

**IREDELL COUNTY BOARD OF COMMISSIONERS
REGULAR MINUTES
JUNE 21, 2005**

The Iredell County Board of Commissioners met in Regular Session on Tuesday, June 21, 2005, at 7:00 p.m., in the Iredell County Government Center (Commissioners' Meeting Room), 200 South Center Street, Statesville, NC.

Present were:

Chairman Sara Haire Tice
Vice Chairman Godfrey Williams
Steve D. Johnson
Marvin Norman
Ken Robertson

Staff present: County Manager Joel Mashburn, County Attorney Bill Pope, Finance Director Susan Blumenstein, and Clerk to the Board Jean Moore.

CALL TO ORDER by Chairman Tice.

INVOCATION by Commissioner Norman.

PLEDGE OF ALLEGIANCE

ADJUSTMENTS OF THE AGENDA: MOTION by Chairman Tice to approve the following agenda adjustments:

Addition: •Request from the Sheriff's Department for Approval of a Jail Contract with Southern Health Partners

- Deletions:
- Request from the Clerk of Court for a Discussion/Decision Regarding a Video Arraignment System Proposal between the County Jail and the Mooresville Courthouse (Iredell County Government Center-South)
 - Request from the Town of Troutman for Approval of an Easement Deed for Property Located at the Southern Line of the Iredell County Vocational Workshop and the Northern Line of Iredell County Property (Section of the County Home Property)
 - Request from the Chief Animal Control Officer for an In-Range Pay Incentive for Employees Achieving the title of "Official Rabies Vaccinator"
 - Request for Approval of Budget Amendment #54 in Recognition of a \$100,000 Contribution from Lowes Hardware for Installation of Field Lights at Stumpy Creek Park
 - Request for a Discussion/Decision Regarding a Recommendation to Divert Funding from LifeSpan, Inc. (formerly the Vocational Workshop) & to Appropriate the Funds to the Iredell County Area Transportation Authority (ICATS) for Transportation Services

VOTING: Ayes – 5; Nays – 0.

Request from the Sheriff's Department for Approval of a Resolution to Allow County Retiree Bruce Kennerly to Purchase his Service Sidearm & to Retain his Badge: MOTION by Commissioner Johnson to approve the following resolution which will enable County Retiree Bruce Kennerly to retain his badge and purchase his service sidearm.

WHEREAS, Bruce Kennerly has served in the Iredell County Sheriff's Office and has, upon his retirement, requested to be permitted to retain his badge and to purchase his service sidearm.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of Iredell County that said badge be awarded to Deputy Kennerly at no charge and that his sidearm be sold to him for the sum of One Dollar (\$1.00), as provided by G.S. 20-187.2.

*One (1) Glock, 40 Caliber Pistol
Serial #ALF-332*

VOTING: Ayes – 5; Nays – 0.

PRESENTATION OF SPECIAL RECOGNITIONS & AWARDS

Recognition of County Retiree Bruce Kennerly

Accompanying Mr. Kennerly to the meeting was his wife, Jenny, and Lt. Stanley Watkins with the Sheriff's Department.

Watkins praised Kennerly's law enforcement work. Lt. Watkins said Kennerly was highly respected both by his peers as well as the community.

Chairman Tice said Kennerly had made many contributions to the county during his career. She then presented him with an appreciation plaque for his 20 years of dedicated service.

Lt. Watkins, on behalf of the Iredell County Sheriff's Office, presented Mr. Kennerly with his service badge and weapon.

* * * * *

FBI National Academy: County Manager Mashburn requested Lt. Watkins to share information about his experience with the FBI Academy.

Lt. Watkins said he was selected to attend the 221st Session of the FBI National Academy in Quantico, VA in April. Watkins said the ten-week session involved participants from all 50 states along with 24 people from overseas. He said the participants took classes in management, leadership, and physical fitness. Lt. Watkins said that less than two percent of the individuals applying to the academy were accepted, and he was the first officer to attend from the Iredell County Sheriff's Department.

Chairman Tice congratulated Lt. Watkins on his achievements.

PUBLIC HEARINGS

Chairman Tice declared the meeting to be in a public hearing.

Proposed Amendment to the Iredell County Subdivision Ordinance - Section 405.7.I, Curb & Gutter – Stormwater: Subdivision Administrator William Allison said a two-step approach to address erosion related problems was being presented. He said the first amendment pertained to curb and gutter, and it proposed to address erosion from the beginning stages of development with subdivisions as "a whole." Allison said the amendment stipulated that builders would have to meet some standards in order to be eligible to use curb and gutter.

Allison said the second amendment was geared towards a "more individual approach." He said the building contractor would have to obtain a grading permit at the time of construction. Mr. Allison said this amendment would educate responsible parties and prevent individual erosion occurrences on lots not covered by the state ordinance (one acre minimum review).

Mr. Allison said neither amendment would totally eliminate stormwater problems, plus they were not retroactive, but the staff felt they would make an impact. Additionally, he said the staff could enforce the amendments in-house. Allison said the planning board had approved both amendments, and there was a recommendation for the grading permit fee be set at \$45 for residential and \$100 for commercial with July 1, 2005 being the effective date.

