

March 11, 2013

The Randolph County Board of Commissioners met in regular session at 6:00 p.m. in the 1909 Randolph County Historic Courthouse Meeting Room, 145 Worth Street, Asheboro, NC. Commissioners Holmes, Frye, Haywood, Kemp and Lanier were present. Dr. Bob Shackelford, RCC President, gave the invocation and everyone recited the Pledge of Allegiance.

Public Comment Period

Pursuant to N.C.G.S. § 153A-52.1, Chairman Holmes opened the floor for public comment. County Manager Richard Wells read aloud the Rules for the Public Comment Period.

Jon Nance asked the Board to consider adopting a resolution protecting their 2nd Amendment right to keep and bear arms. He said that Davidson County had recently adopted a resolution and that 10 counties so far had taken similar measures.

Commissioner Haywood said that the Board needs to take this matter seriously and consider this at the spring retreat. Commissioner Frye agreed.

Bill Dula told the Board that Dr. Eric Kozlow had attended the Planning Board meeting in which the special use permit for the regional landfill was considered, but had to leave before the meeting concluded. He said that the Planning Board extended an invitation for Dr. Kozlow to come speak to the County Commissioners. Mr. Dula said that Dr. Kozlow should be arriving at any time.

Ben Morgan told Mr. Dula that Dr. Kozlow had already come, and left after speaking to the Chairman before the meeting started. Chairman Holmes told Dr. Kozlow that there would be another public hearing before the Commissioners that would provide an opportunity for him to speak about the proposed regional landfill.

Evangeline James spoke, saying that she was currently a notary public and doesn't charge because she is "for the underdog." She said that she believes that before anyone is issued any type of firearm, there should be an international background check performed. Ms. James also said "the eyes are the windows to the soul, meaning that ophthalmologists can look into our eyes and see every single thing that is wrong with us. So cut the crap and get everyone an eye check."

Col. Fred Rutledge said that the Sheriff's Office received a brief from the Sheriffs Association about a month ago from lawyer William F. West, titled "Guns cannot be confiscated." It was sent out by Eddie Caldwell, the Sheriff's Association's attorney. Col. Rutledge summarized the brief, as follows: "If someone tells you the Federal government can confiscate your guns, don't believe them. Thanks to the 2nd Amendment and the 2008 Supreme Court ruling upholding the right to own a gun for self-defense and other lawful purposes, no one can legally take your guns away. The brief also referred to the Heller decision where Dick Heller, a police officer from the District of Columbia, challenged the City's law as part of the 2nd Amendment. A Federal judge dismissed the lawsuit, but Heller appealed, and the U.S. Court of Appeals for the D.C. Circuit overruled the dismissal, striking down the provision of the Washington D.C. law that prevented Heller from owning a handgun. He was a retired police officer and they were telling him he couldn't take his service weapon home because it wasn't registered before 1975. That was overturned. And the conclusion was that the original intent of the 2nd Amendment was to provide a legal basis for having a citizen army to protect the liberties of the people from their own government; that if the founding fathers had wanted to say that gun ownership should be limited to membership in a militia they would have said so. Therefore, in essence, the Sheriff's Association is saying that it is all fine and well to adopt these proclamations and ordinances, but the fight's already been fought. Nobody's coming to take your gun."

Adam Brooks, Chairman of Randolph County Libertarian Party, said that Jon (Nance) spoke on behalf of the Libertarian Party in reference to his suggestion about the Commissioners adopting an ordinance about gun rights. Specifically, this is not a move against the Federal government or in fear of the Federal government. This is a move for the elected officials in Randolph to say “you’re not coming for our guns, but if anyone does, we’ll defend it for you.” Mr. Brooks said that he understands that this is mainly a symbolic gesture. He asked everyone who came out to support them on this to stand. Approximately 20 people stood.

Chairman Holmes said the Board would give this consideration.

Chairman Holmes said that last month there was a situation in Randolph County where four young children were lost on a very cold night. A citizen sent a message to him indicating that they didn’t think we had a good response team. Chairman Holmes said that we do have a response team, and he asked Emergency Services Director Donovan Davis to speak about the situation.

Donovan Davis, Director of Randolph County Emergency Services, said that when he responded in writing to the citizen’s concern, he explained that we do have a search and rescue team. The Sheriff’s Office is legally responsible for lost or missing persons in the unincorporated areas of the county. The Sheriff’s Office and Ash-Rand Rescue make up the Search and Rescue team in the county. Ash-Rand is volunteer-based and has been doing search & rescue operations for 30 years. Mr. Davis said that just two weeks prior to this incident, his captain over Emergency Management took a week-long course in Forsyth County on search management. Mr. Davis said that the complaining gentleman questioned why we didn’t use helicopters. In fact, we did use the Highway Patrol’s helicopter, but unfortunately, with the ice storm approaching, the chopper had to get back to Salisbury before the sleet and freezing rain set in; the chopper was available for only an hour. Mr. Davis said that Thomasville Rescue (Statewide search and rescue team) was on-scene, as well as, search team members from Moore and Montgomery Counties. Our Sheriff’s Office had numerous dogs, and there were also dogs from other areas, including Thomasville Rescue, which has more than five dogs that are used only for lost person searches (rather than man-hunt searches). The same week this incident occurred, the Sheriff’s Office had several deputies who took a class called, “Manhunt,” in which they actually participated in hands-on training in the Uwharrie National Forest for a search type situation. Fortunately, it had a good outcome and the children were located not far from where they lived. Over 100 volunteers showed up that had to be managed. Mr. Davis commented that he saw Commissioner Lanier there. He stressed that the Emergency Services Department does have a good working relationship the Sheriff’s Office and Ash-Rand. They practice frequently. He encouraged anyone who likes to hike and likes the outdoors to consider contacting Ash-Rand about becoming a search and rescue member.

