

March 20, 2006

The Union County Board of Commissioners met in a regular meeting on Monday, March 20, 2006, at 7:00 p.m. in the Commissioners' Formal Board Room, ninth floor, Union County Government Center, 500 North Main Street, Monroe, North Carolina. The following were

PRESENT: Chairman Roger Lane, Vice Chairman Hughie Sexton, Commissioner Kevin Pressley, Commissioner Stony Rushing, and Commissioner Richard Stone

ABSENT: None

ALSO PRESENT: Mike Shalati, County Manager, Lynn G. West, Clerk to the Board of Commissioners, Jeff Crook, Senior Staff Attorney, Christie Putnam, Assistant to the Manager/Interim Public Works Director, Kai Nelson, Finance Director, Brett Vines, Public Information Officer, members of the press, and other interested citizens

OPENING OF MEETING:

Chairman Lane opened the meeting, welcomed everyone present, and reviewed the public charge for the audience.

a. Invocation

Vice Chairman Sexton introduced Reverend Ron Riddley, Senior Pastor of Pleasant Plains Baptist Church in Matthews, North Carolina.

Reverend Riddley shared information regarding some of the programs and projects that Pleasant Plains Baptist Church is currently providing to the church and the community.

Following his introduction, Reverend Riddley offered the invocation.

b. Pledge of Allegiance

Vice Chairman Sexton led the body in reciting the Pledge of Allegiance to the American flag.

c. Informal Comments

Elizabeth Cooke addressed the Board regarding Police Week, which will be May 14-20.

Ms. Cooke stated that she came before the Board in November of last year and spoke regarding Police Week. She said at that time the Board had adopted a Proclamation for Police Week. Ms. Cooke proposed that a ceremony in observance of Police Week be held on Friday, May 19, 2006, at the historic courthouse with the time of the ceremony to be determined. She provided the Board with a sample program for the ceremony.

Ms. Cooke said that she had spoken with the Chiefs of the various police departments in Union County along with Sheriff Cathey, and all of them support her in promoting Police Week in Union County. She offered to serve as the chair for the Police Week ceremony with the Board's approval. She said that she would like to have the Board of Commissioners involved in the activities also.

Jeff Kravis expressed his appreciation to the Board for its appeal of the previous Board of Adjustment's decision to grant Wal-Mart a special use permit that would allow it to exceed the 50,000 square foot limit with a 206,000 square foot facility. He stated that the Superior Court Judge presiding over this case in Union County agreed with both the County and the residents who opposed the case that the Board of Adjustment did not use the proper process to come to its decision.

Mr. Kravis further expressed his appreciation to Commissioners Lane, Stone, and Sexton for having the courage to dissolve the previous Board of Adjustment and to defend the quasi-judicial process and the integrity of the zoning ordinances of Union County. He said that a precedent has been set for the County that the zoning ordinances are to be upheld and that no appointed board is above the ordinances.

Mr. Kravis said that hundreds of families have supported this effort financially and through their volunteer help to pay the legal expenses. He stated that the residents, through their research, have shown that: the proposed Wal-Mart at the intersection of Tom Short Road and Rea Road would be a tax revenue drain on the County; crime will increase in that area to an unprecedented level; and home values will be in jeopardy. Mr. Kravis said that Wal-Mart has shown that it does not have another store in the United States that is so close in proximity to a neighborhood. He stated that there is still much work to be done.

In conclusion, Mr. Kravis stated that he is proud to be associated with the neighborhoods that have fought against Wal-Mart in this situation and is proud to be living in a county that supports its people as much as it supports its ordinances.

Jim King addressed the Board regarding Item 5 on tonight's agenda - Agreement with Union County Partnership for Progress.

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Mr. King discussed several of his concerns with the terms of the proposed agreement. He referred to the payment schedule shown on Page 2 of the draft agreement. He pointed out that the County would make payments in the amount of \$62,500 pursuant to the draft agreement on the following dates: April 1, 2006; July 1, 2006; October 1, 2006; and January 1, 2007. Further, he noted that on April 1, 2007, the County would make a payment to the Partnership in the amount of \$83,333 which he stated is a \$20,833 increase for that quarter. Mr. King said that he did not understand this increase, which he noted was a 33 percent increase.

He further made reference to the following language also contained in Paragraph 2.A. on Page 2 of the draft agreement: "In addition to the funds provided by Union, UCPP agrees to use its best efforts to seek private funding through membership drives and solicitation of donations." Mr. King said that it was his understanding that the Partnership had been established as a public/private partnership, which would cost taxpayers probably less money in the long run. He stated that he believed that the County has basically given up much of its say in the partnership but yet the partnership is asking for more funding.

Mr. King also referred to Paragraph 2B on Page 2 of the draft agreement, which addresses \$125,000 in matching funds to be provided by the County. He said that calculating the \$125,000 over five quarters, which is the period of time covered by the draft agreement, amounts to a 40 percent increase per quarter and in the fifth quarter, there would be a 73 percent increase. Mr. King noted that the matching funds provided in Paragraph 2B are from the period of July 1, 2005, through July 31, 2007. He said that the current contract runs to April 1st of 2006 and questioned that the matching funds would be paid for nine months on the existing contract.

Mr. King said that he was not arguing against economic development in the County, but he could not comprehend with the burden that is already on the taxpayers how anything associated with Union County could be worth a 46.7 percent increase.

Sandra Vinton addressed the Board concerning senior housing. She stated that she resides in the unincorporated Marvin area of Union County. Ms. Vinton shared that by the year 2015, approximately 20 percent of the population will be age 60 and above. She said that many of these retirees have nice nest eggs to spend but no young children to enroll in the schools. She asked if it had been considered that attracting this age group could add to the County's tax base without adding to the schools. Ms. Vinton stated that her husband has recently retired, and they have been looking at downsizing and would very much like to remain in the area.

She said that she has become involved in the community. Ms. Vinton said that retirees could be a great source of volunteers for the community. She stated that she recently moved her 85-year-old mother into a one-level condominium in Mecklenburg County, because she could not find suitable housing for her mother in Union County. She said that in their search for a retirement community, she and her husband had attended the new Sun City presentations in the Lancaster County area. Ms. Vinton further said that she and her husband are attracted to the active adult community concept but would like a more upscale type of housing with a community of their own age group.

She referred to the Housing of Older Persons Act (HOPA) of 1995 and stated that this act permits communities to restrict active communities to 90 percent age 55 and older and 10 percent age 50 and older. Ms. Vinton said that she believed that if municipalities and the County were to set aside in their planning acreage that has zoning and possible tax incentives such as waiving fees to builders who plan to build active adult communities for the first year or two and placed within walking distance from the town center, that a much needed type of housing would be provided. She suggested that if more retirees are to be attracted to this county, then at the very least more one level smaller lots and affordable housing needs to be encouraged. Ms. Vinton said while the APFO might help address the problem somewhat, she did not believe that it would encourage the type of housing needed for the large number of retirees moving to the southeast.

Chairman Lane stated that the Board would look into Ms. Vinton's suggestions.

ADDITIONS, DELETIONS, AND/OR ADOPTION OF AGENDA:

Commissioner Pressley requested to add an item to the regular agenda to discuss the lighting of the ballfields at Weddington High School. Chairman Lane stated that this item would become 6a on the regular agenda.

Vice Chairman Sexton requested to move Item 3 from the Consent Agenda - Reclassification of Positions to the regular agenda for discussion. Chairman Lane stated that this item would become 6b on the regular agenda.

Commissioner Pressley moved adoption of the agenda as modified. The motion was passed unanimously.

CONSENT AGENDA:

Commissioner Stone moved to approve the items listed on the consent agenda as modified. The motion was passed unanimously.

Minutes: Approved minutes of regular meeting of February 20, 2006.

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Salary Grade Range Revisions Mandatory Implementation Requirement: Approved the addition of revised position classification pay grade assignments in the Department of Social Services and Health Department as mandated by the State Personnel Commission to the Union County Pay Plan and approved funding of the labor market adjustments in compensation related to the mandatory revisions (Existing County Funds are available within the Health Department and Social Services Budgets to accommodate the labor market adjustments.

Reclassification of Positions: This item was moved to the regular agenda at the request of Vice Chairman Sexton.

Library: Approved Budget Amendment #28 increasing Operating Expenses by \$18,683 and State Revenue by \$18,683 to appropriate additional funding from the State Aid to Public Libraries.

