

MINUTES – APRIL 16, 2007

The Caswell County Board of Commissioners met in regular session at the Historic Courthouse in Yanceyville, North Carolina at 6:30 p.m. on Monday, April 16, 2007. Members present: George W. Ward, Jr., Chairman, Jeremiah Jefferies, Vice-Chairman, William E. Carter, Nathaniel Hall, Larry G. Hamlett, Kenneth D. Travis, and C. Hester Vernon, III. Also present: Robert V. Shaver, Jr., Interim County Manager/County Attorney and Shannon White representing The Caswell Messenger. Wanda P. Smith, Clerk to the Board, recorded the minutes.

MOMENT OF SILENT PRAYER

Chairman Ward opened the meeting with a Moment of Silent Prayer.

APPROVAL OF AGENDA

Chairman Ward stated that he would like to remove Item No. 14, Discussion of Board Meeting Times from the agenda and replace it with Appointment of Executive Committee.

Commissioner Jefferies moved, seconded by Commissioner Travis to approve the agenda as presented with the revisions as stated by Chairman Ward. The motion carried unanimously.

APPROVAL OF CONSENT AGENDA

Commissioner Travis moved, seconded by Commissioner Hamlett to approve the Consent Agenda as presented. The motion carried unanimously.

The following items were included on the Consent Agenda:

- 1) Approval of Minutes of April 2, 4, and 10, 2007 Meetings
- 2) Budget Amendment No. 15

PUBLIC COMMENTS

Chairman Ward opened the floor for public comments.

Mr. Melvin Butler, of the Cherry Grove Community, and Planning Board Chairman, came before the Board and informed them that there is a meeting on Thursday, April 19, 2007, at 10:00 a.m. at the Greensboro Coliseum Special Events Center which will address *Jordan Lake Nutrient Management Rules: Impacts on Local Government*. Mr. Butler stated that the Alamance County Board of Realtors and the Alamance County Homebuilders Association have been asked to contribute \$10,000 each to fight these

proposed rules. Mr. Butler added that these rules will tremendously impact the county and noted that public hearings on this issue will begin in May. Mr. Butler stated that he would also request that there be an appointment of someone to the Planning Board as a Planning Director. Mr. Butler added that he felt that combining the positions of Economic Developer/Planner as proposed by the Board would not work.

ACR LME LOCAL BUSINESS PLAN

Ms. Amy Stevens, with the Alamance-Caswell-Rockingham Local Management Entity came before the Board to present the Local Business Plan as part of state requirements for the LME to present the plan to all counties it represents. Ms. Stevens reported that the State mandated the Local Business Plan and also its contents. Ms. Stevens noted that they are now down to 47 staff members, and instead of providing services, they now oversee and manage services.

After discussion, Commissioner Jefferies moved, seconded by Commissioner Hall to approve the Alamance-Caswell-Rockingham Local Management Entity Local Business Plan for 2007-2010 as presented. The motion carried unanimously.

INFORMATION ON TAX FORECLOSURE METHODS

Ms. Shea Denning, Assistant Professor of Public Law and Government, came before the Board to speak concerning laws and tax collection proceedings. Ms. Denning stated that she would primarily address the two methods of tax foreclosures against real property. Ms. Denning informed the Board that there are two procedures to foreclose on real property for property taxes that are a lien on that property. Ms. Denning stated that North Carolina General Statute 105-374 addresses the Mortgage Style Foreclosure action and North Carolina General Statute 105-375 addresses the In Rem Foreclosure.

Ms. Denning informed the Board that Mortgage Style Foreclosure is a lot like a civil lawsuit in that the Attorney has to file a complaint just as they would in a civil lawsuit and the case is handled in that manner. Ms. Denning added that there must be an Attorney to carry out a Mortgage Style Foreclosure action. Ms. Denning noted that there is a clause in NCGS 105-374(i) that allows for the Court to award one reasonable Attorney fee in a Mortgage Style Foreclosure action which means that if a complaint has been filed and a taxpayer wants to come in and pay the taxes and do away with the action, not only does the taxpayer have to pay the taxes and advertising fee, but they must also pay the Attorney fee. Ms. Denning added that if a taxpayer disputes the reasonableness of the Attorney fee, ultimately a court determines the amount of Attorney fee allowed. Ms. Denning stated that if a court allows all the fees that have been incurred by the Attorney, the taxing unit then completely recovers what it has to pay to the Attorney. Ms. Denning noted that this varies from jurisdiction to jurisdiction and from court to court.

