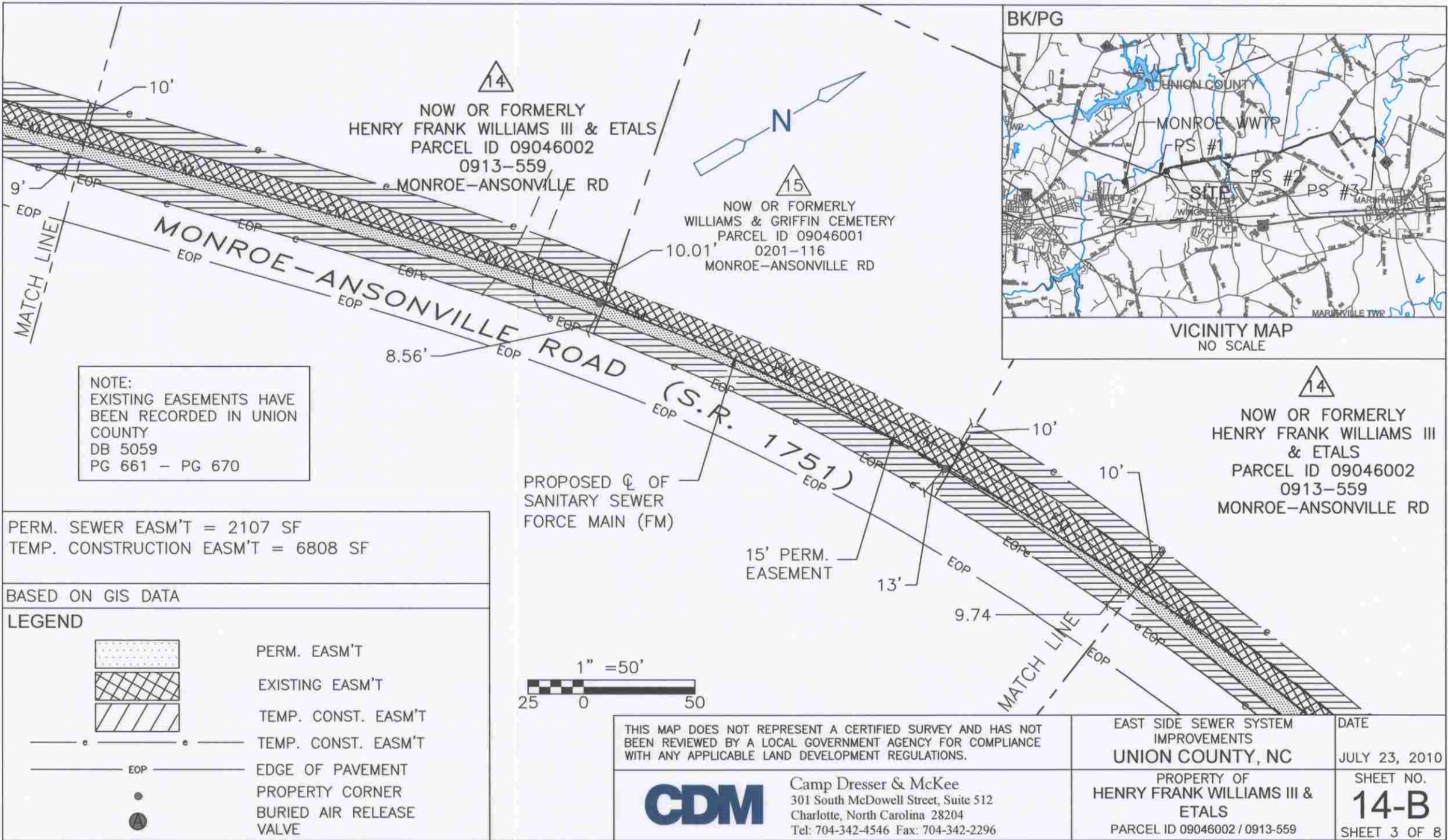


THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.



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EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC  PROPERTY OF HENRY FRANK WILLIAMS III & ETALS PARCEL ID 09046002 / 0913-559	DATE JULY 23, 2010
	SHEET NO. <b>14-A</b> SHEET 2 OF 8










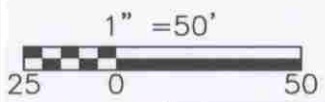
NOTE:  
 EXISTING EASEMENTS HAVE  
 BEEN RECORDED IN UNION  
 COUNTY  
 DB 5059  
 PG 661 - PG 670

PERM. SEWER EASM'T = 2107 SF  
 TEMP. CONSTRUCTION EASM'T = 6808 SF

BASED ON GIS DATA

**LEGEND**

	PERM. EASM'T
	EXISTING EASM'T
	TEMP. CONST. EASM'T
	TEMP. CONST. EASM'T
	EDGE OF PAVEMENT
	PROPERTY CORNER
	BURIED AIR RELEASE VALVE



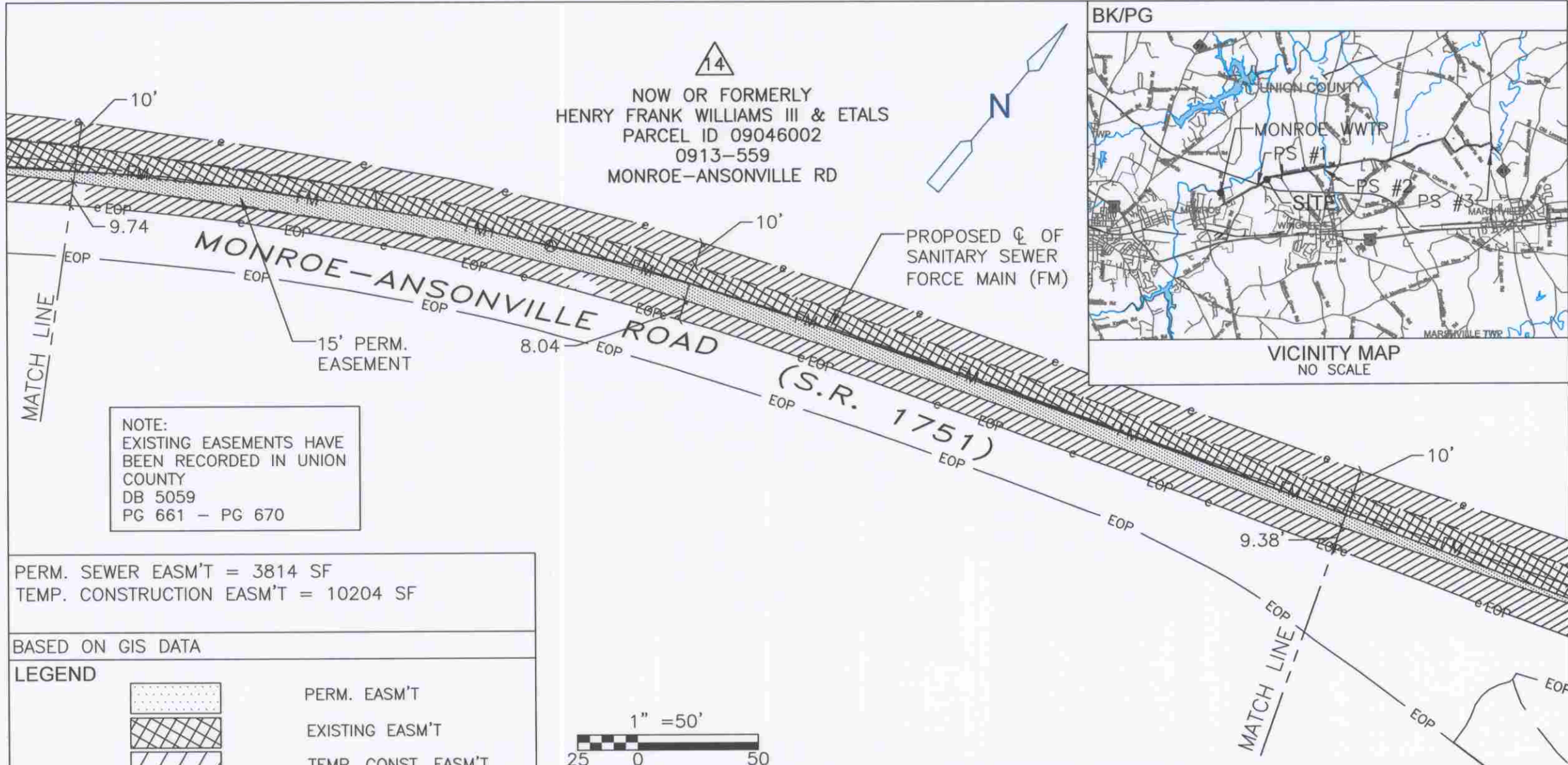
THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.



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EAST SIDE SEWER SYSTEM  
 IMPROVEMENTS  
 UNION COUNTY, NC  
 PROPERTY OF  
 HENRY FRANK WILLIAMS III &  
 ETALS  
 PARCEL ID 09046002 / 0913-559

DATE  
 JULY 23, 2010  
 SHEET NO.  
**14-B**  
 SHEET 3 OF 8

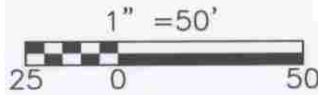


NOTE:  
 EXISTING EASEMENTS HAVE  
 BEEN RECORDED IN UNION  
 COUNTY  
 DB 5059  
 PG 661 - PG 670

PERM. SEWER EASM'T = 3814 SF  
 TEMP. CONSTRUCTION EASM'T = 10204 SF

BASED ON GIS DATA

LEGEND	
	PERM. EASM'T
	EXISTING EASM'T
	TEMP. CONST. EASM'T
	TEMP. CONST. EASM'T
	EDGE OF PAVEMENT
	PROPERTY CORNER
	BURIED AIR RELEASE VALVE