Vice Chair Frye asked that the Commissioners be notified when these things happen.

There being no further comments, Chairman Holmes declared the public comment period closed.

Retirement Recognition

DSS Director Beth Duncan honored Sherry Saunders for her 31 years of service to DSS by providing information about her career and plans for the future. Chairman Holmes presented Ms. Saunders with an engraved clock on behalf of the Board.

Addition to Consent Agenda

Chairman Holmes announced that *Item I. Approve Budget Amendment for Emergency Services (Ash-Rand Grant—\$20,000)* had been added to the Consent Agenda.

Approval of Consent Agenda

On motion of Frye, seconded by Lanier, the Board voted unanimously to approve the Consent Agenda, as amended, and as follows:

- approve minutes of regular and closed session meetings of February 4, 2013 Board of Commissioners meeting;
- appoint Andy Lane and Julie Martin to the EMS Peer Review Committee;
- adopt 2014 Holiday Schedule for County, Solid Waste Facility & Library, as follows

Holiday	County*	Solid Waste Facility**	Library
New Year's Day	1/1 (Wed.)	1/1 (Wed.) CLOSED	1/1 (Wed.)
M. L. King Jr.'s B-day	1/20 (Mon.)	1/20 (Mon.) OPEN	11/20 (Mon.)
Easter / Good Friday	4/18 (Fri.)	4/18 (Fri.) OPEN, 4/19 (Sat.) CLOSED	4/18 (Fri.)
Memorial Day	5/26 (Mon.)	5/26 (Mon.) CLOSED	5/26 (Mon.)
Independence Day	7/4 (Fri.)	7/4 (Fri.) CLOSED 7/5 (Sat.) OPEN	7/4 (Fri.)
Labor Day	9/1 (Mon.)	9/1 (Mon.) CLOSED	9/1 (Mon.)
Fall Festival (Asheboro Library Only)			10/4 (Sat.)
Veterans' Day	11/11 (Tues.)	11/11 (Tues.) OPEN	11/11 (Tues.)
Seagrove Pottery Festival (Seagrove Library Only)			11/22 (Sat.)
Thanksgiving	11/27 & 28 (Thur. & Fri.)	11/27 (Thurs.) CLOSED 11/28 (Fri.) OPEN; 11/29 (Sat.) OPEN	11/27 & 28 (Thurs. & Fri.)
Christmas	12/24, 12/25, 12/26 (Wed. - Fri.)	12/24 (Wed.) ½ Day OPEN 12/25 (Thurs.) CLOSED; 12/26 (Fri.) OPEN	12/24, 12/25, 12/26 (Wed.-Fri.)

- appoint Tammy Horne to Workforce Development Board to Replace Burke Ramsay;
- reappoint Sara Lee Hinnant to the Adult Care Home Community Advisory Committee;
- approve Budget Amendment #21 for DSS (Child Day Care Funds: \$1,117,463), as follows:

2012-2013 Budget Ordinance-General Fund- Amendment #21		
Revenues	Increase	Decrease
Restricted Intergovernmental	\$1,117,463	
Appropriations	Increase	Decrease
Social Services	\$1,117,463	

- approve Budget Amendment #22 for Elections (HAVA Grant Funds \$8,022), as follows:

2012-2013 Budget Ordinance-General Fund- Amendment #22		
Revenues	Increase	Decrease
Restricted Intergovernmental	\$8,022	
Appropriations	Increase	Decrease
Elections	\$8,022	

- adopt resolution adding 0.08-mile section of Jackson Way in Wilson Way Subdivision to the State Roads System, as follows:

WHEREAS, the Department of Transportation has investigated .08 miles of Jackson Way in the Wilson Way Subdivision; and

WHEREAS, the subject street has been found to meet minimum requirements for addition.

NOW, THEREFORE, BE IT RESOLVED by the Randolph County Board of Commissioners that .08 miles of Jackson Way in the Wilson Way Subdivision be added to the Division of Highways' Secondary Road System.

- approve Budget Amendment #23 for Emergency Services (\$20,000 pass-thru grant) for Ash-Rand Rescue & EMS to support its urban search & rescue program (no local match required), as follows:

2012-2013 Budget Ordinance-General Fund- Amendment #23		
Revenues	Increase	Decrease
<i>Restricted Intergovernmental</i>	\$20,000	
Appropriations	Increase	Decrease
<i>Emergency Services</i>	\$20,000	

Additions to the New Business Agenda

Chairman Holmes announced that Item I under New Business be amended to include an additional Closed Session for Purchase of Real Property pursuant to N.C.G.S.143-318.11(a)(5), and the addition of *Item J. Approve Budget Amendment for 2013 Refunding Limited Obligation Bonds.*

Capital Needs Presentations from County and City Schools and RCC

Will Massie, Assistant County Manager/Finance Officer, said that County departments, our public school systems, and the community college all have substantial capital needs, and the Commissioners must regularly prioritize these projects in order to meet the County’s statutory responsibilities. In order to provide the Board with adequate information, at the regular March Commissioners’ meeting each year, the Board will hear these various capital need presentations and consider changes to the County’s Capital Improvement Plan (CIP). A CIP is a document which organizes all known significant, non-routine capital needs in a manner to promote discussion regarding priority, feasibility, timing, potential costs, financing options, and future budgetary effect. A CIP matches potential capital costs with a financing schedule in order to provide long-range planning for projects that will have a significant financial impact. Recurring capital costs or one-time projects under \$100,000 are typically included in the annual General Fund budget and are not part of the CIP.