Tax Administration: Accepted report from Tax Administrator dated February 28, 2006, stating the total unpaid 2005 taxes constituting liens on real estate to be \$4,542,674.62 and ordered the Tax Administrator to advertise said liens in accordance with NCGS 105-369.

Tax Administration: Approved refunds for February 2006 in the Grand Total Amount of \$28,729.88:

FEBRUARY 2006 REFUNDS

Acct #	Name	Release #	Total
2005			
50087203	Beacon Mortgage Services	719	1.63
50093543	Andolina Francesco M	721	57.60
50033229	Fast Fare Inc #NC632	724	676.16
50068278	Franklin Auto Exchange Inc	725	7.90
50092977	La Esperanza Framing Inc	726	105.21
50083222	Providence Auto Works	727	13.98
H7021283	Insight Communities LLC	728	100.76
50015876	Belk Thomas Lynn	729	9.79
50072696	Rogers Todd Pressley	731	17.02
50074311	Farm Credit Leasing	732	18.13
50085993	Johnstone Robert A III	734	3.23
50086627	Wolfe Edward Michael & wife	735	41.92
50093484	Caledonian Alloys Inc	736	2,518.72
08165018	Fowler Sherry H Trustee	742	891.59
01153011	Smith B Max & Jimmy L Smith & wife Ellen W	745	63.87
03078004	Carnes Walter & wf Jean F	746	254.07
07081001S	Tyson Carlton L	748	2,413.11
07084313G	United Link LLC	749	1,014.78
09265041	Cuthbertson James Donald & Vickie B	750	882.00
04069001	Medlin Walter Lee	751	483.75
01123004B	Williams C Ted & wife Frances E	752	260.23
04099003	Presson George L & wife	755	95.57
04117007A	Laney David Earl Jr	756	173.55
05138062 01	Rogers Investment	757	225.50
05138062 02	Rogers Investment %Linda Mae Robinson	758	474.31
06048111	Karnis Steven M & Joanna C	759	290.06
06108087	Champion Forest LLC	763	886.68
06132006	Newtown Road LLC	764	974.20
06201160	Williams Bobby Wayne & Michele M	769	97.26
07057899	Westport Homes of NC Inc	773	1,087.19
07093509	Westport Homes of NC Inc	774	1,254.53
07150227	Harvey John J & Amy B	775	362.45
08078011 02	Price Kathy Lamar	776	379.40
08147007	Nichols Charles E & Linda S	777	269.21
09025001	Deese Jerry P	789	129.41
09063008	Dalton Marsh	790	277.65
09345260	Campbell Mark S & wf Neida Lopez-Armas	792	83.42
50090498	Sellwood Distributing Inc	794	5.53
06123012D	Hatfield Ludy Faye Hemby Orr Family Trust		
05115042	RP & BP Holdings LLC	945	139.93
07132027A	Carolina Concrete Inc	946	105.23
09232032	Perry Donald & wf & H Ligon Bundy	947	148.62
09232037	First Citizens Bank	948	292.32
09301061B	PMS Enterprises	949	265.11
09405068	Smith Raymond & wf Carolyn T	950	56.14
09194133	Hamer Wilhemina Simmons	951	91.60
09195010A	Union Office LLC	952	271.33
07069117B	Guy Properties LLC	953	309.01
09232063	Melton Jessie Ray & wife Linda Godwin	954	153.09
09259067A9 0	Williams Linda H & W Newell Helms & wife	955	213.96
09156004A	Bhagirth Inc	956	222.71
09225009D	Lowder W Steve & wf Judy B	957	108.36
09229032	Rueda Ofelia A	958	29.68
09232212	First Charter Real Estate Holdings LLC	959	235.81

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09399009	Coca-Cola Bottling Co Consolidated	960	71.75
09247024B	Phifer Phyllis M	961	29.30
50077181	Locklear Samuel Eugene	962	13.30
50077619	Hobbs David F Jr & wife Regina	963	11.22
07102010D0 2	Steward Kirk O	964	71.32
04087002	Williams D Roger & wife	968	8.50
09298091G	Poplin Partners Limited Partnership	973	4,668.30
50092577	Pritt Terry D	978	173.25
			0.00
			0.00
			<u>24,641.21</u>
2004			
50088782	A & D Partnership	720	35.08
50089058	Anthony & Baleris Accessories	722	175.38
50020443	Mullis Darrell Lynn & Melinda P	730	16.72
50080229	Stevens Terry Lee & wf Debbie	733	252.04
08165018	Fowler Sherry H Trustee	743	837.55
04267003A	Broome Carmen Michelle	747	598.17
06084014	Waxhaw Land Development	761	222.06
50070526	Wingate Excavating & Utilities	795	152.21
07141072	Weddington at Chestnut LTD Partnership	966	30.61
04087002	Williams D Roger & wife	969	8.02
50076268	Carpenter Charles Jack & wife	983	150.55
50070928	Colston Angela	985	111.96
			<u>2,590.35</u>
2003			
50089058	Anthony & Baleris Accessories	723	174.90
08165018	Fowler Sherry H Trustee	744	567.76
06084014	Waxhaw Land Development	762	113.18
50070526	Wingate Excavating & Utilities	796	175.77
07141072	Weddington at Chestnut LTD Partnership	967	31.32
04087002	Williams D Roger & wife	970	15.03
50070928	Colston Angela	987	82.70
			<u>1,160.66</u>
2002			
50070526	Wingate Excavating & Utilities	797	180.65
04087002	Williams D Roger & wife	971	13.55
50070928	Colston Angela	986	129.91
			<u>324.11</u>
2001			
04087002	Williams D Roger & wife	972	13.55
			<u>13.55</u>
GRAND TOTALS			<u>28,729.88</u>

Tax Administration: Approved Releases for February 2006 in the Grand Total Amount of \$56,772.32:

FEBRUARY 2006 RELEASES			
Acct #	Name	Release #	Total
2005			
50074772	Hopkins Jonathan	665	113.52
50074772	Hopkins Jonathan	666	48.18
50057133	Charlotte Ground Covers	667	216.14
50062598	Helms John D & Julia Marie	668	75.70
50066952	York Trucking & Grading	669	1,643.93
04267003A	Broome Carmen Michelle	671	630.70
50067395	Honda Doc Inc	672	354.54
50067865	Tyson Harold % Gary Lewis Tyson	673	113.70
50073196	The Stevens Marketing Group In	676	2.77
07027225 02	Universal Land & Development Corp %Hartzell Huntley	677	324.97
07027275 02	Universal Land & Development Corp %Robert K Williams	678	476.11
50004890	Pritchard Helaine Marie	679	30.77
50020443	Mullis Darrell Lynn & Melinda P	680	18.20
50073768	Knight Cynthia Broome	681	175.13
50077498	Haney J Vann %Bill Hunnicutt	682	50.83
50080229	Stevens Terry Lee & Debbie	683	264.24
50081770	Vanderbilt Mortgage	684	62.27
50082278	Langston ID	685	154.69
50084207	Gibson Kevin Arnold	690	5.55
50085763	Zepa Edward & Maripat	691	422.93
50088266	Monroe Auto Mall	692	1,067.14
50089448	Sam's Mart Inc #53 % Richard Beauchemin	693	874.86
50089836	Benner Lindsay	694	52.77
50090371	Mimi's Florist	695	39.85
50090639	A Simple Elegance	696	199.24
50091090	Vanderbilt Mortgage	698	329.14
50091335	Hewitt Jennie Helms & Charles Robert	699	157.02
50091584	Capital Lending Services	700	935.14

