

AGENDA
UNION COUNTY BOARD OF COMMISSIONERS
Regular Meeting
Tuesday, September 4, 2007
7:00 P.M.
Board Room, First Floor
Union County Government Center
500 North Main Street
Monroe, North Carolina

www.co.union.nc.us

5:00 p.m. - Closed Session

1. **Opening of Meeting**
 - a. Invocation
 - b. Pledge of Allegiance

2. **Planning Department - Public Hearings: Text Amendments to the Union County Land Use Ordinance**
 - a. **Article XII, Section 187(g) Incentives for Cluster Developments**
 - b. **Article X, Section 146 Table of Uses and Article XI Supplemental Regulations, Section 177A**

ACTION REQUESTED: Conduct public hearings

3. **Informal Comments**

4. **Additions, Deletions and/or Adoption of Agenda**

ACTION REQUESTED: Adoption of Agenda

5. **Consent Agenda**

ACTION REQUESTED: Approve items listed on the Consent Agenda

6. **Rezoning Petition #001092, Linda R. & Harry J. Kelly (R-40 to B-2)**

ACTION REQUESTED: Consider rezoning petition and adopt compliance statement

7. **Library Board Recommendation**

ACTION REQUESTED: Receive information

8. **Traffic Issues Associated with Newtown Elementary School**

ACTION REQUESTED: Discussion of Possible Solutions

9. **Announcement of Vacancies on Boards and Committees**
 - a. Juvenile Crime Prevention Council (JCPC) -
 - 1) District Attorney or Designee; 2) Substance Abuse Professional; 3) Two persons under the age of 18; 4) Juvenile Defense Attorney; and 5) Member of the Business Community
 - b. Nursing Home Advisory Committee (2 Vacancies as of August 2007 and 1 Vacancy as of September 2007)
 - c. Board of Adjustment (1 Vacancy for Alternate Member/Unexpired Term ending May 2009)

ACTION REQUESTED: Announce vacancies

10. **Appointments to Board and Committees**
- a. Juvenile Crime Prevention Council (JCPC)
 - 1. Director, AMH/DD/SA or Designee
 - 2. Representative of United Way/other Non-Profit
 - 3. County Commissioner Appointees (2)
 - b. Nursing Home Advisory Committee
 - c. Public Works Advisory Board (Vacancy for Regular Member to Fill Unexpired Term ending 12/31/2008 representing Goose Creek Township)
- ACTION REQUESTED:** Consider appointments

11. **Interim Manager's Comments**

12. **Commissioners' Comments**

CONSENT AGENDA
September 4, 2007

1. **Minutes**

ACTION REQUESTED: Approve minutes

2. **Contracts Over \$5,000 and Related Budget Amendment**

- a. Classic Enterprises of Lucust, Inc. - Auctioneer Services for Annual Surplus Property Auction
- b. Poyner & Spruill, LLP - Engagement of Legal Services
- c. Covenant Prison Ministries, Inc. - Prison Ministry Services
- d. Neighborhood Nurses Health Care Services, Inc. - Provide In-Home Aide Services to DSS Clients
- e. NC Department of Environment and Natural Resources - Agreement for the Protection of Forest Lands in Union County
- f. Hazen and Sawyer, P.C. - Engineering Design Services for Twelve-Mile Creek WWTP Phosphorus Trim Improvements (Task Order #15)
- g. Hobbs, Upchurch & Associates, P.A. - Engineering Services for Catawba River WTP Reservoir Expansion

ACTION REQUESTED: Authorize the Interim County Manager to approve contracts listed as a-g

3. **Parks and Recreation**

- a. Land and Water Conservation Fund (LWCF)
ACTION REQUESTED: Approval of this item on the Consent Agenda shall constitute a decline of the \$100,000 grant amount with a minimum overmatch of \$900,000 by the County
- b. Award Architectural Engineering Services for Cane Creek Campground Store/Check-In Station
ACTION REQUESTED: Award project to Dickerson Architecture in an amount not to exceed \$29,950 including \$9,750 for reimbursables and authorize Manager to approve contract
- c. Recreation Equipment at Union County Group Home
ACTION REQUESTED: Approve expenditure of remaining Community Grant Funds for Recreation Equipment at the Union County Group Home (not to exceed \$25,000)

4. **Finance**

- a. July 2007 Budget Transfer Report
ACTION REQUESTED: Approve report
- b. Corrected June 2007 Refunds Showing a Corrected Amount of \$48,203.17 (Reported and Approved on 7/2/2007 as \$47,445.38)
ACTION REQUESTED: Approve Corrected Refunds

5. **Tax Administrator**

- a. Releases for August 2007 in the Grand Total of \$43,448.46
ACTION REQUESTED: Approve
- b. Refunds for August 2007 in the Grand Total of \$5,007.92
ACTION REQUESTED: Approve
- c. Second Motor Vehicle Billing in the Grand Total of \$1,221,361.08
ACTION REQUESTED: Approve

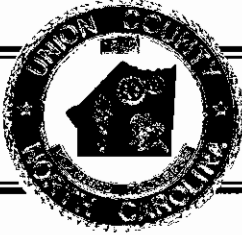
6. **General Services**

a. 2007 Surplus Auction

ACTION REQUESTED: Adopt Resolution Requesting Surplus Property Sale

7. **Long-Term Care Residents' Rights Week 2007 Proclamation**

ACTION REQUESTED: Adopt Proclamation



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 Tuesday, September 4, 2007, beginning at 5:00 p.m. in the Conference Room, located on the first floor behind the new Commissioners' Board Room in the Union County Government Center, 500 North Main Street, Monroe, North Carolina, for the purposes of going into closed session to: 1) consult with an attorney in order to preserve the attorney-client privilege pursuant to G.S. § 143-318.11(a)(3); 2) establish or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating the price and other material terms of a contract or a proposed contract for the acquisition of real property by purchase, option, exchange, or lease of property pursuant to G.S. § 143-318.11(a)(5); and 3) consider the qualifications, competence, performance, character, fitness, conditions of employment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee pursuant to G.S. § 143-318.11(a)(6).

A handwritten signature in black ink, appearing to read "K. Pressley", is written over a horizontal line.

Kevin Pressley, Chairman
Union County Board of Commissioners

EXHIBIT A
APPLICANT'S REQUEST

TEXT CHANGE:

Amend and replace **Section 187 (G)** with a New **Section 187 (G)** as follows:

- (G) Notwithstanding Section 183, "Minimum Lot Widths", lot widths may be set by the developer. Minimum setbacks shall be as follows:

Street setback for building = 25'

Rear line building setback = 30'

Side line building setback = 10'

EXHIBIT B
PLANNING BOARD RECOMMENDATIONS

TEXT CHANGE:

Amend and replace **Section 187 (G)** with a New **Section 187 (G)** as follows:

- (G) Notwithstanding Section 183, “Minimum Lot Widths”, lot widths may be set by the developer. Minimum setbacks shall be as follows:

Street setback for building = 25’

Rear line building setback = 30’

Side line building setback = 12’

From the Union County Planning Board meeting held on Tuesday, August 7, 2007:

ITEM NUMBER SIX

Text Amendment – Amend Section 187(G) Cluster Subdivision:

Text Amendment from the Union County Land Use Ordinance:

Section 187 Cluster Subdivisions.

The purpose of this section is to provide flexibility, consistent with the public health and safety and without increasing overall density, to the developer who subdivides property and constructs buildings on the lots created in accordance with a unified and coherent plan.

- (g) Notwithstanding Section 183, "Minimum Lot Widths", lot widths may be set by the developer. However, the setback requirements of Section 184 and 185 shall apply in cluster subdivisions.

Proposed Changes to Section 187 Cluster Subdivision (g):

Amend and replace Section 187 (G) with a New Section (G) as follows:

- (G) Notwithstanding Section 183, "Minimum Lot Widths", lot widths may be set by the developer. Minimum setbacks shall be as follows:
 - Street setback for building = 25'
 - Rear line building setback = 30'
 - Side line building setback = 10"

Wes Hinson with Goodwin & Hinson, P.A., was available to answer questions from the Planning Board. He noted that the text amendment change would allow the setbacks to provide more flexibility.

Chris Issacs was also available to answer questions from the Planning Board.

Motion was made by Robert Allen and seconded by Don Kerr to let the side setbacks go from 15 to 12. The vote was 5 to 3.

Amend and replace Section 187 (G) with a New Section 187 (G) as follows:

- (G) **Nothwithstanding Section 183, "Minimum Lot Widths", lot widths may be set by the developer. Minimum setbacks shall be as follows:**
 - Street setback for building = 25'**
 - Rear line building setback = 30'**
 - Side line building setback = 12'**

PUBLIC NOTICE
NOTICE IS HEREBY GIVEN that the Union County Board of Commissioners will on Tuesday, September 4, 2007, at 7:00 p.m. in the Commissioners' Board Room, Room 118, First Floor, Union County Government Center, 500 North Main Street, Monroe, North Carolina, conduct a public hearing to receive comments from the public on the amendments and petitions set forth below.

1) Amend Section 187(g) of the Union County Land Use Ordinance entitled Cluster Subdivisions by replacing the current wording with the proposed amendment. This will have the effect of decreasing the minimum setbacks.

2) Current Wording: (g) Notwithstanding Section 183, "Minimum Lot Widths", lot widths may be set by the developer. However, the setback requirements of Section 184 and 185 shall apply in cluster subdivisions.

Proposed Amendment:
 (g) Notwithstanding Section 183, "Minimum Lot Widths", lot widths may be set by the developer. Minimum setbacks shall be as follows:
 Street setback for building = 25
 Rear line building setback = 30
 Side line building setback = 10

2) Amend Article X, Section 146 entitled Table of Uses and Article XI entitled Supplemental Regulations of the Union County Land Use Ordinance as follows:
 Amend Article X, Section 146, Table of Uses as follows:

Current Wording:
 Utility Facilities: Community/Regional are only allowed in Light Industrial (LI) and Heavy Industrial (HI) as a special use permit.

Proposed Amendment:
 Utility Facilities: Community/Regional are allowed in all zoning districts as permitted by right with supplemental regulations.

Proposed Amendment to Article XI:

Amend under Article XI, Supplemental Regulations, adding Section 177A, Natural Gas Regulator Stations: Natural Gas Regulator Stations are permissible in all zoning districts as a permitted use subject to the following supplementary requirements as well as other relevant provisions of this ordinance.

(a) All structures shall maintain a minimum front yard setback of thirty (30) feet measured from the highway right of way to the required fence enclosing said structure.

(b) Screening as described in Article XIX, Section 307(a) shall be installed and maintained to blend in with surrounding area.

(c) Fences which are not easily climbed shall be installed and maintained in order to make such facilities inaccessible to the general public.

(d) Site plan is required to determine consistency with Section 307(a) and the surrounding area.

The proposed amendments may later undergo, without further notice, substantial changes resulting from objections, debate, and discussions at the hearing.