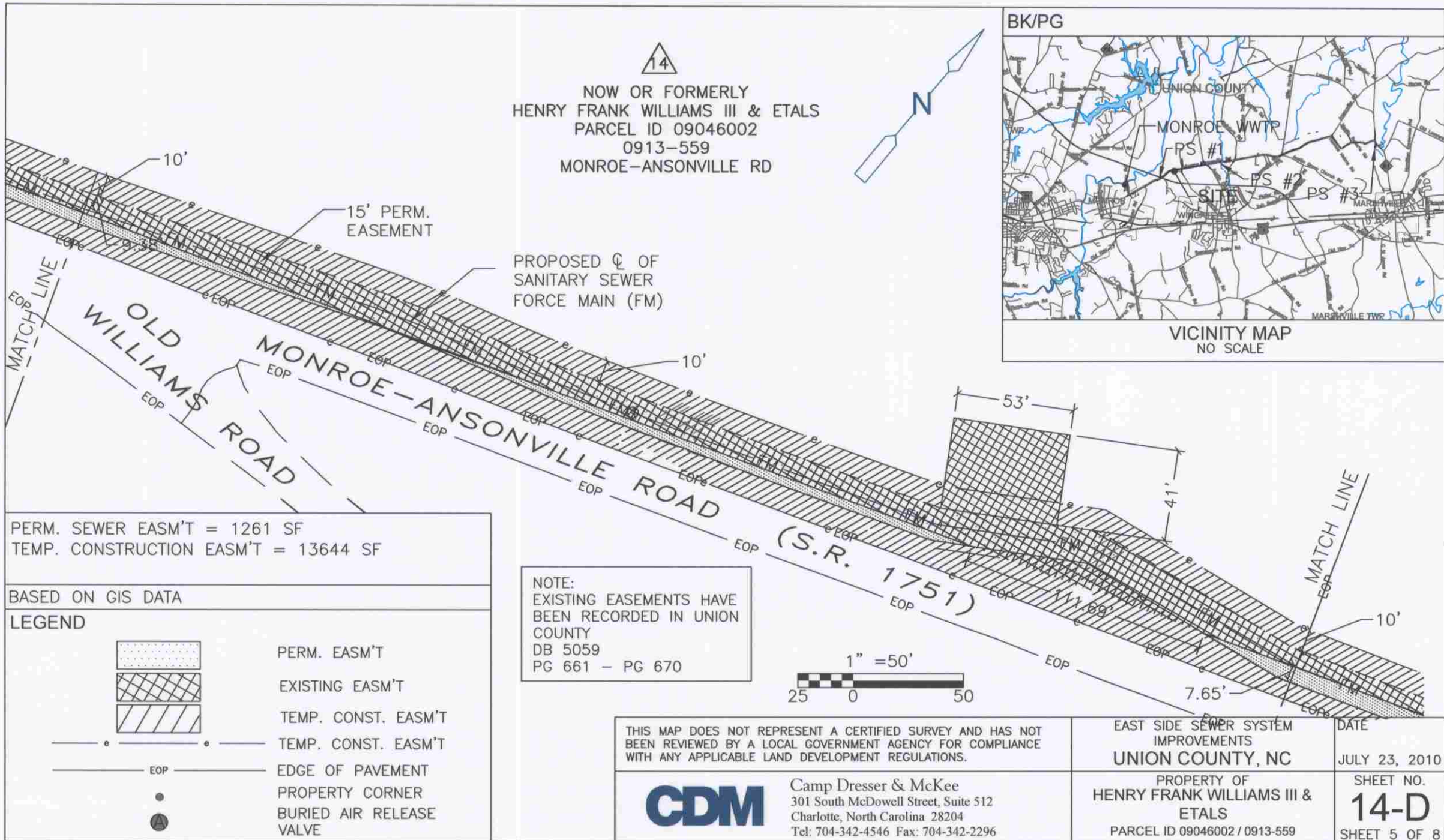



THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.

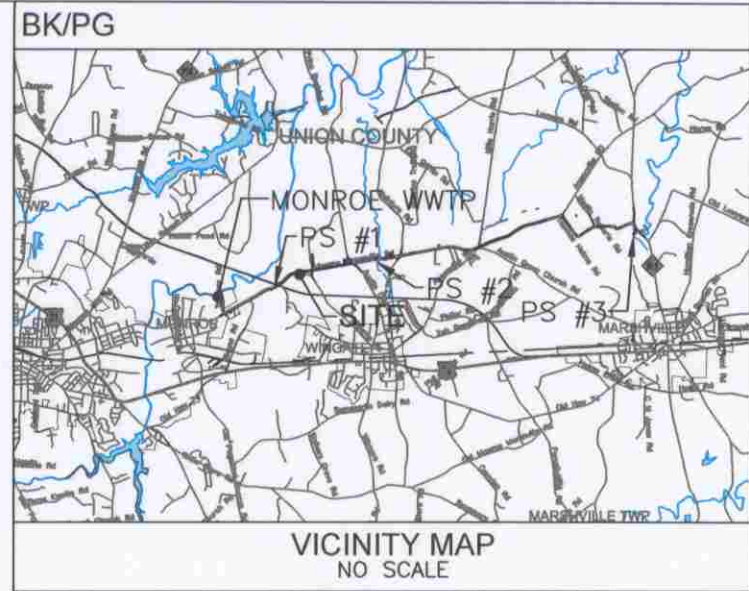
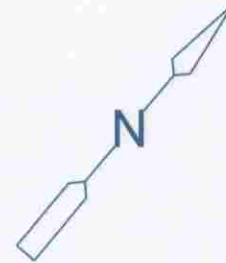


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EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC	DATE
	JULY 23, 2010
PROPERTY OF HENRY FRANK WILLIAMS III & ETALS PARCEL ID 09046002 / 0913-559	SHEET NO.
	14-C SHEET 4 OF 8



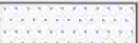






  
 NOW OR FORMERLY  
 HENRY FRANK WILLIAMS III & ETALS  
 PARCEL ID 09046002  
 0913-559  
 MONROE-ANSONVILLE RD



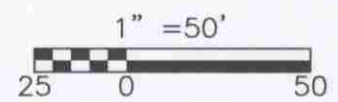
PERM. SEWER EASM'T = 1261 SF  
 TEMP. CONSTRUCTION EASM'T = 13644 SF

BASED ON GIS DATA

**LEGEND**

	PERM. EASM'T
	EXISTING EASM'T
	TEMP. CONST. EASM'T
	TEMP. CONST. EASM'T
	EDGE OF PAVEMENT
	PROPERTY CORNER
	BURIED AIR RELEASE VALVE

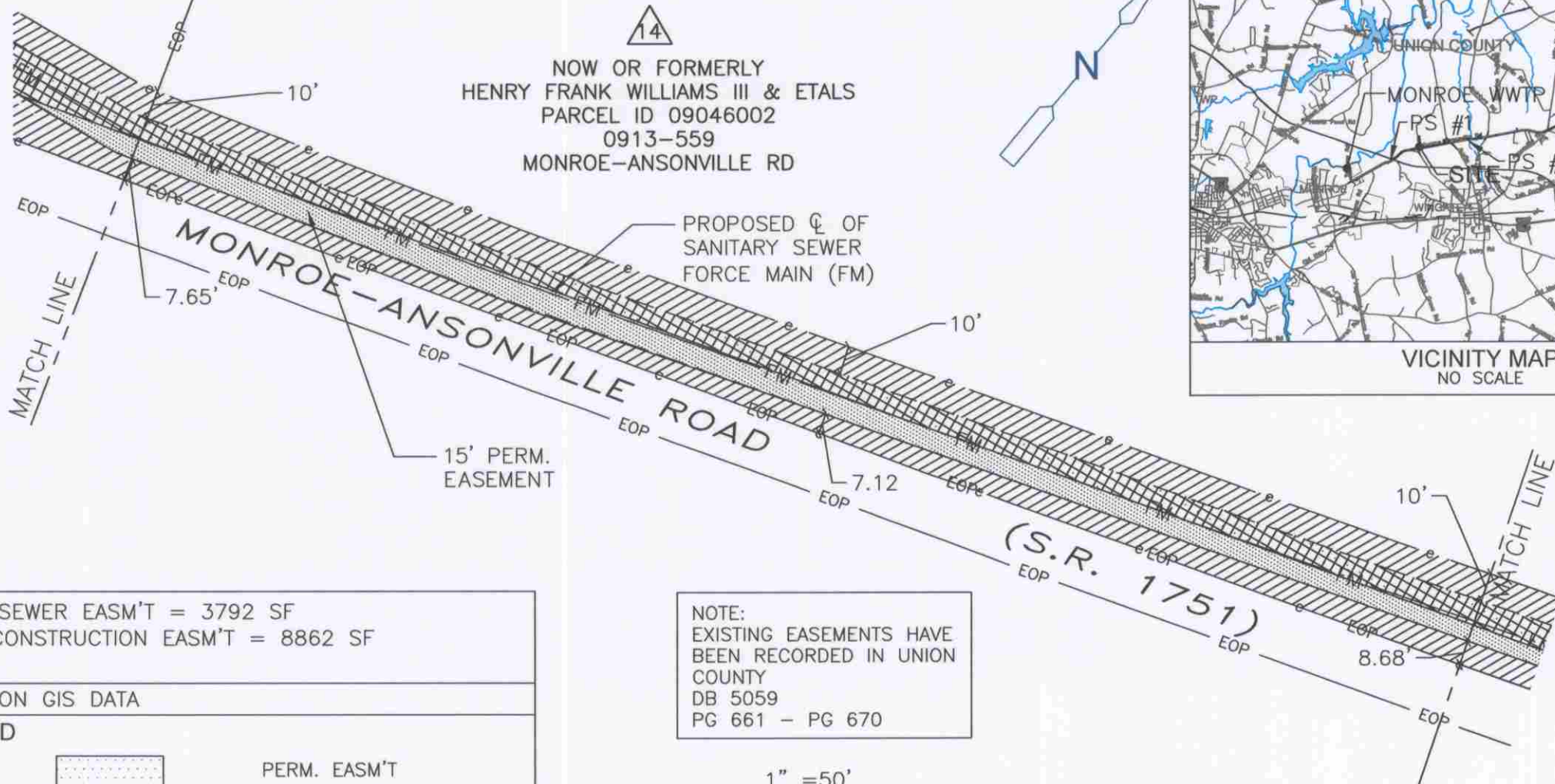
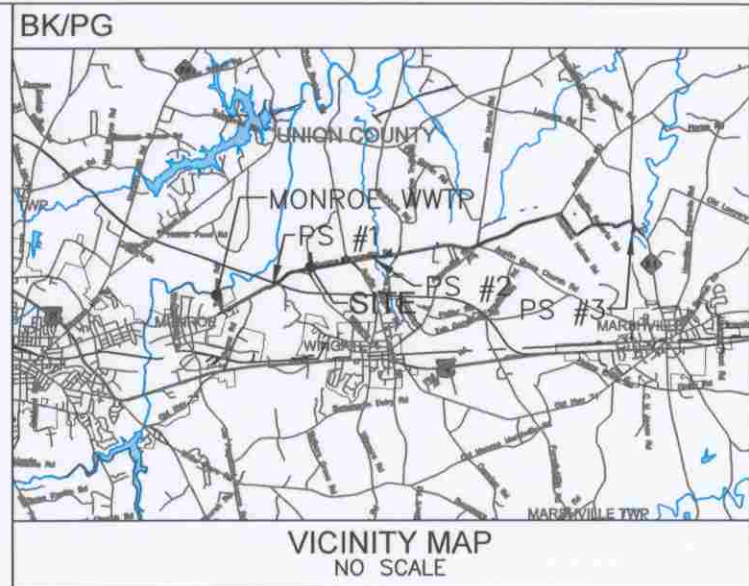
NOTE:  
 EXISTING EASEMENTS HAVE  
 BEEN RECORDED IN UNION  
 COUNTY  
 DB 5059  
 PG 661 - PG 670



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 BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE  
 WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.