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50092286	G C Technology	701	173.25
50092585	S & Z Storage LLC	702	572.83
50092738	Help U Sell Rocky River	703	173.25
50092783	Servpro of Union County	704	173.25
50082828	S & K Developers LLC	705	173.25
50092836	Sheehan Enterprises	706	173.25
50092847	Solid Rock Construction	707	173.25
50092985	Hartsell Fred Williamson Jr	708	257.37
50065037	Hair Expressions	709	17.74
50028637	Angelo's Restaurant	710	149.89
50074468	Stucco Design LLC	711	82.95
50074972	Fat Taco	712	298.81
50087780	Bakers Furniture Gallery	714	33.05
50090661	Barbara B Howie Realty	715	40.80
50090743	Deja Video	716	183.98
50091432	Bellsouth Personal Communications	717	5.78
50092520	Arnold Mills & Son LLC	718	8,746.44
50034974	Short Anthony D	737	97.98
50076075	Arant Tommy Nelson & Sue B	738	44.86
50077040	Frazier Karen S	739	31.17
50070384	Zee Medical Inc	740	28.66
04347002B	Carraway Ernie M & Wanda S	741	84.17
04072003B	Estes David W & wife Victoria B	753	59.22
04072003C	Estes David W & wife Victoria B	754	77.24
06084014	Waxhaw Land Development	760	234.83
06141472	C P Morgan Communities of Charlotte LLC	765	571.30
06150065 01	Taylor Sharon Darlene	766	45.00
06150065 02	Osborne Betty Reid	767	45.00
06150065 03	Reid Wayne Monroe	768	45.00
07027390 02	Universal Land & Development %Cynthia	770	389.74
07027266 02	Universal Land & Development	771	358.04
07027269 02	Universal Land & Development Corp	772	378.78
08216005E	Reynolds Fence & Guardrail Inc	778	1,205.49
09022080	Leak Gary & wife Melinda	779	42.84
09253051 03	Helms Thurman L & wife	791	210.98
09354005A	Rape James Dennis & wife Helena B	793	108.24
09345247	Corvin Cecil	798	134.75
05048026 02	Barwick Reid W Sr & Reid Barwick Jr	799	217.42
50094507	HELMS BARRY	805	88.02
50015142	OPTOMETRIC EYE CARE CENTER PA	806	438.89
50015452	GRANGER PLASTICS MOLDING CO INC	807	38.21
50028608	RICHARDSON ROY WYATT III DDS P	808	50.71
50028749	SCHRADER AUTOMOTIVE INC	809	194.70
50028851	KMART OF NORTH CAROLINA LLC	810	428.90
50039283	SOUTHERN FARM EQUIPMENT INC	811	80.54
50056445	TIRE TOWN OF CONCORD INC	812	36.15
50063590	GOLDBERG TREVOR IAN	813	838.53
50066153	CHEROKEE CONSTRUCTION GROUP	814	815.02
50067174	AMERICAN COMMUNITY LEASING CO	815	158.47
50067271	NATIONAL BANK OF COMMERCE DBA CCB #674	816	140.90
50070683	WORSNOP SCOTT RICHARD & BONNIE JEAN	817	92.19
50071178	LEWIS HOMES INC	818	99.00
50072550	MASTER METAL WORKS INC	819	39.31
50072748	BESTRACS CORPORATION	820	432.23
50073101	HUTTO JONATHAN R	821	51.04
50073148	MORRIS CHRISTOPHER SHANE	822	41.27
50073402	SEAMAN MICHAEL PLUMBING INC	823	115.12
50073778	WHITE JOE	824	53.19
50074635	WHITLEY CHADWICK R & JENNIFER G	825	150.94
50074893	PROLINE COUNTERTOPS & SPECIAL	826	137.36
50075485	LONG DAVID	827	63.86
50075820	BODIE STEPHEN P & JANICE	828	40.55
50077206	BIRCH BROTHERS SOUTHERN INC	829	119.23
50077268	GLENN NOLAN W & KAREN	830	105.33
50077357	COMPETITIVE EDGE SPORTS INC	831	321.91
50077639	HENRY GARY W MD	832	121.63
50078165	KIKER JEFFREY LANE	833	75.53
50078263	KNIGHT EMMITT B & VIRGINIA	834	97.92
50079808	SMITH RAYMOND GEORGE & CAROLYN	835	37.40

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50079947	WALTERS BRYON L	836	80.42
50079978	SUN CLEANERS % TAE K KIM	837	64.09
50081453	BUNDY JOHN DUNHAM JR	838	115.04
50081528	SLUMBERKIDS INC	839	54.15
50081895	SHEPHERD TERRY D & PATRICIA	840	107.59
50082377	WYLIE JEFFREY C	841	48.48
50082784	HERCEG CONSTRUCTION INC	842	193.79
50082827	METAL RECYCLING SERVICES INC	843	1,728.99
50082834	MOORE'S TOWING & RECOVERY	844	37.66
50082936	SITE PREP INC OF NC	845	651.42
50083133	AUTO CLINIC INC	846	111.07
50083481	NOLAN LAND & CONSTRUCTION CO	847	1,075.05
50083738	LANGLEY SHAWN L	848	58.56
50084187	TAYLOR RICK D	849	40.44
50084212	GOODSON FRANK TERRY	850	91.69
50084552	BRUCE DAVID W	851	80.39
50086049	HUGHES NETWORK SYSTEMS INC	852	63.78
50074293	UNION GYPSUM INC	853	114.96
50088357	COOKE R WAYNE & ASSOCIATES	854	103.04
50088438	CAMERON THOMAS	855	47.10
50089739	GOOD TIMOTHY	856	693.00
50089424	D CARROLL & ASSOCIATES INC	857	504.92
50089766	TOWNSEND WILLIAM	858	218.99
50090284	AMERICAN COMMUNITY LEASING CO	859	153.84
50091108	GOAD JERRY	860	1,122.66
50091217	BRIDGES JAMES ALLEN & SHARYN MULLIS BRIDGE	861	89.05
50091333	BELCHER BROS LLC	862	151.28
50091541	STRAWDERMAN LARRY LEE	863	61.08
50091745	WARRINGTON CLYDE HENRY	864	158.22
50091750	YORK ANTHONY DAVID	865	46.43
50091858	KIMMAN JOHN W	866	67.12
50091949	WAXHAW UNIVERSAL DARATE STUDIO	867	46.42
50093210	KERSEY ROYCE	868	76.55
50093546	SUTTON DAVID	869	173.25
50093561	CURB GUTTER & SIDEWALKS	870	246.71
50093711	HILLMAN CHARLES	871	107.97
50093713	THE SEED COMPANY	872	817.74
50093714	MORGAN KENNETH	873	205.13
50093715	LAWING THOMAS R JR	874	399.17
50093720	ALTONJI EDMOND JOHN	875	60.32
50093722	BOWLING NELSON	876	37.77
50093725	CAHOON KARL G	877	272.01
50093726	CINGULAR WIRELESS LLC	878	1,650.05
50093728	BOSTIC JIMMIE D SR	879	46.09
50093729	COOK KYLE	880	209.98
50093731	JOHNSON DEBORAH F	881	112.26
50093732	GRIFFIN DON C	882	36.14
50093738	LLOYD MARK J	883	52.67
50093760	TRIP AIR AVIATION INC % DENNIS SCHWIEGER PRE	884	817.74
50093779	WILKINSON PAUL	885	49.89
50093780	CHARLOTTE COPY DATA INC	886	97.37
50093784	PRINCE DONNA M	887	35.76
50093787	BRADY DARREN L	888	131.27
50093789	AL-HASSAN MAHD	889	246.41
50093791	ALEXANDER JOE H	890	64.45
50093794	AJPM INC	891	34.65
50093797	ARTHUR KENNETH	892	64.45
50093798	BAILY MARGARET	893	49.63
50093799	BAKER BENJAMIN	894	185.65
50093800	BARDEN CLINTON	895	48.17
50093803	BASSETT MICHAEL	896	85.86
50093804	BATES GAMMEL D III	897	61.94
50093806	BAUCOM DONALD	898	68.96
50093812	BLAIR WESLEY	899	68.60
50093815	RURA TERA J	900	46.91
50093816	COUICK WILBURN	901	63.07
50093818	CARNES TERESA	902	39.85
50093820	BLASZKOW THOMAS E	903	113.52
50093822	BOHANON WILLIAM	904	79.70
50093827	BOYD JOHN W	905	56.00
50093828	BRIZENDINE ANTHONY	906	121.28
50093829	BROOKS JANET	907	67.57
50093837	CASHION ROBERT	908	58.91
50093838	CATAUDELLA JAMES R	909	179.48
50093844	GREIDIERU LIYA M	910	59.74
50093848	MATHERLY DARRELL	911	74.98
50093850	SHEARER GERALD	912	161.13
50093851	IVEY MITCHELL R	913	80.39
50093852	VAUGHN CHRISTINE	914	57.52
50093853	WARMATH RICHARD H	915	282.39