Ms. Denning reported that the In Rem Foreclosure action does not require the services of an Attorney, rather it involves the Tax Collector docketing a judgment 30 days after the

tax lien has been advertised. Ms. Denny noted that before the Tax Collector can docket that judgment, the Tax Collector must provide notice to all interested parties and this would include everybody who has an ownership and interest in the real property, and everyone who has a lien or judgment against the property. Ms. Denning stated that the only way that an In Rem procedure can be successfully carried out is to have someone do a thorough 40-year title search against the property. Ms. Denning added that this is quite a serious matter and the reason that a 40-year title search must be conducted is that the 14th Amendment of the Constitution guarantees people due process of law before they may be deprived of their property. Ms. Denning noted that just last term the United States Supreme Court set aside a foreclosure sale for failure to provide notice to the owner of the property. Ms. Denning stated that if the County were to authorize In Rem Foreclosures without complete title searches it would open itself up to lawsuits. Ms. Denny added that someone could file a Section 1983 Action for deprivation of their constitutional rights by a County policy of not properly notifying citizens, and also, the Tax Collector could be sued in his individual capacity under Section 1983 for violating someone's clearly established constitutional right to due process. Ms. Denny noted that someone who completes this type of title search would have to be trained to carry out this work. Ms. Denning stated that in the In Rem action the County is allowed to recover the cost of advertising plus a \$50 administrative fee, but the County is not allowed to add to the tax bill the cost of completing a title search. Ms. Denning added that the In Rem statute was enacted in theory to allow counties and cities a faster and less expensive way to collect taxes, faster because there is no wait for an Attorney to complete the file, and less expensive because the County would not be paying an Attorney's hourly rate.

Upon questioning from Chairman Ward, Ms. Denning answered that there is really no alternative to completing a title search in either method because, otherwise the County will be exposed to liability. Ms. Denning added that it is also possible to have a County Attorney carry out Mortgage Style Foreclosures.

Upon questioning from Commissioner Hall, Ms. Denning answered that the In Rem method has been on the books probably since the 1930's, but clarified that the current group of tax statutes called the Machinery Act were rewritten and recodified in 1971, with the previous version being written in 1939.

Upon questioning from Commissioner Hall, Ms. Denning answered that Henderson County was involved in a 1976 North Carolina Supreme Court case in which the taxpayer did not receive the notice to which he was entitled.

Commissioner Hall asked Ms. Denning, on the practical side, if she saw any use for the In Rem method. Ms. Denning answered that yes, Orange County has a notoriously successful In Rem program and it works for them. Ms. Denning stated that Orange County found that it was not able in many court actions to recover the Attorney fees that it had to expend to do a Mortgage style foreclosure and that it was not able to have the foreclosure actions carried out in the speedy manner that it desired. Ms. Denning added that by bringing it in-house they are happy with the speed in which it is carried out and

the ultimate bottom line cost. Ms. Denning noted that Orange County has a trained paralegal on staff.

Upon questioning from Commissioner Hall, Ms. Denning clarified that publication is permissible in both stages of tax foreclosures and is used only when all other avenues of collection are exhausted.

Upon questioning from Commissioner Vernon, Ms. Denning answered that approximately five counties in the State use the In Rem Method, with the remaining 95 counties using Mortgage Style Foreclosure.

Upon questioning from Commissioner Vernon, Ms. Denning answered that Orange County has nine staff members in its Tax Collections Department.

Upon questioning from Commissioner Vernon, Ms. Denning answered that in Mortgage Style action, title insurance does not come into play because typically it protects the Attorney from someone coming back and saying that they missed something. Ms. Denning noted that there is always a possibility that something is going to be missed. Ms. Denning stated that the concern from a liability perspective from the County is if it has a policy and practice of doing something that runs afoul of people's constitutional rights. Ms. Denning added that there is always the possibility of an heir that was never spoken of and that a record of it will be missed, but it becomes much less likely when there is someone trained in doing title searches. Ms. Denning noted that typically when there is one last person that no one can find, publication will cover the bases for the County, because the Court does not expect the Attorney or Tax Director to engage in any unreasonable activity.