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EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC	DATE JULY 23, 2010
PROPERTY OF HENRY FRANK WILLIAMS III & ETALS PARCEL ID 09046002 / 0913-559	SHEET NO. <b>14-D</b> SHEET 5 OF 8



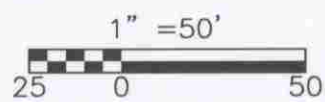
PERM. SEWER EASM'T = 3792 SF  
TEMP CONSTRUCTION EASM'T = 8862 SF

BASED ON GIS DATA


LEGEND

	PERM. EASM'T
	EXISTING EASM'T
	TEMP. CONST. EASM'T
	TEMP. CONST. EASM'T
	EDGE OF PAVEMENT
	PROPERTY CORNER
	BURIED AIR RELEASE VALVE

NOTE:  
EXISTING EASEMENTS HAVE  
BEEN RECORDED IN UNION  
COUNTY  
DB 5059  
PG 661 - PG 670



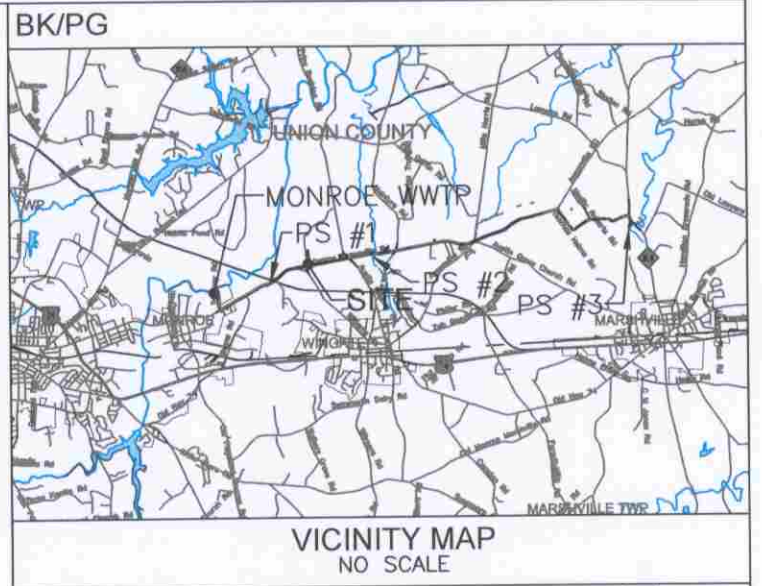
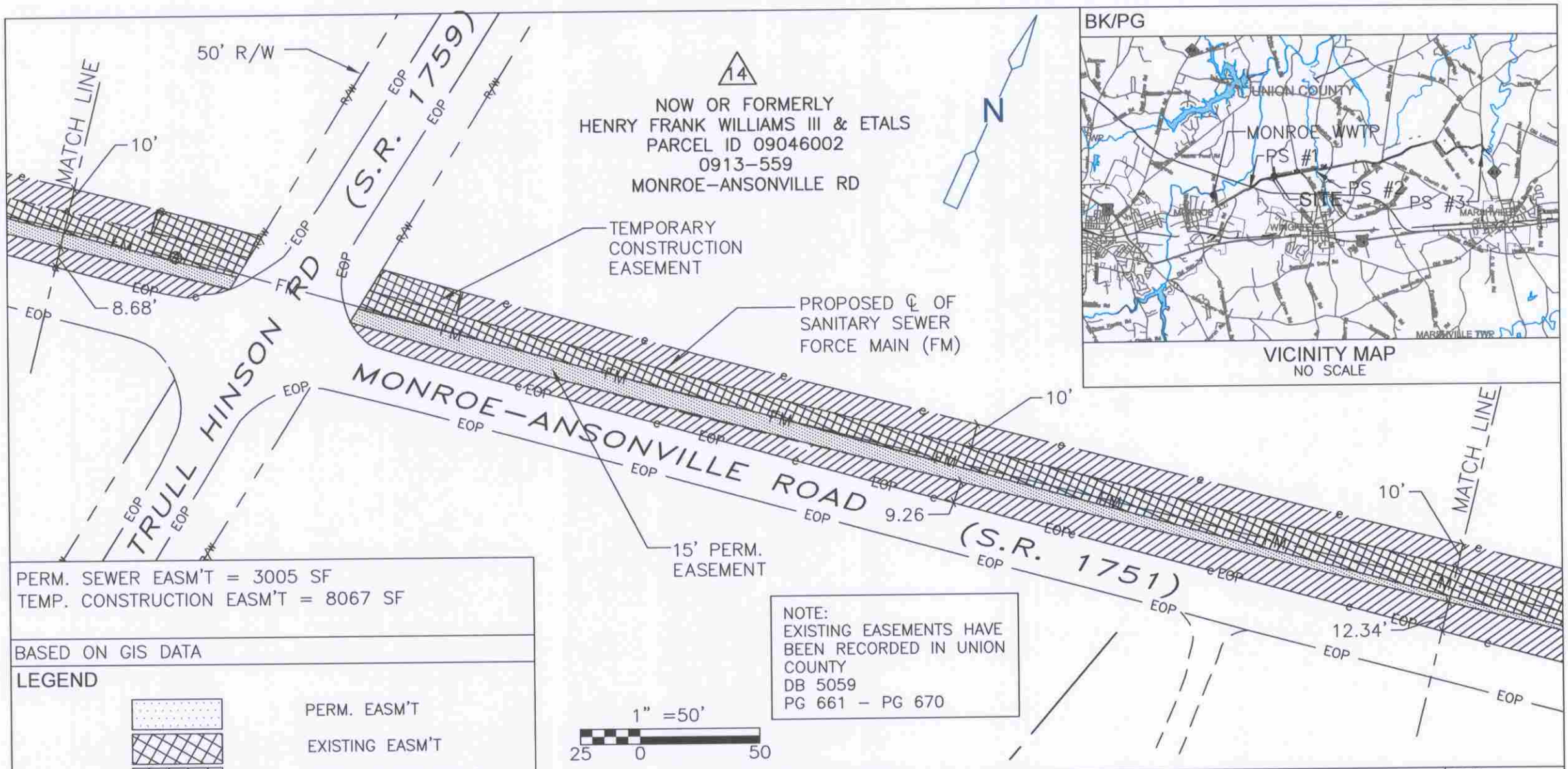
THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.



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301 South McDowell Street, Suite 512  
Charlotte, North Carolina 28204  
Tel: 704-342-4546 Fax: 704-342-2296

EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC	DATE JULY 23, 2010
PROPERTY OF HENRY FRANK WILLIAMS III & ETALS PARCEL ID 09046002 / 0913-559	SHEET NO. <b>14-E</b> SHEET 6 OF 8





PERM. SEWER EASM'T = 3005 SF  
 TEMP. CONSTRUCTION EASM'T = 8067 SF

BASED ON GIS DATA

**LEGEND**

	PERM. EASM'T
	EXISTING EASM'T
	TEMP. CONST. EASM'T
	TEMP. CONST. EASM'T
	EDGE OF PAVEMENT
	PROPERTY CORNER
	BURIED AIR RELEASE VALVE

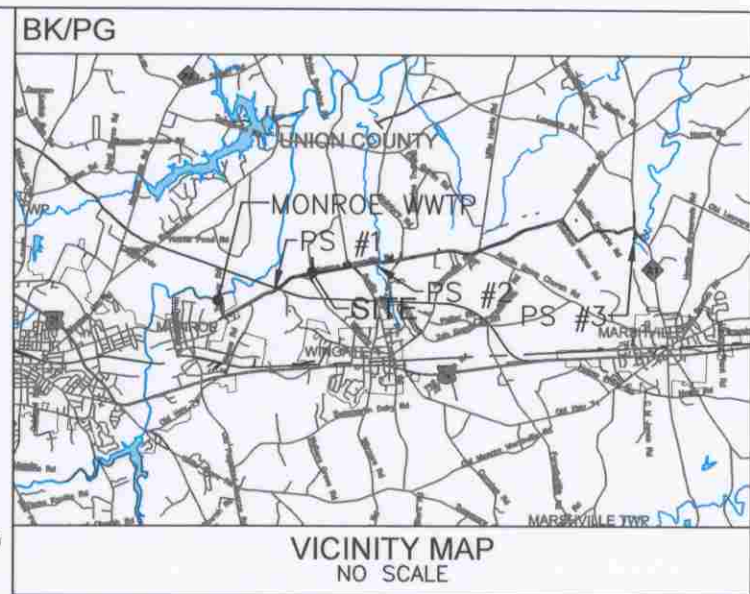
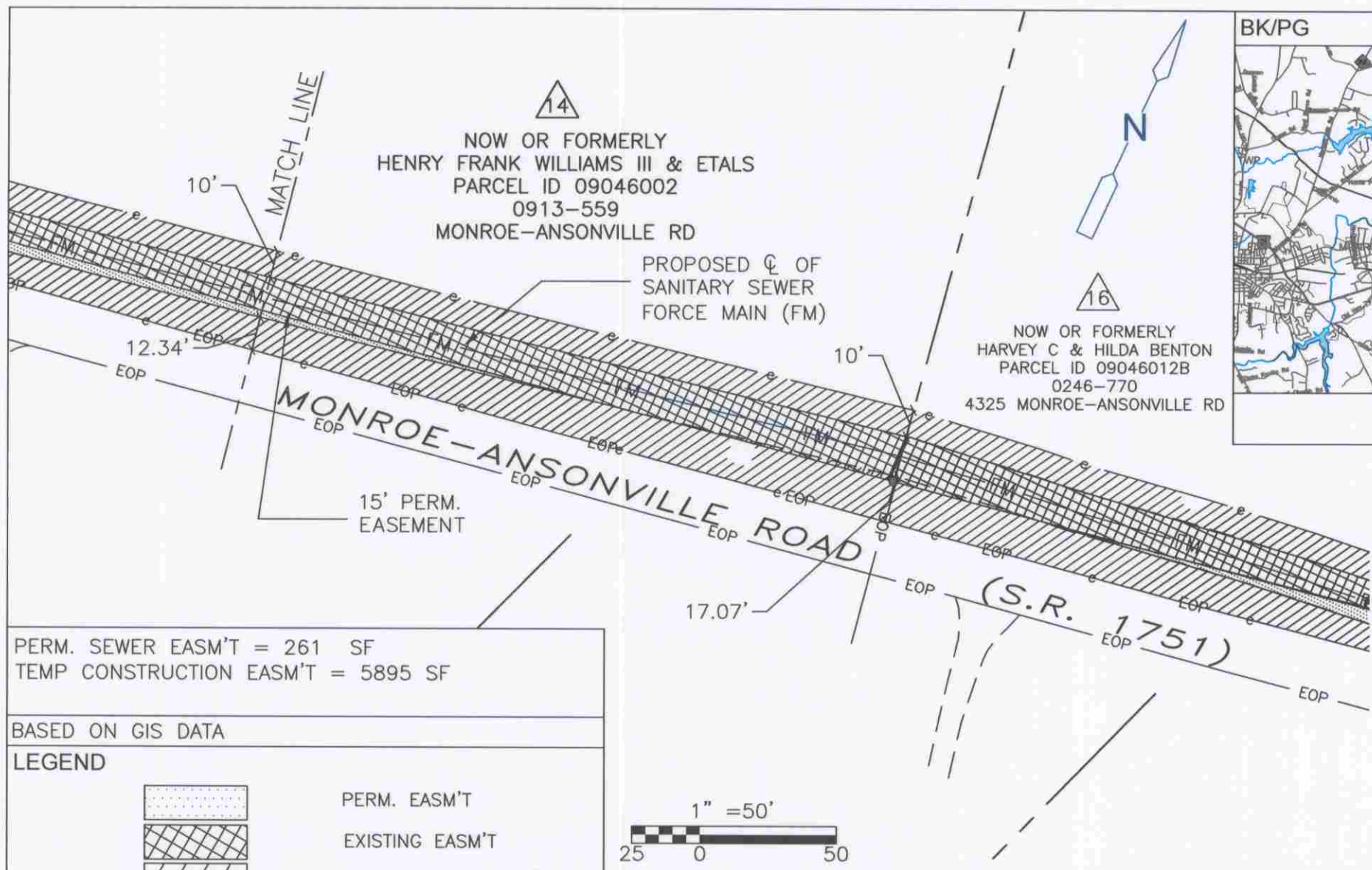
NOTE:  
 EXISTING EASEMENTS HAVE  
 BEEN RECORDED IN UNION  
 COUNTY  
 DB 5059  
 PG 661 - PG 670

THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.