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50093855	SWANSON JAMIE L	916	398.22
50093857	COCKFIELD BRIAN	917	72.93
50093859	COLLINS BILLY W	918	110.54
50093867	KIRKLEY SHAWN	919	87.67
50093869	HILLIS ROBERT F	920	55.35
50093878	DAYTON BRIAN D	921	88.49
50093887	DEPUTY MICHAEL D	922	74.15
50093892	DUNN KANCE M	923	38.12
50093916	ESTEP PHYLLIS G	924	65.14
50093917	EUDY JAMES EUGENE	925	57.76
50093918	EVANS DAVID N	926	41.24
50093922	EZZELL PHILIP T	927	57.52
50093934	SMITH JULIUS P	928	93.65
50093935	SCOTT DANIEL L	929	49.84
50093938	FERNANDES FRANCISCO	930	52.14
50093940	FREMIN EARL E	931	41.52
50093941	FRIDY DAVID CARLISLE	932	47.81
50093945	GARRETT WARREN	933	55.61
50093949	GIBSON EDGAR W	934	207.90
50093951	GOWER EDGAR	935	95.07
50093955	GRIFFIN KRISTIN L	936	45.74
50093956	GRIFFIN MARCELLA	937	45.22
50093958	GRIFFIN ROGER R	938	62.37
50093960	GIERRA LETHA H	939	66.97
50094866	HELMS CLAYTON M	940	43.32
50092016	EXPRESS MICRO TECH	941	173.25
50092659	CLARK TIRE & AUTO INC	942	757.79
07060003	SPEAR GARY J	943	185.03
L8297005A	KIMBRELL WILL R	944	642.16
07141072	Weddington at Chestnut LTD Partnership	965	31.78
50090715	Wisenberg Ellen	974	168.55
50082478	Southeast Reynolds Supply	976	15.67
50085064	Davis Jeffery P	979	27.67
50091473	Riley Angela L & Robert M	982	143.93
50070928	Colston Angela Elaine	984	168.55
50093386	DFS Funding LP	988	4.47
09223096	Wiggins Cari M & Clara P	989	1,751.28
09268010	Academy Real Estate Ventures	990	781.01
07144512	Bray Hiede M	991	240.51
09280001C9 0	Professional Properties of the Carolina	992	102.94
50093866	Helms Clayton	993	2.78
50092016	Express Micro Tech	994	10.73
			<u>53,784.09</u>
2004			
50066952	York Trucking & Grading	670	1,350.11
50067865	Tyson Harold % Gary Lewis Tyson	674	69.83
50082278	Langston ID	686	131.17
50084207	Gibson Kevin Arnold	689	5.72
50090639	A Simple Elegance	697	163.63
50074972	Fat Taco	713	247.13
09022080	Leak Gary & wife Melinda	784	40.46
50090715	Wisenberg Ellen	975	111.96
50082478	Southeast Reynolds Supply	977	13.11
50085064	Davis Jeffery P	980	27.37
			<u>2,160.49</u>
2003			
50067865	Tyson Harold % Gary Lewis Tyson	675	93.84
50082278	Langston ID	687	99.28
50084207	Gibson Kevin Arnold	688	4.93
09022080	Barrino Wm Heirs % Emma Jean Taylor	786	63.54
50085064	Davis Jeffery P	981	28.69
			<u>290.28</u>
2002			
09022080	Barrino Wm Heirs % Emma Jean Taylor	787	57.24
			<u>57.24</u>
2001			
09022080	Barrino Wm Heirs % Emma Jean Taylor	788	57.24
			<u>57.24</u>
1998			
09351032A	Carnes Johnny Ward Sr & Elizabeth	800	143.04
			<u>143.04</u>
1997			
09351032A	Carnes Johnny Ward Sr & Elizabeth	801	109.32
			<u>109.32</u>
1996			
09351032A	Carnes Johnny Ward Sr & Elizabeth	802	105.13
			<u>105.13</u>

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1995			
09351032A	Carnes Johnny Ward Sr & Elizabeth	803	65.49
			<u>65.49</u>

GRAND TOTAL			<u>56,772.32</u>
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Tax Administration: Approved Eighth Motor Vehicle Refund Register for the Period of February 1, 2006 - February 28, 2006, in the Net Grand Total Amount of \$1,473.34-

Tax Administration: Approved Eighth Motor Vehicle Release Register for the Period of February 1, 2006 - February 28, 2006, in the Net Grand Total Amount of \$15,481.25-

Tax Administration: Approved Tenth Motor Vehicle Billing in the Grand Total Amount of \$1,337,155.19.

Tax Administration: Approved Tax Administrator's Monthly Report for January 2006.

Tax Administration: Approved Refunds for March 2006 in the Total Amount of \$94.67.

2005 Account #	Name	Refund #	Total
05015011	Moore, Randal Glenn	1062	\$94.67

Tax Administration: Rejected request for Waiver of Late Listing Penalty of Charlotte Cardiology Associates, P.A. (corrects name on Consent Agenda Item 2d(1) from February 6, 2006 meeting from Charlotte Radiology Associates, P. A. to Charlotte Cardiology Associates, P.A.)

Union County TV Turnoff Proclamation: Adopted the following Proclamation:

UNION COUNTY TV TURNOFF PROCLAMATION

WHEREAS, TV-Turnoff Network is a nonprofit organization that encourages children and adults to watch less television in order to promote healthier lives and communities; and

WHEREAS, the average 1 year-old in America watches six hours of TV a week despite the fact that the American Pediatric Association recommends NO TV for those 2 and under; and

WHEREAS, U.S. kids ages 2 to 17 spend on average 19 hours and 40 minutes a week in front of the tube, a whopping 1,023 hours per year compared to 900 hours in school; and

WHEREAS, the average American adult watches four hours of TV per day, but studies show most parents spend fewer than 40 minutes per week in meaningful conversation with their children; and

WHEREAS, by the time the average viewer reaches age 70, he will have spent 7 to 10 years in front of the television; and

WHEREAS, April 24 through April 30, 2006, millions of children and adults around the world will realize what a time thief television truly is and turn off their TVs;

NOW, THEREFORE, the Union County Board of Commissioners does hereby proclaim April 24 through April 30, 2006 as

TV-TURNOFF WEEK

in the County of Union, and call upon all citizens to take back their time as they Turn Off and Take Charge.

ADOPTED THIS 20TH DAY OF MARCH, 2006

ATTEST:

S/Lynn G. West, Clerk Union County Board of Commissioners	s/Roger Lane, Chairman
Vice Chairman	S/Hughie Sexton,
Commissioner	S/Kevin Pressley,
Commissioner	S/Stony Rushing,
Commissioner	S/Richard Stone,

Board of Equalization and Review: Appointed Vernard Littleton as Chairman of the 2006 Board of Equalization and Review.

Finance Department: Approved Motor Vehicle Tax Refund Overpayments for February 2006 in the amount of \$5,581.97.

Health Department - Child & Maternal Health, Family Planning: Approved Budget Amendment #26 increasing Personnel Expense by \$36,653; Revenue-Patient Fees by \$16,653; and Revenue-State by \$20,000

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WHEREAS, the County has previously issued all of the 2004 Notes and none of the 2004 Notes are currently outstanding;

WHEREAS, the Board has determined that it is in the best interest of the County to amend the Note Resolution to provide for the issuance of additional General Obligation Commercial Paper Bond Anticipation Notes in an aggregate principal amount of not to exceed \$110,730,000 (the "2006 Notes") to pay the costs of the acquisition, construction, renovation and equipping of public school facilities in the County and the costs of issuing the 2006 Notes (the "Projects");

WHEREAS, the Bond Orders hereinafter-described have been adopted and authorized by a majority of voters of the County voting thereon and provide the County the authority to issue the 2006 Notes;

WHEREAS, the County has previously entered into a Commercial Paper Dealer Agreement dated as of May 1, 2004 (the "Dealer Agreement") with Wachovia Bank, National Association (the "Dealer") and the North Carolina Local Government Commission (the "Commission"), under which the County and the Commission will sell and deliver the 2006 Notes to the Dealer under the terms and conditions set forth therein and in the Note Resolution, as hereby amended and supplemented; and

WHEREAS, in connection with the issuance of the 2006 Notes, copies of the forms of the following documents relating to the transactions described above have been filed with the County and have been made available to the Board:

1. Amendment Number One to the Standby Note Purchase Agreement dated as of April 1, 2006 among the County, Wachovia Bank, National Association, as liquidity provider, and Wachovia Bank, National Association, as issuing and paying agent (the "Standby Amendment");
2. the Offering Memorandum to be dated on or about April 3, 2005 with respect to the 2006 Notes; (the "Offering Memorandum") and
3. Amendment Number One to the Dealer Agreement dated as of April 1, 2006 among the Dealer, the Commission and the County (the "Dealer Agreement Amendment").