Upon questioning from Commissioner Hall, Ms. Denning answered that even though it may appear to be fairly clear that you know who the taxpayer is, it is not always as clear as you may think until you actually open the file and start the process.

Chairman Ward thanked Ms. Denning for coming before the Board and providing them with the tax foreclosure information.

BOARD OF EQUALIZATION AND REVIEW

Commissioner Jefferies moved, seconded by Commissioner Hamlett to recess as the Board of Commissioners and convene as the Board of Equalization and Review. The motion carried unanimously.

Mr. Thomas Bernard, Tax Director, came before the Board and introduced Mr. Larry Watkins who had requested to appear before the Board of Equalization and Review.

Mr. Larry Watkins came before the Board and stated that he was representing his mother, Ms. Mozelle Watkins, who owns 5.53 acres of land in the Hightowers Township and was present concerning the value of this property. Mr. Watkins added that the property is

valued at \$19,178, which amounts to \$3,467.99 per acre and informed the Board that this land is a grown up cow pasture, gully, and swamp land. Mr. Watkins noted that only one-fourth to one-half of an acre is open land and tendable. Mr. Watkins stated that he felt that the value of this land is too high. Mr. Thomas Bernard, Tax Director, informed the Board that the valuation was conducted on this property in 2004. After discussion, Chairman Ward directed the Tax Director to revisit this property for further review and bring a recommendation back to the Board at its next meeting.

Mr. Thomas Bernard, Tax Director, stated that Mr. Troy Martin had been present earlier concerning the value of his property located in the Pelham Township. Mr. Bernard added that Mr. Martin gave him a recent appraisal of his property and has requested that he take this into consideration. Mr. Bernard stated that he would like to revisit this property for further review and bring a recommendation back to the Board at its next meeting.

Mr. Bernard informed the Board that a representative of Caswell Pines Golf Course would be present at a later time in the meeting.

Commissioner Hall moved, seconded by Commissioner Hamlett to recess as the Board of Equalization and Review until later in the meeting and reconvene as the Board of Commissioners. The motion carried unanimously.

REPORT OF CASWELL JCPC FUNDED PROGRAMS

Mr. David Carter, Chairman, Caswell County Juvenile Crime Prevention Council, came before the Board to give an update on JCPC funded programs. Mr. Carter stated that JCPC sends out a Request for Proposal each year for funds that are allocated by the North Carolina Department of Juvenile Justice & Delinquency Prevention. Mr. Carter added that these funds are allocated to the County and then disbursed to an agency to manage the fund and to provide services for the juveniles and families of Caswell County. Mr. Carter provided the Board with a memo from the Caswell Parish dated March 28, 2007. Mr. Carter noted that the Caswell Parish was the only agency who replied to their RFP and this memo was received after the Caswell Parish was named as the agency to manage the JCPC funded programs.

Mr. Carter informed the Board that in the memo dated March 28, 2007, the Caswell County Parish, Inc. Board of Directors stated that they had voted to discontinue management of the following state grant programs at the end of the current fiscal year: Governor's One on One, Teen Court, Stepping Stones Parenting, Psychological Evaluations, Intensive Mentoring and Community Services & Restitution. Mr. Carter stated that this leaves them in a predicament in that all of these programs for 2007-2008 will not be managed unless the Board of Commissioners could designate a department within the County to manage those funds.

Mr. Carter reported that the North Carolina Department of Juvenile Justice and Delinquency Prevention partners with Juvenile Crime Prevention Councils in each county

to galvanize community leaders, locally and statewide, to reduce and prevent juvenile crime. Mr. Carter added that JCPC Board members are appointed by the County Board of Commissioners and meet monthly in each county. Mr. Carter noted that all meetings are open to the public and all business is considered public information. Mr. Carter informed the Board that DJJDP allocates approximately 23 million dollars to these Councils annually and funding is used to subsidize local programs and services.