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EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC	DATE JULY 23, 2010
PROPERTY OF HENRY FRANK WILLIAMS III & ETALS PARCEL ID 09046002 / 0913-559	SHEET NO. <b>14-F</b> SHEET 7 OF 8










NOTE:  
EXISTING EASEMENTS HAVE  
BEEN RECORDED IN UNION  
COUNTY  
DB 5059  
PG 661 - PG 670

PERM. SEWER EASM'T = 261 SF  
TEMP CONSTRUCTION EASM'T = 5895 SF

BASED ON GIS DATA

**LEGEND**

	PERM. EASM'T
	EXISTING EASM'T
	TEMP. CONST. EASM'T
	TEMP. CONST. EASM'T
	EDGE OF PAVEMENT
	PROPERTY CORNER
	BURIED AIR RELEASE VALVE

THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.



Camp Dresser & McKee  
301 South McDowell Street, Suite 512  
Charlotte, North Carolina 28204  
Tel: 704-342-4546 Fax: 704-342-2296

EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC	DATE JULY 23, 2010
PROPERTY OF HENRY FRANK WILLIAMS III & ETALS PARCEL ID 09046002 / 0913-559	SHEET NO. <b>14-G</b> SHEET 8 OF 8

**A RESOLUTION AUTHORIZING CONDEMNATION TO ACQUIRE CERTAIN  
PROPERTY OR INTEREST IN PROPERTY OF TEMPORARY AND  
PERMANENT UTILITY RIGHT-OF-WAY /EASEMENT**

WHEREAS, the governing body of the County of Union hereby determines that it is necessary and in the public interest to acquire certain property or interest in property owned by Beck, Barbara Jane Smith (now or formerly) for the following public purpose:

- (1) Temporary Construction
- (2) Permanent Utility Right of Way/Easement

WHEREAS, the proper officials or representatives of the County of Union have been unable to acquire the needed interest in this property by negotiated conveyance.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Union, that;

1. The County of Union shall acquire by condemnation, for the purpose stated above, the property or interest in property described as follows:

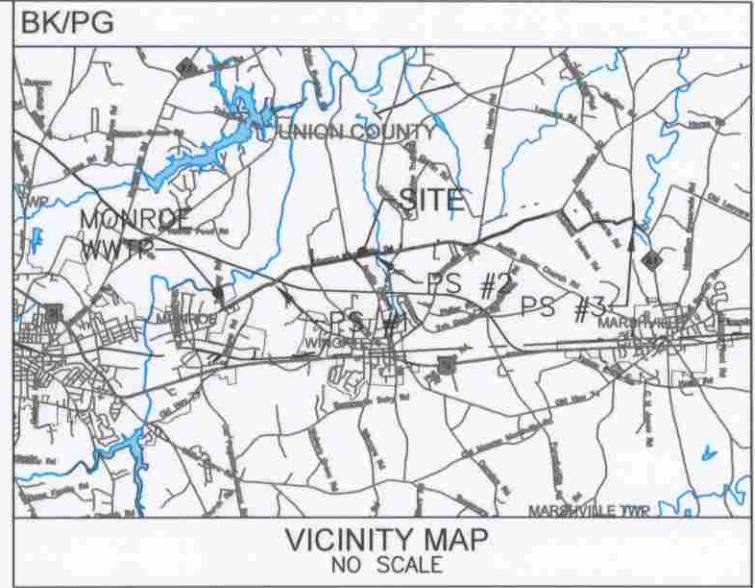
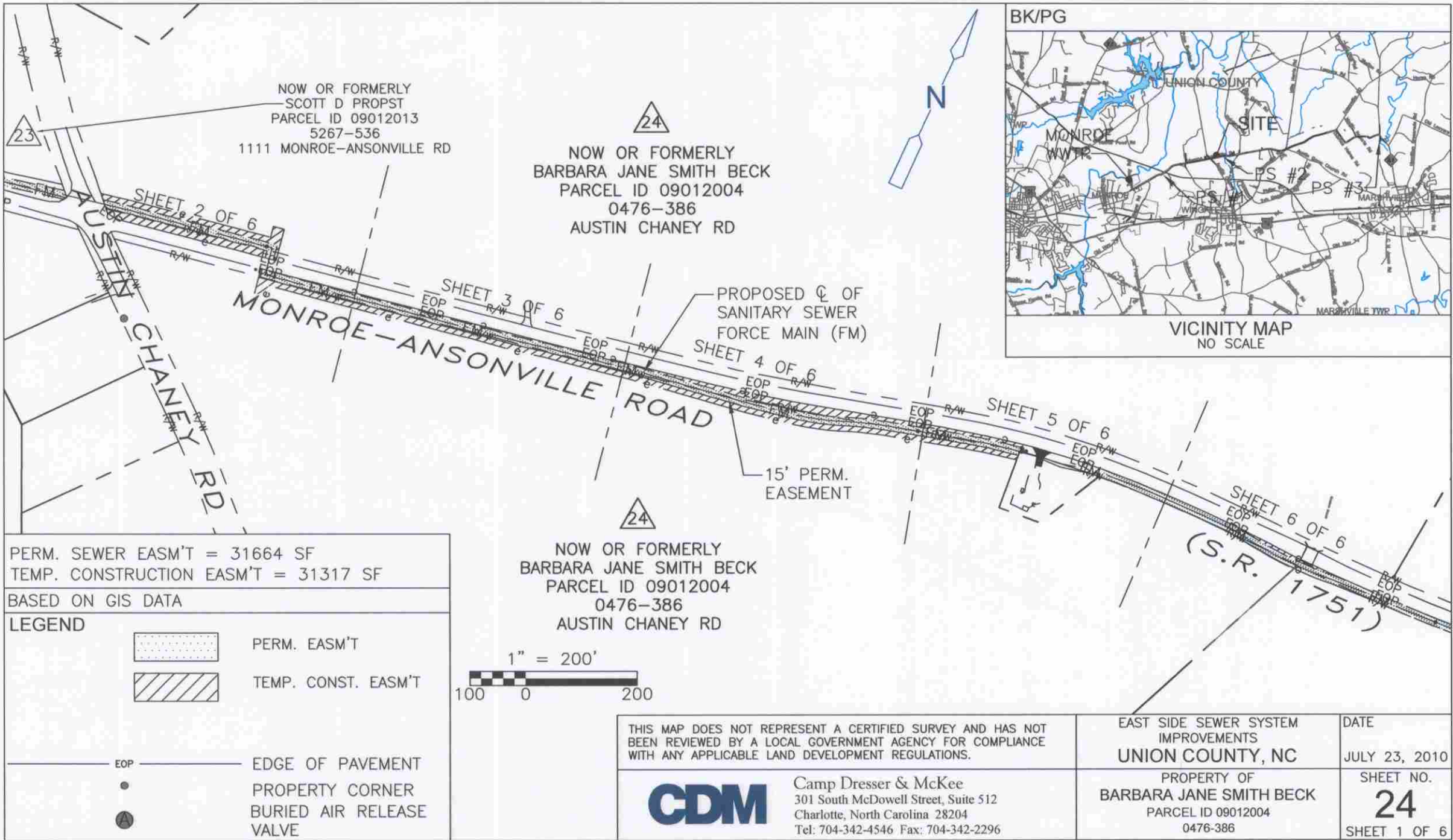
Easement and right of way in an over and across certain land located in Monroe Township, Union County, North Carolina, and more particularly described as follows:

A varies foot wide Temporary Construction Easement and a **15** foot wide Permanent Utility Right of Way/Easement over a portion of that property located in Monroe Township, Union County, N.C. identified by Union County Tax Parcel 09012004, Deed Book 476, Page 386 and more particularly being a total of varies in width, all of which is shown as Exhibit "24-24E" attached and made part of this resolution.

2. The attorneys representing the County of Union are directed to institute the necessary proceeding under Chapter 40A of the North Carolina General Statutes to acquire the property or interest in property herein above described.

ADOPTED: This \_\_\_\_\_ Day \_\_\_\_\_, 20\_\_\_\_\_.

Folder/resoluti








NOW OR FORMERLY  
 SCOTT D PROPST  
 PARCEL ID 09012013  
 5267-536  
 1111 MONROE-ANSONVILLE RD

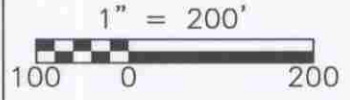
24  
 NOW OR FORMERLY  
 BARBARA JANE SMITH BECK  
 PARCEL ID 09012004  
 0476-386  
 AUSTIN CHANEY RD