Commissioner Robertson said the amendments still allowed for much silt to flow into the lake areas. He said there were many intermittent streams in the county not listed on the U.S. Geological Survey maps. Robertson encouraged the staff and planning board to re-review the problem especially with lake residents and builders because silt could not be prevented. He said a more comprehensive ordinance was needed to aid the residents who had the intermittent streams. Robertson acknowledged that a more stringent ordinance might be difficult to enforce, but he still desired to see something that addressed the problem "more directly but didn't place an unreasonable burden on someone doing construction in the watershed around Lake Norman."

Commissioner Williams asked how the amendments would impact pending subdivisions.

Allison said the standard policy indicated that any projects having preliminary approval through the subdivision review committee would be grandfathered or vested. He noted the curb and gutter amendment would apply to all areas of the county.

Jerry Santoni presented slides of his Lake Norman property. He said one tract bordered a cove and another was across the street with both of them being connected with a culvert pipe. Mr. Santoni had the following to say about the stormwater issue:

- Stormwater effected everyone,
- Stormwater was dangerous and powerful,
- Stormwater created safety & health hazards, and
- Residential landscaping also created problems.

Santoni said he had contacted over 25 different federal, state, and county offices, along with other agencies about his stormwater problems, but there wasn't anything that could assist him.

No one else desired to speak, and Chairman Tice adjourned the hearing.

MOTION by Commissioner Robertson to (1) accept the amendment to the Iredell County Subdivision Ordinance – Section 405.7.I, Curb & Gutter - Stormwater, (2) accept the amendment to the Iredell County Zoning Ordinance; Article XV, Section 5.1 Grading Permits, Erosion and Sedimentation Control, (3) accept July 1, 2005 as the effective date for both amendments and (4) to accept the recommendation for the grading permit fees to be \$45 for residential and \$100 for commercial.

VOTING: Ayes – 5; Nays – 0.

The subdivision amendment is as follows:

Section 405.7.I (Curb & Gutter)

I. Curb & Gutter

When a proposed subdivision exceeds 25 lots, where there is a topographic need (such as steep slopes) and a public benefit will be realized, or where an adjoining subdivision already has curb and gutter in place, the Committee may recommend to the Subdivision Administrator where curb and gutter (designed in accordance with NCDOT specifications) shall be required. Curb and gutter development shall only be permitted when 50% or more of the stormwater run-off is discharged into an on-site perennial or annual stream as determined by the most recent version of the U.S.G.S. topographic maps. No run-off may directly discharge into Lake Norman, Lookout Shoals Lake, or the Catawba River. In addition, the developer, or his agent, shall submit a surface water drainage plan, as drawn by a design professional, containing topography and depicting the natural drainage of the property prior to development.

The zoning ordinance (relevant section) will be written as follows:

Section 15.1 Zoning and Grading Permits Required

1. Zoning Permit

No land shall be used or occupied and no building hereafter structurally altered, erected, or moved, shall be used, or its use changed, until a Zoning Permit shall have been issued by the Zoning Administrator stating that the building and/or the proposed use thereof complies with the provisions of this Ordinance. No Building Permit shall be issued and no building shall be occupied until that Permit is issued. A record of all Permits shall be kept on file in the office of the Zoning Administrator and copies shall be furnished, on request, to any persons having a proprietary or tenancy interest in the use or building. The Zoning Administrator shall collect such fees for the issuance of Zoning Permits as are authorized by the fee schedule as adopted by the Board of Commissioners. The issuance of a valid Zoning Permit shall confer with it the right to undertake and complete the development and/or use of property under the terms and conditions of such Permit provided that such action as authorized by the Permit is commenced within one hundred eighty (180) days of issuance and provided that all other permits are obtained. Otherwise the Permit shall be void.

1. Grading Permit

No Building permit shall be issued for a residential dwelling or a nonresidential principal structure until a grading permit has been issued. No land shall be graded for the purpose of construction of a residential dwelling or a nonresidential principal structure, until a grading permit has been issued by the County. The County shall collect such fees for the issuance of grading permits as are authorized by the fee schedule adopted by the Board of Commissioners.

In addition to obtaining the permit; the owner, building contractor, or other responsible party shall:

- A. Control run-off as to not damage or adversely impact adjoining properties by providing silt fencing and stabilization or utilizing Low Impact Design (drainage swales, functional landscaping, etc.); and
- B. Refrain from altering the general direction of the natural drainage flow.

For the purpose of this provision, the following uses shall not be included: plowing; tilling; sowing; gardening; or other such activities in relation to farming or horticulture.

Time limitations on validity of permits:

A permit issued pursuant to Section 15.1A expires at six months, or any lesser time fixed by ordinance of the county, after the date of issuance if the work authorized by the permit has not commenced. If after commencement the work is discontinued for a period of 12 months, the permit immediately expires. No work authorized by a permit that has expired may thereafter be performed until a new permit has been secured.

Changes in work:

After a permit has been issued, no change or deviation from the terms of the application, the plans and specifications, or the permit, may be made until specific written approval of the proposed change or deviation has been obtained from the Iredell County Department of Planning & Enforcement. An exception can be made, however, if the change or deviation is clearly permissible under the State Building Code.