The full text and/or supporting documents relative to the proposed amendments are available for inspection and study at the Union County Planning Department located at 407 North Main Street, Room #149, Monroe, NC from 8:00 a.m. to 5:00 p.m. Monday through Friday.

Anyone having any questions on the above petition or amendments may contact the Planning Department at 704-283-3565.

Any person requesting a sign language interpreter, please call (704) 225-8554 and make a request at least 96 hours in advance. Any other special assistance needed by an individual due to a disability under the Americans with Disabilities Act should call (704) 283-3810 and make a request at least 96 hours in advance.
 Lynn G. West
 Clerk to the Board
 August 24, 28, 2007

NORTH CAROLINA,
 UNION COUNTY.

AFFIDAVIT OF PUBLICATION

Before the undersigned, a Notary Public of said County and State, duly commissioned, qualified, and authorized by law to administer oaths,

personally appeared Pat Deese

who being first duly sworn, deposes and says: that he is

Principal Clerk engaged in the publication of a newspaper known as The Enquirer-Journal, published, issued, and entered as second class mail in the City of Monroe in said County and State; that he is authorized to make this affidavit and sworn statement; that the notice or other legal advertisement, a true copy of which is attached hereto, was published in The Enquirer-Journal on the following dates:

August 24, 28 2007

and that the said newspaper in which such notice, paper, document, or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and was a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

This 24th day of August 2007

Pat Deese

Sworn to and subscribed before me, this 28th day of August 2007

Bud P. Clutz Notary Public

My Commission expires: May 11, 2008

Inches: 18 3/4
 MONROE, N.C. August 28 2007

Ad#
 ACCOUNT #: 02100167

Commissioner

Main St. Room 921 COST: \$363.76

NC 28112

—IN ACCOUNT WITH—

he Enquirer-Journal

P.O. Box 5040
 500 W. Jefferson St.
 Monroe, N.C. 28111-5040

Important Legal Document, Please Retain

M U.C.
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**UNION COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: 09/04/07

Action Agenda Item No. 26
(Central Admin. use only)

SUBJECT: Text Amendment Article X, Section 146 Table of Uses and Article XI Supplemental Regulations, Section 177A.

DEPARTMENT: Planning

PUBLIC HEARING: Yes

ATTACHMENT(S):
Exhibit A Applicant's Request

INFORMATION CONTACT:
Richard Black

Exhibit B Planning Board Recommendation

TELEPHONE NUMBERS:
(704) 292-2580

Current and Proposed Union County Table of Uses

Planning Board Minutes from August 7, 2007

DEPARTMENT'S RECOMMENDED ACTION: To Public Hearing.

BACKGROUND: At the August 7, 2007 regular scheduled Planning Board meeting, the Planning Board unanimously recommended amending Section 146, Table of Uses to allow Utility Facilities: Community/Regional in all zoning districts as permitted by right subject to supplemental regulations. The Planning Board also advises that this proposed amendment is consistent with the Union County Land Use Plan.

FINANCIAL IMPACT:

Legal Dept. Comments if applicable: _____

Finance Dept. Comments if applicable: _____

Manager Recommendation: _____

EXHIBIT A

APPLICANT'S REQUEST

Amend under Article X, Section 146, Table of Uses as follows:

Utility Facilities: Community/Regional in all zoning districts change to Zs. (See attached "Current" and "Proposed" Tables.)

Amend under Article XI, Supplemental Regulations, adding Section 177A, Natural Gas Regulator Stations:

Natural Gas Regulator Stations are permissible in all zoning districts as a permitted use subject to the following supplementary requirements as well as other relevant provisions of this ordinance.

- (a) All structures shall maintain a minimum front yard setback of thirty (30) feet measured from the highway right of way to the required fence enclosing said structure.
- (b) Screening as described in Article XIX, Section 307(a) shall be installed and maintained to blend in with surrounding area.

EXHIBIT B

PLANNING BOARD'S RECOMMENDATION

Amend under Article X, Section 146, Table of Uses as follows:

Utility Facilities: Community/Regional in all zoning districts change to Zs. (See attached "Current" and "Proposed" Tables.)

Amend under Article XI, Supplemental Regulations, adding Section 177A, Natural Gas Regulator Stations:

Natural Gas Regulator Stations are permissible in all zoning districts as a permitted use subject to the following supplementary requirements as well as other relevant provisions of this ordinance.

- (a) All structures shall maintain a **minimum front yard setback and yard requirements of the zoning district in which they are located**, measured from the highway right of way to the required fence enclosing said structure.
- (b) Screening as described in Article XIX, Section 307(a) shall be installed and maintained to blend in with surrounding area.
- '(c) Fences which are not easily climbed shall be installed and maintained in order to make such facilities inaccessible to the general public.**
- (d) Site plan is required to determine consistency with Section 307(a) and the surrounding area.**

CURRENT

USE	SUPPLEMENTAL REGULATION SECTION NUMBER OR ARTICLE	PARKING REQUIREMENT FOUND IN SECTION 291(e)	RC80	RA40	RA20	RA40	R40	R20	R15	R10	R8	R6	O	B-1	B-2	B-3	B-4	HC	B-6	LI	HI
Truck Terminal or Tractor Trailer Truck Transfer Companies/Transfer Lots		10,200																Z		Z	Z
Truck and Utility Trailer Rental Facility		5,120															S	Z		Z	Z
Truck Driving School		5,120															S	Z		Z	Z
Truck Stop		5,120															S	Z		Z	Z
Truck Washing Facility		9,500															S	Z		Z	Z
Upholstery Shop		2,120												Z	Z		Z	Z			
Utility Facilities, (County owned and operated)	179	1,000	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Zs	Z	Z
Utility Facilities, Community/Regional		1,000																		S	S
Utility Facilities, Electric Substations	177	1,000	Zs	Zs	Zs	Zs	Zs	Zs	Zs	Zs	Zs	Zs	Zs	Zs	Zs	Zs	Zs	Zs	Zs	Zs	Zs
Utility Facilities, Neighborhood	179	1,000	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z
Variety Store		2,120												Z	Z		Z	Z			
Vending Companies		2,220															S	Z		Z	Z
Veterinarian Office (See Animal Hospital)																					

Z - Permitted By Right

RECEIVED JUL 12 2007

PROPOSED

UNION COUNTY TABLE OF USES

USE	SUPPLEMENTAL REGULATION SECTION NUMBER OR ARTICLE	PARKING REQUIREMENT FOUND IN SECTION 291(e)	RC80	RA40	RA20	R40	R20	R15	R10	R8	R6	O	B-1	B-2	B-3	B-4	HC	B-6	LI	HI
Utility Facilities, Community/Regional	177A	1,000	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s	Z _s

Z - Permitted By Right
 S - Special Use Permit
 Required
 D - Major Development
 Permit Required
 # - Supplemental Regulations
 Apply (See Column 2)
 / - or, (example X/D)

RECEIVED JUL 1 2 2007
 Page 29 of 31

From the Union County Planning Board meeting held on Tuesday, August 7, 2007:

ITEM NUMBER FIVE

Text Amendment – Amend under Article X, Section 146, Table of Uses, as follows: Utility Facilities: Community/Regional in all zoning districts change to Zs.

Amend under Article XI, Supplemental Regulations, adding Section 177A, Natural Gas Regulator Stations:

Natural Gas Regulator Stations are permissible in all zoning districts as a permitted use subject to the following supplementary requirements as well as other relevant provisions of this ordinance.

- (a) All structures shall maintain a minimum front yard setback of thirty (30) feet measured from the highway right of way to the required fence enclosing said structure.
- (b) Screening as described in Article XIX, Section 307 (a) shall be installed and maintained to blend in with surrounding area.

Phil Williams, Operations Manager for Piedmont Natural Gas, was available to answer questions from the Planning Board. Mr. Williams stated the following:

- 1. The existing Union County Land Use Ordinance Text allows for regional stations (serving multiple subdivisions); A community station would serve one subdivision.
- 2. The proposed text states that a regional station be allowed in all zoning districts certain to setbacks off the right-of-way and also landscaping restrictions.
- 3. Typical facilities; Piedmont Natural Gas uses regulator stations to provide and maintain pressure in their distribution facilities.
- 4. A 6' fence would surround the station with nothing protruding above the 6' fence, with the exception of a stacked pre-heater.
- 5. Facility has no large buildings, no visible pipes above ground.
- 6. Piedmont's desire to provide services and responsible actions; wants to be a good citizen and operate within the guidelines of the state, county and within the municipalities. Piedmont Natural Gas wants to be a good neighbor.

At this time, Roger Horton discussed the regulations in Section 171 with the Planning Board.

It was asked if the text amendment should be considered as a Special Use Permit. Mr. Williams noted that Piedmont Natural Gas did not prefer to have the text amendment as a Special Use Permit because it would be based on emotions.

Mr. Williams noted that the setbacks for the proposed facility would be 30' from the right-of-way. He noted that a site plan would be given to the Planning Staff to review.

The following is the proposed Text Amendment for consideration:

Amend under Article X, Section 146, Table of Uses as follows:

Utility Facilities: Community/Regional in all zoning districts change to Zs. (See attached "Current" and "Proposed" Tables.)

Amend under Article XI, Supplemental Regulations, adding Section 177A, Natural Gas Regulator Stations:

Natural Gas Regulator Stations are permissible in all zoning districts as a permitted use subject to the following supplementary requirements as well as other relevant provisions of this ordinance.

- (a) All structures shall maintain a **minimum front yard setback and yard requirements of the zoning district in which they are located**, measured from the highway right of way to the required fence enclosing said structure.
- (b) Screening as described in Article XIX, Section 307(a) shall be installed and maintained to blend in with surrounding area.
- (c) Fences which are not easily climbed shall be installed and maintained in order to make such facilities inaccessible to the general public.**
- (d) Site plan is required to determine consistency with Section 307(a) and the surrounding area.**

Motion was made by Don Kerr to accept the site plan, not change it to be as a special use permit and to follow the setbacks for what zoning district it is in along with landscaping and fencing. Robert Allen seconded the motion. The vote was 8 to 0.

**UNION COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: 09/04/07

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

SUBJECT: Rezoning Petition #001092, Linda R. & Harry J. Kelly, R-40 to B-2

DEPARTMENT: Planning

PUBLIC HEARING: No

ATTACHMENT(S):
Petition to Rezone
Rezoning Map
Planning Board Recommendation
from July 10, 2007 meeting
Statement of Compliance

INFORMATION CONTACT:
Richard Black

TELEPHONE NUMBERS:
(704) 292-2580

DEPARTMENT'S RECOMMENDED ACTION: To consider Rezoning Petition #001092 (R-40 to B-2)

BACKGROUND: Linda R. and Harry J. Kelly have filed petition # 001092 requesting a rezoning classification from R-40 (Residential) to B-2 (Community Business) for Tax Parcel # 06-183-007 containing 1.518 acres located on N. C. Highway 16 just south of Ennis Road. This petition was discussed at the Tuesday, July 10, 2007 Planning Board meeting and received an unfavorable recommendation by 7 to 2 vote of the Planning Board. The Planning Board also advises that this proposed amendment is not consistent with the Union County Land Use Plan which recommends low density residential for this property. A public hearing was held by the Board of County Commissioners on August 20, 2007. At the public hearing, one person spoke in favor of and two citizens spoke in opposition to the proposed text amendment.