24  
 NOW OR FORMERLY  
 BARBARA JANE SMITH BECK  
 PARCEL ID 09012004  
 0476-386  
 AUSTIN CHANEY RD

PERM. SEWER EASM'T = 31664 SF  
 TEMP. CONSTRUCTION EASM'T = 31317 SF

BASED ON GIS DATA

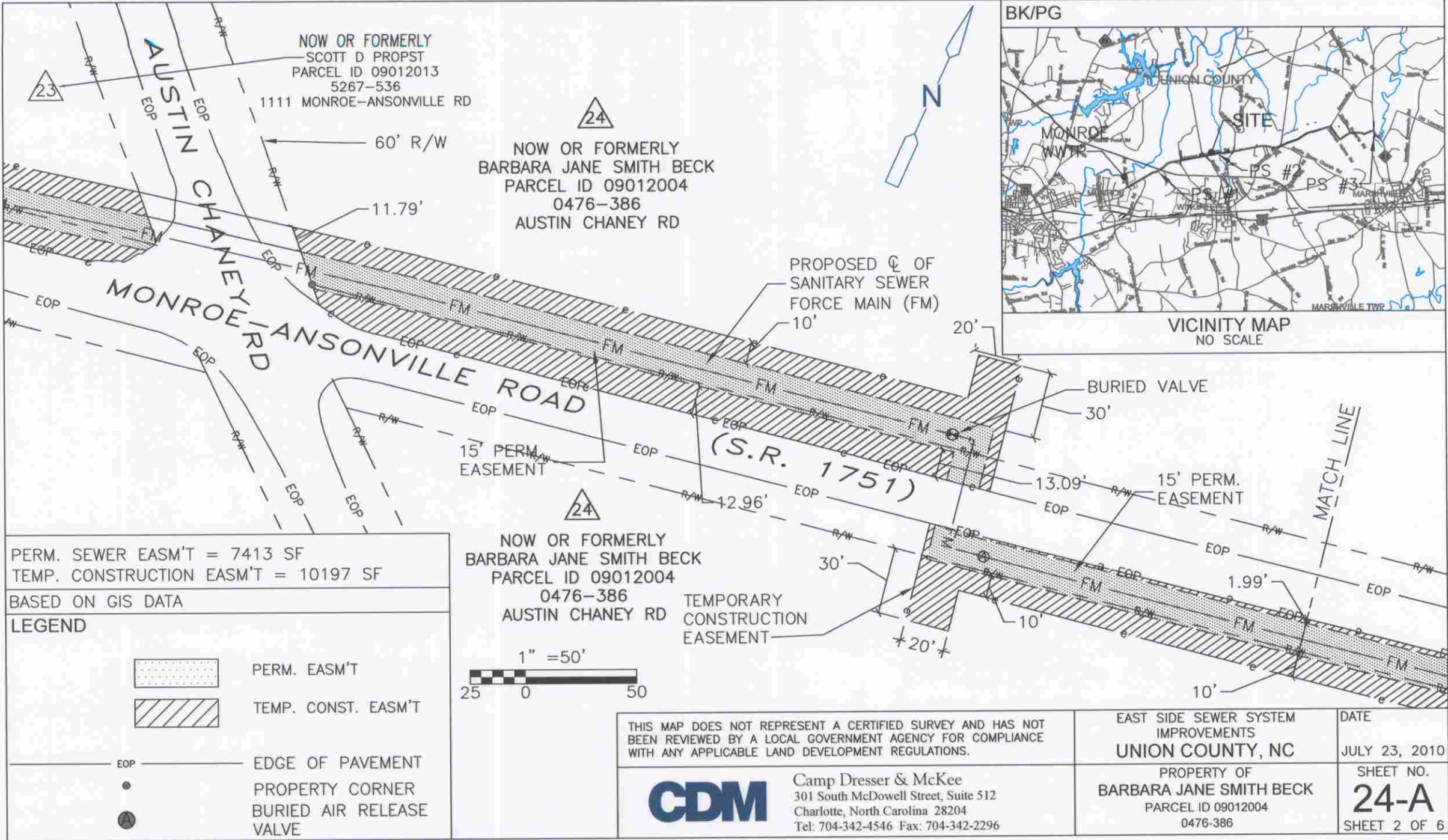
LEGEND	
	PERM. EASM'T
	TEMP. CONST. EASM'T
	EDGE OF PAVEMENT
	PROPERTY CORNER
	BURIED AIR RELEASE VALVE



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**Camp Dresser & McKee**  
 301 South McDowell Street, Suite 512  
 Charlotte, North Carolina 28204  
 Tel: 704-342-4546 Fax: 704-342-2296

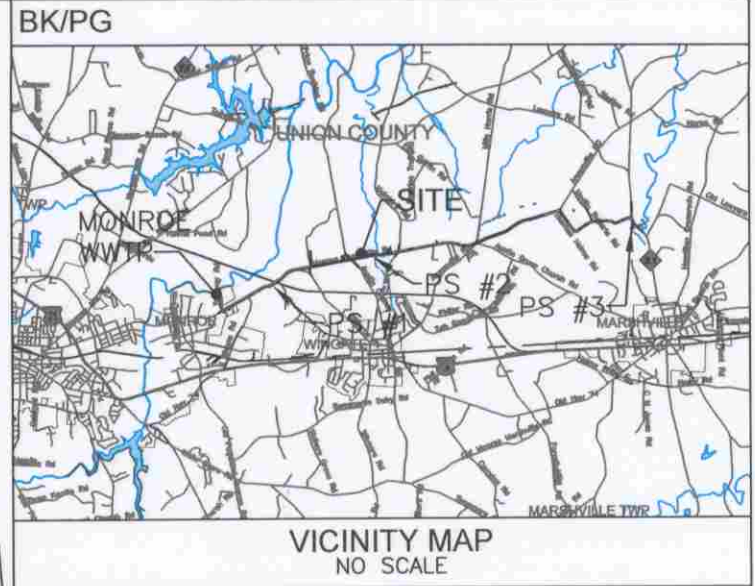
EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC	DATE JULY 23, 2010
PROPERTY OF BARBARA JANE SMITH BECK PARCEL ID 09012004 0476-386	SHEET NO. <b>24</b> SHEET 1 OF 6



NOW OR FORMERLY  
SCOTT D PROPST  
PARCEL ID 09012013  
5267-536  
1111 MONROE-ANSONVILLE RD

NOW OR FORMERLY  
BARBARA JANE SMITH BECK  
PARCEL ID 09012004  
0476-386  
AUSTIN CHANEY RD

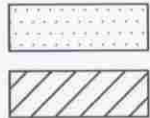
NOW OR FORMERLY  
BARBARA JANE SMITH BECK  
PARCEL ID 09012004  
0476-386  
AUSTIN CHANEY RD



PERM. SEWER EASM'T = 7413 SF  
TEMP. CONSTRUCTION EASM'T = 10197 SF

BASED ON GIS DATA

LEGEND



PERM. EASM'T

TEMP. CONST. EASM'T

EOP

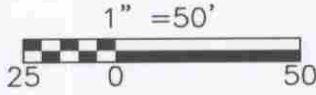
EDGE OF PAVEMENT



PROPERTY CORNER



BURIED AIR RELEASE VALVE



THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.