Mr. Massie said that he recommends a review of our current CIP before we start the budget process. Starting the process in March gives the Board time to request additional information, visit locations, and evaluate options before the annual budget process that will come in May. The County’s operating and capital budgets are closely linked. By discussing before June, any decisions on new capital projects that will affect the coming year’s budget can be addressed in the final ordinance. The operating budget must cover the cost of financing, maintaining and operating new facilities that are built under the capital budget. In addition, the operating budget must pay interest expense and principal payments (debt service) on any debt related to these projects.

The most effective CIP is one where projects are planned several years in advance. The goal is to determine priorities in a clear manner. Of course, the CIP can be changed in mid-year if necessary; this is a planning tool, not a contract. Scheduled CIP projects are not an official commitment, but the most likely scenario for the next few years. This allows all parties adequate time to design and prepare for specific projects. Corresponding decisions such as bond referendums, infrastructure development or school realignment, can also be arranged in time. When the Commissioners amend the Capital Improvement Plan, staff will understand the steps to be completed during the upcoming year.

Current projects

The only current capital project is the Balfour Early Childhood Development Center. The County has funded \$2 million for the construction costs; the City Schools will cover all other costs, such as demolition, design, and furnishings. Randolph Community College’s Continuing Education and Industrial Center

(CEIC) is nearly complete, with only a few invoices left to be paid. This project is funded from proceeds from the Article 46 quarter-cent sales tax.

Future projects

Future capital needs from the public schools and community college are listed below. Capital needs from County departments will be presented at the April 24 Commissioner’s retreat. Eventually, some of the most urgent projects will need to be considered. A consistent process will encourage full communication on these capital needs, better inform the public, improve our mutual long-term planning, and help the Commissioners determine the best use of limited resources.

Financing options

Mr. Massie explained the options available for financing: Pay as you go, which uses current resources; Fund Balance; General Obligation Bonds; and Installment Financing.

Public School Building Capital Fund

Mr. Massie said that over the years, the County has used funds available from the Public School Building Capital Fund (PSBCF), which consist of the ADM (Corporate Tax) and Lottery funds. Most of the time, these funds have been used for school debt service. However, the General Assembly has not funded the ADM fund in several years and some of the Lottery proceeds have been diverted to other state purposes. One of the NC Association of County Commissioners’ top legislative goals is to reinstate ADM and lottery funds for school construction. In the past, we have used the ADM funds for debt service on a) the expansion and renovation at Asheboro High School and b) 1995 County Schools COPS projects. Since these ADM funds are gone, debt service is now part of the budgeted appropriation of fund balance, since we have not raised the property tax rate to cover the shortfall.

The County is using lottery funds for a portion of the debt service on the new Providence Grove High School and the renovation at Teachey Elementary. The projected lottery proceeds for this fiscal year are \$1.35 million for the County Schools and \$250,000 for the City Schools, which is already budgeted.

Existing Debt

As of June 30, 2013, the County will have \$98,070,531 in outstanding debt, for the following purposes:

Randolph Co Schools	\$ 76,370,400
Asheboro City Schools	9,342,652
RCC Training Facility	1,788,770
County Buildings	6,922,330
Water Projects	3,646,379
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	\$ 98,070,531

Debt Affordability

The County uses an objective, analytical approach to determine the amount of debt to be considered for authorization and issuance. This process involves the comparison of generally accepted standards of affordability to the current County values. These measures shall also be judged against the necessity of and the benefits derived from the proposed projects. The standards and guidelines included in our debt policy include the following:

Debt Per Capita

This ratio measures the burden of debt placed on the size of the population supporting the debt and is widely used by analysts as a measure of an issuers' ability to repay debt. This measure will be maintained with a target below \$1,000 and a ceiling of \$1,200. *Actual on 6/30/13: \$669.*

Debt as Percentage of Assessed Valuation

This ratio measures debt levels against the property tax base which generates the tax revenues that are the main source of debt repayment. This ratio is to be targeted at 1.3% with a ceiling of 1.5%. North Carolina state law permits local governments to issue debt up to 8% of the total assessed valuation. *Actual on 6/30/13: 0.96%.*

Debt Service as Percentage of Operational Budget

Debt Service payments are the legal obligation of the county, principal and interest paid to retire our obligations. The County must be able to support those payments yet continue to be able to respond to any changing priorities. This ratio reflects the County's budgetary flexibility to change spending and respond to economic downturns. This ratio is targeted at a level of 13% with a ceiling of 15%. *Budgeted for 6/30/13: 13.17%*

Debt Capacity

Mr. Massie said that we have discussed our limited capacity to issue new debt due to the financing of the two high schools and the renovation to an elementary school in 2006 and 2007. Principal and interest payments rose through 2012, consisting of nearly fifteen percent of our budget. Debt service has begun to decline now, creating some budgetary capacity only if the Board is comfortable keeping our obligations near the fifteen percent limit. Debt service commitments over the next five years are as follows:

Fiscal Year	ALL DEBT SERVICE		ALL DEBT	Estimated percent of budget
	Total Principal	Total Interest	GRAND TOTALS	
2013-14	\$10,633,919	\$4,409,426	\$15,043,345	13.42%
2014-15	\$10,740,117	\$3,946,108	\$14,686,225	13.10%
2015-16	\$8,482,084	\$3,477,238	\$11,959,322	10.67%
2016-17	\$8,241,158	\$3,092,262	\$11,333,420	10.11%
2017-18	\$7,762,519	\$2,756,822	\$10,519,341	9.39%

Mr. Massie said that the earliest Randolph County can issue major debt will be early 2015. That capacity will be in the \$40 million range, if the Board is willing to go back up to the fifteen percent market capacity. Issuance of smaller amounts is available before 2015, but that will reduce the amount available later.