FINANCIAL IMPACT:

Legal Dept. Comments if applicable: _____

Finance Dept. Comments if applicable: _____

Manager Recommendation: _____

PUBLIC NOTICE
 NOTICE IS HEREBY GIVEN that the Union County Board of Commissioners will on Monday, August 20, 2007, at 7:00pm in the Commissioners Board Room, Room #18, First Floor, Union County Government Center, 500 North Main Street, Monroe, North Carolina, conduct a public hearing to receive comments from the public on the amendments and petitions set forth below.
Petition #00092, RANDA R. & MARRY J. KEELY, are requesting rezoning classification from R#0 (Residential) to B2 (Community Business) containing 1.518 acres being on Tax Map #06-88-007, located on N.C. Hwy. 16 just south of Ennis Road and being within Sandy Ridge Township.
 The proposed amendments may later, undergo, without further notice, substantial changes resulting from objections, debates and decisions at the hearing.
 The full text and/or supporting documents relative to the proposed amendments are available for inspection and study at the Union County Planning Department located at 407 North Main Street, Room #148, Monroe, NC from 8:00am to 5:00pm Monday through Friday.
 Anyone having questions on the above petition or amendments may contact the Planning Department at 704-283-3555.
 Any person requesting a sign language interpreter, please call (704) 225-8554 and make a request at least 96 hours in advance. Any other special assistance needed by an individual due to a disability under the Americans with Disabilities Act should call (704) 283-3810 and make a request at least 96 hours in advance.
 Lynn G. West
 Clerk to the Board
 August 8, 15, 2007

NORTH CAROLINA,
 UNION COUNTY.

AFFIDAVIT OF PUBLICATION

Before the undersigned, a Notary Public of said County and State, duly commissioned, qualified, and authorized by law to administer oaths,

personally appeared **Pat Deese**

who being first duly sworn, deposes and says: that he is

Principal Clerk

engaged in the publication of a newspaper known as **The Enquirer-Journal**, published, issued, and entered as second class mail in the City of Monroe in said County and State; that he is authorized to make this affidavit and sworn statement; that the notice or other legal advertisement, a true copy of which is attached hereto, was published in **The Enquirer-Journal** on the following dates:

August 8, 15 2007

and that the said newspaper in which such notice, paper, document, or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and was a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

This *5th* day of *August*, 2007
Pat Deese

Sworn to and subscribed before me, this *15th* day of *August*, 2007

[Signature] Notary Public

My Commission expires: **May 11, 2008**

Inches: *6 3/4*
 MONROE, N.C. *August 15* 2007

U. C. Bd. Of Commissioners

ACCOUNT #: *021 00167*

500 North Main St., Room 921

COST: \$ *21.26*

Monroe, NC 28112

—IN ACCOUNT WITH—

The Enquirer-Journal

P.O. Box 5040
 500 W. Jefferson St.
 Monroe, N.C. 28111-5040

Important Legal Document, Please Retain

PUBLIC NOTICE
 NOTICE IS HEREBY GIVEN that the Union County Board of Commissioners will on Monday, August 6, 2007, at 7:00 p.m. in the Commission-ers Board Room, Room 928, First Floor, Union County Government Center, 500 North Main Street, Monroe, North Carolina, conduct a public hearing to receive comments from the public on the amendments and preliminary plat for the R-20 (Residential) (Community Business) zoning classification contained in Ordinance 2007-001, located on the ID# map of the unimproved lands and being within Sandy Ridge Township. The proposed amendments may include, without limitation, substantial changes resulting from the public hearing and discussion at the hearing. The plat and/or supporting documents related to the proposed amendments are available for inspection and review at the Union County Planning Department located at 440 North Main Street, 2nd Floor, Monroe, NC 28102, from 9:00 a.m. to 5:00 p.m. Monday through Friday. Anyone having any questions on the above petition or amendments may contact the Planning Department at 774-2355. Any person requesting a sign language interpreter, please call (704) 225-8554 and make an appointment at least 96 hours in advance. Any other assistance needed by persons with disabilities may be obtained through the American with Disabilities Act Section 504. The hearing will be held in the Commission-ers Board Room, Room 928, First Floor, Union County Government Center, 500 North Main Street, Monroe, North Carolina, on Monday, August 6, 2007, at 7:00 p.m.

NORTH CAROLINA,
 UNION COUNTY.

AFFIDAVIT OF PUBLICATION

Before the undersigned, a Notary Public of said County and State, duly commissioned, qualified, and authorized by law to administer oaths,

personally appeared **Pat Deese**

who being first duly sworn, deposes and says: that he is

Principal Clerk engaged in the publication of a newspaper known as **The Enquirer-Journal**, published, issued, and entered as second class mail in the City of Monroe in said County and State; that he is authorized to make this affidavit and sworn statement; that the notice or other legal advertisement, a true copy of which is attached hereto, was published in **The Enquirer-Journal** on the following dates:

July 24, 31 2007

and that the said newspaper in which such notice, paper, document, or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and was a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

This *31st* day of *July* 2007
Pat Deese

Sworn to and subscribed before me, this *31st* day of *July* 2007

Bob R. Catz Notary Public

My Commission expires: **May 11, 2008**

Inches: *6 1/4*
 MONROE, N.C. July 31 2007

M **U. C. Bd. Of Commissioners**
500 North Main St., Room 921
Monroe, NC 28112

ACCOUNT #: *D2100167*
 COST: \$ *121.88*

—IN ACCOUNT WITH—
The Enquirer-Journal
 P.O. Box 5040
 500 W. Jefferson St.
 Monroe, N.C. 28111-5040

Important Legal Document, Please Retain

STATE OF NORTH CAROLINA
COUNTY OF UNION

PETITION FOR AMENDMENT OF THE LAND USE ORDINANCE
OF THE COUNTY OF UNION

In the matter of
NOW COMES Linda R. Kelly and husband, Harry J. Kelly, applicant, whose
present address is P. O. Box 473007, Charlotte, NC 28247,
who respectfully petitions and shows as follows:

- 1. That the applicant is the (owner , legal representative____, or other concerned parties____),
of a certain tract or parcel of land located in Union County, North Carolina, being more
particularly described as follows: (Where proposed amendment is for changes in the written text
of the ordinance, explain below.)

Said property containing 1.518 acres with Tax Parcel Number: 06-183-007

- 2. That said property above described is presently zoned R-40 and the undersigned applicant
desires and does hereby request that said property be rezoned to B-2.
- 3. The proposed zoning amendment would require a change in the Zoning Map: Yes No
- 4. The properties adjoining the above-described property are as follows: (Adjoining property shall
be construed to mean and include property on the opposite side of any street, road or highway from
the property seeking to be rezoned.) If more than three adjoining property owners, please attach to
this petition a separate list with full names and addresses.

Property Owner's Name	Address
<u>See Attached</u>	<u></u>
<u></u>	<u></u>
<u></u>	<u></u>

- 5. If the answer to Number 3 is Yes: An application for rezoning shall be accompanied by a survey
and legal description of the property to be rezoned if the applicant is seeking to have rezoned less
than an entire lot or tract or if the Planning Director determines that such information is otherwise
necessary to provide sufficient public notice of the area required for rezoning.
- 6. That the applicant attaches hereto a check payable to Union County in the sum of \$ 288,50.

WHEREFORE, the undersigned applicant respectfully requests that the above-described property
be rezoned from R-40 to B-2 at the earliest possible date.

Respectfully submitted, this 14th day of June, 2007.

NAME: (Signature): Linda R. Kelly
Name (Please print.): LINDA R. KELLY
Address: 1402 PROVIDENCE RD. SOUTH
WAYHAW NC 28173
Contact Numbers: Home (704) 843-5301 Business: (704) 581-7756

The following is from the Planning Board meeting held on Tuesday, July 10, 2007:

ITEM NUMBER FIVE

Rezoning Petition #001092, LINDA R. & HARRY J. KELLY, requesting rezoning classification from R-40 (Residential) to B-2 (Community Business) containing 1.518 acres, being on Tax Map #06-183-007, located on N.C. Hwy 16 just south of Ennis Road and being within Sandy Ridge Township.

Roger Horton, Senior Planner, presented to the Planning Board a map indicating the vicinity of the proposed rezoning.

At this time, citizens were allowed to speak in favor or against the proposed rezoning.

Joe McCollum, Attorney for the Petitioners Linda & Harry Kelly. Mr. & Mrs. Kelly were available to answer questions from the Planning Board.

- Spoke in favor of the rezoning petition.
- Property at present time is a non-conforming use.
- The Kelly's reside at the proposed rezoning area and operate a paving company from this site; heavy equipment is kept on the lot.
- Offers have been made to buy the property but those that want to buy it want the property as commercial property.
- The petitioners have requested the property be rezoned to B-2 (Community Business), allowing for a smaller scale of commercial use in rural areas where there is high traffic.
- County water is available; sewer is not available.
- Mr. & Mrs. Kelly have owned the property for 10 years.

Gene Davis representing Gene Davis Realty Company.

- Plans property for landowners and buyers.
- Plans for the proposed property includes a "convenience" type retail such as, "On The Run"; this would include gasoline pumps, car wash, a convenience store.
- The only entrances on Hwy. 16 are entrances to subdivisions.

John Robicsek

- Family owns the farm to the left and behind the proposed property (300 acres).
- Land has been farmed for 40 years.
- Future plans include developing the land but no plans have been made at this time.
- Main concern is that the proposed property is in the middle of farmland; does not want just one piece of property to be rezoned to commercial and the rest be residential.

Roger Horton noted that the Planning Board would soon be working on the future Union County Land Use Plan and may want to take into consideration properties, such as the one mentioned, when considering rezoning and see if it coincides with the Land Use Plan.

Roger Horton gave the following recommendations:

FAVORABLE CHARACTERISTICS OF PETITION

- 1. The site is located on a major thoroughfare.

UNFAVORABLE CHARACTERISTICS OF PETITION

- 1. The Union County Land Use Plan projects future land use to be low density residential (0-1 du/acre).
- 2. Union County sewer is not available.
- 3. The predominant land use in this area is residential.

STAFF RECOMMENDATION: UNFAVORABLE

Favorable to rezone:	15
Unfavorable to rezone:	205

Don Kerr noted that he was uncomfortable with everything being favorable for residential and big business. He noted that this property may not have sewer availability now but will in the future.

Motion was made by Don Kerr to approve the proposed rezoning from R-40 to B-2. Motion died for lack of a second. Andy Williams made a motion to deny the motion on the floor. An amendment motion was made by Andy Williams to take staff recommendations of UNFAVORABLE characteristics to the current Land Use Plan, deny the proposed application and forward to the Board of County Commissioners as an UNFAVORABLE recommendation. Richard Simpson seconded this motion. The vote was 7 to 2.