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EAST SIDE SEWER SYSTEM  
IMPROVEMENTS  
UNION COUNTY, NC

PROPERTY OF  
BARBARA JANE SMITH BECK  
PARCEL ID 09012004  
0476-386

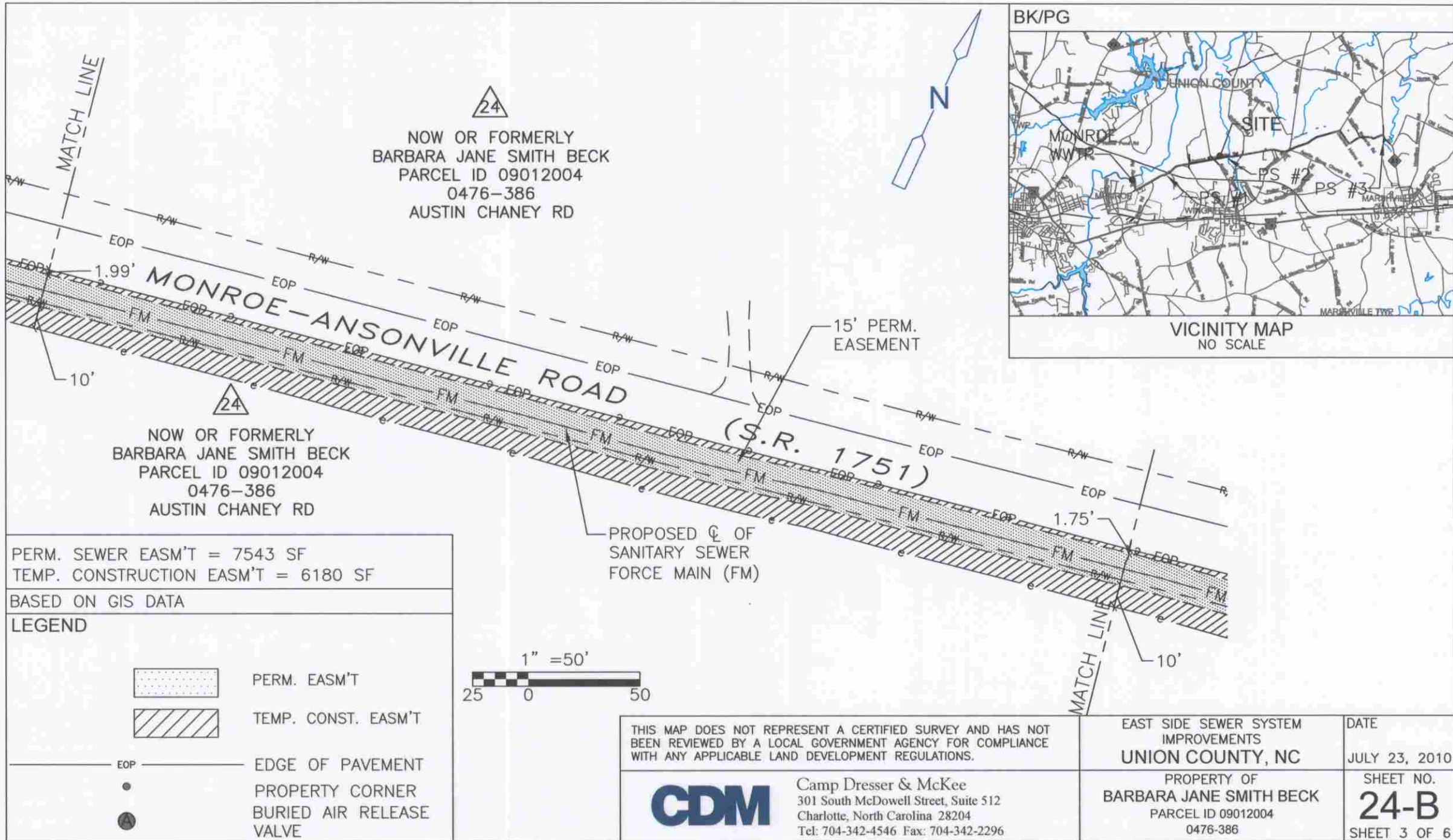
DATE

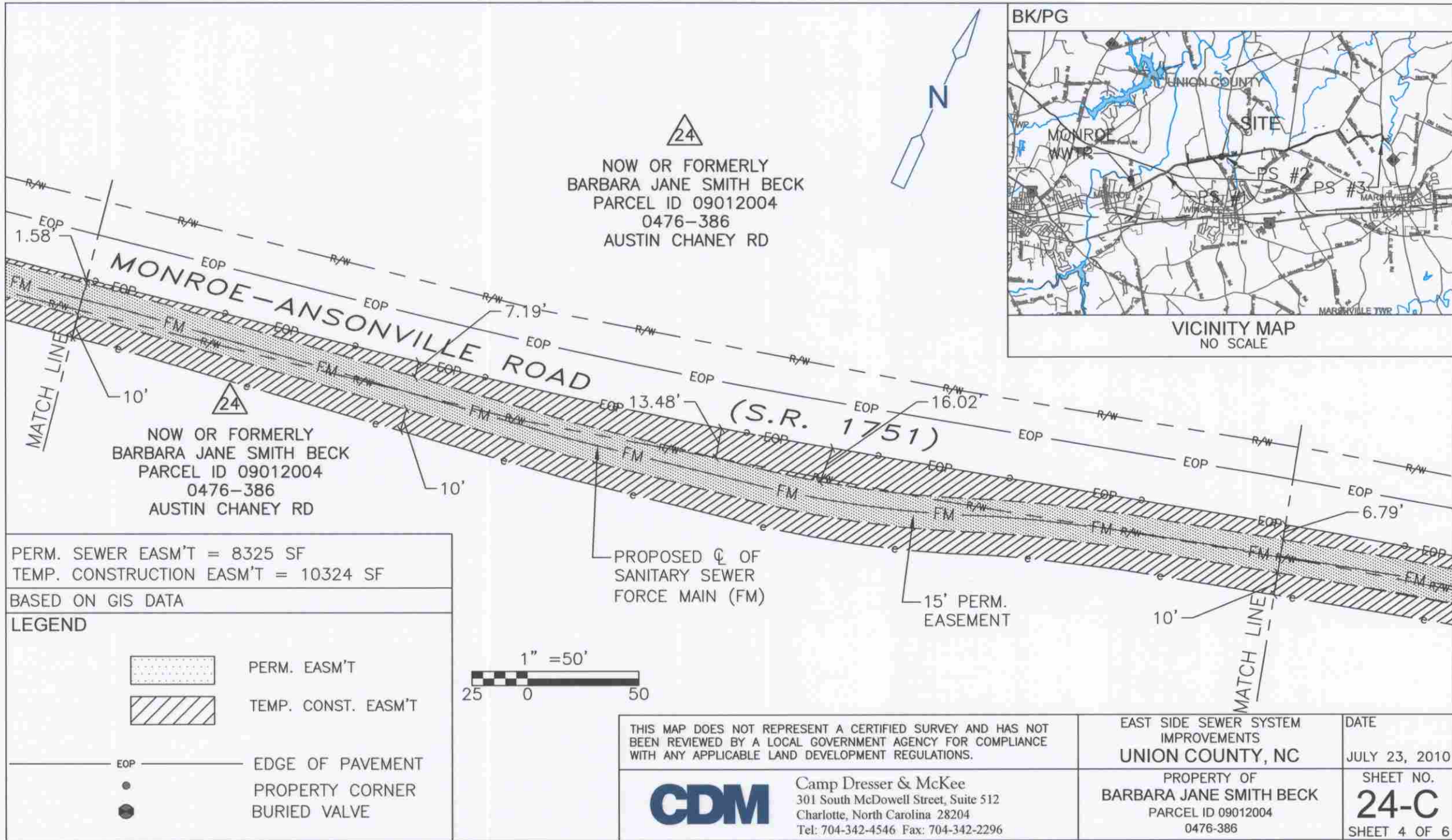
JULY 23, 2010

SHEET NO.

24-A

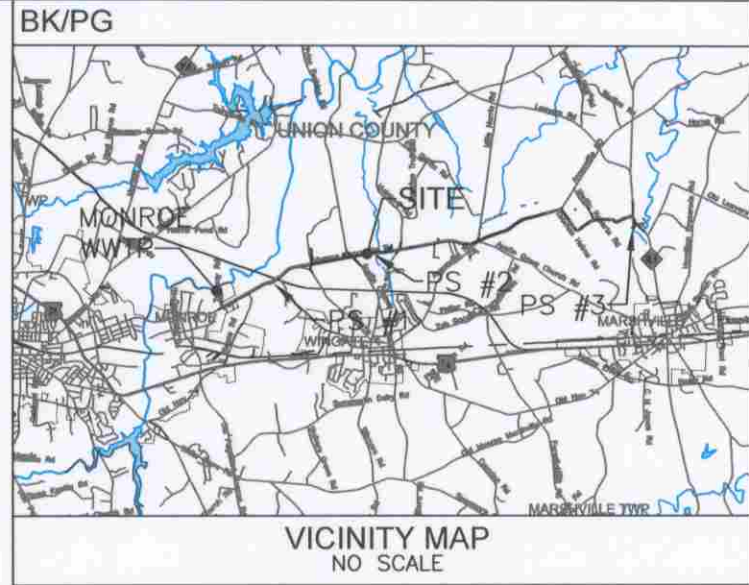
SHEET 2 OF 6





24  
 NOW OR FORMERLY  
 BARBARA JANE SMITH BECK  
 PARCEL ID 09012004  
 0476-386  
 AUSTIN CHANEY RD



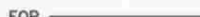


24  
 NOW OR FORMERLY  
 BARBARA JANE SMITH BECK  
 PARCEL ID 09012004  
 0476-386  
 AUSTIN CHANEY RD

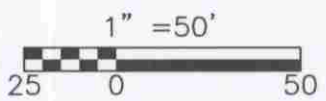


PERM. SEWER EASM'T = 8325 SF  
 TEMP. CONSTRUCTION EASM'T = 10324 SF

BASED ON GIS DATA

LEGEND

-  PERM. EASM'T
-  TEMP. CONST. EASM'T
-  EOP ——— EDGE OF PAVEMENT
-  ● PROPERTY CORNER
-  ● BURIED VALVE



PROPOSED  $\text{C}$  OF  
 SANITARY SEWER  
 FORCE MAIN (FM)

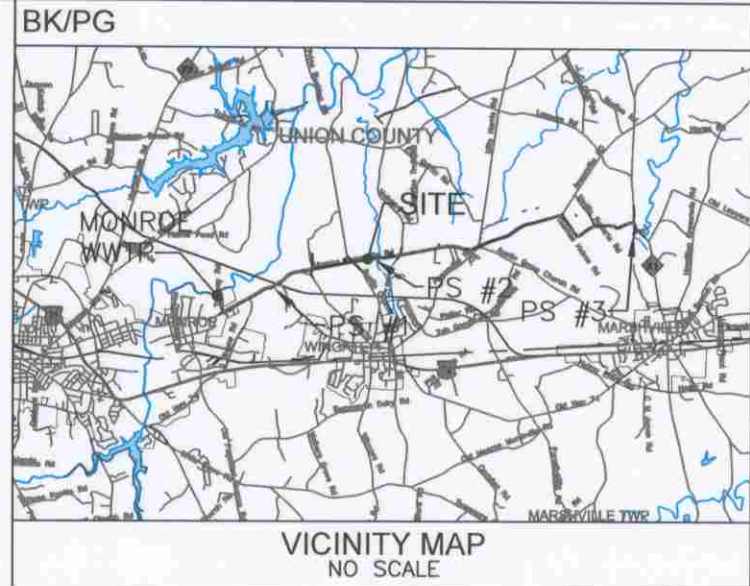
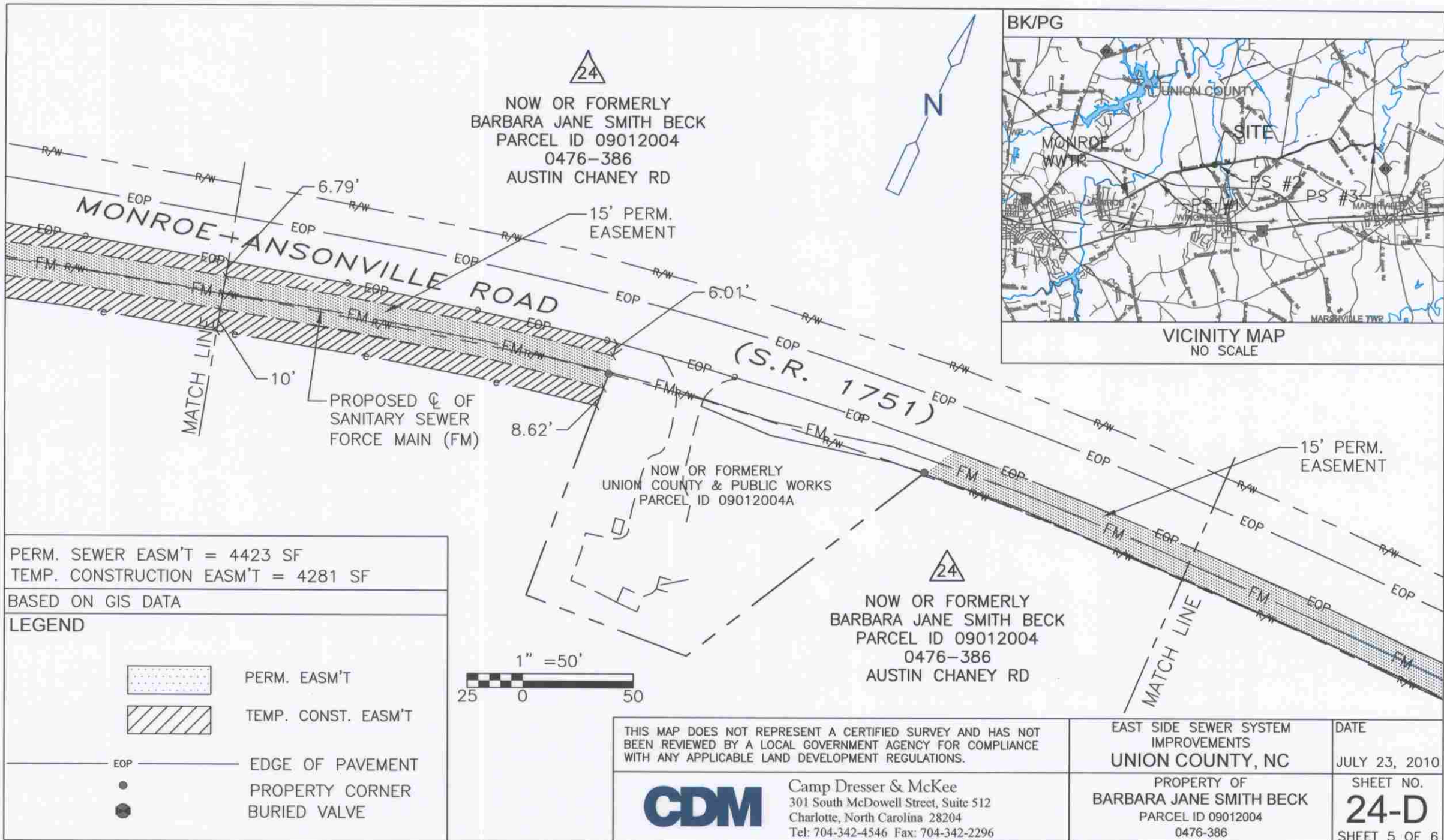
15' PERM.  
 EASEMENT

THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.








Camp Dresser & McKee  
 301 South McDowell Street, Suite 512  
 Charlotte, North Carolina 28204  
 Tel: 704-342-4546 Fax: 704-342-2296

EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC	DATE JULY 23, 2010
PROPERTY OF BARBARA JANE SMITH BECK PARCEL ID 09012004 0476-386	SHEET NO. <b>24-C</b> SHEET 4 OF 6