WHEREAS, the Board has considered and recognizes that variable interest rate debt instruments may subject the County to the risk of higher interest rates in the future and that in addition to the variable interest cost, the County must pay the fees of the provider of a liquidity facility and the Dealer for the Notes, which fees will increase the variable interest cost to the County;

WHEREAS, the Board believes that a commercial paper financing is superior to a fixed rate financing because it will lower the County's overall cost of capital of the Projects;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Union, North Carolina, as follows:

Section 1. **Definitions.** Terms used in this Resolution have the meanings set forth in Appendix A to the Note Resolution, unless a different meaning clearly appears from the context.

Section 2. **Amendment of Note Resolution.** This Resolution amends and supplements the Note Resolution and is being adopted in accordance with Section 4.01 of the Note Resolution. The amendments and supplements to the Note Resolution contained in this Resolution are limited precisely as written and shall not be deemed to be a consent to any waiver or modification of any other material terms, covenants or conditions of the Note Resolution. All of the terms of the Note Resolution not modified by this Resolution remain in full force and effect as of the date hereof.

Section 3. **References to the Note Resolution.** All references to the Note Resolution are to be read to mean the Note Resolution, as amended and supplemented by this Resolution.

Section 4. **Amendment of Definitions.** The following definitions in the Note Resolution are hereby amended to read as follows:

"Bond Orders" means, collectively, the Bond Order authorizing the General Obligation School Bonds (Voter Approved Bonds) adopted by the Board of Commissioners on March 22, 2004 and the Bond Order authorizing the General Obligation School Bonds (Voter Approved Bonds) adopted by the Board of Commissioners on September 7, 2004.

"Final Maturity Date" means seven years after the issuance of the first 2006 Note or 2006 Notes under this Note Resolution, unless extended under Section 159-161 of the General Statutes of North Carolina, as amended.

"Liquidity Facility" means the Standby Note Purchase Agreement dated as of May 1, 2004 between the County and Wachovia Bank, National Association, as amended by Amendment Number One to the Standby Note Purchase Agreement dated as of April 1, 2006 among the County, the Agent and the Liquidity Provider, as may be further amended, and thereafter any Alternate Liquidity Facility accepted under Section 2.13 of the Note Resolution.

"Master Note" means a certificate evidencing the Notes substantially in the form attached to this Resolution as Exhibit A and delivered under Section 2.09 of the Note Resolution.

"Maximum Aggregate Principal Amount" means \$110,730,000, as adjusted from time to time as set forth in the Note Resolution.

"Note" or **"Notes"** means the County of Union, North Carolina General Obligation Commercial Paper Bond Anticipation Notes, including the 2006 Notes, authorized by Section 2.01 of the Note Resolution.

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to accept grant in the amount of \$20,000 from the Office of Minority Health and Health Disparities for a Full Time Interpreter in the Child Health, Maternal Health and Family Planning Programs and approved adding one-full-time Foreign Language Interpreter.

Health Department - Environmental Health: Approved Budget Amendment #29 to the Environmental Health Budget increasing Operating Expense by \$14,340 and State Revenue by \$14,340 to appropriate additional State Funding (No Additional County Funding Required)

Department of Social Services - NCNG Share the Warmth: Approved Budget Amendment #27 to the NCNG Share the Warmth Program Budget increasing Operating Expense by \$10,501 and State Revenue by \$10,501 to accept additional State Funding (No Additional County Funding Required)

Sheriff's Office: Ratified County Manager's signature on Interlocal Agreement with the City of Monroe in Connection with the 2006 Byrne Justice Assistance Program (JAG) Award for the Electronic Document Program (The County Manager signed this Agreement on March 9, 2006, in order that the Agreement could be submitted by the March 24, 2006, deadline) (No County Funding Required)

Waxhaw Community Volunteer Fire Department and Rescue Squad, Inc.: Adopted Resolution Approving the Incurrence by the Waxhaw Community Volunteer Fire Department and Rescue Squad, Inc. of up to \$525,000.00 in Indebtedness from First Charter Bank to Finance the Acquisition of Fire Trucks:

**RESOLUTION APPROVING THE INCURRENCE BY THE WAXHAW COMMUNITY
VOLUNTEER FIRE DEPARTMENT AND RESCUE SQUAD, INC. OF UP TO \$525,000.00 IN
INDEBTEDNESS FROM FIRST CHARTER BANK TO FINANCE THE ACQUISITION OF FIRE
TRUCKS**

WHEREAS, the Board of Directors of the Waxhaw Community Volunteer Fire Department and Rescue Squad, Inc. (the "*Department*"), pursuant to public notice duly given (the "*Notice*"), held a public hearing on March 14, 2006, regarding its intent to borrow up to \$525,000.00 (the "*Loan*") from First Charter Bank to finance the acquisition of three fire trucks (the "*Project*") and considered the comments of persons who requested to be heard on the advisability of the Loan and the Project; and

WHEREAS, under applicable federal income tax laws, the interest on the Loan will not be exempt from federal income taxation unless, among other things, the Board of Directors of the Department has, by resolution after having held a public hearing, approved the Loan and the proposed Project and then the Board of Commissioners of Union County (the "*Board*") approves the Loan and the proposed Project; and

WHEREAS, neither the County nor any agency thereof shall be liable in any event for the repayment of the Loan, the Loan does not constitute an indebtedness of the County or any agency thereof and does not constitute or create in any manner a debt or liability of the County or any agency thereof; and

WHEREAS, the Board desires to approve the Loan and approve the Project.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Union County, North Carolina as follows:

- (1) The publication of the Notice and the designation of the meeting held by the Waxhaw Community Volunteer Fire Department and Rescue Squad, Inc. Board of Directors on March 14, 2006 as a public hearing on the Loan and the Project is hereby ratified and approved, provided, however, that Union County makes no representation as to the sufficiency of the public hearing for any purpose whatsoever.
- (2) The incurrence by Waxhaw Community Volunteer Fire Department and Rescue Squad, Inc. of indebtedness of up to \$525,000.00 to First Charter Bank to finance the Project is hereby approved.
- (3) The Project is hereby approved.
- (4) This resolution shall take effect immediately upon its passage.

Adopted this the 20th day of March, 2006.

Finance - Commercial Paper Bond Anticipation Notes: Adopted Resolution of the Board of Commissioners of the County of Union, North Carolina, Amending and Supplementing the Note Resolution Providing for the Issuance, Sale and Delivery of General Obligation Commercial Paper Bond Anticipation Notes of the County of Union, North Carolina.

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF UNION, NORTH CAROLINA
AMENDING AND SUPPLEMENTING THE NOTE RESOLUTION PROVIDING FOR THE ISSUANCE, SALE
AND DELIVERY OF GENERAL OBLIGATION COMMERCIAL PAPER BOND ANTICIPATION NOTES OF
THE COUNTY OF UNION, NORTH CAROLINA**

WHEREAS, the Board of Commissioners (the "*Board*") of the County of Union, North Carolina (the "*County*") adopted a resolution on May 3, 2004 (the "*Note Resolution*") authorizing the issuance of the County's General Obligation Commercial Paper Bond Anticipation Notes in an aggregate principal amount of not to exceed \$71,230,000 (the "*2004 Notes*");

March 20, 2006

"Offering Memorandum" means the offering memorandum, to be dated on or about April 3, 2006, with respect to the 2006 Notes, in substantially the form presented to the County of Commissioners, with such changes as are permitted by the Note Resolution.

"Project" means the acquisition, construction, renovation and equipping of public school facilities in the County.

Section 5. **Additional Definitions.** The following terms are defined as follows:

"2006 Notes" means the Notes authorized by the Bond Orders and issued under the Note Resolution and this Resolution.

Section 6. **Notes Authorized.** The first sentence of Section 2.01 of the Note Resolution is amended to read as follows: The Notes authorized under the Note Resolution will be designated "*County of Union, North Carolina General Obligation Commercial Paper Bond Anticipation Notes*" with any other addition to the designation that the County Manager and the Finance Director of the County determines may be necessary or appropriate for the sale of the Notes.