Prioritizing Projects

Any decisions on new projects and related debt must be incorporated into long-range capital planning, with priorities clearly determined and communicated to all parties. No decisions need be made until the Board is ready and can clearly identify funding sources for both operating and financing costs. If the Board selects certain projects that can be considered over the next five years, the CIP can be amended and planning begun. As stated before, the CIP is a long-range planning tool and any scheduled CIP projects would be considered the most likely scenario for the next few years. Next year's CIP may look different due to a number of factors. But there is value in looking further down the road and making sure our limited resources are focused on the most urgent projects.

Asheboro City Schools

Dr. Diane Frost, Asheboro City Schools Superintendent, reviewed the City Schools' capital needs in a PowerPoint presentation, summarized below:

Old Balfour/Early Childhood Development Center (Under construction at \$2,460,700—already funded and should be completed by August 2013)

• AHS Addition	\$28,538,784
• North Asheboro Middle School Addition	\$ 8,984,599
• New Elementary School	\$17,156,991
• Infrastructure and Systems Upgrades	\$14,665,902
• Athletics Upgrades	<u>\$ 1,739,000</u>
Total:	\$71,085,276

Randolph County Schools

Randolph County Schools Superintendent Donald Andrews gave a PowerPoint presentation on capital needs for that school system. A summary of needs follows:

• New Construction	\$89.4 million (3 middle, 2 elementary)
• Updates / renovations (4 original high schools & Braxton Craven 6 th grade Ramseur Elem)	<u>\$29.5 million</u>
Total:	\$118.9 million

Mr. Andrews mentioned that he would be requesting during the FY 13-14 budget process for the following short term funding for their Priority 1 needs: \$1.5 million for safety concerns at all older schools, \$2 million to address safety concerns at the original four high schools and \$2.2 million for Archdale-Trinity area re-configuration as a temporary solution, for a total of \$5.7 million.

Randolph Community College

Dr. Bob Shackelford, RCC President, provided a PowerPoint presentation on the college’s capital needs, summarized, as follows:

• Continuing Education & Industrial Center	Completed
• Real Property Acquisitions	\$5,000,000
• Backlog of Renovation Projects	
○ Needs were identified as part of our 2008 Facilities Master Plan	15,700,000
• Industrial Trades Center Phase II	\$2,500,000
• Health & Science Center Addition	\$3,000,000
• Welcome/Student Services Center	
○ Includes renovating existing space	\$12,000,000
• Indoor Firing Range	<u>\$4,800,000</u>
Total:	\$43,000,000

Approval of Budget Amendment for Child Support Enforcement (Civil Filing Fees)

Damon Brown, Child Support Enforcement (CSE) Director, said that CSE is required to pay civil filing fees whenever the agency files a complaint on behalf of a parent seeking child support. The agency is not considered indigent and will not be permitted to file as an indigent pursuant to N.C.G.S. 1-110. The Randolph County Clerk of Court will begin charging the CSE Department for filing of certain legal documents (complaints) in March. The filing fee will be \$150 per complaint. The CSE Department on

average files 70 complaints per month. Sixty-six percent of this expense will be reimbursed by the Federal government. The Department will seek reimbursement of the fees from the defendant in court, as well.

On motion of Frye, seconded by Haywood, the Board voted unanimously to approve Budget Amendment #24, as follows:

2012-2013 Budget Ordinance-General Fund- Amendment #24		
Revenues	Increase	Decrease
<i>Restricted Intergovernmental</i>	\$ 30,000	
<i>Sales and Service</i>	\$ 15,000	
Appropriations	Increase	Decrease
<i>Child Support Enforcement</i>	\$ 45,000	

Approval of Library Position Changes to Classification Plan

Ross Holt, Public Library Director, said that in the past few months, turnover at the Library has afforded the opportunity to look at all Librarian III positions and to review the job descriptions, experience, and education required. The Human Resources Director has also reviewed the positions. Mr. Holt asked the Board to make the following changes:

- Change the Librarian III classification from a Grade 16, non-exempt position, to a Grade 17, exempt position, effective immediately.
- Add a title of Circulation Supervisor (exempt) to the pay plan at a Grade 16, effective immediately. (This is not a new position request; it is simply a new title that better reflects the duties and education/experience required for this position.)

On motion of Haywood, seconded by Frye, the Board voted unanimously to change the Librarian III classification from a Grade 16, non-exempt position, to a Grade 17, exempt position, and to add a title of Circulation Supervisor (exempt) to the pay plan at a Grade 16, all changes effective immediately.

Approval to Accept Offer to Purchase County Property

Associate County Attorney Aimee Scotton stated that at the southern end of the Department of Social Services property, there is a strip approximately 75 feet wide owned by the County that connects the rest of the DSS property to Saunders Avenue, a paved public street that connects with North Fayetteville Street. This is an important access for our employees because it gives them access to N. Fayetteville Street at a point where they are able to turn left. This strip is bordered on both sides by property owned by Sydney and Donna Lowe. The Lowes run a towing business and need additional property on which to park their trucks.