PERM. SEWER EASM'T = 4423 SF  
 TEMP. CONSTRUCTION EASM'T = 4281 SF

BASED ON GIS DATA

LEGEND	
	PERM. EASM'T
	TEMP. CONST. EASM'T
	EDGE OF PAVEMENT
	PROPERTY CORNER
	BURIED VALVE

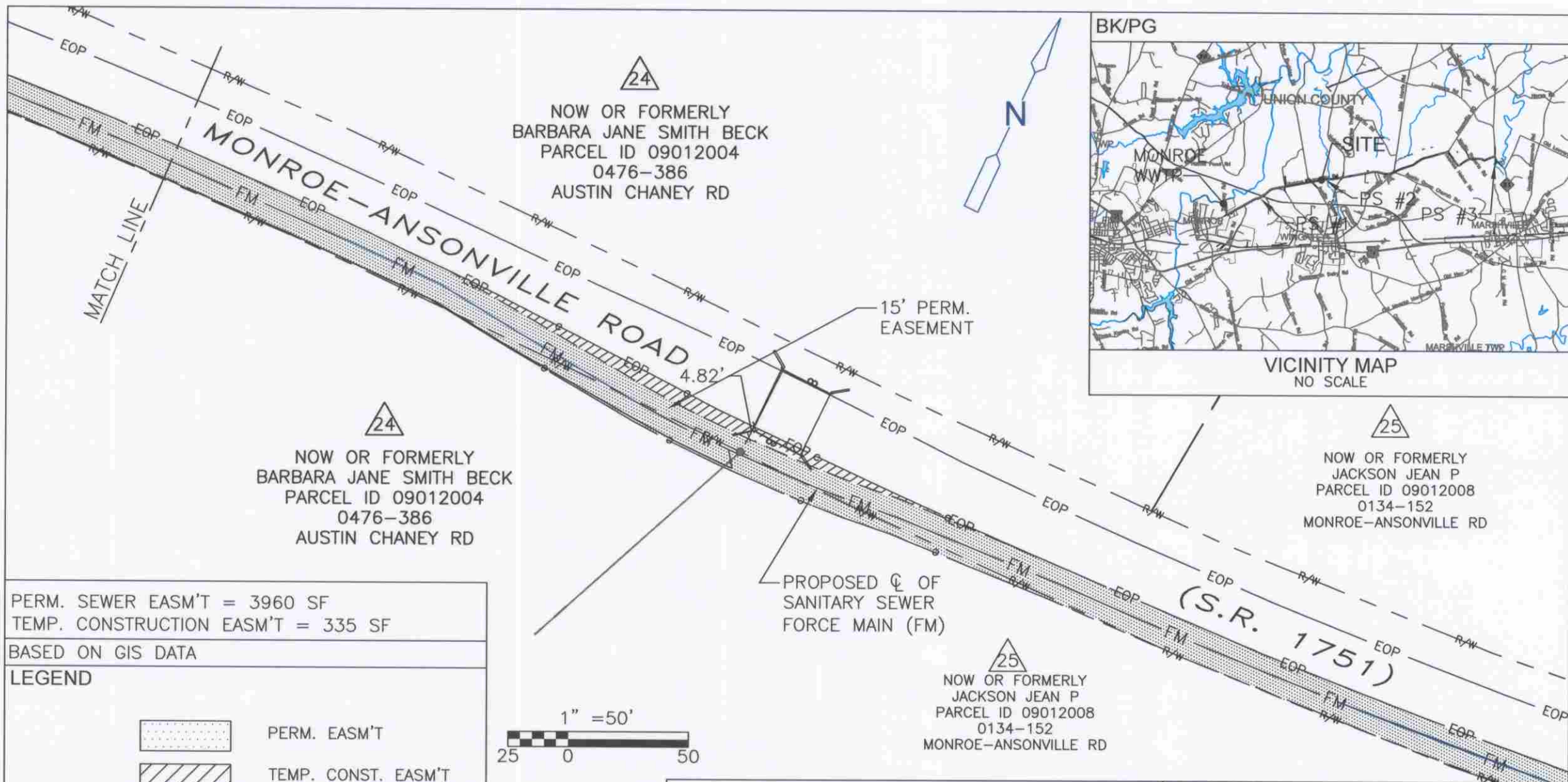
THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.



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EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC	DATE JULY 23, 2010
PROPERTY OF BARBARA JANE SMITH BECK PARCEL ID 09012004 0476-386	SHEET NO. <b>24-D</b> SHEET 5 OF 6







PERM. SEWER EASM'T = 3960 SF  
TEMP. CONSTRUCTION EASM'T = 335 SF

BASED ON GIS DATA

**LEGEND**

	PERM. EASM'T
	TEMP. CONST. EASM'T
— EOP —	EDGE OF PAVEMENT
•	PROPERTY CORNER
●	BURIED VALVE

THIS MAP DOES NOT REPRESENT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.

**CDM** Camp Dresser & McKee  
301 South McDowell Street, Suite 512  
Charlotte, North Carolina 28204  
Tel: 704-342-4546 Fax: 704-342-2296

EAST SIDE SEWER SYSTEM IMPROVEMENTS UNION COUNTY, NC	DATE JULY 23, 2010
PROPERTY OF BARBARA JANE SMITH BECK PARCEL ID 09012004 0476-386	SHEET NO. <b>24-E</b> SHEET 6 OF 6

**UNION COUNTY  
BOARD OF COMMISSIONERS**

**ACTION AGENDA ITEM ABSTRACT**

**Meeting Date: May 2, 2011**

**Action Agenda Item No. 8**

(Central Admin. use only)

**SUBJECT:** Approval of FY-2011 UCAC Grant Packets

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**DEPARTMENT:** Parks and Recreation      **PUBLIC HEARING:** No

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**ATTACHMENT(S):**  
Enclosure 1: FY-2011 UCAC Grant  
Overview

**INFORMATION CONTACT:**  
Bill Whitley, Director

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Enclosure 2: Recommendation for  
Re-application for Grant Funding

**TELEPHONE NUMBERS:**  
704-843-3919

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**DEPARTMENT'S RECOMMENDED ACTION:**

(1) That the BOCC approve the Parks and Recreation Advisory Committee's recommendations for the funding of the FY-2011 UCAC Grant Applications for Piedmont Recreation Association (PRA), Prospect Athletic and Recreation Association (PARA), and South Union Athletic Association (SUAA) as outlined in Enclosure 1 and authorize the County Manager to execute agreements after review by Legal.

(2) That the BOCC approve the Parks and Recreation Advisory Committee's recommendation for authorizing those Athletic Associations, that had their FY-2011 Grant Application returned due to being incomplete, to resubmit an updated FY-2011 Grant Application Request as outlined by Enclosure 2.

**BACKGROUND:**

On April 20, 2011, the P&R Staff and the P&R Advisory Committee met to review the FY-2011 UCAC Grant Applications. The following Athletic Associations submitted complete applications and were reviewed by the Advisory Committee: (1) Piedmont Recreation Association, (2) Prospect Athletic and Recreation Association, and (3) South Union Athletic Association. After review of Staff's recommendations and lengthy discussion, the Advisory Committee made necessary adjustments to the Staff's recommendations, and voted unanimously to forward a recommendation to the BOCC that these projects be approved for funding. Enclosure 1 provides the formal recommendation and suggested contingencies for the BOCC's consideration for each of these associations. (Please see Enclosure 1, page 2 for PRA's, page 4 for PARA's, and page 6 for SUAA's background information.)

Once complete applications were reviewed, Staff suggested that the Advisory Committee consider recommending that those associations that submitted an incomplete application be authorized to update and resubmit a FY-2011 UCAC Grant Application Request. If properly resubmitted, the Advisory Committee could then consider their project for possible funding. Staff provided a written recommendation for the Advisory Committee to consider and explained all requirements (contingencies) of the recommendation. After a lengthy discussion, and much debate, it was felt that it would be in the best interest of the County to consider such a recommendation. The Advisory Committee amended portions of the Staff's recommendation, and unanimously approved that the updated recommendation be forwarded to the BOCC for their consideration. This recommendation, including suggested contingencies, is stated in Enclosure 2 of this packet.

Note: Due to the timeline listed on Enclosure 2, this would require that the remaining FY-2011 Funds be rolled into the next fiscal year's budget to ensure funding for resubmitted grants (if these grant projects are approved).

In conclusion, the Parks and Recreation Advisory Committee and Staff highly recommends that the BOCC approve the recommended actions as listed above.

**FINANCIAL IMPACT:** Funds for these projects are available in Budget Line: 10561372-5699. Please see note in background information concerning rollover funds.

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**Legal Dept. Comments if applicable:** \_\_\_\_\_

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**Finance Dept. Comments if applicable:** \_\_\_\_\_

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**Manager Recommendation:** \_\_\_\_\_

**Enclosure 1**

SSIC:8100

**FY-2011 UCAC GRANT OVERVIEW**

The information contained in this packet provides information concerning the FY-2011 UCAC Grant Application Requests received by the Parks and Recreation Department. Additionally, it contains the recommendations of both the Parks and Recreation Department and the Parks and Recreation Advisory Committee for funding of these projects.

2011 UCAC Grant Request  
For  
INDIAN TRAIL ATHLETIC ASSOCIATION

**Name of Project:** N/A

Submitted incomplete application.

As per the guidelines: "Grant application requests must meet the required guidelines and procedures to ensure that grant funds are distributed appropriately and in a proper time frame. Any grant application which is incomplete or submitted by ineligible groups will not be accepted for review by the Parks and Recreation Advisory Committee, and will be returned with a letter stating reason(s) for ineligibility. March 13, 2011 is the due date for early review with Park Staff (optional). This will allow adequate time to make any changes before March 31, 2011, the Final Due Date of the application."

Staff will send out letter next week.

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2011 UCAC Grant Request  
For  
MARSHVILLE RECREATION ASSOCIATION

**Name of Project:** Association not participating in program.

**Narrative of Project:**

**Amount Authorized:** \$

**Amount Requested:** \$

**Association's Funding for Project:** \$

**Overmatch:**  Yes  No

**Project Total as per application:** \_\_\_\_\_

2011 UCAC Grant Request  
For  
PIEDMONT RECREATION ASSOCIATION

**Name of Project:** ADA Park Improvements

**Narrative of Project:**

Application reads:

"The sole purpose of PRA constructing specific trails to specific field locations is mainly for wheelchair and handicap access. The sole purpose of PRA performing this project is for those in need of handicap parking as well as having the mobility to reach any and all of our athletic fields. Currently we do not have the easiest access to all field locations and have had to transport vehicles next to fields compromising the safety of children / vehicles. This situation poses a few risks to the vehicle that may be hit with stray balls, etc. as well. In the past there was ample handicap parking, however, over time the weather conditions and lack of quality signs, etc., they have become extremely tattered. The purpose for extending the parking area is to give much more visible access for those in need. We will allow complete mobility for each and every parking spot that is designed for handicapped access and allow them to easily reach any field within the parks proximity."

**Amount Authorized:** \$ 7,813.38

**Amount Requested:** \$ 7,813.38

**Project Total as per application:** \$ 10,938.38

**Association's Funding for Project:** \$ 3,125.35

**Overmatch:**  Yes  No

**Status of FY-2010 Grant:**

The Grant Feedback Report that was turned in by Piedmont Recreation Association dated 3/28/2011 indicates that they have purchased the items indicated on their 2010 Grant Application. Staff has a copy of all applicable receipts. They did not include a copy of their financial audit per the application guidelines. They are awaiting the financial audit from their accountant and will forward to us when they receive the report. When staff has received all required documentation, a site check will be completed.

**Staff Recommendation:**

Staff has reviewed the grant packet and has graded it as complete as per the requirements of the guidelines. Staff considers this as an ADA Grant Request and believe that the rollover funds from FY-2010 be used for this project. Staff is encouraged that the Association is moving towards making their fields accessible to all citizens. Staff would make the following recommendations for consideration by the Advisory Committee:

(1) That the Advisory Committee considers the requirements of the contingencies of the FY-2010 Grant since this could be considered a Special ADA Grant. (Note: Associations were notified that they could make two grants this year. (1) a regular grant request that must meet ADA requirements and (2) a project designated as an ADA Project. This was due to the roll-over funds from the previous year.

(2) That the Advisory Committee place a deadline on the Association to complete their close-out report for their FY-2010 Grant so that Staff can reconcile their account. (Failure to complete the close out report, would forfeit the grant. Finance would not issue a check for their funds until the close-out was completed and reviewed by staff.)

(3) That the project be approved based on the fact that it will meet ADA Guidelines. A review of the guidelines should be encouraged prior to starting the project.