Inspections of work in progress:

As the work pursuant to a permit progresses, local inspectors shall make as many inspections of the work as may be necessary to satisfy them that it is being done according to the provisions of the applicable State and local laws, local ordinances and regulations, and terms of the permit. In exercising this power, each member of the inspection department has a right, upon presentation of proper credentials, to enter any premises within the territorial jurisdiction of the department at any reasonable hour for the purposes of inspection or other enforcement action.

Amend Section 18.6 Definitions to add:

Natural Drainage Flow. The pattern of surface and storm water drainage from a particular site before the construction or installation of improvements prior to any regrading.

Grading. Any stripping, cutting, filling, or stockpiling of earth or land, including the land in its cut or filled condition, and changes in topography.

Low Impact Design. Strategies that integrate green space, native landscaping, natural hydrologic functions, and various other techniques to generate less runoff from developed land.

-----**CONSENT AGENDA**-----

MOTION by Commissioner Williams to approve the following 19 consent agenda items.

VOTING: Ayes – 5; Nays – 0.

- 1. Request for Approval of an Amendment to the Stumpy Creek Park Project Ordinance:** Finance Director Blumenstein said at the briefing session that the Lowe’s Corporation had donated \$100,000 to the recreation department for Stumpy Creek Park field lights. She requested approval of an amended ordinance to reflect the donation and to allow for the purchase and installation of the field lights.

Iredell County, North Carolina
Amended Stumpy Creek Capital Project Ordinance

Be it Ordained by the Board of County Commissioners of Iredell County, North Carolina:

Section 1. The following project will be financed by this fund:

		Amendment	
Stumpy Creek General Construction	\$ 748,176		\$ 748,176
Professional Services	75,155		75,155
Land & Land Improvements (Field Lights)		100,000	100,000
Irrigation System	60,000		60,000
Gallyon Memorial	22,485		22,485
Transfer to Parks Capital Reserve Fund	25,340		25,340
	\$ 931,156	#####	\$ 1,031,156

Section 2. Funds for this Capital Project fund will be provided from the following sources:

Parks & Recreation Trust Grant	\$ 250,000		\$ 250,000
Community Contributions	135,000		135,000
Contributions-Irrigation System	25,000		25,000
Contributions - Field Lights		100,000	100,000
Memorials	22,485		22,485
Transfers from Parks Capital Reserve Fund	245,626		245,626
Transfers from General Fund	128,045		128,045
Investment Earnings	125,000		125,000
	\$ 931,156	#####	\$ 1,031,156

Section 3. This Capital Project Fund shall continue until the project is complete.

Section 4. Payments from this Capital Project Fund shall be authorized by the County Manager or designee.

Section 5. The Parks Capital Reserve Fund advanced \$100,000 to the Stumpy Creek Project Fund for completion of the project. This advance is to be repaid annually by reducing the outstanding advance by 1/4 of any operating transfer from the General Fund to the Parks Reserve Fund.

Section 6. Any funds remaining in the Stumpy Creek Project Fund at completion of the project will be transferred to the Parks Capital Reserve Fund and applied as a reduction to the advance.

Section 7. The Parks Reserve Fund advanced \$30,000 to Stumpy Creek Park Project for the installation of an irrigation system (total cost \$60,000). This advance is to be repaid from boat ramp user fees deposited to the General Fund. The first \$5,000 of boat ramp user fees collected each fiscal year shall be made available for maintenance of the ramp. All receipts in excess of \$5,000 will be transferred to the Parks Reserve Fund to reduce the outstanding advance.

2. Request for Approval of Budget Amendment #55 to Recognize Revenues Received in Health Care Benefits in Excess of the Amounts Budgeted and for Appropriation for Probable Costs in Excess of Appropriation: During the five o'clock meeting, Finance Director Blumenstein said a budget amendment was needed to show the total estimated revenues and expenditures of the health care benefits fund for FY 04-05. She said the amendment did not appropriate additional funding from the General Fund. Blumenstein said the actual expenditures would not be available until late July, after the new fiscal year began, and this would be too late for the amendment. She also said that if the expenditures came in less than anticipated, the revenues would be rolled into the Health Care Benefits Fund balance.

3. Request for Approval of Budget Amendment #56 to Recognize \$1,235 in Additional Spay/Neuter Grant Funds Along with an Additional \$3,730 in Low Cost Spay/Neuter Fees & for Appropriation to Professional Services: Finance Director Blumenstein requested approval of this amendment at the briefing session to recognize additional spay/neuter grant funds and an additional \$3,730 in fees. She said the funds would be appropriated to the professional fees line item (veterinarian) for the purpose of having the animals spayed or neutered.

4. Request from the Chief Animal Control Officer for Permission to Present a Service Badge to County Retiree Darren Stutts: Chief Animal Control Officer Robb Tatham said Animal Control Officer Darren Stutts recently retired. Tatham requested permission to allow Stutts to retain his officer's badge.

5. Request from the Health Department for Approval of the FY 2005-06 Fee Schedule: At the briefing session, Health Director Donna Campbell requested approval of the following fees for the upcoming year.