Section 7. **Authorization of Documents.** The County Manager and the Finance Director of the County are each hereby authorized, empowered and directed to do any and all other acts and to execute any and all other documents, which he, in his discretion, deem necessary and appropriate in order to consummate the transactions contemplated by this Resolution and the Offering Memorandum, including the execution and delivery of the Standby Amendment and the Dealer Agreement Amendment in substantially the form presented to the Board, but with such changes, modifications, additions or deletions therein as shall to him seem necessary, desirable or appropriate, his execution thereof to constitute conclusive evidence of the County's approval of any and all such changes, modifications, additions or deletions therein; except that none of the above is authorized or empowered to do anything or execute any document which is in contravention, in any way, of (a) the specific provisions of the Note Resolution, (b) any agreement to which the County is bound, (c) any rule or regulation of the County or (d) any applicable law, statute, ordinance, rule or regulation of the United States of America or the State of North Carolina.

Section 8. **Authorization of Offering Memorandum.** The form, terms and content of the Offering Memorandum be and the same hereby are in all respects authorized, approved and confirmed, and the use of the Offering Memorandum in connection with the sale of the 2006 Notes is hereby in all respects authorized, approved, and confirmed. The Chairman, the County Manager and the Finance Director of the County be and each hereby is authorized, empowered and directed to execute and deliver the Offering Memorandum for and on behalf of the County in substantially the form and content of the Offering Memorandum presented to the County, but with such changes, modifications, additions or deletions therein as shall to him seem necessary, desirable or appropriate, his execution thereof to constitute conclusive evidence of the County's approval of any and all such changes, modifications, additions or deletions therein, and the use of the Offering Memorandum by the Dealer in connection with the sale of the 2006 Notes to investors is hereby authorized, approved and confirmed.

Section 9. **General Authority.** From and after the execution and delivery of the documents hereinabove authorized, the Chairman, the County Manager, the Finance Director and the Clerk to the Board of the County are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of said documents as executed, and are further authorized to take any and all further actions to execute and deliver any and all other documents as may be necessary in the issuance of the 2006 Notes.

The Chairman, the County Manager, the Finance Director and the Clerk to the Board of the County are hereby authorized and directed to prepare and furnish, when the 2006 Notes are issued, certified copies of all the proceedings and records of the Board relating to the 2006 Notes, and such other affidavits, certificates and documents as may be required to show the facts relating to the legality and marketability of the 2006 Notes as such facts appear on the books and records in such party's custody and control or as otherwise known to them; and all such certified copies, certificates, affidavits and documents, including any heretofore furnished, shall constitute representations of the County as to the truth of all statements contained therein.

Section 10. **Headings; Severability; Amendments; Binding Effect.** If any portion of this Resolution is determined to be invalid under any applicable law, such provision shall be deemed void and the remainder of this Resolution shall continue in full force and effect. All section headings contained herein are for convenience of reference only and are not intended to define or limit the scope of any provision of this Resolution.

Section 11. **Governing Law.** This Amendment is governed by and construed, interpreted and enforced in accordance with the laws of the State of North Carolina.

Section 12. **Effective Date.** This Resolution is effective immediately on its adoption.

EXHIBIT A

FORM OF MASTER NOTE

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation ("*DTC*") to issuer or its agent for registration of transfer, exchange, or payment and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

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March 20, 2006

UNITED STATES OF AMERICA
STATE OF NORTH CAROLINA
COUNTY OF UNION

April __, 2006

Up to \$110,730,000

DATE OF ISSUANCE
April __, 2006

MATURITY DATE
May 26, 2011

90640P2__

CUSIP

FOR VALUE RECEIVED, THE COUNTY OF UNION, NORTH CAROLINA, a political subdivision of the State of North Carolina (the "County"), hereby promises to pay, on the maturity date hereof, to Cede & Co., or registered assigns (the "Holder"), the outstanding principal amount hereof plus interest thereon to the maturity date at the rate and on the maturity dates determined from time to time under the Note Resolution (as hereinafter defined). This Note is issued in accordance with the Registered Public Obligations Act, Chapter 159E of the General Statutes of North Carolina, and under The Local Government Finance Act (the "Act"), the Bond Order authorizing the General Obligation School Bonds (Voter Approved Bonds) adopted by the Board of Commissioners on March 22, 2004 and the Bond Order authorizing the General Obligation School Bonds (Voter Approved Bonds) adopted by the Board of Commissioners on September 7, 2004. The Notes are being issued to provide funds to pay the capital costs of the acquisition, construction, renovation and equipping of public school facilities in the County as described in the above-referenced Bond Orders. All of the Notes are issued under a Note Resolution adopted by the County Board of Commissioners on May 3, 2004, as amended and supplemented by a resolution adopted by the County Board of Commissioners on March 20, 2006 (as further amended or supplemented from time to time, the "Note Resolution"). Reference is hereby made to the Note Resolution for the provisions, among others, with respect to the custody and application of the proceeds of the Note, a description of the funds charged with and pledged to the payment of the principal of and interest on the Notes, the terms and conditions under which the Notes are or may be issued, the rights, duties and obligations of the County and of the Issuing and Paying Agent and the rights of the Holders of the Notes, and, by the acceptance of this Note, the Holder hereof assents to all of the provisions of the Note Resolution. Capitalized terms used herein and not defined have the meaning ascribed to them in the Note Resolution.

This Note has been issued by the Issuing and Paying Agent for the account of the County under the Note Resolution and the Issuing and Paying Agency Agreement, and is entitled to the benefits of the Note Resolution. The Note Resolution and the Issuing and Paying Agency Agreement are on file with the Issuing and Paying Agent at its office at 401 South Tryon Street, 12th Floor, Charlotte, NC 28202, Attention: NC Bond Administration.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of North Carolina to exist, be performed or happen precedent to or in the issuance of this Note, exist, have been performed and have happened, and that the amount of this Note, together with all other indebtedness of the County, is within every debt and other limit prescribed by said Constitution or statutes. The faith and credit of the County are hereby pledged to the punctual payment of the principal of and interest on this Note in accordance with its terms.

This Note shall not be valid or become obligatory for any purpose until the certification hereon has been signed by an authorized representative of the Local Government Commission.

This note and all instruments securing the same are to be construed according to the laws of the State of North Carolina.

IN WITNESS WHEREOF, the County has caused this Note to bear the original or facsimile of the signatures of the Chairman of the Board of Commissioners of the County and the Clerk to the Board of Commissioners of the County and an original or facsimile of the seal of the County to be imprinted hereon and this Note to be dated as of April __, 2006.

(SEAL)

Clerk to the Board

Chairman of the Board

Date of Execution: April __, 2006

The issue hereof has been approved under the provisions of The Local Government Bond Act.

TIMOTHY L. ROMOCKI
Acting Secretary of the Local Government Commission

Countersigned for Authentication only:

WACHOVIA BANK, NATIONAL ASSOCIATION,
as Issuing and Paying Agent

By: _____
Vice President

THIS NOTE IS NOT VALID FOR ANY PURPOSE UNLESS COUNTERSIGNED BY
WACHOVIA BANK, NATIONAL ASSOCIATION, AS ISSUING AND PAYING AGENT.

March 20, 2006

The following items were included in the information section with no Board action required: Department of Inspection's Report for February 2006; Department of Inspection's Amended Report for January 2006; and Personnel Report for February 2006.

FIRE SERVICES:

- a. *Establishment of a Fire Service Tax District within the Mineral Springs Volunteer Fire and Rescue Department, Inc. Fire District*
- b. *Establishment of a Fire Service District within the Waxhaw Community Volunteer Fire Department and Rescue Squad, Inc. Fire District*

Chairman Lane recognized Pat Beekman, Homeland Security Director, to address these items.

Mr. Beekman requested that the Board allow staff to continue the process to establish these two fire tax districts.

Commissioner Stone moved to direct staff to initiate the process to establish the Mineral Springs Fire Service Tax District within the Mineral Springs Fire and Rescue Department, Inc.'s Fire District and the Waxhaw Fire Service Tax District within the Waxhaw Community Volunteer Fire Department and Rescue Squad, Inc.'s Fire District for the purpose of providing fire and rescue services which would include public hearings. The motion was passed unanimously.

AGREEMENT WITH UNION COUNTY PARTNERSHIP FOR PROGRESS:

Chairman Lane stated that he had asked Maurice Ewing, President and CEO of the Union County Partnership for Progress, for a status report. He shared the results shown in the report with the Board and audience.