Ms. Scotton said that the Lowes have offered to purchase sections of property on both sides of this strip (adjoining their own property), leaving the County with ownership of a 25-foot driveway to Saunders Avenue. The Lowes have offered a purchase price of \$3,000 for these small strips of property. Ms. Scotton said that the Board can propose to accept the offer, at which time the upset bid process outlined in North Carolina General Statute §160A-269 would commence.

On motion of Kemp, seconded by Lanier, the Board proposed to accept the offer of \$3,000 by Sydney and Donna Lowe for a 75-ft. strip of County-owned property that connects DSS property to Saunders Avenue and that borders their property on both sides.

Adoption of Resolution Authorizing Sale of Randleman Ambulance Base Property to High Bidder

Associate County Attorney Aimee Scotton reminded the Board that at their December 3, 2012 meeting, the Board proposed to accept an offer on a parcel of County-owned real property located at 2 Parrish Drive, which is the site of the Randleman ambulance base. The offer was for \$460,000 from the Crosland Barnes Group, LLC. This began the upset bid process pursuant to NC State law. On February 3, 2013, the County advertised an offer from Lodestar Investments, LLC to purchase the property for \$535,000. The statutorily-required 10-day period for upset bids passed without the submission of an upset bid. Ms. Scotton advised the Board that it does have the option of rejecting this bid and opting not to sell the property.

Commissioner Kemp asked Joe Looney, President of Lodestar Investments, what his plans are for this property. Mr. Looney responded because the property was offered for sale with no contingencies allowed he's not sure what will go there because most corporate players require about a year to fulfill their contingencies.

On motion of Kemp, seconded by Frye, the Board voted 4-1, with Haywood opposing, to approve the following resolution:

RESOLUTION AUTHORIZING THE SALE OF PROPERTY TO HIGH-BIDDER LODESTAR INVESTMENTS, LLC

WHEREAS, the County of Randolph owns a parcel of real property obtained by Randolph County in a deed dated January 17, 1992, recorded in Deed Book 1317, Page 203 of the Randolph County Registry, located at 2 Parrish Drive in Randleman, North Carolina and more particularly described as:

The bearings in the following description are based on the North Carolina State Grid System.

Being located in the southern right-of-way of West Academy Street (State Road #1950), which pipe is identified as being $x = 1,756,421.214$ and $y = 755,291.465$, on the North Carolina State Grid, which pipe is also located South $60^{\circ} 44' 38''$ East 33.60 feet from a right-of-way monument, a bench mark, the elevation of which at the top is 750.74; thence from said BEGINNING corner South $63^{\circ} 53' 21''$ East 342.89 feet along the southern right-of-way of State Road #1950 to a point in said right-of-way, which is also a point in the 50 foot driveway easement leading from West Academy Street to the Jockey International plant; thence leaving said State Road South $62^{\circ} 38' 21''$ West 64.32 feet to a new iron pipe; thence South $75^{\circ} 70' 54''$ West 75 feet to a new iron pipe; thence South $68^{\circ} 17' 15''$ West 106.33 feet to a new iron pipe; thence continuing South $68^{\circ} 17' 15''$ West 89.99 feet to a new iron pipe; thence North $00^{\circ} 30' 47''$ East 277.64 feet to the BEGINNING. Being a portion of the lands conveyed to Jockey International Inc. by Deed recorded in Deed Book 1222, Page 562, Randolph County, North Carolina Registry.

The above description is in accordance with a survey and plat entitled Randleman Ambulance Base dated January 9, 1991, and revised January 31, 1991, by Wm. Donald Smith, Sr., Registered Surveyor.

This conveyance is made subject to the following exceptions as well as to any other conveyances and exceptions of record:

- (a) General right-of-way to Duke Power Company, dated March 29, 1955, and recorded in Book 590, Page 411, Randolph County Registry.*
- (b) Right-of-way to State Highway Commission, dated May 29, 1969, and recorded in Book 989, Page 391, Randolph County Registry.*
- (c) Right-of-way to State Highway Commission, dated May 29, 1969, and recorded in Book 989, Page 393, Randolph County Registry.*

(d) *Danger Tree Agreement with Duke Power Company, dated September 29, 1983, recorded in Book 1146, Page 811, Randolph County Registry.*

(e) *Right-of-way to Duke Power Company dated November 8, 1983, recorded in Book 1150, Page 771, Randolph County Registry.*

WHEREAS, North Carolina General Statute §160A-269 permits the County to sell property by upset bid, after receipt of an offer for the property; and

WHEREAS, the County received an initial offer to purchase the property described above, in the amount of \$460,000 submitted by the Crosland Barnes Group, LLC; and

WHEREAS, the Randolph County Board of Commissioners, at its December 3, 2012 meeting, proposed to accept said offer and to begin the upset bid process set out in N.C.G.S. §160A-269; and

WHEREAS, the initial bid and all subsequent qualifying bids were duly published in accordance with N.C.G.S. §160A-269; and

WHEREAS, the most recent offer to purchase the property was submitted by Lodestar Investments, LLC for \$535,000, was published in accordance with N.C.G.S. §160A-269 on February 3, 2013 and the prescribed 10-day period passed with no submission of an upset bid;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Randolph County, this 11th day of March, 2013, that, pursuant to N.C.G.S. §160A-269, the Board hereby awards the sale of the above-described property to Lodestar Investments, LLC as the highest responsible bidder contingent upon the successful negotiation of an Agreement for Purchase and Sale of Real Property containing only a standard due diligence period with no right to extend said period and providing that the Buyer forfeit its deposit/earnest money if the sale is not effectuated for any reason other than a title defect or environmental defect; and

BE IT FURTHER RESOLVED that the Board of Commissioners hereby authorizes County legal staff and management to prepare and the Chairman of the Board of Commissioners to execute such documents as may be necessary to effectuate the sale of the property to Lodestar Investments, LLC.

