

**IREDELL COUNTY BOARD OF COMMISSIONERS  
REGULAR MINUTES  
OCTOBER 21, 2003**

The Iredell County Board of Commissioners met in Regular Session on Tuesday, October 21, 2003, at 7:00 p.m., in the Iredell County Government Center (Commissioners' Meeting Room), 200 South Center Street, Statesville, NC.

Present were:

Chairman Steve D. Johnson  
Vice Chairman Godfrey Williams  
Doug Madison  
Sara Haire Tice

Absent: Commissioner Marvin Norman was unable to attend the meeting due to a recent hospitalization for pneumonia.

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 Johnson.

**INVOCATION** by Chairman Johnson.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**ADJUSTMENTS OF THE AGENDA:** **MOTION** by Chairman Johnson to adjust the agenda by the following action.

Addition: Closed Session to Discuss Property Acquisition – G.S. 143-318.11(a) (5)

VOTING: Ayes – 4; Nays – 0.

**APPOINTMENTS BEFORE THE BOARD**

**Danny Harbinson, A Representative from the North Carolina Office of Emergency Medical Services Announces the Official Designation of Iredell County's EMS System:** Mr. Harbinson said the EMS plan had been received and approved by the North Carolina Office of Emergency Medical Services. He said the county's plan complied with new state laws and that it met, and in some areas exceeded, mandated requirements.

**Roy West, a Member of the Counseling Center's Board of Directors and Mac Funderburk, the Executive Director of the Counseling Center, Speak in Reference to the Juvenile Crime Prevention Council's Decision to not fund the Organization during FY 2003-2004:** West said that for the past 12 years the Counseling Center, a non-profit agency, had been awarded juvenile justice funding. He said this year, however, the Juvenile Crime Prevention Council (JCPC) voted to not fund the organization. West said the Counseling Center had not heard any complaints in the past year about its services, and he and the other board of directors were "confounded" by the JCPC's choices regarding the two agencies recommended for the funding. He said one agency, Crossroads Behavioral Healthcare, was being required by the state to divest itself of its services, and the other, Don-Lin, was a private for-profit agency. West said the county government had faith in the Counseling Center's services due to the contractual arrangement for the Employee Assistance Program.

Commissioner Madison asked where the Center had received its referrals during the past 12 years.

West said the juvenile probation officers.

Commissioner Madison asked if a certain number of people had to be served in a year's time.

Funderburk said each year an agreement was signed between the state and the Center indicating how many people would be served. He said the Center did not turn anyone away. He said referrals were being received from a police officer in Mooresville, but none had been received from the juvenile probation officers since May of this year.

(See briefing minutes for additional information regarding the JCPC funding.)

## ADMINISTRATIVE MATTERS

**Request from the Juvenile Crime Prevention Council for Approval to Appropriate the Remaining FY 2003-2004 Juvenile Justice Funding of \$30,504 (Crossroads Behavioral Healthcare Recommended to Receive \$21,051 and DonLin Counseling Services Recommended to Receive \$9,453):** Carl Duncan, the Chief Juvenile Probation Officer for Iredell County and the Juvenile Crime Prevention Council Chairman, along with Dean Vick, the Regional Consultant for the North Carolina Department of Juvenile Justice & Delinquency Prevention, explained the process used to make recommendations regarding the appropriation of the state juvenile justice funding. Duncan said that after hearing presentations this year, it was the decision by the council to not fund the Counseling Center due to the non-acceptance of Medicaid referrals and the need for more intensive counseling services. Mr. Duncan said four proposals were received for the remaining \$30,504 in state funding for FY 03-04 and out of these, Crossroads Behavioral Healthcare and Don-Lin Counseling were chosen. He said the council voted unanimously in this decision; however, there were four abstentions due to conflicts of interest. Additionally, Duncan said funds were allotted for only a 12-month period of time, and there were no guarantees on future funding for any of the programs or services.

Vick said he worked in nine counties, and he was familiar with the mental health reform act and the directive for the mental health agencies to divest themselves of their services and become management entities. He said he would assist in obtaining another provider if Crossroads could not fulfill its duties. Mr. Vick said, "Mental health reform has brought new challenges, but as doors have been closed, others have been opened." He said the council wanted to pool its resources and maximize the funding to serve as many youth as possible.