Mr. Carter presented the Board with the JCPC Funding Committee Report for FY 2007-2008. Mr. Carter informed the Board that the 2007-2008 Proposed Budget includes an allocation from the State of \$100,923.00. Mr. Carter stated that they are at risk of losing all of the programs he mentioned earlier as well as the \$100,923 state allocation unless a department can be designated to manage them. Mr. Carter noted that Cooperative Extension through the County was approached and there is a possibility that they may be able to manage these programs. Mr. Carter stated that he was present to make the Board aware of this and at their discretion designate a department.

Commissioner Hall questioned why this is being presented to the Board of Commissioners to designate a department when the Caswell Parish was not a department of the County. Mr. Carter answered that the County funnels these monies from the State and has been disbursing these funds to the Caswell Parish. Mr. Carter stated that the Juvenile Crime Prevention Council is delegated by the Board of Commissioners according to Statute and as Chairperson of that Council, it is his obligation to notify the Board of Commissioners.

Chairman Ward instructed the Interim County Manager to contact the Cooperative Extension Service to see if it would be a possibility for them to manage the JCPC funded programs.

FINANCIAL REPORT

Ms. Gwen Vaughn, Finance Officer, came before the Board and presented the County's Financial Report for the period of July 1, 2006 – March 31, 2007.

Ms. Vaughn provided the following Statement of Revenues and Expenditures:

	Major General Fund	Nonmajor Other Gov. Funds	Enterprise Solid Waste Management	Enterprise Caswell Div of Trans	Other Funds
Revenues	\$16,597,316	\$ 973,519	\$753,729	\$249,427	\$1,160,414
Expenditures	\$15,698,911	\$1,016,239	\$571,839	\$246,838	\$ 846,609

Ms. Vaughn reported that there has been no additional appropriations of General Fund Fund Balance, and based on year end, June, 2006, the General Fund Fund Balance is \$1,174,555.

Ms. Vaughn reported that the tax collection rate is currently above 95%, \$7,529,394 of the budgeted amount of \$7,883,298. Ms. Vaughn added that the foreclosure and cost and judgments fees through March 31, 2007, are \$194,658. Ms. Vaughn noted that expenditures for Attorney's Fees are \$139,447 and as of March there is pending \$65,330 which has been approved and paid, making Revenues under Expenditures in the amount of \$10,120.

Ms. Vaughn reported that the Sales and Use Tax Distribution for July, 2006 through February, 2007, totaled \$2,694,929. Ms. Vaughn added that the year end projections is that the distribution will exceed the overall adopted budget; however, the Unrestricted is expected to be slightly lower than projected.

Ms. Vaughn reported that the State appropriated \$27,400,000 to offset increasing Medicaid expenses for counties; however, the State already expects these funds to be insufficient to cover 2006-2007 Medicaid expenses. Ms. Vaughn stated that Caswell County's Medicaid expenses are currently at \$1,245,488 for July, 2006 – March, 2007. Ms. Vaughn informed the Board that the cap for Caswell is \$1,610,309 and at this rate it may take 12 months of Medicaid expense before the State cap is exceeded, at which time the State appropriation will be exhausted. Ms. Vaughn stated that it is estimated that Caswell's Medicaid expense will exceed the cap by \$59,340, and it is also estimated that Caswell's Medicaid expense will be just under the County's budgeted amount of \$1,678,322.

MINORITY OUTREACH PLAN

Commissioner Hall moved, seconded by Commissioner Travis that the Board enter into a public hearing to receive comments on the proposed Minority Outreach Plan. The motion carried unanimously.

After discussion, Chairman Ward declared the public hearing closed.

Commissioner Hall moved, seconded by Commissioner Jefferies to adopt the following *Resolution Adopting the Caswell County Minority Business Outreach Plan and Establishing a Verifiable Percentage Goal for Participation by Minority Businesses in the Awarding of Building Construction Contracts Pursuant N.C.G.S. 143-128.2*. The motion carried unanimously.