Adoption of Meeting Schedule for 2013-2014 Proposed Budget

On motion of Lanier, seconded by Frye, the Board voted unanimously to adopt the following meeting schedule on the proposed 2013-2014 Budget: Tuesday, May 28, 6:00 p.m.--Proposed Budget Presented to Commissioners, 6:40-7:00--Randolph Community College, 7:00-7:20--Randolph County Schools, 7:20-7:40--Asheboro City Schools, 7:40-8:00--Sandhills Mental Health; Thursday, June 6, 6:00-8:00--All County Departments; Monday, June 10, 6:00-6:30--Community Agencies Requesting Funding, 6:30--Fire Department Presentations and Public Hearing on Proposed County Budget & Fire District Tax Rates; Monday, June 17, 6:00--Approve Close-out Budget Amendments for FY 12-13, Budget Discussion, Adopt School and Fire District Tax Rates, Adopt Fee Schedules, Adoption of Final Budget.

Regional Update

Vice Chair Frye stated that he had recently attended the NACo legislative conference in Washington, DC, where there were sessions on the Medicaid expansion and sequestration issues. One of sessions featured top staffers from Speaker Boehner's office and one from Senator Reid's office. It is likely that there will be a new sequestration bill adopted. The current one is supposed to run until 2020. But, there will be a new bill to replace the current one; it will not deal with Social Security and Medicare, but will deal with Medicaid, which will have some significant impacts on the County, as well as, serious implications on transportation for Medicaid recipients. RCATS funding will probably be reduced significantly, as well.

Vice Chair Frye said that groundbreaking on the new Regional Council of Government building will be held at their April meeting.

Vice Chair Frye said that he had spoken to Senator Tillman about Senate Bill 127, in which the Senate is trying to regionalize more state services. This particular bill deals with transportation, which seems to be the guiding issue; transportation funding for the department of NCDENR, which would be involved with

the landfill process; and funding for the seven regional partnerships. He said that our regional partnership (Piedmont Triad Regional Council) doesn't get as much state funding as some of the others. But the issue is that the bill proposes to change the region structure and calls for Region 4 to consist of a group of counties from Chatham to Mecklenburg, including Randolph. That means Randolph would be grouped with Mecklenburg County in a fight for funding issues. Also included in the proposed new region would be the Counties of Anson, Cabarrus, Chatham, Hoke, Lee, Montgomery, Moore, Richmond, Scotland, Stanly, and Union. He said that he doesn't have a problem with combining services, but our current regional council gets along well and the current counties have much in common. He feels that putting Randolph with Mecklenburg County, competing for transportation funding, would not be good. He said that many of the regions are not happy about the proposed changes.

Public Hearing Set for Economic Development Project

Bonnie Renfro, Randolph County Economic Development Corporation President, asked the Board to schedule a public hearing on April 8 at 6:30 pm to consider economic incentives for the expansion of Novamelt Americas LLC, located in Trinity at 5608 Uwharrie Road. Novamelt is considering an expansion that would result in the creation of 11 new jobs and retention of 14 existing jobs, the purchase of the building they currently occupy or a similarly-situated building in Trinity, and new value/investment of \$4,000,000. The expansion would occur over 5 years. Novamelt first located in Trinity in 2005, and they produce a variety of adhesive products used in packaging, labeling, and medical projects. The project is a significant capacity expansion to meet growing market demand. Novamelt Americas would almost double their existing workforce in this project. Ms. Renfro requested consideration of the following economic incentives in partnership with the City of Trinity:

- \$5,000 to be paid in equal installments over 3 years starting in the 2013-2014 budget year
- To be matched by \$5,000 to be paid by the City of Trinity
- Performance based as various job creation and investment thresholds are met

On motion of Frye, seconded by Haywood, the Board voted unanimously to set a public hearing for 6:30 on April 8, 2013 regarding the consideration of economic incentives for Novamelt Americas LLC.

Public Hearing and Amendment of Zoning Maps to Reflect New Zoning Districts Formerly in Asheboro's ETJ

At 8:15 p.m., the Board adjourned to a duly advertised public hearing to consider establishing County zoning districts within those areas of the former City of Asheboro Extra-Territorial Zoning Jurisdiction (ETJ) relinquished to the County by the Asheboro City Council. Hal Johnson, County Planning Director, stated that on December 6, 2012, the Asheboro City Council voted to release approximately 12,000 acres of lands formerly within the city's Extra-territorial Zoning Jurisdiction (ETJ) to Randolph County. This action by Asheboro impacted an estimated population of 8,000 persons and 3,741 individual land parcels owned by 3,163 individuals. Effective January 1, 2013, these properties were no longer subject to the City of Asheboro's land use ordinances. However, under state law, city land use ordinances remained in effect for up to sixty days from the effective date in order to allow time for the County to apply Randolph County zoning and land use ordinances to these properties.

So that citizens would be better informed about the impending jurisdictional change, individual letters were mailed to the 3,163 property owners (and also persons who owned property adjoining these areas) notifying them of Planning Board and County Commissioners public hearings, but also inviting them to attend an informal Public Information Session on February 18, 2013. Approximately 50 persons attended this session to review proposed zoning maps and to ask questions of county planning staff. Many other citizens took advantage of calling the Planning Department or viewing proposed zoning maps on the Randolph County website.