Commissioner Madison mentioned that the Counseling Center appeared to be providing more services than what was required in the agreement.

Vick said the Counseling Center's services were not the same as what would be supplied by Crossroads and Don-Lin.

Chairman Johnson asked if the Counseling Center could adequately serve the needs of today's juveniles.

Duncan said there were several levels of juvenile offenders, and that today's youth did have different needs. He said one of the tasks of the JCPC was to find the best services. He said a risk and needs assessment was done to determine the services needed. Mr. Duncan said that if the needs changed, then the service provider might also have to change.

**MOTION** by Commissioner Madison to (1) postpone the decision regarding the matter for two weeks, with a time extension granted if necessary (2) request that the Juvenile Crime Prevention Council meet with the Counseling Center's Board of Directors for the purpose of reviewing the process and (3) return to the board of commissioners with a recommendation.

Chairman Johnson requested that the two groups be direct and frank with each other and to advise if there were any deficiencies in the services being provided.

VOTING: Ayes – 4; Nays – 0.

**Request for Approval of a Resolution Approving the Sale of Certificates of Participation by the Iredell County Public Facilities Corporation for the Financing of School & College Facilities & a Refinancing of a Prior Financing Agreement, Along with Approval of Other Documents Necessary for the Transactions:**

Chairman Johnson introduced the following resolution, a copy of which was provided to each commissioner. Susan Blumenstein, the Director of Finance and Administrative Services read by title the resolution and summarized its contents.

RESOLUTION APPROVING THE SALE BY IREDELL COUNTY PUBLIC FACILITIES CORPORATION OF CERTIFICATES OF PARTICIPATION IN CERTAIN INSTALLMENT PAYMENTS TO BE MADE BY THE COUNTY OF IREDELL, NORTH CAROLINA, APPROVING A PROPOSED INSTALLMENT FINANCING AGREEMENT TO FINANCE CERTAIN SCHOOL FACILITIES AND FACILITIES FOR MITCHELL COMMUNITY COLLEGE AND REFINANCE SAID COUNTY'S PAYMENT OBLIGATIONS UNDER A PRIOR FINANCING AGREEMENT, APPROVING CERTAIN OTHER DOCUMENTS AND ACTIONS RELATING THERETO AND AUTHORIZING OTHER OFFICIAL ACTION IN CONNECTION THEREWITH

WHEREAS, the County of Iredell, North Carolina (the "County") has determined that it is necessary and expedient to finance (i) the construction of an addition to Scotts Elementary School and related renovation of the existing facilities, (ii) the construction of an addition to Harmony Elementary School and related renovation of the existing facilities, (iii) the construction of the new Woodland Heights Elementary School, (iv) the construction of the new Mooresville Intermediate School and (v) the construction of an addition to Mitchell Community College to facilitate a work force development facility (collectively, the "Project") and refinance the County's payment obligations under an existing installment financing contract, dated October 10, 2002, between the County and Bank of America, N.A. (the "Prior Financing Agreement"); and

WHEREAS, in order to effectuate such plans to finance the Project and refinance the County's payment obligations under the Prior Financing Agreement, the County and Iredell County Public Facilities Corporation (the "Corporation") have been negotiating certain financing documents and arranging for the negotiated sale of Certificates of Participation in certain Installment Payments (as defined in the hereinafter defined Installment Financing Agreement) to be made by the County pursuant to an installment financing agreement, to be dated as of December 1, 2003 (the "Installment Financing Agreement"), between the Corporation and the County, pursuant to the authority granted to the County under Section 160A-20 of the General Statutes of North Carolina; and

WHEREAS, the County has determined that it is in the best interests of the County that the County and the Corporation enter into said Installment Financing Agreement to make available to the County funds with which to finance the completion of the Project and refinance its payment obligations under the Prior Financing Agreement; and

WHEREAS, the County and the Corporation have retained investment bankers for the purpose of underwriting said Certificates of Participation; and

WHEREAS, said Certificates of Participation are expected to be marketed in the expectation of executing a Certificate Purchase Agreement with respect thereto on or about December 4, 2003 and delivering said Certificates of Participation on or about December 18, 2003; and

WHEREAS, in connection with such financing, it is necessary for the County to approve the sale of said Certificates of Participation by the Corporation, to approve certain other documents relating thereto and to authorize certain action in connection therewith; and