RESOLUTION ADOPTING THE CASWELL COUNTY MINORITY BUSINESS OUTREACH PLAN AND ESTABLISHING A VERIFIABLE PERCENTAGE GOAL FOR PARTICIPATION BY MINORITY BUSINESSES IN THE AWARDING OF BUILDING CONSTRUCTION CONTRACTS PURSUANT N.C.G.S. 143-128.2

WHEREAS, the North Carolina General Assembly enacted N.C.G.S. 143-128.2 to enhance and improve the good faith efforts to recruit and select minority businesses for participation in public building construction or repair contracts; and

WHEREAS, N.C.G.S. 143-128.2 requires each city, county, or other local public entity to adopt, after notice and a public hearing, an appropriate verifiable percentage goal for participation by minority businesses in the total value of work for building projects costing \$300,000 or more; and

WHEREAS, N.C.G.S. 143-128.2(b) requires a public entity awarding a building contract where the total cost equals or exceeds \$300,000 to establish, prior to solicitation of bids, good faith efforts that it will take to make it feasible for minority businesses to submit successful bids or proposals for the contracts for building projects; and

WHEREAS, N.C.G.S. 143-128.2(e)(1) requires a public entity awarding a building construction or repair contract where the total cost exceeds \$300,000, prior to awarding a contract, to develop and implement a minority business participation outreach plan; and

WHEREAS, notice of the public hearing was duly published in the Caswell Messenger on March 28, 2007 and April 4, 2007, and the required public hearing was held on April 16, 2007;

NOW THEREFORE, BE IT RESOLVED BY THE CASWELL COUNTY BOARD OF COMMISSIONERS

1. That Caswell County shall have a ten percent (10%) verifiable percentage goal for participation by minority businesses in the total value of work for building projects awarded by Caswell County and costing \$300,000 or more.
2. That Caswell County shall follow the guidelines of the Caswell County Minority Business Outreach Plan for minority business participation in building construction or repair contracts.
3. That this resolution shall become effective upon its adoption.

READ, APPROVED, AND ADOPTED, this 16th of April, 2007.

S/George W. Ward, Jr.
George W. Ward, Jr.
Chairman, Caswell County Board of Commissioners

(Approved) (Attested)

S/Wanda P. Smith
Wanda P. Smith
Clerk to the Board

RECESS

The Board held a brief recess.

BOARD OF EQUALIZATION AND REVIEW

Chairman Ward recessed the Board of Commissioners and reconvened the Board of Equalization and Review.

Mr. Thomas Bernard, Tax Director, reported that Mr. Lacy Hodgin, of Semora, is present concerning his property located on NC 119. Mr. Bernard stated that Mr. Hodgin has informed him that a structure that was located on the property was blown down and destroyed in the year 2004 and he is requesting that the value of this structure be deducted from his property value and tax bills for 2005, 2006, and 2007. Mr. Bernard stated that he was uncertain as to whether this structure has been removed from the value of Mr. Hodgin's property. Chairman Ward directed the Tax Director to revisit Mr. Hodgin's property for further review and bring a recommendation back to the Board at its next meeting.

Mr. Mark Atwater, Manager and partner of Caswell Pines Golf Course, came before the Board to request that they reconsider the tax valuation of this property, primarily the residential lots at Caswell Pines and the appraisal of the golf course. Mr. Atwater reported that Hotels and Clubs Associates of Greensboro, NC, an independent contractor, appraised Caswell Pines Golf Course in May, 2005, and it was valued at \$900,000 (based on the operations and the income and revenue approach) to \$1,200,000 (based on other similar properties in surrounding areas). Mr. Atwater noted that these similar properties were not in Caswell County. Mr. Atwater informed the Board that according to the historical prices of what they are selling the residential lots for the County appraisal value is 25 to 30 percent higher than what they could sell the lots for and they feel the lots are valued a bit high. Mr. Atwater reported that they originally had 80 residential lots, have sold approximately 30 lots, and they have 10 to 12 lots that will not perk, which to them has no value. Mr. Atwater stated that there are 12 homes built on the golf course valued at approximately \$200,000 - \$400,000 each. Mr. Atwater noted that they are still selling lots at their original price of \$17,500 each. Mr. Atwater requested that the Board place a reasonable value on these lots, and then when a lot is sold and a home is built on it, adjust the value accordingly. Mr. Atwater stated that a 25 – 30 percent reduction on the valuation of the residential lots would be a more realistic value and requested that the Board consider this reduction, as well as an adjustment on the golf course which would be more in line with the independent appraisal conducted.