Although there are some differences between Randolph County and Asheboro zoning policies, it is the County's intent to recommend replacing the Asheboro ETJ zoning districts with comparable Randolph County zoning districts. The following chart indicates the type and amount of county zoning districts reflected on the maps.

ZONING DISTRICT	ACREAGE	PERCENTAGE
HC	48.00	0.42%
LI	52.33	0.46%
OI	24.11	0.21%
RA	175.10	1.53%
RE	5,955.35	51.99%
RM	184.85	1.61%
RR	5,015.41	43.78%
TOTAL	11,455.15	100.00%

Mr. Johnson said that citizens who attended the public meetings and contacted the Planning Department have been generally supportive of the jurisdictional change from City of Asheboro to Randolph County. However, there are many N.C. zoning and land use laws that will impact jurisdictional transfers of regulation and how it impacts previously existing development. In areas where Asheboro and Randolph County regulations may differ, the N.C. laws protecting a citizen's vested rights insure that lawfully permitted and previously existing lots, structures, and land uses will be permitted to continue (but not expanded) as non-conforming uses until they are removed or appropriately zoned by Randolph County.

The Randolph County Planning Board reviewed the proposed zoning maps at public meeting on February 19, 2013, and recommended unanimously that the proposed maps and jurisdictional transfer be approved. The following policies of the 2009 Randolph County Growth Management Plan support a Determination of Consistency in approval of this jurisdictional transfer:

Policy 3.7: Sustainable economic growth, environmental protection, and quality of life shall be pursued together as mutually supporting growth management goals.

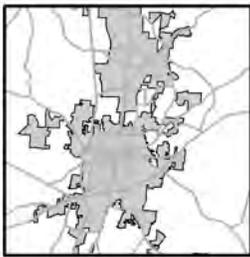
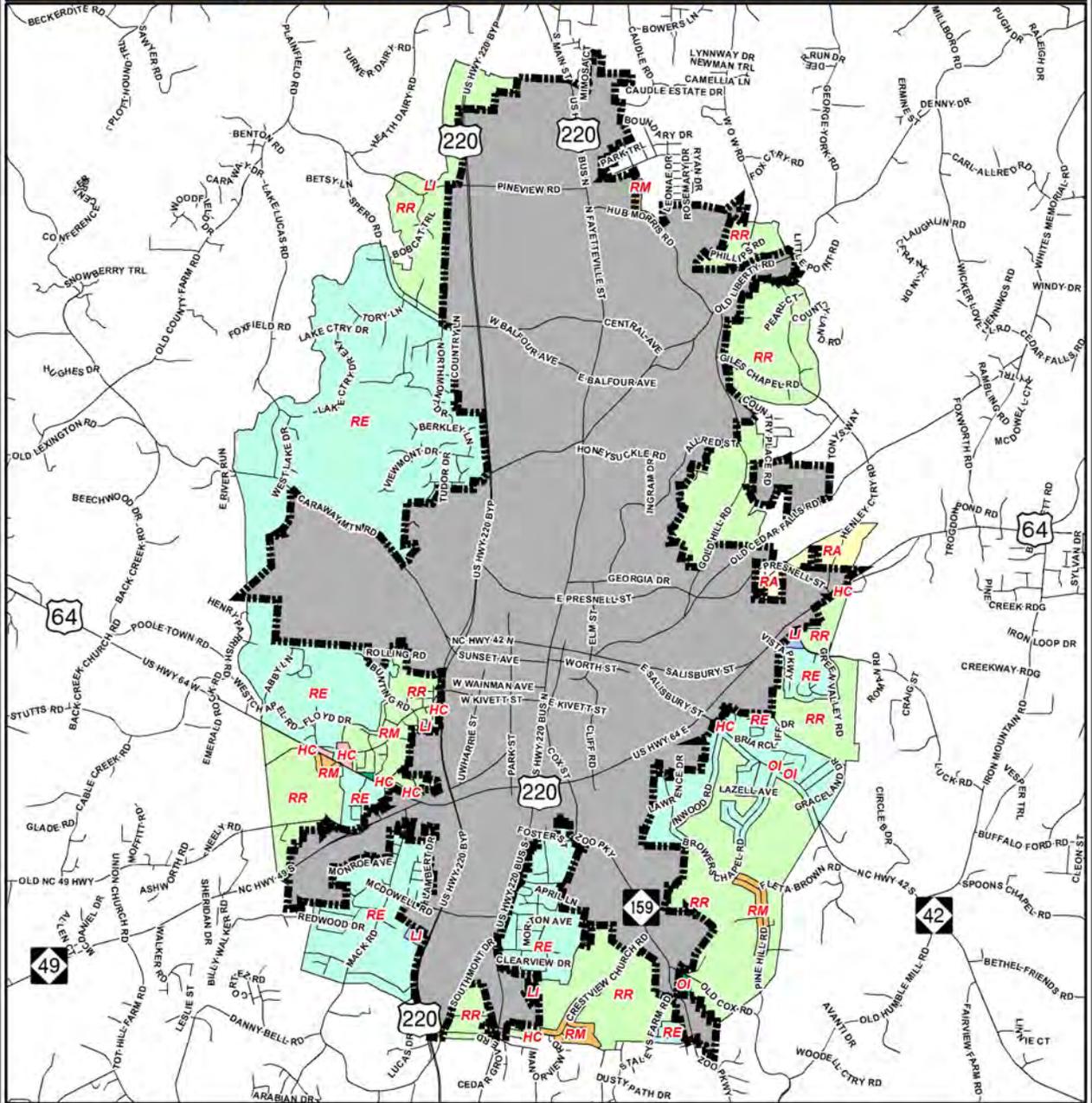
Policy 8.1: Coordinated intergovernmental planning for land use, transportation, water and sewer, tourism promotion, scenic preservation, and economic development shall be encouraged.