STATEMENTS OF CONSISTENCY FOR PROPOSED MAP AMENDMENT

PROPOSED ACTION

The Board of County Commissioners has been asked to grant a request to amend the Official Zoning Map by rezoning certain property from an RA-40 residential district to a B2 commercial district.

TO DENY THE REQUESTED AMENDMENT

Whereas, in accordance with provisions of N.C.G.S. §153A-341, the Board of County Commissioners does hereby find and determine that requested rezoning is **inconsistent** with the adopted Union County Land Use Plan and that denial of the request is reasonable and in the public interest because the proposed amendment would allow for commercial use of property in an area designated for low-density residential use.

TO APPROVE THE REQUESTED AMENDMENT

Whereas, in accordance with provisions of N.C.G.S. §153A-341, the Board of County Commissioners does hereby find and determine that approval of the proposed rezoning is **inconsistent** with the adopted Union County Land Use Plan. The Board determines further, however, that approval of the proposed amendment is reasonable and in the public interest because the Official Zoning Map is currently under review and the County seeks to encourage commercial growth, where feasible, as a means of increasing its tax base without increasing the demand for public schools.

**UNION COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: 09/04/2007

Action Agenda Item No. 1
(Central Admin. use only)

SUBJECT: Library Board Recommendation regarding new facilities

DEPARTMENT: Library

PUBLIC HEARING: No

ATTACHMENT(S):
Memo from Library Board
Capital Cost Estimate
Operating Cost Estimate

INFORMATION CONTACT:
Martie Smith

TELEPHONE NUMBERS:
704-283-8184 x222
704-242-0180 (mobile)

DEPARTMENT'S RECOMMENDED ACTION: Modify the existing Regional Library Plan and CIP, and appropriate funds for a "super-regional" library to serve Marvin, Mineral Springs, Waxhaw, Weddington and Wesley Chapel

BACKGROUND: On June 18, 2007 the Board of County Commissioners requested that the Library Board consider whether it would be in the best interest of library service to modify the current Regional Library Plan and CIP to build one larger library to serve both the South Western and Waxhaw Regions. On June 19, 2007, the Library Board approved a recommendation to build a "super-regional" library of approximately 35,000 square feet, to replace the CIP-approved projects in Weddington and Waxhaw. In July, the town of Waxhaw requested that the Library Board delay taking its recommendation to the Board of County Commissioner until Waxhaw could consider whether it could devise a plan to partner with the County in such a way as to make building two libraries equally feasible. At its meeting on August 27, 2007, the Library Board received a copy of the Town of Waxhaw's offer of land for a library in the downtown area. No funding was offered. The Mayor of Weddington reiterated her town's support of a smaller library in Weddington -- a concept which the Library Board had already rejected as financially irresponsible. The Weddington project has been delayed by failure to raise \$1.5 million from non-County sources. The existing Waxhaw facility is severely stressed by the current volume of use.

After due consideration of comments from the public as well as from elected municipal officials, the Library Board determined that the need to expediently provide a new library facility in the southwestern area requires it to affirm its recommendation for a "super-regional" library. The Library Board's recommendation is contingent upon an immediate commitment of funding for the project, and other considerations, as listed in the attached memo.

FINANCIAL IMPACT: The capital cost of building one 35,000 square foot library is estimated to be \$9,781,500, as compared to the \$12,439,826 cost of building two 20,000 sq. ft. libraries, as shown in the current CIP. \$4,000,000 has already been appropriated for South Western Regional Library, so the immediate cost to the County for the capital project is \$5,781,500.

The net operating cost for one 35,000 sq. ft. library is estimated to be \$1,244,380 per year, as compared to the \$1,887,357 cost of operating two 20,000 sq. ft. libraries. Annual savings are estimated at \$642,977.

Legal Dept. Comments if applicable: _____

Finance Dept. Comments if applicable: _____

Manager Recommendation: _____

Super-Regional Library Capital Cost Estimate

	South Western Regional 20000 SF	Waxhaw Regional 20000 SF	Total for 2 Regionals	Super-Regional 35000 SF
Planning/Design	403,000	403,000		756,000
Construction	4,424,000	4,380,000		8,050,000
Furnishings and Opening Collection	670,000	667,000		975,500
Debt Service Costs		1,492,826		
Total Capital Cost	5,497,000	6,942,826	12,439,826	9,781,500
Previously Appropriated				4,000,000
Net Capital Cost to County				5,781,500



TOWN OF WAXHAW

P.O. Box 6
317 N. Broome St. Waxhaw, N.C 28173
Telephone (704) 843-2195 Fax (704) 843-2196
www.waxhaw.com

Hours: Monday-Friday 8:00 a.m. to 5:00 p.m.

MAYOR

Wm. GARY UNDERWOOD

TOWN COMMISSIONERS

DAVID G. BARNES (Mayor Pro-Tem)

JOYCE J. BLYTHE

SYLVESTER E. McMANUS III

MAX WALKER

TOWN MANAGER

MICHAEL McLAURIN

TOWN CLERK

BONNIE B. McMANUS

August 27, 2007

Mr. Kevin Pressley, Chairman
County of Union Commissioners
500 N. Church Street, Room 925
Monroe, NC 28112

Dear Chairman Pressley:

I am writing as a follow up to your recent email in which you requested feedback from our Board on how we could assist the County in building a regional library consisting of 20,000 square feet. As expressed at our meeting on July 25th, Waxhaw along with the neighboring communities of Weddington, Mineral Springs, Marvin, Wesley Chapel support branch libraries in both Waxhaw and Weddington.

Our Board has carefully considered the options that you presented. In addition we have had discussions with the Local Government Commission and financial institutions. As a result of these deliberations, the Board has agreed to work with Union County in an effort to acquire land suitable for both a library and town facility. The Town will pay for the land and offer the County, a long term, low cost lease on approximately two acres as requested subject to any restrictions from the Local Government Commission and financial institutions.

Should the Town purchase an existing structure, I would recommend that the Board would make the same offer.

It is our understanding that financial institutions will loan money to governmental agencies if they have some type of security such as a long term lease.

**UNION COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: September 4, 2007

Action Agenda Item No. 8
(Central Admin. use only)

SUBJECT: Traffic Issues Associated with Newtown Elementary School

DEPARTMENT: Board of
Commissioners

PUBLIC HEARING: No

ATTACHMENT(S):
None

INFORMATION CONTACT:
Chairman Pressley

TELEPHONE NUMBERS:
704-283-3810

DEPARTMENT'S RECOMMENDED ACTION: Discussion of Possible Solutions

BACKGROUND:

FINANCIAL IMPACT:

Legal Dept. Comments if applicable: _____

Finance Dept. Comments if applicable: _____

Manager Recommendation: _____

**UNION COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: September 4, 2007

Action Agenda Item No. 9a-c
(Central Admin. use only)

SUBJECT: Announcment of Vacancies on Boards and Committees

DEPARTMENT: Board of
Commissioners

PUBLIC HEARING: No

ATTACHMENT(S):
Information from Boards and
Committees Book

INFORMATION CONTACT:
Lynn G. West

TELEPHONE NUMBERS:
704-283-3810

DEPARTMENT'S RECOMMENDED ACTION: Announce vacancies

BACKGROUND: a. Juvenile Crime Prevention Council (JCPC):

1. District Attorney or Designee; 2. Substance Abuse Professional; 3) 2 persons under the age of 18; 4) Juvenile Defense Attorney; and 5) Member of the Business Community

b. Nursing Home Advisory Committee (2 vacancies as of August 2007 and 1 vacancy as of September 2007)

c. Board of Adjustment (1 vacancy for alternate member/unexpired term ending May 2009)

FINANCIAL IMPACT:

Legal Dept. Comments if applicable: _____

Finance Dept. Comments if applicable: _____

Manager Recommendation: _____

Contract Summary of Major Terms and Conditions

9-04-2007

Reference	Vendor Name	Purpose	Payment Terms	Comprehensive Plans	Budget Amend.	S#
Consent Agenda Item - Contracts Over \$5,000 (List)						
A	Classic Enterprises of Locust, Inc.	Auctioneer services for annual surplus property auction.	\$ 7,000 Estimated based on 7% of proceeds	Operating Budget - 2008	n/a	1756
B	Poyner & Spruill, LLP	Engagement of legal services employment agreement litigation.	\$ 240 Per hour	Operating Budget - 2008	n/a	
C	Covenant Prison Ministries, Inc	Prison ministry services.	\$ 60,000 Maximum per year	Operating Budget - 2008	n/a	1737.
D	Neighborhood Nurses Health Care Services, Inc.	Provide in-home aide services to DSS clients (contract was approved 6-04-2007; due to favorable contract pricing, DSS desires to extend term through 2009).	Various unit pricing; annual cost estimated at \$14,976, contract term two years	Operating Budget - 2008 Operating Budget - 2009	n/a	1688
E	N.C. Department of Environment and Natural Resources	Agreement for the protection of forest lands in Union County.	\$ 55,115 Maximum per year	Operating Budget - 2008	n/a	1757
F	Hazen and Sawyer, P.C.	Engineering design services for Twelve Mile Creek WWTP phosphorus trim improvements (Task Order # 15).	\$ 167,680 Lump sum amount (NTE)	CIP 2006 Capital Project Ordinance	n/a	1759
G	Hobbs, Upchurch & Associates, P.A.	Engineering services for Catawba River WTP reservoir expansion (jurisdictional delineation, surveying, consultation).	\$ 15,050 Lump sum amount (NTE, Union County's 50% of total cost)	Water & Sewer Master Plan 2005 CIP 2006 Capital Project Ordinance	n/a	1760

AGENDA ITEM
 # 5/2
 MEETING DATE 9-4-07

**UNION COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: 9/4/07

Action Agenda Item No. 5/3a
(Central Admin. use only)

SUBJECT: Land and Water Conservation Fund (LWCF)

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

ATTACHMENT(S):
E-mail notification of recommendation
from NCDENR, Division of P & R

INFORMATION CONTACT:
Wanda Smith

TELEPHONE NUMBERS:
704-843-3919

DEPARTMENT'S RECOMMENDED ACTION: Although the Parks and Recreation Department is pleased to be recommended for this Grant, on behalf of this department and Union County, I cannot in good conscience recommend acceptance of the \$100,000 LWCF Grant. Whether the Grant is accepted or not, written acknowledgement is requested to be returned immediately to Mr. John Poole, Grants Program Manager with the Division of Parks and Recreation.

BACKGROUND: Union County has been recommended to receive a \$100,000 LWCF Grant made available through the National Park Service, contingent upon approval by the BOCC with an overmatch of funds in the amount of a minimum of \$900,000. Any additional funds required to complete the Passive Area Grant Project would also be the full responsibility of Union County.

FINANCIAL IMPACT: Funds in the amount of \$900,000 (+) would be required to be funded by Union County and is currently not included in our 2008 budget.