Upon questioning from Commissioner Carter, Mr. Bernard answered that the County's valuation of the golf course is \$2,086,358. Mr. Bernard stated that Mr. Atwater has asked that his request for reduction in value be retroactive to 2006.

Chairman Ward directed Mr. Bernard to revisit Caswell Pines Golf Course for further review and come back to the Board with a recommendation.

Commissioner Jefferies moved, seconded by Commissioner Travis to recess the Board of Equalization and Review until May 7, 2007, and reconvene the Board of Commissioners. The motion carried unanimously.

Mr. Bernard presented a list of delinquent taxpayers and requested authority to refer these to the Contract Attorney to begin foreclosure proceedings. Chairman Ward directed Mr. Bernard to give this list to the County Attorney to be placed on the Board's next agenda.

WATERSHED RECLASSIFICATION

Mr. Robert V. Shaver, Jr., Interim County Manager/County Attorney reported that this watershed reclassification request is back before the Board as the result of inquiry from the North Carolina Department of Environment and Natural Resources, Division of Water Quality as to the Board's position. Mr. Shaver noted that the reclassification request of the Dan River near Milton to a WS-IV water supply watershed stems from the efforts of Roxboro, Person County, and Yanceyville in 2002 to implement a water supply system with an intake facility proposed to be located on the Dan River near Milton. Mr. Shaver informed the Board that he has received numerous telephone calls from the Division of Water Quality asking whether the Board has taken a position on the reclassification of the Dan River to a WS-IV.

Mr. Shaver stated that officials with the Town of Yanceyville, as well as the City of Roxboro, have indicated that they are willing to meet with the Board to discuss this further.

Commissioner Hamlett stated that it was his understanding that the Board of Commissioners was going to meet with the Yanceyville Town Council before continuing discussions with the City of Roxboro and Person County.

Commissioner Hall stated that he was amenable to meeting with all of the jurisdictions involved.

For clarification purposes, Commissioner Hall stated that the reclassification is necessary for the City of Roxboro and Town of Yanceyville to put in the intake, but they would like for Caswell County to do this. Commissioner Hall added that originally, the agreement was that the Town of Yanceyville and City of Roxboro would be responsible for the intake, with Roxboro owning the intake and controlling the water, and once the Town of Yanceyville paid for the pipeline and other associated costs, they would turn ownership over to the City of Roxboro. Commissioner Hall stated that in controlling the water, the City of Roxboro had said that it would allocate a certain amount of water to the Town of Yanceyville and would sell water to the County if it so desired. Commissioner Hall added that the Town of Yanceyville is ready to rethink the Agreement, but the City of Roxboro would not be willing for the Town of Yanceyville to pull out without legal repercussions, especially since they have spent approximately \$500,000 on the project. Commissioner Hall noted that the City of Roxboro initially needed the additional water because of an economic development project, but that project no longer exists, and they cannot go to Raleigh and justify the water unless the County signs off on it. Commissioner Hall stated that the City of Roxboro cannot get the intake right now without Caswell County because the County can justify the need for the water.

After further discussion, Commissioner Carter moved, seconded by Commissioner Hall to direct the Interim County Manager to set up a meeting with the City of Roxboro, Person County, and the Town of Yanceyville to discuss water issues. The motion carried unanimously.

ARCHITECTURAL/ENGINEERING DESIGN SERVICE CONTRACT WITH DEWBERRY

Mr. Robert V. Shaver, Jr., Interim County Manager/County Attorney stated that the Board selected the firm of Dewberry to perform the architectural and engineering design service for the proposed Senior Center subject to approving the Contract. Mr. Shaver reviewed the Contract with the Board.

After further discussion, Commissioner Hamlett moved, seconded by Commissioner Jefferies to approve the Architectural and Engineering Design Service Contract for the proposed Senior Center as submitted by the firm of Dewberry, of Danville, Virginia. The motion carried unanimously.

APPOINTMENT OF EXECUTIVE COMMITTEE

Chairman Ward reported that with the resignation of the Interim County Manager/County Attorney, effective May 9, 2007, as has been past practice, an Executive Committee needs to be appointed which consists of the Board Chairman, Vice-Chairman, and another Commissioner.