WHEREAS, there have been presented at this meeting copies of the following documents relating to the delivery of the 2003 Certificates (as hereinafter defined):

(a) a draft of the proposed Certificate Purchase Agreement for the 2003 Certificates (the "Purchase Agreement"), to be dated on or about December 4, 2003, between the Corporation and Legg Mason Wood Walker, Incorporated, as representative of the underwriters (the "Underwriters"), relating to the purchase and sale by the Underwriters of the 2003 Certificates;

(b) a draft of the proposed Installment Financing Agreement, pursuant to which the Corporation will make available to the County funds to be derived from the sale of the 2003 Certificates with which to finance the completion of the Project and refinance the County's payment obligations under the Prior Financing Agreement, and the County will be obligated to make Installment Payments (as defined in the Installment Financing Agreement) and certain other payments, among other requirements;

(c) a draft of the proposed Trust Agreement, to be dated as of December 1, 2003 (the "Trust Agreement"), by and between the Corporation and First-Citizens Bank & Trust Company, as trustee (the "Trustee"), under which the Trustee will make available to the County the proceeds of Certificates of Participation (Iredell County Public Facilities Projects), Series 2003 evidencing proportionate and undivided ownership interests in the Installment Payments to be made by the County under the Installment Financing Agreement (the "2003 Certificates") to pay the cost of completing the Project and refinancing the County's payment obligations under the Prior Financing Agreement;

(d) a draft of the proposed Deed of Trust, to be dated as of the date of delivery of the 2003 Certificates (the "Deed of Trust"), from the County to a deed of trust trustee for the benefit of the Corporation;

(e) a draft of the Preliminary Official Statement (the "Preliminary Official Statement"), to be dated on or about November 14, 2003, relating to the offering of the 2003 Certificates;

(f) drafts of the Project Construction Agreements, each to be dated as of December 1, 2003 (each a "Project Construction Agreement"), between the County and Iredell-Statesville Schools Board of Education and Mooresville Graded School District Board of Education (each a "Board of Education"), respectively, pursuant to which each Board of Education will use its best efforts to cause the completion of the construction of the portion of the Project relating to public school facilities;

(g) drafts of the Lease Agreements, each to be dated as of December 1, 2003 (each a "Lease Agreement"), between the County and each Board of Education, respectively; now, therefore,

BE IT RESOLVED by the Board of Commissioners for the County of Iredell, North Carolina:

Section 1. Capitalized words and terms used in this resolution and not defined herein shall have the same meanings in this resolution as such words and terms are given in the Trust Agreement and the Installment Financing Agreement.

Section 2. The County hereby approves the sale of the 2003 Certificates by the Corporation. The 2003 Certificates shall mature in such amounts and at such times and

shall bear interest at such rates as shall be determined by the President of the Corporation; provided, however, that the aggregate principal amount of the 2003 Certificates shall not exceed \$47,000,000, the final maturity of the 2003 Certificates shall not extend beyond December 31, 2024, and the true interest cost of the 2003 Certificates shall not exceed 4.90% per annum.

The 2003 Certificates shall be issued in fully registered form in denominations of \$5,000 or any whole multiple thereof. Interest with respect to the 2003 Certificates shall be payable on April 1, 2004 and thereafter semiannually on each October 1 and April 1 until the 2003 Certificates are fully paid. Payments of principal and interest with respect to the 2003 Certificates shall be made by the Trustee to the registered owners of the 2003 Certificates in the manner set forth in the Trust Agreement.

Section 3. The 2003 Certificates shall be subject to prepayment at the times, upon the terms and conditions, and at the prices set forth in the Trust Agreement; provided, however, that no prepayment premium shall exceed 2%.

Section 4. The proceeds of the 2003 Certificates shall be applied as provided in Section 2.05 of the Trust Agreement.

Section 5. The forms, terms and provisions of the Installment Financing Agreement, the Trust Agreement, the Deed of Trust, the Purchase Agreement, the Project Construction Agreements and the Lease Agreements are hereby approved in all respects, and the Chairman or Vice Chairman of the Board of Commissioners, the County Manager, the Director of Finance and Administrative Services, the Clerk to the Board of Commissioners and counsel to the County are hereby authorized and directed to execute and deliver the Installment Financing Agreement, the Deed of Trust, the Purchase Agreement, the Project Construction Agreements and the Lease Agreements, in substantially the forms presented to this meeting, together with such changes, modifications and deletions as they, with the advice of counsel, may deem necessary and appropriate, including, but not limited to, changes, modifications and deletions necessary to incorporate the final terms of the 2003 Certificates as shall be set forth in the Purchase Agreement; such execution and delivery shall be conclusive evidence of the approval and authorization thereof by the County.