Legal Dept. Comments if applicable: _____

Finance Dept. Comments if applicable: _____

Manager Recommendation: _____

From: John Poole <john.poole@ncmail.net>
To: dickblack@co.union.nc.us
cc: wandasmith@co.union.nc.us, Lindsey Dunevant <lindsey_dunevant@ncsu.edu>, John Poole <john.poole@ncmail.net>

Date: Monday, August 13, 2007 01:11PM
Subject: Union County Recommended for LWCF Grant

History: ✉ This message has been replied to.

August 13, 2007

Dear Interim County Manager Dick Black:

Exciting news! The N.C. Department of Environment and Natural Resources (DENR) was recently notified by the National Park Service (NPS) that the State had been allocated \$ 632,846 in federal Land and Water Conservation Fund (LWCF) assistance for 2007. DENR received approval from NPS to use eligible Parks and Recreation Trust Fund (PARTF) applications from local governments as the applicant pool for 2007 LWCF funding consideration. With limited funding available, a maximum LWCF grant level was set at \$100,000 per project.

Union County's Jesse Helms Park Passive Area project has been recommended for \$100,000 in federal LWCF assistance.

If the county is willing to accept this LWCF grant, DENR requires the completion and return of the attached "2007 Land and Water Conservation Fund (LWCF) Grant Acceptance and Compliance Certification" form by *September 1, 2007*.

DENR understands that the county wasn't approved for a 2007 PARTF grant for this project, therefore if the county elects to accept the LWCF grant, the county would be required to provide \$900,000 of local matching funds to complete the \$1,000,000 project as described in your PARTF application. In other words, 90% (\$900,000) of local funds will be required for the 10% (\$100,000) of LWCF assistance for the \$1,000,000 project. And, any costs overages would be the responsibility of the county.

Also, attached is a copy of an LWCF contractual agreement for review by the county to see the type of regulations/requirements for the federal LWCF grant. If the county accepts the grant, DENR and NPS will execute a contractual agreement for the project and then DENR will develop and execute a contract like the one attached with the county. *The contract's starting date will probably be January 1, 2008.*

DENR requires notification from the county by *August 22, 2007* as to its willingness to accept the federal grant or its decline of the grant (see action line below).

If you have any questions, please let me know via email or at (919) 715-2662.


ACTION:

_____ Union County is pleased to accept the federal grant and will

be returning the
grant acceptance/certification form by September 1, 2007.

_____ Union County declines the federal LWCF grant.

 2007LWCFcertUnionCo.doc	Type: application/msword Name: 2007LWCFcertUnionCo.doc
---	---

 Contract - Parks LWCF.pdf	Type: application/pdf Name: Contract - Parks LWCF.pdf
---	--

Attachments:

Contract - Parks LWCF.pdf

From: John Poole <john.poole@ncmail.net>
To: WandaSmith@co.union.nc.us
cc: lindsey_dunevant@ncsu.edu, RBlack@co.union.nc.us, West@co.union.nc.us, KaiNelson@co.union.nc.us

Date: Thursday, August 23, 2007 09:58AM
Subject: Re: Fw: Re: Fw: Re: Union County Recommended for LWCF Grant

August 23, 2007

Dick Black, Lynn West and Wanda Smith:

Based on the information provided by Union County, DENR has no problem in extending the county's LWCF grant acceptance or declination response until September 5, 2007.

WandaSmith@co.union.nc.us wrote:

> As requested by the Interim County Manager through the County Clerk, I
> am forwarding the response of the Interim County Manager in the matter
> of LWCF Grant Funds availability to Union County.

>

> Please contact me if you have any questions.

> -----Forwarded by Wanda Smith/UnionCounty on 08/22/2007 04:50PM -----

>

> To: Wanda Smith/UnionCounty@UnionCounty

> From: Lynn West/UnionCounty

> Date: 08/22/2007 05:02PM

> Subject: Re: Fw: Re: Union County Recommended for LWCF Grant

>

> The Interim County Manager has requested that I inform you that
> the Interim Manager, after having consulted with legal counsel,
> has no authority to either accept or decline the LWCF Grant. The
> County may consider NC DENR's and NPS' offer provided additional
> time is allotted for the Board of County Commissioners to consider
> the additional allocations at its next regularly scheduled meeting
> on September 4,

>

>

>

**UNION COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: 9/4/07

Action Agenda Item No. 5/36

(Central Admin. use only)

SUBJECT: Award A/E Services for Cane Creek Campground Store/Check-in Station

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

ATTACHMENT(S):
Memorandum to BOCC

INFORMATION CONTACT:
Wanda Smith, Director

Copy A/E Proposal

TELEPHONE NUMBERS:
704-843-4367 Office
704-363-3692 Cell

DEPARTMENT'S RECOMMENDED ACTION: Award A/E Project for Cane Creek Campground Store/Check-in Station to Dickerson Architecture in the amount not to exceed \$29,950 including \$9,750 for re-imbursables. Further request the Board to authorize Interim County Manager to execute the agreement prepared through Legal.

BACKGROUND: RFQ's were reviewed by Purchasing Director and his staff, RFQ's were advertised by Purchasing Director as required by Law, RFQ was received by Dickerson Architecture and reviewed by P & R staff. Review by Purchasing Director acknowledged approval to accept this one submittal for A/E services. With BOCC approval, documentation will be forwarded to Legal for review and contract preparation.

FINANCIAL IMPACT: Funds in the amount of \$330,000 are available in current budget line 40-561371-5580-PR040. This amount includes a construction budget of \$290,300 and \$29,950 for A/E Services including re-imbursables.

Legal Dept. Comments if applicable: _____

Finance Dept. Comments if applicable: _____

Manager Recommendation: _____



**UNION COUNTY PARKS & RECREATION DEPARTMENT
CANE CREEK PARK**

5213 HARKEY ROAD, WAXHAW, NORTH CAROLINA 28173
PHONE • 704-843-3919 FAX • 704-843-4046
WANDA M. SMITH, DIRECTOR

MEMORANDUM

TO: UNION COUNTY BOARD OF COMMISSIONERS

VIA: LYNN WEST, CLERK TO THE BOARD

**FROM: WANDA SMITH, DIRECTOR
PARKS & RECREATION**

Wanda Smith

DATE: AUGUST 24, 2007

**RE: AWARD A/E SERVICES FOR CANE CREEK
CAMPGROUND STORE/CHECK-IN STATION**

The Parks and Recreation Department request that the Board of County Commissioners award Architectural/Engineering Services to Dickerson Architecture for the Cane Creek Campground Store/Check-in Station. Further, we request that the Board authorize the Interim County Manager to execute the agreement prepared through Legal.

County Staff within the Purchasing Department reviewed and advertised for RFQ's as required by law. The Purchasing Director has acknowledged approval to accept this one submittal for A/E Services.

Funds in the amount of \$330,000 are available in the current budget (40-561371-5580-PR040). This amount includes a construction budget of \$290,300 and \$29,950 for A/E Services including re-imbursables.

I am available to answer any questions you may have in this matter, at your convenience.

cc: Kai Nelson, Finance Director
Jeff Crook, Staff Attorney

July 10, 2007

DICKERSON ARCHITECTURE

Wanda Smith
Union County Parks and Recreation
5213 Harkey Road
Waxhaw NC 28173

Re: Letter of Agreement

Dear Ms. Smith,

I would like to submit the following proposal for A/E Services for the Cane Creek Campground Welcome Center and Store:

In addition to Basic Architectural Services, the Architectural Services for the design of the Cane Creek Campground Welcome Center and Store include the following:

1. Site and Building Programming
2. Site and Building Space Schematics
3. Site Design and Civil Engineering as required
4. Site Plan with designated Play Area and Future Expansion
5. Landscape Design (does not include plant selection)
6. Interior Design and Color Schedule (does not include furniture selection such as desks and chairs, does include built-in reception counter, storage cabinets, etc.)
7. Record Drawings (digital)

A/E Fee: \$29950

Reimbursable Expenses: \$9750

Estimates for Reimbursable Expenses (hourly, not to exceed) include the following:

1. \$ 1750 Construction Cost Estimates
 2. \$ 3000 Erosion Control calculations and plans.
 3. \$ 5000 Project Expenses (includes reproduction costs)
- \$ 9750 Total

Summary

\$ 330,000 Overall Budget
- 9750 Reimbursable Expenses
- 29950 A/E Fee
\$ 290,300 Construction Budget

It is our intent to prepare a contract similar to the one used for the Agricultural Center.

Sincerely yours,



J.H. Dickerson, AIA

**UNION COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: 9/4/07

Action Agenda Item No. 5/30

(Central Admin. use only)

SUBJECT: Recreation Equipment at Union County Group Home

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

ATTACHMENT(S):
Memorandum from Parks & Rec.
Memorandum from DSS

INFORMATION CONTACT:
Wanda Smith, Parks & Rec.
DSS, Roy Young

TELEPHONE NUMBERS:

704-843-3919
704-296-4301

DEPARTMENT'S RECOMMENDED ACTION: Approve expenditure of remaining Community Grant Funds for Recreation Equipment at the Union County Group Home (not to exceed \$25,000).

BACKGROUND: The 2007 Community Grant applications totalled \$24,166.28 and award of those funds have been approved by the BOCC, leaving a balance of \$25,833.72. These remaining funds are recommended for expenditure of Recreation Equipment, by the Parks and Recreation Advisory Committee and the Parks and Recreation Staff, for the Union County Group Home. The Group Home serves adults, and children mostly from the age of 12-17, therefore play equipment for younger ages would not be utilized enough to warrant installation. Parks and Recreation has worked with a Play Equipment Vendor, noting the specific ages that would be served, and they have provided the items recommended for installation. If funds remain after these items have been completed, repairs/replacement will be made to the existing volleyball court and basketball goal.

FINANCIAL IMPACT: No additional funds required.

Legal Dept. Comments if applicable: _____

Finance Dept. Comments if applicable: _____



UNION COUNTY PARKS & RECREATION DEPARTMENT CANE CREEK PARK

5213 HARKEY ROAD, WAXHAW, NORTH CAROLINA 28173
PHONE • 704-843-3919 FAX • 704-843-4046
WANDA M. SMITH, DIRECTOR

MEMORANDUM

TO: UNION COUNTY BOARD OF COMMISSIONERS

VIA: LYNN WEST, CLERK TO THE BOARD

**FROM: WANDA SMITH, DIRECTOR
PARKS & RECREATION**

Wanda Smith

DATE: AUGUST 24, 2007

**RE: RECREATION EQUIPMENT
UNION COUNTY GROUP HOME**

The Parks and Recreation Department request that the Board of County Commissioners approve the expenditure of remaining Community Grant Funds (not to exceed \$25,000) for Recreation Equipment at the Union County Group Home.

Community Grant applications for 2007 totaled \$24,166.28 and have been approved by the BOCC, leaving a balance of \$25,833.72. These remaining funds are recommended for expenditure of Recreation Equipment, by the Parks and Recreation Advisory Committee and the Parks and Recreation Staff, for the Union County Group Home.