After discussion, Commissioner Travis moved, seconded by Commissioner Hamlett to appoint an Executive Committee, consisting of Chairman Ward, Vice-Chairman Jefferies, and Commissioner Hall to coordinate the County Manager transition. The motion carried unanimously.

COUNTY MANAGER'S REPORT

Mr. Robert V. Shaver, Jr., Interim County Manager/County Attorney announced that the *Entrepreneurship Program* will be held on Thursday, April 19, 2007, at 4:00 p.m. at the Yanceyville Municipal Services Building.

Mr. Shaver announced that the Piedmont Triad Council of Governments has issued an invitation to the Board to attend a program on Jordan Lake Nutrient Management Rules on Thursday, April 19, 2007, at 10:00 a.m. at the Greensboro Coliseum.

Mr. Shaver provided the Board with a Jail Inspection Report submitted by the Grand Jury after its inspection conducted on March 13, 2007, and also a Jail Inspection Report submitted by the Division of Facility Services, Jail and Detention Section.

Mr. Shaver provided the Board with a letter from the Federal Emergency Management Agency regarding FEMA Flood Maps advising that the County is now faced with the responsibility to review information and make adjustments to its Flood Plain Management Ordinance to make sure it is in compliance and make sure that flood insurance can be provided under the Program. Commissioner Hall emphasized the need for someone to be assigned to this task in order to assure that the citizens of Caswell County can obtain flood insurance. It was Board consensus that the Executive Committee, along with the Interim County Manager/County Attorney review this issue further.

Mr. Shaver provided the Board with a letter from Mr. John I. Satterfield, Clerk of Superior Court expressing his concern that the Board be aware as it approaches budget sessions that there needs to be planning for potential replacement of the heating/air-conditioning system at the New Courthouse because of vast differences in temperatures throughout the building. Commissioner Travis suggested that someone with expertise in heating/air-conditioning inspect the system.

Mr. Shaver presented and reviewed with the Board a job description for Economic Developer/Planner.

Mr. Shaver announced that the North Carolina Association of County Commissioners is sponsoring *County Assembly Day* on May 2, 2007, in Raleigh, North Carolina. Chairman Ward requested that Board members contact the Clerk if they were interested in attending this event. Chairman Ward directed the Clerk to the Board to contact Representative Bill Faison and Senator Tony Foriest to invite them to dinner with the Board of Commissioners on that evening.

Mr. Shaver reported that the Golden Leaf Foundation Board has a Community Assistance Initiative to assist those counties who have not received a high number of grants from them. Mr. Shaver stated that Caswell County has been identified and the Foundation would like to focus efforts in the County. Chairman Ward noted that Ms. Pat Cabe had also contacted him about this issue. Chairman Ward stated that the Executive Committee would proceed on this matter.

ANNOUNCEMENTS

Commissioner Vernon reported that last Tuesday he attended the Legislative Update Session sponsored by the North Carolina Association of County Commissioners. Commissioner Vernon stated that over 4,000 Bills have been introduced to the Legislature of which the Board needs to be aware of because some of them could affect the County considerably.

Chairman Ward read a Thank You Note from the Inez Blackwell family as a result of the *Inez Blackwell Day* held at the Senior Center.

CLOSED SESSION

Commissioner Hamlett moved, seconded by Commissioner Jefferies to consider the competence, terms of appointment, and performance of an individual public officer (NCGS 143-318.11(a)(6)) and to instruct the public body's staff concerning the position to be taken in negotiating the price and other material terms of a contract for the acquisition of real property by purchase, option, exchange, or lease (NCGS 143-318.11(a)(5)). The motion carried unanimously.

REGULAR SESSION

Commissioner Hamlett moved, seconded by Commissioner Travis to resume regular session. The motion carried unanimously.

ADVERTISEMENT OF ECONOMIC DEVELOPER/PLANNER

Commissioner Travis moved, seconded by Commissioner Vernon to advertise for the position of Economic Developer/Planner for thirty days, with a job description included. The motion carried unanimously.

THE ADJOURNMENT

At 9:50 p.m. Commissioner Hamlett moved, seconded by Commissioner Vernon to adjourn the meeting. The motion carried unanimously.

Wanda P. Smith
Clerk to the Board

George W. Ward, Jr.
Chairman