Section 6. The County hereby approves the award of the 2003 Certificates to the Underwriters pursuant to the Purchase Agreement, subject, however, to the limitation on true interest cost contained in Section 2.

Section 7. The County hereby authorizes the use and distribution of the Preliminary Official Statement in connection with the public offering of the 2003 Certificates, and the Official Statement, in substantially the form of the Preliminary Official Statement, with such changes as are necessary to reflect the maturities, interest rates, prepayment premiums and initial offering prices of the 2003 Certificates, is hereby approved, and the Chairman or Vice Chairman of the Board of Commissioners, the County Manager or the Director of Finance and Administrative Services is hereby authorized to execute, on behalf of the County, the Official Statement in substantially such form, together with such changes, modifications and deletions as he, with the advice of counsel, may deem necessary or appropriate; such execution shall be conclusive evidence of the approval thereof by the County. The County hereby also approves and authorizes the distribution and use of copies of the Official Statement, the Trust Agreement, the Installment Financing Agreement, the Deed of Trust, the Purchase Agreement, the Project Construction Agreements and the Lease Agreements by the Underwriters in connection with the sale of the 2003 Certificates.

Section 8. The Chairman or Vice Chairman of the Board of Commissioners, the County Manager, the Director of Finance and Administrative Services, counsel to the County and the Clerk to the Board of Commissioners are authorized and directed (without limitation except as may be expressly set forth herein) to take such actions and to execute and deliver such documents, certificates, undertakings, agreements and other

instruments as they, with the advice of counsel, may deem necessary or appropriate to effectuate the transactions contemplated by the Trust Agreement, the Installment Financing Agreement, the Deed of Trust, the Purchase Agreement, the Project Construction Agreements and the Lease Agreements.

Section 9. This resolution shall take effect immediately upon its passage.  
[End of Resolution]

Attorney Pope said he had reviewed the documents and proposed transactions and found them similar to other financings. He said the faith and credit of the county were not being pledged, and the sole recourse for the bond holders would be foreclosure on the deeds of trust.

Alice Stewart, a former county commissioner attending the meeting, asked for a clarification regarding the transactions.

Chairman Johnson said the Certificates of Participation involved the issuance of bonds for a Scotts Elementary School addition and renovations, a Harmony Elementary School addition and renovations, along with construction of a new Woodland Heights Elementary School, a new Mooresville Intermediate School, the construction of an addition to Mitchell Community College (work force development facility) and the refinancing of an existing installment financing dated October 10, 2002.

Stewart asked for a clarification on the October 10, 2002 refinancing.

Finance Director Blumenstein said the Bank of America financing was for the Iredell County Government Center-South (ICGC-S) facility. She said that if a three percent net present savings could not be reached by the bond sale date, the refinancing would be eliminated from the transaction and the \$47 million would be reduced. Blumenstein said no new money was being committed, and the refinancing was only being reviewed in an effort to save on interest. She said the outstanding balance for the ICGC-S was \$2,810,000.

After consideration of the foregoing resolution, Commissioner Madison moved the passage thereof, which motion was duly seconded by Commissioner Tice, and the foregoing resolution entitled: **“RESOLUTION APPROVING THE SALE BY IREDELL COUNTY PUBLIC FACILITIES CORPORATION OF CERTIFICATES OF PARTICIPATION IN CERTAIN INSTALLMENT PAYMENTS TO BE MADE BY THE COUNTY OF IREDELL, NORTH CAROLINA, APPROVING A PROPOSED INSTALLMENT FINANCING AGREEMENT TO FINANCE CERTAIN SCHOOL FACILITIES AND FACILITIES FOR MITCHELL COMMUNITY COLLEGE AND REFINANCE SAID COUNTY’S PAYMENT OBLIGATIONS UNDER A PRIOR FINANCING AGREEMENT, APPROVING CERTAIN OTHER DOCUMENTS AND ACTIONS RELATING THERETO AND AUTHORIZING OTHER OFFICIAL ACTION IN CONNECTION THEREWITH”** was passed by the following vote:

Ayes: 4 (Johnson, Williams, Madison, & Tice)  
Nays: 0

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

MOTION by Chairman Johnson to approve the following eight (8) consent agenda items.