(4) Lastly, it should be encouraged that the trails, once constructed, should be "raked/smoothed", at a minimum of quarterly (Jan, Apr, Jul, Oct) by their maintenance team, to keep them truly accessible.

**Advisory Committee's Recommendation:**

The motion was made to approve the following recommendations based on staff's input and the committee's discussion:

(1) The Advisory Committee agrees that this was an ADA Particular Project and thus the contingency from the association's FY-2010 UCAC Grant for repayment of their lack of matching funds should not be required.

(2) That a deadline of June 1, 2011 be placed on the Association to complete their close-out report for their FY-2010 Grant so that Staff can reconcile their account. (Failure to complete the close out report, would forfeit the grant. Finance would not issue a check for their funds until the close-out was completed and reviewed by staff.)

(3) That the project be approved based on the fact that it will meet ADA Guidelines. A review of the guidelines should be encouraged prior to starting the project.

(4) Lastly, the Advisory Committee encourages that the trails, once constructed, be "raked/smoothed", at a minimum of quarterly (Jan, Apr, July, Oct) by their maintenance team, to keep them truly accessible.

The Motion was made by Jan Ball, seconded by Bryan Clark, and passed unanimously. (Commissioner Johnson did not vote due to a possible conflict of interest.)

2011 UCAC Grant Request  
For  
Porter Ridge Athletic Association

**Name of Project:** N/A

Submitted incomplete application.

As per the guidelines: "Grant application requests must meet the required guidelines and procedures to ensure that grant funds are distributed appropriately and in a proper time frame. Any grant application which is incomplete or submitted by ineligible groups will not be accepted for review by the Parks and Recreation Advisory Committee, and will be returned with a letter stating reason(s) for ineligibility. March 13, 2011 is the due date for early review with Park Staff (optional). This will allow adequate time to make any changes before March 31, 2011, the Final Due Date of the application."

Staff will send out letter next week.

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2011 UCAC Grant Request  
For  
PROSPECT ATHLETIC AND RECREATION ASSOCIATION

**Name of Project:** Safety and Protective Equipment Project

**Narrative of Project:**

Application reads:

"Project consists of the purchase of Safety and Protective Equipment for players. To include purchase of a new batting cage with soft-toss and t-ball attachment, 2 new portable pitching mounds, 2 sock t-ball and soft toss screens, softball screen, poly cap fence topper, and new batting helmets. All of these items in this request are to help in the protection that players do not get injured on and off the field."

**Amount Authorized:** \$6,751.78

**Amount Requested:** \$ 5,795.00

**Project Total as per application:** \$ 8,113.00

**Association's Funding for Project:** \$2,318.00

**Overmatch:**  Yes  No

**Status of FY-2010 Grant:**

Prospect Athletic Association received their funds in March of 2011 and are in the process of compiling all required information to close out their grant. The President of Prospect Athletic Association has indicated that they plan to be 100% complete by the end of April 2011 and have

all required documentation turned in to staff. When staff has received all required documentation, a site check will be completed.

**Staff Recommendation:**

Staff has reviewed the grant packet and has graded it as complete as per the requirements of the guidelines. Staff would make the following recommendations for consideration by the Advisory Committee:

- (1) That the Advisory Committee place a deadline on the Association to complete their close-out report for their FY-2010 Grant so that Staff can reconcile their account. (Failure to complete the close out report, would forfeit the grant. Finance would not issue a check for their funds until the close-out was completed and reviewed by staff.)
- (2) Require the association to take an inventory of all safety equipment and determine the recycle period of the safety equipment purchased under the FY-2010 Grant and this Grant, if approved. This should assist the association in management of "safety-related" funding and ensuring that the proper amount of equipment is on-hand and maintained.

**Advisory Committee's Recommendation:**

The motion was made to approve the following recommendations based on staff input and the committee's discussion:

- (1) That a deadline of June 1, 2011 be placed on the Association to complete their close-out report for their FY-2010 Grant so that Staff can reconcile their account. (Failure to complete the close out report, would forfeit the grant. Finance would not issue a check for their funds until the close-out was completed and reviewed by staff.)
- (2) Require the association to take and submit an inventory of all safety equipment and determine the recycle period of the safety equipment purchased under the FY-2010 Grant and this Grant's close out report, if approved. This should assist the association in management of "safety-related" funding and ensuring that the proper amount of equipment is on-hand and maintained.

The Motion was made by Bryan Clark, seconded by Commissioner Johnson, and passed unanimously.



2011 UCAC Grant Request  
For  
SOUTH UNION ATHLETIC ASSOCIATION

**Name of Project:** Grounds Upkeep Equipment and Storage Container

**Narrative of Project:**

Application reads: "Our grant project for this year will be to purchase one (1) lawn mower to cut the grass on the ball fields and the surrounding areas including the spaces around the gym and road frontage. Also the mower will have a factory installed hitch for attaching other equipment such as grass catching bags, leaf vacuuming attachments and small drags for our infields. Also to purchase a self-contained storage building to lock the mower in to prevent theft and keep it out of the weather."

**Amount Authorized:** \$8,450.34

**Amount Requested:** \$ 8,450.34

**Project Total as per application:** \$ 11,134.00

**Association's Funding for Project:** \$2,683.66

**Overmatch:**  Yes  No

**Status of FY-2010 Grant:**

The Grant Feedback Report that was turned in by South Union Athletic Association dated 11/21/2010 indicates that they have completed all items on their grant application. Staff has received all documentation to close out their grant except their required financial audit. When staff has received all required documentation, a site check will be completed.

**Staff Recommendation:**

Staff has reviewed the grant packet and have graded it as complete as per the requirements of the guidelines. Page 14 reads incorrect breakdown of matching dollars breakdowns. For the PARA to receive \$8,450.34, they must invest \$3,380.14. Staff would make the following recommendations for consideration by the Advisory Committee:

- (1) That the Advisory Committee place a deadline on the Association to complete their close-out report for their FY-2010 Grant so that Staff can reconcile their account. (Failure to complete the close out report, would forfeit the grant. Finance would not draft a check for their funds until the close-out was completed and reviewed by staff.)
- (2) According to staff's phone call with Brook's Sales, the Kubota Lawn Mower does not offer a factory "towing attachment". Staff would recommend that a maximum funding of \$7,495 be approved for the purchase of the 60" to 61" Lawn Mower. Lawn mower must be equipped with a factory "towing attachment". This would decrease the funding as listed below in item #5.
- (3) The association provided a "service schedule". Staff would request that it also provide a "daily check-off sheet" for the mower (if purchased) that list all items to inspect before and after use. (Example: Items could include damage, tires, oil, gas, blades, etc.) These check-offs would ensure that the mower is better maintained by the individuals using the mower.

(4) That the association be discouraged from using the lawn mower to drag the fields with anything other than a "small drag" approved for use with LIGHT MACHINERY to extend the service life of the equipment.

(5) That the following maximum funding be approved:

60" - 61" Riding Mower with factory installed towing hitch:	\$ 7,495.00
Storage Container with delivery fees:	\$ 2,450.00
Total Project Cost:	\$ 9,945.00

Maximum County's Share: \$7,103.57

Association Share: \$2,841.43

**Advisory Committee's Recommendation:**

The recommendation was made to approve the following recommendations based on staff input and the committee's discussion:

1) That a deadline of June 1, 2011 be placed on the Association to complete their close-out report for their FY-2010 Grant so that Staff can reconcile their account. (Failure to complete the close out report, would forfeit the grant. Finance would not issue a check for their funds until the close-out was completed and reviewed by staff.)

(2) That a maximum funding of \$7,495 be approved for the purchase of the 60" to 61" Lawn Mower. Lawn mower must be equipped with a factory "towing attachment".

(3) That the association provide a "daily check-off sheet" for the mower that lists all items to inspect before and after use. (Example: Items could include damage, tires, oil, gas, blades, etc.)

(4) That the association be discouraged from using the lawn mower to drag the fields with anything other than a "small drag" approved for use with LIGHT MACHINERY to extend the service life of the equipment.

(5) That the following maximum funding be approved:

60" - 61" Riding Mower with factory installed towing hitch:	\$ 7,495.00
Storage Container with delivery fees:	\$ 2,450.00
Total Project Cost:	\$ 9,945.00

Maximum County's Share: \$7,103.57

Association Share: \$2,841.43

Motion was made by Bryan Clark, seconded by Rick Pigg, and passed unanimously.

2011 UCAC Grant Request  
For  
WAXHAW ATHLETIC ASSOCIATION

**Name of Project:** N/A

Submitted incomplete application.

As per the guidelines: "Grant application requests must meet the required guidelines and procedures to ensure that grant funds are distributed appropriately and in a proper time frame. Any grant application which is incomplete or submitted by ineligible groups will not be accepted for review by the Parks and Recreation Advisory Committee, and will be returned with a letter stating reason(s) for ineligibility. March 13, 2011 is the due date for early review with Park Staff (optional). This will allow adequate time to make any changes before March 31, 2011, the Final Due Date of the application."

Staff will send out letter next week.

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2011 UCAC Grant Request  
For  
WESLEY CHAPEL-WEDDINGTON ATHLETIC ASSOCIATION

**Name of Project:** N/A

Submitted incomplete application.

As per the guidelines: "Grant application requests must meet the required guidelines and procedures to ensure that grant funds are distributed appropriately and in a proper time frame. Any grant application which is incomplete or submitted by ineligible groups will not be accepted for review by the Parks and Recreation Advisory Committee, and will be returned with a letter stating reason(s) for ineligibility. March 13, 2011 is the due date for early review with Park Staff (optional). This will allow adequate time to make any changes before March 31, 2011, the Final Due Date of the application."

Staff will send out letter next week.

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2011 UCAC Grant Request  
For  
WINGATE ATHLETIC ASSOCIATION

**Name of Project:** Association not participating in program.

**Enclosure 2**

**Recommendation for Re-application for Grant Funding**

Due to the fact that there were several associations having their grant application request returned for not being complete, Staff provided a recommendation for the Advisory Committee's consideration. After a lengthy discussion, the Advisory Committee made changes, and approved that the below recommendation be forwarded to the BOCC for their review and approval.

**The Advisory Committee recommends:**

That those associations having their Grant Applications returned due to incompleteness be allowed until **noon on Friday, June 10, 2011** to receive funding for their projects if they meet the following contingencies:

- (1) That a complete packet be received by the above-mentioned deadline. (Project Elements are allowed to be changed by the association from their original application.)
- (2) That a completed close out report be received by Union County Parks and Recreation Staff for those associations not using school-owned property for their FY-2010 Grant no later than **noon on Wednesday, June 1, 2011.**
- (3) That a school-use agreement, acceptable to the BOCC, be received no later than **noon on Friday July 1, 2011,** for those associations using school-owned property for their **pending FY-2010 Grant Request.**

The motion was made by Bryan Clark, seconded by Jan Ball, and passed unanimously.

**Remarks on motion:**

This will allow staff to **properly close out current grants and/or execute any pending grants,** prior to initiating new grants.

**If approved, possible timeline of events:**

June 10: Complete applications due

June 1: Close Out reports due for associations not on school property

June 15: Advisory Committee reviews status of new grants

July 1: Agreement with schools for associations on school-owned property.

July 11: Presentation of recommendations to the BOCC