Allied Health Dental Fees				
CDT CODE	SERVICE DESCRIPTION	FEE	Eff. Date	FEE
		FY 2004-2005	5/2/2005 FY	2005-2006
D0120	Recall exam	\$29.00	\$34.00	\$34.00
D0140	Emergency exam	\$39.00	\$48.00	\$48.00
D0150	Initial oral exam	\$50.00	\$ 60.00	\$60.00
D0210	Complete series x-rays	\$76.00	\$ 87.00	\$87.00
D0220	Periapical x-ray	\$14.00	\$19.00	\$19.00
D0230	Periapical - two or more	\$12.00	\$16.00	\$16.00
D0240	Occlusal P.A.	\$24.00	\$29.00	\$29.00
D0270	Bitewings - single film	\$12.00	\$19.00	\$19.00
D0272	Bitewings - x 2	\$23.00	\$31.00	\$31.00
DO274	Bitewings - x 4	\$42.00	\$43.00	\$43.00
D0330	Panorex x-rays	\$60.00	\$76.00	\$76.00
D1110	Prophy (adult) 13 & older	\$50.00	\$63.00	\$63.00
D1120	Prophy (child) age less than 13	\$38.00	\$46.00	\$46.00
D1201	Prophy w/fluoride (child <13)	\$51.00	\$65.00	\$65.00
D1203	Prophy w/fluoride varnish (<13)	\$20.00	\$26.00	\$26.00
D1204	Fluoride varnish (13 - 20 yrs)	\$25.00	\$26.00	\$26.00
D1205	Prophy w/fluoride (adult 13>)	\$62.00	\$62.00	\$62.00
D1330	Oral Hyg. Under 3 years	\$25.00	\$25.00	\$25.00
D1351	Sealants	\$32.00	\$37.00	\$37.00
D1510	Space Maint. Fixed - Unilateral	\$209.00	\$224.00	\$224.00
D1515	Space Maint. Fixed - Bilateral	\$419.00	\$425.00	\$425.00
D1520	Remove Spc Maint. Unilateral	\$80.00	\$150.00	\$150.00
D1525	Removl Spc Maint. Bilateral	\$85.00	\$160.00	\$160.00
D1550	Recement Space Maint.	\$60.00	\$60.00	\$60.00
D2140	Amalgam 1 surf. - perm/primary	\$66.00	\$88.00	\$88.00
D2150	Amalgam 2 surf. - perm/primary	\$83.00	\$114.00	\$114.00
D2160	Amalgam 3 surf. - perm/primary	\$102.00	\$140.00	\$140.00
D2161	Amalgam 4 surf. - perm/primary	\$124.00	\$167.00	\$167.00
D2330	Resin 1 surf. - anterior	\$78.00	\$105.00	\$105.00
D2331	Resin 2 surf. - anterior	\$95.00	\$131.00	\$131.00
D2332	Resin 3 surf. - anterior	\$120.00	\$162.00	\$162.00
D2335	Resin 4 surf. - anterior	\$141.00	\$175.00	\$175.00
D2390	Resin based composite crown anterior	\$167.00	\$275.00	\$275.00
D2391	Resin based composite 1 surface	\$80.00	\$118.00	\$118.00
D2392	Resin based composite 2 surfaces	\$120.00	\$158.00	\$158.00
D2393	Resin based composite 3 surfaces	\$160.00	\$196.00	\$196.00
D2394	Resin based composite 4 or more surfaces	\$190.00	\$237.00	\$237.00
D2920*	Recement Crown	\$60.00	\$75.00	\$75.00
D2930	SSC - primary	\$145.00	\$185.00	\$185.00
D2931	SSC - permanent	\$174.00	\$219.00	\$219.00
D2940	Sedative filling	\$59.00	\$72.00	\$72.00
D2950	Crown build-up	\$100.00	\$180.00	\$180.00
D2951	Pin placement	\$22.00	\$45.00	\$45.00
D2970**	Temporary crown	\$139.00	\$220.00	\$220.00
D3110*	Pulp cap direct	\$35.00	\$57.00	\$57.00
D3220	Pulpotomy Excl. rest	\$103.00	\$133.00	\$133.00
D3310	RCT - anterior	\$369.00	\$484.00	\$484.00
D3330	RCT - molar	\$405.00	\$700.00	\$700.00
D3351	Recalcification - initial visit	\$174.00	\$240.00	\$240.00
D3352	Recal.-Interim medication replcmnt.	\$125.00	\$180.00	\$180.00
D3353	Recalcification - final visit	\$200.00	\$350.00	\$350.00
D4210	Gingivectomy/Gingivoplasty	\$125.00	\$420.00	\$420.00
D4211	Gingitomy/gingiplsty 1-3 contus teth	\$115.00	\$155.00	\$155.00
D4240	Gingival flap proced. 4 or more	\$125.00	\$490.00	\$490.00
	per quad			
D4241	Gingival flap proced 1-3 per	\$125.00	\$420.00	\$420.00
	quad			
D4341	Root planning/scale 4 or more	\$141.00	\$174.00	\$174.00
D4342	Peridntl scaling & root planning	\$110.00	\$122.00	\$122.00
	1-3			
D4355	Gross scale - perio	\$103.00	\$129.00	\$129.00
D4910	Periodontal maint. Treatment	\$77.00	\$97.00	\$97.00
D7111 ***	Coronal Remnants-Deciduous Teeth	\$80.00	\$97.00	\$97.00
D7140	Ext. erupted tooth or exposed root	\$80.00	\$109.00	\$109.00