VOTING: Ayes – 4; Nays – 0.

- 1. Request from the Iredell Friends of the Library Organization for the Donation of Future Library Surplus Items & Adoption of a Resolution to this Effect Extending for a Two-Year Period:** A representative from the “Friends”

organization could not attend the meeting, and Library Director Steve Messick presented the request at the briefing. The following resolution was approved.

**RESOLUTION AUTHORIZING THE CONVEYANCE  
OF  
CERTAIN SURPLUS PROPERTY**

*WHEREAS, the County of Iredell has a continuous supply of the following items of personal property which are surplus to its needs and desires to dispose of same; and*

*WHEREAS, the Iredell Friends of the Library, is a nonprofit organization carrying out a public purpose for the citizens of Iredell County by supporting educational programs.*

*NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Iredell County, that pursuant to the provisions of G.S. 160A-267, the Iredell County Purchasing Agent is hereby authorized to perform the necessary functions to convey the following personal property to the Iredell Friends of the Library for a period of two years.*

*Surplus Library Books and Other Media Items*

*This the 21<sup>st</sup> day of October 2003.*

\* \* \* \* \*

**2. Request for Approval of the September 2003 Releases and Refunds:** County Assessor Doolittle explained the refunds and releases during the briefing session. He advised that in the neighborhood where Commissioner Norman resided, two citizens appealed their valuations. Doolittle said the Board of Equalization and Review then reviewed the valuations and adjusted the assessments for the entire neighborhood. The following refunds and releases were then approved.

<b><u>SEPTEMBER 2003 TAX RELEASES &amp; REFUNDS</u></b>		
	<b><u>Releases</u></b>	<b><u>Refunds</u></b>
County	79,963.93	894.01
Solid Waste Fees	1,781.00	0
East Alexander Co. Fire #1	27.46	0
Shepherd's Fire # 2	379.17	0
Mount Mourne Fire # 3	354.72	0
All County Fire # 4	7,422.70	677.30
Statesville City	5,810.20	0
Statesville Downtown	83.02	0
Mooresville Town	8,432.12	279.40
Mooresville Downtown	29.25	0
Mooresville School	4,238.31	77.37
Love Valley	0	0
Harmony	2.14	0
Troutman	0	0
<b>Total</b>	<b>118,524.02</b>	<b>1,928.08</b>
A complete listing of the tax releases and refunds is hereby incorporated into the minutes by reference.		

**3. Request for Approval of the Firemen's Relief Fund Trustees:** Fire Marshal Gallyon advised during the briefing session that G.S. 58-84-46 required that a listing of the trustees for the fire departments be submitted to the state insurance commissioner each year. The listing is as follows:

**North Carolina  
Rural Fire District  
Report of Fire Conditions  
Local Firemen's Relief Fund  
2003**

<b>DEPARTMENT</b>	<b>#3</b>	<b>#4</b>
B&F/Troutman	Joe E. Clodfelter	R.J.Wilson, Jr.
Central	Nelson Cook	Jim Reavis
Cool Springs	Ken Secrest	Wade T. Campbell
Ebenezer	Wayne Smith	Harry Frye
Harmony	Matt Baldwin	Timothy Frye
Lake Norman	Howard Neel	Lamont Thompson
Monticello	Wayne Mayberry	Mary Summers
Mt. Mourne	Chris Goodrum	Gary Craven
Shepherds	Kelly Robinson	Donald W. McClain
South Iredell	Bruce Kennerly	Dale Burgess
Trinity	Barry Compton	Paul May
Union Grove	Ed Bissell	Jody Hoots
Wayside	Richard Oldfield	Kenneth Hall
West Iredell	John Byers	Tommy McNeely

Note: The individual fire departments designate the #1 and #2 positions.