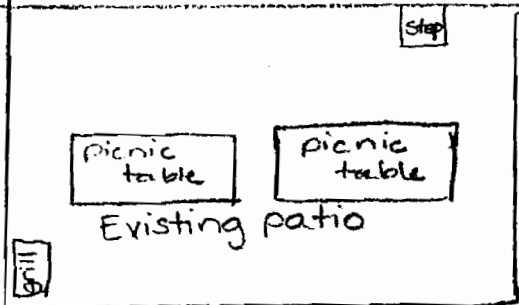
Many of the individuals served through the Group Home are children, with most of those being in the 12-17 years of age range. Playground components (such as slides, climbing apparatus, etc.) are classified and built for children up to 12 years of age. Beyond 12 years of age, the equipment that Parks and Recreation recommends is provided for older age children.

If approved by the Board, the Parks and Recreation Department will clear and prepare the site (approximately 60'x100'), remove trees/debris, order materials, and will oversee the installation of materials through the completion of the project. Once completed, certified playground inspectors (on staff) will add this equipment to the monthly cycle for inspections, will assist with any minor repairs, and will provide recommendations to DSS for repairs that are outside of Parks and Recreation capabilities.

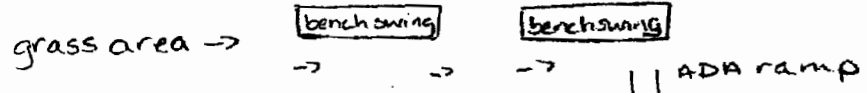
House

Driveway

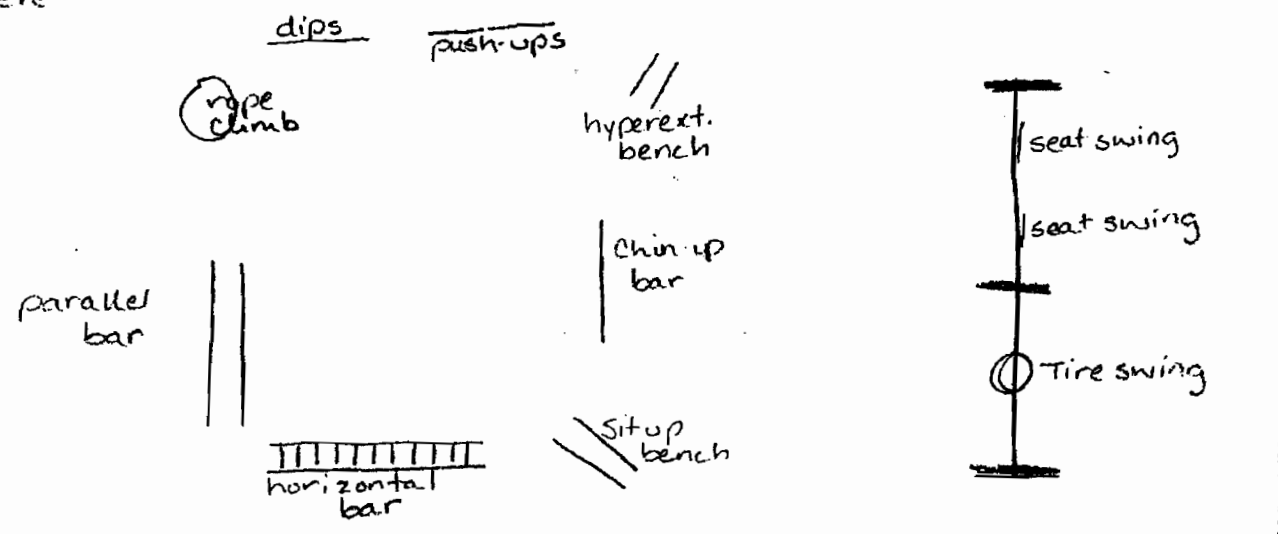
Basket ball goal



We would like to add an ADA ramp at the step.
 Add 2 ADA 8' aluminum picnic tables.
 Add 2 bench 8' swinging steel park benches.
 Add large heavy duty park grill.



woodline starts here



All equipment in huntergreen + tan.

We would clear area to about 60' x 100', but would try to leave as many shade trees as possible away from the swings. We would need a mulched, bordered area.

Not to scale!



Sales Representative
 PIEDMONT PARKS, INC.
 PO BOX 8307
 GREENSBORO, NC 27419
 Phone: (336) 292-0968 Fax: (336) 292-0919

Equipment Quotation

Quote Number: 28070371
 Quote Date: 06/07/2007
 Customer Number
 Terms of Sale: Net 30
 Customer Class: 1. Parks & Rec
 Shipping Method: Best Way
 Freight Terms: Prepaid
 Approximate Ship Date: 4-5 WEEKS
 Cust PO Num:

Prepared For: UNION COUNTY PARKS & REC
 5213 HARKEY ROAD
 WAXHAW, NC 28173

Location: UNION COUNTY PARKS & REC
 5213 HARKEY ROAD
 WAXHAW, NC 28173

Payment/Accounting Contact: CHARLIE MOSES (704) 843-3919

Shipping/Delivery Contact: CHARLIE MOSES (704) 843-3919

Quantity	Item Number	Description
2	1214	SWINGING PARK BENCH, STEEL-PERM
1	160004	ADULT FITNESS COURSE, PARALLEL BARS
1	160006	ADULT FITNESS COURSE, HORIZONTAL LADDER
1	160007	ADULT FITNESS COURSE, SIT UP
1	160009	ADULT FITNESS COURSE, PUSH UP
1	160011	ADULT FITNESS COURSE, CHIN UP
1	160016	ADULT FITNESS COURSE, DIP STATION
1	160017	ADULT FITNESS COURSE, ROPE CLIMB
1	160018	ADULT FITNESS COURSE, HYPER-EXTENSION BENCH
37	44012R	6' MIRACLE TIMBER 12" HIGH W/2 30" STAKES-RB
1	4406R	ACCESS RAMP W/2 MIRACLE TIMBERS-RECYCLED
1	11048	HEAVY DUTY PARK GRILL
1	7148522S	5" OD ARCH SWG FRAME W/2 S/P SEATS MC
1	714852X	5" OD ARCH TIRE SWG EXTENSION
1	11261	6' H.D. ALL STEEL TABLE TOP, 2-3/8" LEGS-PORT
1	11481	8' ADA TABLE, 2-3/8" LEGS M'THERM-PORT

Equipment Total: \$13,189.00
Freight: \$1,327.50
Installation: \$3,150.00
Discount: \$1,978.00
Other Charge: \$2,800.00
SubTotal: \$18,488.50
Tax: \$846.35
Grand Total: \$19,334.85

July 2007 Budget Transfer Report

08/30/2007
08:28 AAR

* * Union County * *
JOURNAL INQUIRY

PG 1
glcjeinq

YEAR PER JOURNAL SRC EFF DATE ENT DATE JNL DESC CLERK ENTITY AUTO-REV STATUS BUD YEAR JNL TYPE
2008 01 475 BUA 07/16/2007 07/16/2007 LIT williams 11 J/E 2008

LN	ORG	OBJECT	PROJ	REF1	REF2	REF3	LINE DESCRIPTION	DEBIT	CREDIT	OB
1	31543130	5550	1051	LIT1			ADJUST BUDGET	25,000.00		
31	-20-5-431-30-5550			-1051			OTHER EQUIPMENT			
2	31543130	5290	1051	LIT1			ADJUST BUDGET		25,000.00	
31	-20-5-431-30-5290			-1051			TOOLS AND SUPPLIES			
** JOURNAL TOTAL				0.00		0.00				

General Special Revenue Ordinance Fund - LIT to adjust budget amounts for an ammo storage unit to be purchased from Law Enforcement, Federal Forfeited Property proceeds program budget.

YEAR PER JOURNAL SRC EFF DATE ENT DATE JNL DESC CLERK ENTITY AUTO-REV STATUS BUD YEAR JNL TYPE
2008 01 492 BUA 07/02/2007 07/17/2007 CPO williams 12 J/E 2008

LN	ORG	OBJECT	PROJ	REF1	REF2	REF3	LINE DESCRIPTION	DEBIT	CREDIT	OB
1	40459200	4290	PR008	CPO81			AMEND FY03 BA29	200,000.00		
40	-70-4-592-00-4290			-PR008			DEPT INTERGOV RECEIPTS RIG-LSR			
2	40559200	5630	PR008	CPO81			AMEND FY03 BA29		200,000.00	
40	-70-5-592-00-5630			-PR008			PAYMENTS TO OTHER GOV UNITS			
3	40	393500		CPO81			BUDGET APPROPRIATIONS CONTROL	200,000.00		1
40	-393500-									
4	40	393400		CPO81			BUDGET ESTIM REVENUE CONTROL		200,000.00	1
40	-393400-									
** JOURNAL TOTAL				200,000.00		200,000.00				

General Capital Project Ordinance Fund - CPO to amend project budget because FY03 BA#29 for intergovernmental revenue from the City of Monroe never materialized for the Walter Bickett School renovation project.

YEAR PER JOURNAL SRC EFF DATE ENT DATE JNL DESC CLERK ENTITY AUTO-REV STATUS BUD YEAR JNL TYPE
2008 01 621 BUA 07/20/2007 07/20/2007 LIT williams 11 J/E 2008

LN	ORG	OBJECT	PROJ	REF1	REF2	REF3	LINE DESCRIPTION	DEBIT	CREDIT	OB
1	10542620	5389		LIT4			FOR INCREASE IN CONTRACT	14,652.00		
10	-10-5-426-20-5389			-			OTHER PROF SRVS / N/A			
2	10542621	5389		LIT4			FOR INCREASE IN CONTRACT		14,652.00	B
10	-10-5-426-21-5389			-			IDC-OTHER PROF SRVS			
** JOURNAL TOTAL				0.00		0.00				

General Fund - LIT to amend professional services expenditure and offsetting interdepartmental charge accounts for capturing complete Keith Corp maintenance services contract in the Property Management program budget.

Agenda Action Item: 5 / 4A

YEAR PER JOURNAL SRC EFF DATE ENT DATE JNL DESC CLERK ENTITY AUTO-REV STATUS BUD YEAR JNL TYPE
2008 01 622 BUA 07/20/2007 07/20/2007 LIT williams 11 J/E 2008

LN	ORG	OBJECT	PROJ	REF1	REF2	REF3	LINE DESCRIPTION	DEBIT	CREDIT	OB
1	55559200	5570	561	LIT3			SURVEY AT HEMBY BRIDGE	3,520.00		
55	-70-5-592-00-5570			-561			LAND AND IMPROVEMENTS			
2	55559200	5570	562	LIT3			SURVEY AT HEMBY BRIDGE	5,280.00		
55	-70-5-592-00-5570			-562			LAND AND IMPROVEMENTS			
3	55559200	5920	530	LIT3			SURVEY AT HEMBY BRIDGE		8,800.00	
55	-70-5-592-00-5920			-530			CONTINGENCY			
** JOURNAL TOTAL					0.00		0.00			

School Bond Fund-55 - LIT to transfer between projects for surveys (from School Bond projects to new Middle and High School "D" projects).