87205	Gram Stains	\$21.00	\$21.00
89300	Semen Analysis	\$40.00	\$40.00
87164	Darkfield	\$49.00	D/C Procedure
36415	Venipuncture/stick	\$12.00	\$12.00
36416	Finger/heel stick	New Vaccine	\$12.00
99000	Handling fee	\$14.00	\$14.00
G0001	Medicaid Venipuncture	\$12.00	(ended 12/31/2004)

Office Procedure

54050	Wart Treatment/Male	\$134.00	\$134.00
56501	Wart Treatment/Female	\$134.00	\$134.00
76815	Ultrasound	\$188.00	\$188.00
59025	Non-Stress test	\$125.00	\$125.00
59412	Cephalic Version/External	\$550.00	\$550.00
11976	Norplant Removal	\$210.00	\$210.00
58300	IUD Insertion	\$86.00	\$87.00
J7300	ParaGard T T380	\$344.00	\$359.00
58301	IUD Removal	\$95.00	\$95.00
99070	IUD Supply	discontinued	discontinued
57170	Diaphragm Fitting	\$117.00	\$117.00
96110	Denver Developmental	\$114.00	\$114.00
92551	Audiometry	\$23.00	\$23.00
92582	Conditioning Play Audiometry	\$26.00	\$26.00
69210	Ear Irrigation	\$67.00	\$67.00
99173	Vision Screening	\$24.00	\$24.00
59430	Postpartum care only	\$130.00	\$130.00
92588	Diagnostic Otoacoustic Emissions @Multiple Levels & Frequencies	\$54.00	\$54.00

Modifier CPT CODE SERVICE DESCRIPTION

			FEE	FEE
			FY 2004-2005	FY 2005-2006
Immunizations/Injections				
	90782	Therapeutic/diag. Admin. Fee	\$10.00	\$18.00
	90471	Admin. single vaccine	\$8.00	\$8.00
EP	90471EP	Admin. single vaccine (Medicaid VFC)	\$20.00	\$20.00
	90472	Admin. 2+ vaccines	\$5.00/each	\$5.00/each
	90788	Admin. antibiotics	\$23.00	\$23.00
	90384	RHO Gam	\$111.00	\$111.00
FP	J1055	Depo-Provera	\$45.00	\$54.00
	90636	Twinrix - Hep A & B 8/14/2004	\$60.00	\$60.00
	90716	Adult Varicella	\$62.00	\$67.00
	90707	Adult MMR	\$40.00	\$42.00
	90733	Adult Meningitis	\$73.00	\$87.00
	90734	Menactra	New Vaccine	\$83.00
	90746	Adult Hepatitis B	\$64.00	\$64.00
	90632	Adult Hepatitis A	\$58.00	\$67.00
	90633	Ped/Adol. Hepatitis A	\$30.00	\$30.00
	90658	Influenza Vaccine	\$10.00	\$12.00
	90657	Influenza Vaccine (1/2 dose)	\$10.00	\$12.00
	90732	Pneumonia Vaccine	\$19.00	\$21.00
	86580	PPD (TB Skin Test)	\$19.00	\$19.00
	90669	Prevnar - private stock	\$71.00	\$71.00
	90713	Polio - private stock	\$27.00	\$27.00

CPT CODE SERVICE DESCRIPTION

Miscellaneous

C9983	Pill Replacement	\$7.00	\$7.00
S9445**	MOW (billable in units)	\$17.00	\$17.00
T1017**	MCC (billable in units)	\$30.00	\$30.00
T1016**	Child Service Coordination	\$21.00	\$21.00
99501	Postpartum Home visit - Mom	\$60.00	\$60.00
99502	Newborn Assessment - Infant	\$60.00	\$60.00
T1002**	RN services (TB /STD billable in units)	\$20.00	\$20.00

** 1 unit = 15 minutes

Environmental Health Division

Service Detailed Description	Fees FY 2004-2005	Fees FY 2005-2006
Type I or II System	\$200.00	\$200.00
Type III System	\$330.00	\$330.00
Type IV-VI System	\$575.00	\$575.00

Septic System Repair Permit	No Charge	No Charge
Relayout of Septic System Permit		
Limited	\$50.00	\$50.00
Comprehensive	Full Permit Fee	No Permit Fee
Existing System Inspection	\$50.00	\$50.00
Installer fee for uncanceled appt.	\$50.00	\$50.00
Water Sample ***	\$30.00	\$30.00
Swimming Pool Permit		
Operating < 8 months	\$50.00	\$50.00
Operating > 8 months	\$75.00	\$75.00
Tattoo Artist Permit (Annually)	\$200.00	\$200.00

***Water sample fee will be waived for samples collected at a physician's request as part of a diagnostic procedure.

6. Request from the Health Department for Permission to Apply & Accept American Lung Association Funds: Health Director Donna Campbell requested permission, during the agenda briefing, to use approximately \$700 in grant funding to help pay transportation costs (gas) for tuberculosis patients, and to purchase small incentives (applesauce/pudding products) for children suffering from the disease. She said the Board of Health approved the request on June 9, 2005.