Chairman Lane moved to authorize the Chairman to approve the contract with the Union County Partnership for Progress.

Mr. Shalati said that he thought some clarification should be offered to the concerns raised by Jim King during the informal comments. He asked Kai Nelson, Finance Director, to clarify some of the points raised by Mr. King.

Mr. Nelson stated that the contract that is in effect at this time was approved by the Board with an effective date of April 2004 and was a 24-month contract providing for \$20,833 per month to be paid to the Partnership, which amounts to \$62,500 per quarter. Further, he said that the current contract provides no increase for that payment. He explained that the contract before the Board tonight for consideration is a 16-month contract. He stated that the payments of April 1, July 1, October 1, and January 1 are respectively for three months which amount to \$20,833 per month for a total of \$62,500 per quarter. Mr. Nelson said that the April 1, 2007, payment is for a four-month period and, thus, the amount is \$83,333. He stressed that the basic provisions of the proposed contract are identical to the current contract except the term is for 16 months as opposed to 24 months.

He stated that the Board was approached by the Partnership during last year's budget process, and the Board indicated that it would consider that particular request at a later time. Mr. Nelson said that funds have been included in the budget for the matching funds, and the staff had thought that this would be a good time to incorporate those provisions in the proposed contract.

Vice Chairman Sexton asked if there was a time sensitive element to the proposed agreement that it could not be considered during this year's budget work sessions. The Vice Chairman said that the information that Chairman Lane had read had not been a part of the agenda package so the Board could compare the proposed agreement with the existing agreement. The Chairman interjected that at his request he had received the information shortly before tonight's meeting.

Mr. Shalati stated that as the Finance Director had indicated, the Board of Commissioners was approached by the Board of Directors of the Partnership for Progress during last year's budget process, and, at that time, they were going through a fundraising campaign. He said that the Board had said that it would include the funds necessary, but it would appropriate a not-to-exceed amount and would only give the Partnership the amount it received in hand. Mr. Shalati said that in regards to the Vice Chairman's question if action on the agreement could be delayed until the budget work sessions, he said that this could certainly be accommodated and the Board of Directors of the Partnership could be advised that the Board of Commissioners would be looking at it. However, he stated that there is a perceived commitment because funds were solicited by the Partnership. He said that the Board of Commissioners could have given the matching funds to the Partnership in July; however, the Board had wanted to appropriate funds based on actual deposits. Mr. Shalati said if it is the Board's desire that this matter be postponed until the budget work sessions, he would talk with the Board of Directors for the Partnership and with Mr. Ewing.

Vice Chairman Sexton offered a substitute motion that the Board actively look at the matching funds portion of the proposed agreement and decide this issue during the upcoming budget work sessions.

Chairman Lane pointed out the current contract will expire on March 31, 2006. He said that he thought that Maurice Ewing and Jackie Morgan have done a good job in the County.

March 20, 2006

Commissioner Rushing stated that he agreed with Vice Chairman Sexton that the action on this item should be delayed until a later time. He said that he would have liked for Mr. Ewing to have been present tonight to answer the Board's questions, and that he also would have wanted to have the information that Chairman Lane had shared earlier. He expressed his concern that when the Partnership was established, the County was providing what he recalled as being seed money to start an organization that would be basically taken over by donations. Commissioner Rushing said that it did not seem that the donations were working out, and it was becoming a program that the County would be funding from here to eternity. He stated that he would like to see a decision on the entire agreement postponed until the budget sessions. He said that he would like to be able to ask Mr. Ewing about what the Partnership has accomplished, the number of jobs that have been lost in the County, how many jobs have been gained; and what direct impact the Partnership has had on bringing jobs to Union County. He asked Vice Chairman Sexton to consider postponing a decision on the entire agreement until possibly the April 3rd meeting.

In response to a question by Chairman Lane, Mr. Crook stated that the agreement could be back dated once it is approved. He pointed out that the Partnership has recently gained 501(3)c and, hopefully, this status would encourage more donations.

Vice Chairman Sexton amended his substitute motion to postpone a decision on the agreement to include that the entire agreement be deliberated during the upcoming budget work sessions.

Commissioner Stone questioned if postponing a decision tonight in any way impedes the Partnership's ability to continue to move forward with its process of encouraging companies to move to Union County.

Mr. Shalati stated that the Partnership is an independent organization. He said that this program is costing the County less than in the past.

Mr. Crook said that he might have misspoken earlier because what he thought was being asked earlier was if it would impact the Partnership's business to postpone a decision until the Board of Commissioners' next meeting on April 3. He said that he did not believe that it would have a substantive impact to delay until April 3. He said that the Vice Chairman's substitute motion was to delay the decision until the budget work sessions. He pointed out that the funds are being used for employees' salaries and other ongoing expenses. Mr. Crook said that the monies could not be paid until the agreement is approved.

Mr. Shalati said that delaying a decision on the agreement until the budget work sessions would inadvertently result in layoffs of the employees, because the funding provided by the County is used mainly for the administration.

After the comments by Mr. Crook and Mr. Shalati, Vice Chairman Sexton further amended his substitute motion to postpone a decision on the agreement until the April 3rd Board of Commissioners' meeting instead of during budget work sessions. He said that he hoped that Mr. Ewing would see fit to attend the Board meeting on April 3rd.

Chairman Lane stated that he was the one who had told Mr. Ewing that he did not believe he would be required to attend the meeting tonight.

Mr. Shalati noted that Jackie Morgan was in the audience, who is responsible for the retention and expansion for existing business. He said that in fairness to Ms. Morgan, some of the questions raised by the Board tonight should be addressed by Mr. Ewing. He said that he understood that Mr. Ewing had responded to some questions from Chairman Lane earlier today.

Vice Chairman Sexton added that he wanted it to be perfectly clear that he wholeheartedly supports the Partnership but would have liked to have the Director present tonight to answer the Board's questions.

Following the lengthy discussion, the substitute motion as amended was passed unanimously.

CONSIDERATION OF APPOINTMENT TO CAROLINAS MEDICAL CENTER-UNION COMMUNITY TRUSTEE COUNCIL:

Chairman Lane nominated Tom Williams for reappointment on the Carolinas Medical Center-Union Trustee Council.

With there being no further nominations, Mr. Williams was appointed by acclamation.

DISCUSSION ON LIGHTS FOR WEDDINGTON HIGH SCHOOL BALLFIELDS (Added to the Agenda at the Request of Commissioner Pressley:

Chairman Lane recognized Commissioner Pressley to address this item.

Commissioner Pressley thanked the Board members for allowing him to add this item to tonight's agenda. He said that he believed Weddington High School is the only school in the County in the new southwestern 4A conference that does not have lights on its baseball and softball fields. He stated that aside from the danger factors, which he detailed, the lights would allow much needed warm-up time for the teams before the game.

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He stated that if he recalled correctly, construction of Weddington High School came in under budget and he questioned why the lights were not installed on the ballfields at the time the school was constructed. Commissioner Pressley said that Duke Energy has offered a very impressive installation plan, even though it would not be reaping the benefits of supplying power for these lights. He said that also Duke Energy has offered a finance plan.

Following his comments, Commissioner Pressley moved to direct staff to take initiatives, talks, and possible agreements with the School Board, Weddington High School administration, and a representative from the athletic association and bring a report to the Board with findings at the April 3, 2006, meeting of the Board of Commissioners.

Chairman Lane shared that this matter was discussed at a Parks and Recreation Advisory Board meeting recently. He said Weddington High School is the only 4A Conference School not up to 4A quality.

Mr. Shalati said that rather than to provide comments tonight, he would be delighted to look into the matter and report his findings to the Board at the April 3rd meeting. He said that he would like for Wanda Smith, Director of Parks and Recreation, and other County staff members to look into the matter. He suggested that perhaps the staff could inform the Board via e-mail or correspondence of the findings, and the Board could determine if it wants to proceed further on this matter.

Vice Chairman Sexton said that as the Board's liaison with the schools, he has had informal discussions on this matter, but he said he believed it was time to move the discussions from an informal level to a formal level. He said that he wholeheartedly supported this matter.

Commissioner Rushing offered that Vice Chairman Sexton, as the school liaison, should also be included in the discussions and possibly be directed to contact the Chairman of the School Board to enter into discussions on this matter. He said that the Board would want to ensure that any money appropriated by the County would go for the purpose of providing the lights on the ballfields and that no funds are used that are not necessary.

Following the discussion, the motion was passed unanimously.