**4. Request for Approval to Apply for a North Carolina Hospital Bioterrorism Preparedness Grant in the Amount of \$29,740:** Emergency Medical Services Director Lee Darnell explained at the briefing that no matching funds were required for a \$29,740 grant offered by the Federal Health Resources and Administration Service. Darnell said the grant cycle would extend from September 1, 2003 through August 31, 2004 and as items were purchased, a drawdown of funds could occur. He requested permission to apply for the grant to be used for the following:

- \$18,351 Surveillance & Patient Tracking System
- \$10,241 Positive Air Pressure Respirator Filtering Devices  
(49 devices @ \$209 each with distribution to include one for every county ambulance and six for NuCare)
- \$ 1,148 Haz-Mat Awareness Classes @ \$400 for supplies/refreshments, EM ICS 100 & 200 classes @ \$400 for supplies/refreshments, and EM ICS 300 & 400 classes @ \$348 for supplies/refreshments

**5. Request from the Health Director for a Determination Regarding Permission to sign a Medicaid Reassignment Memorandum of Understanding submitted by the North Carolina Department of Health and Human Services:** Health Director Rabe explained during the briefing session that health departments throughout the state had not been billing for a Medicaid administrative component. He said the billing was a legitimate reimburseable expense, and the state government desired to pursue some of the past components. Rabe said that in order to do this, a signed Memorandum of Understanding was being asked from each health department. He said the document would reassign the services identified for retroactive Medicaid to the North Carolina Division of Public Health. Rabe said he signed the document contingent upon receiving approval from the board of health and the board of commissioners. He continued by saying that prior to his signing the document, he had requested a written opinion on the matter from an attorney with the Institute of Government. He said the attorney verbally advised that the board of commissioners did not need to approve the document, but when pressed for a written opinion, she began further research and determined the law was unclear. Mr. Rabe said he then inquired with the county attorney, who advised that the "prudent course of action would be to request the commissioners' approval for the health director to sign the statement."

The statement is dated August 11, 2003 and is as follows:

*By my signature below, I am agreeing to reassign the services identified for retroactive Medicaid claiming to North Carolina's Division of Public Health (DPH). I also understand*

and agree that DPH and NCALD will decide on the use and purpose of these funds for mutually beneficial projects. The services included in this project are related to services loaded into HSIS as of 07/31/2002. While I understand that I am still responsible for maintaining documentation for the services reported to DPH through HSIC, I understand that by reassigning the services, I am transferring responsibility for payment of these claims to DPH for any future audits and/or paybacks related to these services.

I understand that DPH will maintain and use/distribute these funds in accordance with all agreements by and between DPH, local health departments and DEC/CDSAs.

\* \* \* \* \*

**6. Request from the Health Department for Approval of Proposed Fee Changes:** During the briefing, Health Director Rabe asked for approval of the following fee changes.

<b>Fee Schedule 2003-2004</b>				
<b>Preventive Health Services</b>				<b>FEES</b>
<b>CPT Code</b>	<b>Service Description</b>	<b>Fees</b>	<b>Fees</b>	<b>FY 2003-2004</b>
		<b>FY 2002-2003</b>	<b>FY 2003-2004</b>	<b>Revised 10/01/03</b>
<b>Immunizations/Injections (continued)</b>				
90655	Influenza Vaccine 6-35mo – Preser.	Free		\$ 10.00
90658	Influenza Vaccine > 3 yrs.	\$ 7.00	\$ 10.00**	10.00
90657	Influenza Vaccine 6-35 mo.	3.50	3.50	10.00
90732	Pneumonia Vaccine	18.00	19.00	19.00
T1017	Maternity Care Coordination	12.00 per unit**	30.00 per unit**	
T1017	HIV/AIDS Case Management (effective 10/01/03 Change to T code)			14.00 per unit**

Note: Two services have identical codes ( T1017)

**7. Request for Approval of a Proposed Temporary Assistance for Needy Families (TANF) Budget Revision:** Health Director Rabe, at the briefing, said this budget revision would allocate women’s preventive health TANF grant revenue of \$4,946 to the following:

- Department supplies @ \$1,140
- Medical supplies @ \$231
- Contracted services (Spanish interpreter) @ \$3,575

**8. Request for Approval of the October 7, 2003 Minutes**

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

**ANNOUNCEMENT OF VACANCIES OCCURRING ON BOARDS & COMMISSIONS**

**Animal Grievance Committee (1 announcement)**

**APPOINTMENTS TO BOARDS & COMMISSIONS**

**Juvenile Crime Prevention Council (JCPC) (2 appointments):** Commissioner Williams nominated Rebecca Fulghum and Walter Horn, Jr., to the JCPC for the “under the age of 18” positions.