7. Request from the Health Department for Permission to Apply for an "Eat Smart, Move More" Grant: Health Director Donna Campbell requested permission at the 5 o'clock meeting to apply for a \$17,768 grant that would be used for the following items:

Physical Activity (K-8 Mooresville and Statesville Schools booklets and motivational materials	\$ 7,840
Winners Circle (Health Dining Program in Mooresville & Statesville Schools	\$ 5,528
Health Vending Options (Healthy Beverage Choices in Vending Machines) Pilot Program at Mooresville High School	\$ 800
100% Healthy Lunch Line (Pilot Program at Mooresville High School	<u>\$ 3,600</u>
	<u>\$ 17,768</u>

8. Request from the Health Department for Approval of Budget Amendment #1 with an Effective Date of July 2, 2005 for Two Environmental Health Specialist Positions and for Related Equipment Along with a Directive to the County Manager to Withhold Two Vehicles from the Surplus Inventory/Auction: (See briefing minutes for additional information.)

9. Request for Approval of Budget Amendment #57 to Recognize Proceeds from Insurance Claims: Susan Blumenstein, the finance director, said at the briefing session that insurance claims were submitted to the county's insurers during the year when property and vehicle damages/losses occurred. She said \$21,980 had been received for the general fund departments and \$9,514 was received for the transportation department. Blumenstein requested approval of a budget amendment to recognize the revenues and to appropriate them to the expenditure line items.

10. Request for Approval of Budget Amendment #58 for a Capitalized Lease for the Xerox Copier Used at the Public Library: Finance Director Blumenstein said that on April 19 the board approved a three-year Xerox copier lease for the library. She said the transaction had to be recorded as a capitalized lease to meet General Governmental Accounting Principals requirements, and the net present value of the payments had to be recorded as capital assets and proceeds. She said the amendment would create the budget line items for the lease capitalizing.

11. Request for Adoption of an Amended Capital Project Ordinance for the ICGS-South to Designate the Amount being Transferred to the Capital Reserve Fund (\$37,780.06) for Future ICGC-South Projects and for Approval of Budget Amendment #59 to Recognize a Portion of Funds being Transferred to the County from the North Carolina Department of Environment & Natural Resources (NCDENR): The following amendment was approved.

Iredell County, North Carolina
Amended Capital Project Ordinance
ICGC-South - Phase II - NCDENR Upfit

Be it Ordained by the Board of County Commissioners of Iredell County, North Carolina:

Section 1. This capital project fund financed the cost of planning, design, & renovations of the space to be leased to NCDENR located in the ICGC-South as follows:

		Amendment	
Professional Services-Architect	\$142,462	(60)	\$142,402
Transfer to General Fund	5,000	15,000	20,000
Transfer to Capital Reserve Fund	-	27,794	27,794
General Construction	1,267,168	-	1,267,168
Asbestos Removal	25,720	(6)	25,714
Construction Costs-Other (includes demo)	309,650	(30,727)	278,923
Total	\$1,750,000	12,001	\$1,762,001

Section 2. Funds for this Capital Project Fund were provided from the following sources:

Transfer from Capital Reserve Fund			
Sales Tax Refunds		12,001	12,001
FY 02-03	145,625		145,625
FY 03-04	1,053,375		1,053,375
FY 04-05	551,000		551,000
Total	\$1,750,000	12,001	\$1,762,001

Total Project Costs (does not include Interfund Transfers) \$1,714,207

Section 3. This Capital Project is complete and the fund is being closed. Project Fund shall be transferred back to the Capital Reserve Fund.

12. Request for the Authorization to Purchase Approximately 82.5 Acres of Land that is Contiguous to the Solid Waste Facility from the Anna Guy Harmon Heirs Along with the Approval of Budget Amendment #60 for the Appropriation of Funds for the Acquisition: Solid Waste Director David Lambert advised during the briefing session that the heirs of adjacent property to the closed municipal solid waste landfill were willing to sell 82.5 acres of property for \$585,0000. Lambert said a budget amendment was needed to appropriate the funding from solid waste retained earnings for the purchase. Mr. Lambert said the property would be used for a construction and demolition landfill, and its expected life would be 22 to 25 years.

13. Request for Approval of the May 2005 Refunds and Releases: During the briefing session, County Manager Mashburn requested approval of the following refunds and releases.

<u>MAY 2005 TAX RELEASES & REFUNDS</u>		
	<u>Releases</u>	<u>Refunds</u>
County	15,313.47	3,865.68
Solid Waste Fees	128.00	0
East Alexander Co. Fire #1	1.33	0
Shepherd's Fire # 2	37.14	6.16
Mount Mourne Fire # 3	53.83	0
All County Fire # 4	2,255.44	7.10
Statesville City	954.44	0
Statesville Downtown	29.89	0
Mooresville Town	4,141.15	67.73
Mooresville Downtown	0	0
Mooresville School	1,060.95	19.05
Love Valley	0	0
Harmony	0	0
Troutman	54.13	0
Total	\$ 24,029.77	\$3,965.68
A complete list, of the individual tax releases and refunds, is hereby incorporated into the minutes by reference.		