RECLASSIFICATION OF POSITIONS (No Additional County Funding Required) (This item was moved from the Consent Agenda to the Regular Agenda at the Request of Vice Chairman Sexton):

- a. ***Parks and Recreation Department - Reclassify Superintendent of Parks Position to Assistant Director of Parks at Pay Grade 74 and Add to the County's Pay Plan; and Reclassify Director's Position from Pay Grade 75 to Pay Grade 77***
- b. ***Transportation Services - Reclassify the Transportation Coordinator, Pay Grade 62 to Associate Director, Pay Grade 63***
- c. ***Public Works Department - Reclassify Superintendent, Sanitation, Pay Grade 76 to Manager of Landfill Operations, Pay Grade 72***

Chairman Lane recognized Vice Chairman Sexton to address this item.

Vice Chairman Sexton stated the salary grade range revisions had prompted some questions to him. He said that in reviewing the information in the agenda packages, his concerns were that the pay grades in some areas seem to be inconsistent with moving from one pay grade to the next pay grade. He stated that in some of the changes, the pay grades increased two or three pay grades at one time. He asked if staff could offer some clarifications on these concerns.

Mark Watson, Personnel Director, explained that the Parks and Recreation Department's request to reclassify the Superintendent of Parks Position to the Assistant Director of Parks was basically a title change. He said that Parks and Recreation is going through some reorganization due to the addition of the Jesse Helms Park and the additional ballfields at that park and the additional responsibilities that will occur with that facility. Mr. Watson said that there were a number of other positions that were approved in the budget that would fall under the Assistant Director and there are other positions in a long-range plan that will fall under that Assistant Director. In regards to the reclassification of the Parks and Recreation Director's Position, he said that recently a study was conducted by the Institute of Government. He said that the requested change in pay grade to 77 for this position was in line with those studies. Mr. Watson said that usually there is a minimum of a two pay grade difference when looking at the Director and Assistant Director and most often it is more than two pay grade differences.

He explained that the request by the Transportation Services to reclassify the Transportation Coordinator, Pay Grade 62, to Associate Director, Pay Grade 63 is a one pay grade move. He said that there are some additional responsibilities that will occur with the Associate Director. Mr. Watson explained that when the Director is absent from the office, there needs to be someone in charge of the department.

He stated that Item c was a request from the Public Works Department to reclassify the Superintendent, Sanitation Position, Pay Grade 76, to Manager of Landfill Operations, Pay Grade 72. Mr. Watson said that this change also was based on a study that has been conducted.

Following the explanation by Mr. Watson, Vice Chairman Sexton moved approval of the following:

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- a. Parks and Recreation Department: Reclassification of Superintendent of Parks Position to Assistant Director of Parks at Pay Grade 74 and Addition to the County's Pay Plan of the Assistant Director of Parks Position
- b. Transportation Services: Reclassification of Transportation Coordinator, Pay Grade 62 to Associate Director, Pay Grade 63
- c. Public Works Department: Reclassification of the Superintendent, Sanitation Position, Pay Grade 76, to Manager of Landfill Operations, Pay Grade 72

The motion was passed unanimously.

ANNOUNCEMENT OF VACANCIES ON BOARDS AND COMMITTEES:

Chairman Lane announced the following vacancies to Boards and Committees:

- a. Two vacancies as of May 2006 on the Union County Industrial Facilities and Pollution Control Financing Authority
- b. Two vacancies as of March 2006 on the Nursing Home Advisory Committee
- c. One vacancy as of December 2005 on the Farmers Market Committee

APPOINTMENTS TO BOARDS AND COMMITTEES:

a. Region F Aging Advisory Committee

Chairman Lane nominated Jeannette Sherrod to fill an unexpired term as an Alternate on the Region F Aging Advisory Committee.

With there being no further nominations, Ms. Sherrod was appointed by acclamation to serve as an Alternate on the Region F Aging Advisory Committee to fill an unexpired term ending June 30, 2006.

b. Juvenile Crime Prevention Council (JCPC)

Commissioner Stone nominated Kim Rogers and Renee Hartis to serve as Commissioner Appointees on the Juvenile Crime Prevention Council. He said that each of these ladies have a specialty beyond being a civilian on that board.

With there being no further nominations, Ms. Rogers and Ms. Hartis were appointed by acclamation.

MANAGER'S COMMENTS:

Mr. Shalati stated that the County's Annual Report was mailed to 50,000 homes in Union County several weeks ago. He said that citizens who have not seen a copy of the report could view it on the County's website.

He shared other news that Assistant Library Director, Dana Eure, has been named as a mover and shaker in *The Library Journal*, a national publication for library professionals. He said that Ms. Eure was recognized for her work with planning the library computer network, managing library construction budgets, and outreach to the County's Latino community.

Mr. Shalati reminded everyone that the Senior Games begin on April 6 and run through April 28, 2006. He said the games are open to any Union County resident age 55 or older as of December 31, 2006. He noted the deadline for registering to participate in the Senior Games is March 31, 2006.

COMMISSIONER COMMENTS:

Commissioner Rushing said that he had enjoyed the opportunity to watch his son participate in the Pinewood Derby Race on Saturday. He complimented the County's Scout organization and encouraged everyone to support the Boy Scouts by making donations during the fundraising drive.

Vice Chairman Sexton said that it had been a pleasure to represent Union County at the NACo Conference in Washington, DC. He said that he did not know of any place where that many land planning experts and the best from the country could be assembled in one place. He stated that there were some great speakers at the conference including Tom Sebell from Montana who gave a moving presentation on the Methamphetamine problem. Vice Chairman Sexton said that Montana has developed a project that has been implemented into the schools. He said that he hoped Union County could help foster getting a similar project in Union County to hopefully keep children from trying Methamphetamine even one time. He stated that he appreciated the opportunity to represent Union County at the conference. He further stated that other Commissioners from all over the country were asking about Union County's APFO process. He said that every county is watching what Union County is doing to manage growth including the North Carolina Association of County Commissioners.

Vice Chairman Sexton mentioned the recent article in *Money Magazine* and CNN showing Union County going from the 29th fastest growing county in the country to the 16th fastest growing county. He said that while this distinction was impressive, it brings many challenges. He said that the County was trying to meet those challenges with the implementation and the process of the APFO.

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Commissioner Pressley said that he had a great time at the Lincoln Day celebration on Saturday, March 18. He said that the Honorable Sue Myrick and the Honorable Robin Hayes had attended this event.

Commissioner Stone said that two important events took place this past weekend: the Sheriff's Mounted Patrol was at the Tractor Supply Store in Monroe for fundraising efforts. He said this allowed many people to get near a horse that had never been around a horse. He stated that the members of the Mounted Patrol explained to the visitors that its service is all volunteer.

He shared that the second important event that took place was that the schools put on a Broadway type performance of Les Miserables. He said that everyone who attended the final performance was spellbound. Commissioner Stone said that the students did a superb job on the performance.

Chairman Lane shared that he also attended the NACo conference in Washington, DC. He said that there were a number of classes that he attended during the conference. He stated that there had been a good presentation on bond pooling for small amounts. Further, he said that also there was a good presentation on collecting sales tax on items purchased in other states such as purchases made on E-Bay. Chairman Lane said that North Carolina would be the recipient of hundreds of millions of dollars, and Union County probably would be receiving its fair share.. He said that also there had been a great presentation on disaster preparedness by a team that included a representative of FEMA that was in charge of Katrina.

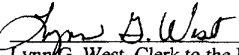
Chairman Lane said that Carolina Healthcare Systems, which Carolina Medical Center-Union is a member of, was rated fifth out of 560 hospital organizations recently.

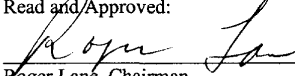
He said that Red Cross trained officers have done some great work and should be remembered because many things go on in Union County with the assistance of the Red Cross.

Chairman Lane recognized Marty Minchin of *The Union Observer*.

Commissioner Pressley added his appreciation to the Board members tonight. He said that tonight's meeting probably has been one of the best meetings that the Board has had since he has been on the Board. He stated that he appreciated the Board members listening to each other tonight.

With there being no further comments or discussion, at 8:12 p.m. Vice Chairman Sexton moved to adjourn the meeting. The motion was passed unanimously with the Board members voting by rising from their chairs.

Attest:

Lynn G. West, Clerk to the Board

Read and Approved:

Roger Lane, Chairman