Commissioner Madison made a motion to close the nominations and to appoint Fulghum and Horn by acclamation.

VOTING: Ayes – 4; Nays – 0.

**Personnel Advisory Board (1 appointment):** No nominations were submitted, and Chairman Johnson made a motion to postpone the appointment until the November 4 meeting.

VOTING: Ayes – 4; Nays – 0.

**Adult Care Home Community Advisory Committee (4 appointments):** No nominations were submitted, and Commissioner Tice made a motion to postpone the four appointments until the November 4 meeting.

VOTING: Ayes – 4; Nays – 0.

### UNFINISHED BUSINESS

**Clarification Pertaining to Contract Revisions for the Fire Departments Having Voted-in Tax Districts:** Commissioner Williams said the Fire Tax District Board had not been made aware of the commissioners past action seeking assistance in the drafting of new contracts for the Shepherds, Stony Point, and Mount Mourne Fire Departments. He said that with this being the case, no work had occurred on the contracts. Williams said there was also a misconception by some of the firemen in the county-wide district that new contracts were being requested from them. Mr. Williams said that due to the lateness in the year, the need for the fire tax board to begin budget work for next year, and now the need for the contract revisions for the departments in the voted-in fire tax district, that it would probably be impossible to get new contracts for the county-wide fire departments this year.

MOTION by Commissioner Williams, based on the August 19, 2003 board of commissioner's minutes, to direct Chairman Johnson to write a letter to Carroll Goodman, Chairman of Fire Tax District Board, officially stating that the commissioners were requesting assistance in the drafting of new contracts for the Shepherds, Mount Moune, and Stony Point Volunteer Fire Departments.

Ayes - 4; Nays – 0.

**COUNTY MANAGER'S REPORT:** County Manager Mashburn briefed the board on the following projects:

- The Mooresville Health Department will not move into the Iredell County Government Center-South facility until after December 1, 2003.
- A meeting will be held on October 22, 2003 concerning floor plans for the new social services building.
- The new library building is well underway -- one concern has been the loss of the back exit while the construction is occurring.
- A written activity report was distributed -- one section was mentioned and it pertained to ECOM statistics. It was noted that 47,586 calls had been handled by the communications department from January through September of this year.

**CLOSED SESSIONS:** MOTION by Chairman Johnson at 8:11 p.m., to enter into closed session for the purpose of discussing economic development matters pursuant to G.S. 143-318.11(a) (4) and property acquisition matters pursuant to G.S. 143-318. 11(a) (5).

VOTING: Ayes – 4; Nays – 0.

(RETURN TO OPEN SESSION AT 8:50 P.M.)

**CALL FOR A PUBLIC HEARING REGARDING AN ECONOMIC DEVELOPMENT INCENTIVE FOR FLEXSOL PACKAGING CORPORATION:** MOTION by Commissioner Williams to allow Iredell County to serve as an applicant for a Community Development Block Grant for the FlexSol Packaging Corporation and to call for a public hearing on Tuesday, November 4, 2003, at 7:00 p.m., for the purpose of discussing an economic development incentive of \$82,650.00, over a five-year period, for the FlexSol Packaging Corporation based on a \$4,750,000 investment in Iredell County.

VOTING: Ayes – 4; Nays – 0.

**CALL FOR A PUBLIC HEARING REGARDING AN ECONOMIC DEVELOPMENT INCENTIVE FOR ASMO, INC:** MOTION by Commissioner Williams to call for a public hearing on Tuesday, November 4, 2003, at 7:00 p.m., regarding an economic development incentive of up to \$696,000.00, over a five-year period, for ASMO, Inc., based on an investment in Iredell County of up to \$40 million.

VOTING: Ayes – 4; Nays – 0.

**ADJOURNMENT:** MOTION by Chairman Johnson to adjourn the meeting at 8:52 p.m. (NEXT MEETING: Tuesday, November 4, 2003, at 5:00 p.m. and 7:00 p.m., in the Iredell County Government Center, 200 South Center Street, Statesville, NC.)

VOTING: Ayes – 4; Nays – 0.

Approved: \_\_\_\_\_

\_\_\_\_\_  
Clerk to the Board