14. Request for the Renewal of the Piedmont Credit Union Lease: Finance Director Blumenstein requested approval of an updated lease for the Piedmont Credit Union. She said the new lease would extend from July 1, 2005 through June 30, 2006, and the monthly rental would be \$300.

15. Request for Discussion/Decision Regarding an Individuals Offer to Donate Two Parcels of Property to the County: Support Services Director Jim Vernon said at the briefing session that Mrs. Betty Jones of Marietta, Georgia desired to donate one 2.8 acre tract of land that had a large power line across it and a smaller tract that was 1.66 acres. He said the two tracts were separated by another piece of property that was owned by another individual. Vernon said even though both sites sloped downward, they could still be built upon, and they were heavily wooded. He said the two tracts had a tax value of \$50,000. (It was the consensus of the board at the briefing session to accept the property from Mrs. Jones.)

16. Request for Approval of Change Orders for the New Library Facility Along with a Request to Close Out the Project: At the 5 o'clock meeting, Support Services Director Vernon said the library architect had submitted final change orders for the new library. Vernon requested approval of the following revisions:

BH Bryan (general)	\$3,303.62	deduction
Wm C. Reynolds	\$ 45.36	increase
Cajah's Mtn. Plumbing	\$ 130.24	deduction
Duncan Electric	\$ 8.92	deduction

17. Request for Approval of a Jail Contract with Southern Health Partners: At the briefing session, Chief Deputy Rick Dowdle requested approval of an inmate healthcare and dental contract. He said that since May 1, 2005, his department had been using Southern Health Partners. Dowdle said Southern Health Partners offered more staffing than the previous arrangement, and he recommended approval of a contract effective July 1. (Funding for the contract is included in the sheriff's 05-06 budget.)

18. Request for the Designation of Stephanie Whitlock as the Acting Clerk to the Board for the July 5, 2005 Meeting: Due to Jean Moore, the Clerk to the Board, being on vacation at the time of the next meeting, Mrs. Stephanie Whitlock, an employee in the planning department, was appointed as the acting clerk for the July 5 meeting.

19. Request for Approval of Minutes for the May 31, June 2 and June 7, 2005 Meetings

-----END OF CONSENT AGENDA-----

Request for Approval of Budget Amendment #61 for the Purpose of Amending the Social Services' Medicaid and Foster Care Line Items: **MOTION** by Commissioner Norman to approve Budget Amendment #61 in the amount of \$192,120 for the purpose of amending the Social Services Medicaid and Foster Care line items due to the board of commissioners having no choice in the matter.

VOTING: Ayes – 5; Nays – 0.

Note: During the briefing, Finance Director Blumenstein said the funding would be taken from the fund balance which would still remain around 11% of the General Fund Budget. She noted that maintaining the 11% mark was not a written policy; however, bonding agencies were always told this was the percent the county tried to maintain. It was also noted that this year's Medicaid costs were \$480,000 higher than anticipated.

Social Services Director Don Wall said at the agenda briefing that 146 children or youth were currently in foster care.

Request for the Appointments of the County Assessor, the Tax Collector, and the Deputy Tax Collectors

County Assessor: **MOTION** by Chairman Tice to appoint Bill Doolittle as the County Assessor for a period of two years.

VOTING: Ayes – 5; Nays – 0.

Tax Collector: **MOTION** by Commissioner Norman to appoint Bill Furches as the Tax Collector for a period of four years.

VOTING: Ayes – 5; Nays – 0.

Deputy Tax Collectors: **MOTION** by Commissioner Williams to appoint Linda L. Morrow as a Deputy Tax Collector for a period of four years.

VOTING: Ayes – 5; Nays – 0.

MOTION by Commissioner Norman to appoint Ann Gray Ray as a Deputy Tax Collector for a period of four years.

VOTING: Ayes- 5; Nays – 0.

Request for Approval of a Three-Year Contract for the Preparation of an Indirect Cost Plan: Finance Director Susan Blumenstein advised during the briefing session that the Federal Office of Budget & Management Circular A-87 and the NC Department of Health and Human Services required an indirect cost plan each year. She said the plan provided information on grant reimbursements for indirect costs of services that were provided to the Department of Social Services, the Health Department, and the annual EMS Medicaid Cost Settlement. She said the following two proposals had been received for the plan:

MAXIMUS - \$9,400 annually for the next three fiscal years
Tim McKinnie & Associates - \$7,500 annually for the next three fiscal years

Blumenstein recommended the Tim McKinnie proposal with the lower cost.

MOTION by Commissioner Norman to award the Indirect Cost Plan contract to McKinnie & Associates as recommended by the finance director.

VOTING: Ayes – 5; Nays – 0.

Request for a Decision Regarding the Monetary Amount to be Used for the General Obligation Bond Referendum to be held in October 2005: Finance Director Blumenstein said that earlier in the year, the Iredell-Statesville School System presented a request for a General Obligation Bond Referendum in the amount of \$36,400,000.00. She said later, requests were submitted from the Mooresville Graded School District for \$10.5 million and Mitchell Community College requested \$6 million resulting in a total amount from all entities of \$52,900,000.00. She said calculations for a 20-year debt service, with level principal payments, revealed a total estimated tax increase of \$0.0334. She said, however, the amount could be reduced to \$0.03 and it would be well within the budgets already established for capital outlay with the restricted tax and restricted revenue stream from the sales taxes. Blumenstein said a specific bond amount was needed for the upcoming legal documents.