YEAR PER JOURNAL SRC EFF DATE ENT DATE JNL DESC CLERK ENTITY AUTO-REV STATUS BUD YEAR JNL TYPE
2008 01 623 BUA 07/20/2007 07/20/2007 LIT williams 11 J/E 2008

LN	ORG	OBJECT	PROJ	REF1	REF2	REF3	LINE DESCRIPTION	DEBIT	CREDIT	OB
1	10551152	5126	1362	LIT2			FOR SALARIES & WAGES	9,447.00		
10	-60-5-511-52-5126			-1362			SALARIES & WAGES-TEMP AND PART			
2	10551152	5132	1362	LIT2			FOR SALARIES & WAGES	221.00		
10	-60-5-511-52-5132			-1362			SEPARATION ALLOWANCE			
3	10551152	5134	1362	LIT2			FOR SALARIES & WAGES	472.00		
10	-60-5-511-52-5134			-1362			401-K SUPP RET PLAN -OTHER			
4	10551152	5181	1362	LIT2			FOR SALARIES & WAGES	723.00		
10	-60-5-511-52-5181			-1362			FICA CONTRIBUTIONS			
5	10551152	5182	1362	LIT2			FOR SALARIES & WAGES	462.00		
10	-60-5-511-52-5182			-1362			RET CONTRIB.- OTHER EMPLOYEES			
6	10551151	5126	1350	LIT2			FOR SALARIES & WAGES	3,484.00		
10	-60-5-511-51-5126			-1350			SALARIES & WAGES-TEMP AND PART			
7	10551151	5132	1350	LIT2			FOR SALARIES & WAGES	82.00		
10	-60-5-511-51-5132			-1350			SEPARATION ALLOWANCE			
8	10551151	5134	1350	LIT2			FOR SALARIES & WAGES	174.00		
10	-60-5-511-51-5134			-1350			401-K SUPP RET PLAN -OTHER			
9	10551151	5181	1350	LIT2			FOR SALARIES & WAGES	266.00		
10	-60-5-511-51-5181			-1350			FICA CONTRIBUTIONS			
10	10551151	5182	1350	LIT2			FOR SALARIES & WAGES	170.00		
10	-60-5-511-51-5182			-1350			RET CONTRIB.- OTHER EMPLOYEES			
11	10551152	5381	1362	LIT2			FOR SALARIES & WAGES		11,325.00	
10	-60-5-511-52-5381			-1362			PROFESSIONAL SERVICES			
12	10551151	5381	1350	LIT2			FOR SALARIES & WAGES		4,176.00	
10	-60-5-511-51-5381			-1350			PROFESSIONAL SERVICES			
** JOURNAL TOTAL					0.00		0.00			

General Fund - LIT to transfer from professional services to part-time wage accounts in the Public Health, Smart Start-Peer Breastfeeding and Health Promotion program budgets.

AGENDA ITEM

#

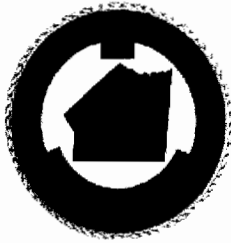
5/4b

MEETING DATE 9-4-07

Corrected JUNE 2007 Refunds		as Reported and	as	MEETING DATE
YEAR/DESCRIPTION	Approved	corrected	Difference	
2006	7/2/2007	8/6/2007		
UCGT	34,836.19	34,836.19	-	
UCLL	5,093.79	5,093.79	-	
CSGT - 999	4,407.90	4,407.90	-	
CS LL - 999	657.86	657.86	-	
SPRINGS LL	0.28	0.28	-	
BEAVER LANE FF	50.00	50.00	-	
FAIRVIEW FF	45.09	45.09	-	
TOTAL - 2006	45,091.11	45,091.11	-	
2005				
UCGT	616.13	1,250.45	634.32	
UCLL	32.38	32.38	-	
STALLINGS GT	-	44.18	44.18	
CSGT - 999	77.02	156.31	79.29	
CS LL - 999	4.05	4.05	-	
BEAVER LANE FF	50.00	50.00	-	
TOTAL - 2005	779.58	1,537.37	757.79	
2004				
UCGT	385.52	385.52	-	
UCLL	27.03	27.03	-	
CSGT - 999	51.41	51.41	-	
CS LL - 999	3.60	3.60	-	
BEAVER LANE FF	50.00	50.00	-	
TOTAL - 2004	517.56	517.56	-	
2003				
UCGT	348.70	348.70	-	
UCLL	23.17	23.17	-	
CSGT - 999	46.07	46.07	-	
CS LL - 999	3.06	3.06	-	
BEAVER LANE FF	50.00	50.00	-	
TOTAL - 2003	471.00	471.00	-	
2002				
UCGT	316.83	316.83	-	
UCLL	21.30	21.30	-	
CSGT - 999	47.16	47.16	-	
CS LL - 999	3.17	3.17	-	
BEAVER LANE FF	50.00	50.00	-	
TOTAL - 2002	438.46	438.46	-	
2001				
UCGT	85.01	85.01	-	
CSGT - 999	12.66	12.66	-	
BEAVER LANE FF	50.00	50.00	-	
TOTAL - 2001	147.67	147.67	-	
Grand Totals - All Years	47,445.38	48,203.17	757.79	

RELEASES AUGUST 2007

Acct #	Name	Release	Real Value	Pers. Value	UCGT	UCLL	CSGT-999	CSLL-999	HembyGT	SpringsGT	StallGT	StallL	WaxhawGT	WesleyGT	BakersFF	BeaverFF	JacksonF	LanesCr FF	New Saler	Providenc	StackFF	Unionville	WaxhawFF	Wingate F	Total	
Totals			7,305,555	884,170	37,329.05	-	-	-	31.34	28.28	4.15	-	435.99	191.81	303.08	55.00	50.00	95.00	95.00	55.00	145.00	3.64	3,655.00	95.00	42,572.34	
2008																										
50093805	QUERRA LETHA H	307		9,100	50.96	5.10	6.37	0.64																		66.97
07033013A	CARPENTER LARRY M & WIFE	2995	15,000		95.51				6.96																	102.47
07033013B	CARPENTER LARRY M & WIFE	2997	15,000		95.51				6.96																	102.47
Totals			30,000	9,100	241.98	5.10	6.37	0.64	13.92																	271.91
2005																										
H3135026	PRESSON MARK ANTHONY	2982																50.00								50.00
H3135026	PRESSON MARK ANTHONY	2883	87,970		492.63		61.58																			584.21
Totals			87,970		492.63		61.58											50.00								604.21
GRAND TOTALS																										
					38,083.66	5.10	67.95	0.64	45.28	28.28	7.70	0.35	435.99	191.81	303.08	55.00	50.00	145.00	95.00	55.00	145.00	3.64	3,655.00	95.00	43,446.46	



UNION COUNTY
Office of the Tax Administrator
300 N. Main Street
P.O. Box 97
Monroe, NC 28111-0097

704-283-3746
704-283-3616 Fax

John C. Petoskey
Tax Administrator

AGENDA ITEM

5/5c

MEETING DATE 9-4-07

MEMORANDUM

TO: The Board of County Commissioners
FROM: John C. Petoskey
Tax Administrator
DATE: August 14, 2007
RE: **Second** Motor Vehicle Billing

I hereby certify the Second Motor Vehicle Billing Motor Vehicle Valuation under the staggered program as required by N.C.G.S.105-330. Attached hereto is a list of the values, rates and taxes for each taxing unit.

JCP: lm

--- MOTOR VEHICLE SYSTEM ---

- Motor Vehicle Billing Summary -

---Bdg No---	-----Description-----	--Key--	Bill Year	Rate Year	Tax Rate	Count	-----Total----- ---Value---	---Tax---
10	County.....	CN99999	2007	2004	.5250	1	3,790	19.90
10	County.....	CN99999	2007	2005	.5600	15	199,760	1,752.73
10	County.....	CN99999	2007	2006	.6367	15,165	154,704,196	983,505.77
Totals.....						15,181	154,907,746	985,278.40
76	School dist - Monroe.....	SC100	2007	2005	.0700	2	2,290	1.60
77	School dist - County.....	SC999	2007	2004	.0700	1	3,790	2.65
77	School dist - County.....	SC999	2007	2005	.0700	13	197,470	217.49
Totals.....						16	203,550	221.74
32	Fire Dist - Springs.....	FR015	2007	2006	.0313	819	7,482,189	2,341.83
39	Fire Dist - Stallings.....	FR020	2007	2005	.0390	1	28,560	11.14
39	Fire Dist - Stallings.....	FR020	2007	2006	.0444	1,379	15,669,938	6,944.70
38	Fire dist - Hemby Bridge..	FR023	2007	2004	.0427	1	3,790	1.62
38	Fire dist - Hemby Bridge..	FR023	2007	2006	.0464	1,587	16,931,238	7,853.59
37	Fire dist - Wesley Chapel:	FR026	2007	2005	.0150	2	9,520	2.54
37	Fire dist - Wesley Chapel:	FR026	2007	2006	.0152	1,841	27,881,623	4,229.63
34	Fire Dist - Waxhaw.....	FR028	2007	2006	.0413	929	9,074,683	3,747.78
Totals.....						6,559	77,081,541	25,132.83
78	220125 Taxes Payable - Marvin.....	MN01000	2007	2006	.0500	248	4,063,457	2,032.36
78	220130 Taxes Payable - Monroe.....	MN02000	2007	2005	.4900	2	2,290	21.22
78	220130 Taxes Payable - Monroe.....	MN02000	2007	2006	.5300	2,532	21,125,539	123,728.79
78	220170 Taxes Payable - Wingate.....	MN03000	2007	2005	.3600	1	6,410	46.16
78	220170 Taxes Payable - Wingate.....	MN03000	2007	2006	.3800	195	1,373,801	5,220.39
78	220120 Taxes Payable - Marshville...	MN04000	2007	2006	.3800	177	1,260,481	4,776.62
78	220150 Taxes Payable - Waxhaw.....	MN05000	2007	2005	.3400	1	17,760	60.38
78	220150 Taxes Payable - Waxhaw.....	MN05000	2007	2006	.3400	477	5,348,251	18,184.17
78	220110 Taxes Payable - Indian Trail..	MN06000	2007	2006	.1000	1,939	22,208,701	22,175.06
78	220140 Taxes Payable - Stallings.....	MN07000	2007	2005	.2500	1	28,560	71.40
78	220140 Taxes Payable - Stallings.....	MN07000	2007	2006	.2500	874	9,873,564	24,685.93
78	220160 Taxes Payable - Weddington...	MN08000	2007	2005	.0300	1	21,870	6.56
78	220160 Taxes Payable - Weddington...	MN08000	2007	2006	.0300	641	8,456,322	2,537.26
78	220115 Taxes Payable - Lake Park....	MN09000	2007	2006	.2300	191	1,961,025	4,510.39
78	220175 Taxes Payable - Fairview.....	MN09300	2007	2005	.0200	1	23,240	9.30
78	220175 Taxes Payable - Fairview.....	MN09300	2007	2006	.0200	124	1,528,064	305.64
78	220145 Taxes Payable - Hemby Bridge..	MN09500	2007	2004	.0300	1	3,790	1.14
78	220145 Taxes Payable - Hemby Bridge..	MN09500	2007	2006	.0300	69	560,998	168.33
78	220165 Taxes Payable - Wesley Chapel:	MN09700	2007	2006	.0200	396	4,874,317	974.81
78	220135 Taxes Payable - Unionville...	MN09800	2007	2006	.0200	353	3,460,615	692.17
78	220155 Taxes Payable - Mnrl Sprngs..	MN09900	2007	2006	.0270	215	1,926,163	520.03
Totals.....						8,439	88,125,218	210,728.11
Grand Totals.....							1,221,361.08	