Commissioner Johnson noted that, historically, a per pupil method had been used.

Blumenstein said the 1997 General Obligation (GO) referendum was on a per pupil basis. She said the 2003 Certificates of Participation (COPS) was not. Mrs. Blumenstein said that in 2003, Mooresville's percentage was about 33% of the issuance total.

Chairman Tice said it was her understanding that Mitchell's request would be voted upon separately from the two school systems.

Blumenstein said this was correct. She said both questions could be on the same ballot, with the two public school systems being combined in one question, but the college would have to be separate.

Commissioner Williams said the per pupil method, which was traditional for the county, was the fairest way for all of the citizens.

Commissioner Robertson said the board tried to adhere to funding formulas to be fair. He said sometimes, however, that method didn't put the resources where they were most needed. Robertson said most of the past bonds were used to build facilities for future student populations and not to assist with existing needs. He said that out of the county's total public school students, Iredell-Statesville had 81.4% compared to Mooresville at 18.6%, but this didn't include the charter, private and home-schooled children. He said projected student population figures out to year 2010 didn't deviate that much from the current percentages. Robertson voiced concern for the Mooresville system, and its future plans, if the board of commissioners chose to use a per pupil method for the bond amounts.

Commissioner Johnson said the commissioners had acted upon the school needs in the past, and if the bonds were unsuccessful, the commissioners would continue to fund the systems. Johnson said the schools would be built, but he would let the citizens decide if they wanted their taxes raised.

MOTION by Commissioner Williams to use a per pupil basis for the General Obligation Bond with \$36,400,000.00 being used for Iredell-Statesville Schools, \$8,230,000.00 for Mooresville Graded Schools, and \$6,000,000.00 for Mitchell Community College.

VOTING: Ayes – 5; Nays – 0.

(The total amount for the bond referendum will be \$50,630,000.00.)

Announcement of the 2005 Annual Conference of the North Carolina Association of County Commissioners to be held August 25-28, 2005 in Charlotte, NC & Request for the Designation of a Voting Delegate: Commissioner Williams advised that if his schedule remained clear, he would attend the NCACC Annual Conference and serve as the voting delegate.

ANNOUNCEMENT OF VACANCIES OCCURRING ON BOARDS & COMMISSIONS

Juvenile Crime Prevention Council (1 announcement)

APPOINTMENTS TO BOARDS & COMMISSIONS

Adult Care Home Community Advisory Committee (6 appointments): No nominations were submitted, and Chairman Tice made a **motion** to postpone the appointments until the July 5 meeting.

VOTING: Ayes – 5; Nays – 0.

Juvenile Crime Prevention Council (3 appointments): No nominations were submitted, and Chairman Tice made a motion to postpone the appointments until the July 5 meeting.

VOTING: Ayes – 5; Nays – 0.

Nursing Home Advisory Board (1 appointment): No nominations were submitted, and Chairman Tice made a **motion** to postpone the appointment until the July 5 meeting.

VOTING: Ayes – 5; Nays – 0.

Social Services Board (1 appointment): Chairman Tice nominated Betty Marion.

MOTION by Commissioner Norman to close the nominations and appoint Marion by acclamation.

VOTING: Ayes – 5; Nays – 0.

Farmland Preservation Advisory Board (1 appointment): No nominations were submitted, and Commissioner Williams made a **motion** to postpone the appointment until the July 5 meeting.

VOTING: Ayes – 5; Nays – 0.

Region F Aging Advisory Committee (3 appointments): Commissioner Norman nominated Victor Crosby as an alternate appointee for this committee.

MOTION by Chairman Tice to (1) close the nominations (2) appoint Mr. Crosby by acclamation, and (3) to postpone the two regular appointments until the July 5 meeting.

VOTING: Ayes – 5; Nays – 0.

UNFINISHED BUSINESS

Discussion/Decision on the Designation of County Commissioners to meet with Town of Mooresville Officials Regarding a Commuter Rail Project Study: **MOTION** by Chairman Tice to designate Ken Robertson and Steve Johnson as the county commissioner appointees to serve on a Commuter Rail Project Study Committee with the Town of Mooresville officials.

VOTING: Ayes – 5; Nays – 0.

Chairman Tice mentioned that someone with banking or financial experience might be an asset on the committee.

Commissioner Williams said he would like the committee to determine what type of economic impact -- positive or negative -- the rail project would have on the county.

It was determined that the committee, once established, would determine if other members were needed.

COUNTY MANAGER’S REPORT: County Manager Mashburn distributed a written activity report.

Finance Director Blumenstein noted that a \$10,000 budget transfer had been made for the Human Resources Department due to increased advertising costs. (No action was needed from the board, but standard operating procedures require for the transfer to be reported.)

ADJOURNMENT: **MOTION** by Chairman Tice at 8:35 p.m. to adjourn the meeting. (NEXT MEETING: Tuesday, July 5, 2005, at 5 and 7 p.m., in the Iredell County Government Center, 200 South Center Street, Statesville, NC.)

VOTING: Ayes – 5; Nays – 0.

Approval: _____

Clerk to the Board