**UNION COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: September 4, 2007

Action Agenda Item No. 5/6a
(Central Admin. use only)

SUBJECT: FY 2007 Surplus Property Sale

DEPARTMENT: General Services

PUBLIC HEARING: No

ATTACHMENT(S):
A-Other Surplus Property
B- Vehicles

INFORMATION CONTACT:
Barry Wyatt

TELEPHONE NUMBERS:
704-283-3868

DEPARTMENT'S RECOMMENDED ACTION:

1. Declare the property itemized on Attachments A and B as "Surplus" to the needs of Union County.
2. Authorize the sale of surplus property by the Director at public auction at 10:00 a.m., Saturday, September 22, 2007, and authorize the Director or his designated agent to execute any and all documents necessary to transfer title to said property on behalf of Union County.
3. Set the location of the public auction at 610 Patton Ave and the terms as:
 - a. Sale to the highest bidder with all sales final on the day of the auction.
 - b. All items sold "as is" and "where is" with no warranty, express or implied, which extends beyond the description of the item.
 - c. Purchasers will bear sole risk of loss for all items remaining on County premises after 3:00 p.m. on the day of the sale.
 - d. Payment by cash or credit cards no checks will be accepted.

BACKGROUND:

FINANCIAL IMPACT: Estimated revenue receipts of \$85,000.00

Legal Dept. Comments if applicable: _____



**Union County
General Services Department**

Memorandum

Date: August 24, 2007

To: Lynn West, Clerk to the Board of Commissioners

From: Nicole Hatch, Purchasing Agent

Re: Surplus 2007

I have attached the abstract agenda for the 2007 Surplus Auction.

Thank you in advance for your assistance.



OFFICE OF THE COMMISSIONERS AND MANAGER

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

RESOLUTION REQUESTING SURPLUS PROPERTY SALE

WHEREAS, the County has certain items of personal property that it is no longer using and is wanting to sell these items to the highest bidder; and

WHEREAS, the Purchasing Agent has developed a list of these items as shown on Attachments "A" and "B" for review by the Board of Commissioners for disposal;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Union County Board of Commissioners that the items of personal property included on the list as presented by the Purchasing Agent be declared surplus and sold at public auction to the highest bidder.

BE IT FURTHER RESOLVED that the Purchasing Agent be authorized to sell said property at public auction at 10:00 a.m. on Saturday, September, 2007, at 610 Patton Avenue, Monroe, North Carolina, and that the Purchasing Agent or his designated agent be authorized to execute any and all documents necessary to transfer title to said property on behalf of Union County.

BE IT FURTHER RESOLVED that the terms of the sale shall be as follows:

1. Sale to the highest bidder with all sales final on the day of the auction.
2. All items sold "as is" and "where is" with no warranty, express or implied, which extends beyond the description of the item.
3. Purchasers shall bear sole risk of loss for all items remaining on county premises after 3:00 p.m. on the day of the sale.
4. Payment by cash or credit card; no checks will be accepted.

BE IT FURTHER RESOLVED that payment of advertising and miscellaneous expenses be paid from the proceeds of the sale.

BE IT FURTHER RESOLVED that Classic Enterprises of Locust, Inc. is authorized to conduct the sale and charge a seven (7) percent buyer's premium to buyer.

Adopted this 4th day of September, 2007.

ATTEST:

Lynn G. West, Clerk to the Board

Kevin Pressley, Chairman

Attachment A

Black Plastic File Holders
Dictaphone
Standard Register 2000 Forms Burster
Various Brands of Fax Machines-Brother, Canon & Toshiba
Sharp Calculators
Canon Calculators
TA Adler-Royal Calculators
Shredders-Fellows, Ideal, & GBC
At-A-Glance Calendar Bases
Metal Rolodexes
Whiteboard
Air Cleaners Office Model OAC200
LockBox
Document Holder, 3m DH541
Box of Simplex #1105/TS449 1-3/4x3-Red Cotton (came from Register of Deeds)
Wooden Play Station
Chair Mats
Paper Cutter
Plastic CD Organizers
Small Label Maker w/Tape
Laminating Machine Model B-7
Plastic Stand W/Wheels
Taadler-Royal 1123PD Carat
Map Hanging File w/Bars
Microfilm Rotating Carousel Organizer
Card Catalog Drawer Unit-15 Drawers, Wood
Medal Book Ends (4)

Office Furniture

Bookshelves, All Sizes
Various Styles of Office Task Chairs
Various Styles of Stack Chairs
Black Sofa
Various Styles of Side Chairs
Stools
Office Desks
Office Tables
Computer Buddies
Credenzas, Wood & Metal
Folding Tables
Overhead Hutches
Conference Table
Wood Tables
Table, Stainless Steel
Lamp, Brass w/Black Shade
Fans

Attachment A

Black Plastic File Holders
Dictaphone
Standard Register 2000 Forms Burster
Various Brands of Fax Machines-Brother, Canon & Toshiba
Sharp Calculators
Canon Calculators
TA Adler-Royal Calculators
Shredders-Fellows, Ideal, & GBC
At-A-Glance Calendar Bases
Metal Rolodexes
Whiteboard
Air Cleaners Office Model OAC200
LockBox
Document Holder, 3m DH541
Box of Simplex #1105/TS449 1-3/4x3-Red Cotton (came from Register of Deeds)
Wooden Play Station
Chair Mats
Paper Cutter
Plastic CD Organizers
Small Label Maker w/Tape
Laminating Machine Model B-7
Plastic Stand W/Wheels
Taadler-Royal 1123PD Carat
Map Hanging File w/Bars
Microfilm Rotating Carousel Organizer
Card Catalog Drawer Unit-15 Drawers, Wood
Medal Book Ends (4)

Office Furniture

Bookshelves, All Sizes
Various Styles of Office Task Chairs
Various Styles of Stack Chairs
Black Sofa
Various Styles of Side Chairs
Stools
Office Desks
Office Tables
Computer Buddies
Credenzas, Wood & Metal
Folding Tables
Overhead Hutches
Conference Table
Wood Tables
Table, Stainless Steel
Lamp, Brass w/Black Shade
Fans

Portable Heaters
Cabinet, Metal Rolling
Child's Play Station
Caster Wheels
4 Drawer Wooden Chests
Cabinets
File Cabinets-All Sizes

Custodial Equipment

Vacuum, Hoover Upright Windtunnel
Vacuum, Mastercraft Commercial
Vacuum, Panasonic
Advance 20 Plus Buffer
Toilet Tissue Dispensers
Soap Dispensers

Kitchen Equipment

Warming Trays
Steamer
Refrigerators
GE Spacemaker Microwave

Medical Equip

Audiometer, Beltone
Growth Board
Dental Cabinet
Metal Treatment Stand
Centrifuge, Dynac
Rotator, Thomas
Box of Medical Supplies
Examining Light
Examining Table

Misc. Building

16x24 Mirrors W/Brackets
Fan, Dracraft
Marble Pieces, Various Sizes
Stainless Steel Double Sinks
Stainless Steel Work Table
Whirlpool Water Heater
Insta-Flow Water Heater
Rheem Water Heater 2.5 Gal/Still has Warranty
Clocks
Thermostats
A/C Window Unit Goldstar
Ceiling Mounted Radiant Gas Heaters

Misc. Vehicle

Hitch
13 Code 3 Light Bars

Attachment A

Street Hawk Light Bar
Security Cage for Vehicle
Horse Trailer
Truck Beds

Outdoor Equipment

Homelite Leaf Blower
Fiat-Allis Loader
Case 760 Trencher
Chain Saw STHL 026
Weed Eater FS 85
Weedeater, Robin NB281
Weedeater, Green Machine
Pressure Washers
26 Gal Spray Tank w/pump, North Star
Generator, Yamaha EF1000
Chainsaw, Poulan 3400
Pipesaw, Wacker
Leafblower, Homelite BP 30185
Bushhog, John Deere MX8
Bushhog
Lawnmower, Great Dane Chariot
Lawnmower, Yard Pro 16.5 HP
Lawnmower, Turf Blazer 422
Push Lawnmowers
Air Compressor
Generator, Generac
Tablesaw
Hand Drill/Skil

Miscellaneous

Weight Bench
Fireproof Safe
Employee Lockers (3 Lockers per set)
Paint-Gray, Interior
Sigma All Weather Sampler
American Sigma Cooler Sampler
Wooden Map handles

LONG-TERM CARE
RESIDENTS' RIGHTS WEEK 2007
PROCLAMATION

AGENDA ITEM

5/7

MEETING DATE 9-4-07

Advancing Excellence: A Resident's Perspective on Quality

WHEREAS, there are nearly 1.7 million individuals living in 17,000 nursing homes; and one million individuals living in 45,000 board and care/assisted living facilities in the U.S.; and

WHEREAS, the federal Nursing Home Reform Act of 1987 guarantees residents their individual rights in order to promote and maintain their dignity and autonomy; and

WHEREAS, all residents should be aware of their rights so they may be empowered to live with dignity and self-determination; and

WHEREAS, we wish to honor and celebrate these citizens, to recognize their rich individuality, and to reaffirm their rights as community members and citizens, including the right to have a say in their care; and

WHEREAS, individuals and groups across the country will be celebrating Residents' Rights Week with the theme— "*Advancing Excellence: A Resident's Perspective on Quality*"— to emphasize the importance of affirming these rights through facility practices, public policy, and resident-centered decision-making that impacts quality of care and quality of life.

Now, therefore, the Union County Board of Commissioners, does hereby proclaim October 7 – 13, 2007 as **Long-Term Care Residents' Rights Week**, in Union County, and encourages all citizens to join in these important observances.

Adopted this the 4th day of September 2007.

ATTEST:

Lynn G. West, Clerk to the Board

Kevin Pressley, Chairman

Allan Baucom, Vice Chairman

Roger Lane, Commissioner

A. Parker Mills, Jr., Commissioner

Lanny Openshaw, Commissioner