Policy 8.4: The County should approach land use and economic development decisions, not as isolated individual issues, but as part of a larger interconnecting framework of building sustainable growth within Randolph County.

Chairman Holmes announced that the floor was open for any comments on the proposed changes. No one spoke and Chairman Holmes closed the public hearing.

On motion of Frye, seconded by Haywood, the Board voted unanimously to amend Randolph County Zoning Maps, which follow, to reflect new zoning districts formerly in Asheboro's ETJ, as determined consistent with the standards and policies contained within the Growth Management Plan outlined in the recommendations provided by the County Planning Board:

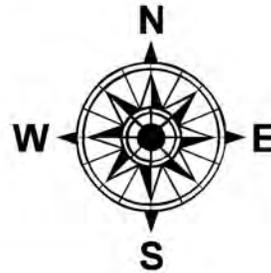
Proposed County Zoning Map for Released ETJ



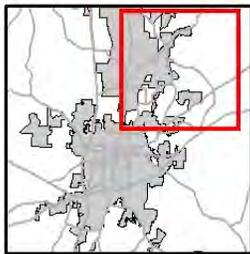
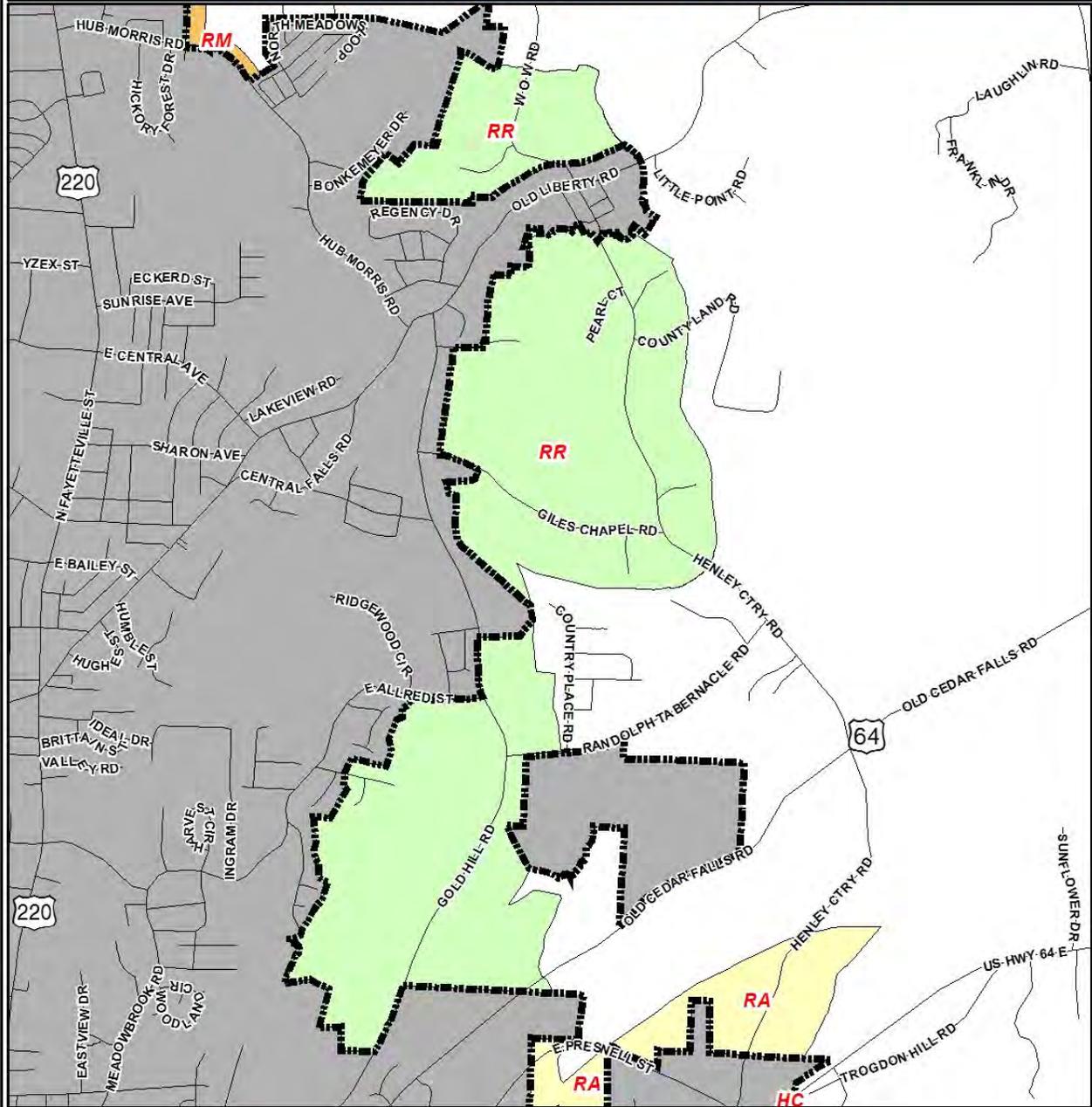
1 inch = 7,113 feet

Legend

- Roads
- City zoning
- Proposed districts**
- RE
- RA
- RR
- RM
- LI
- OI
- HC



Proposed County Zoning Map for Released ETJ



1 inch = 2,500 feet

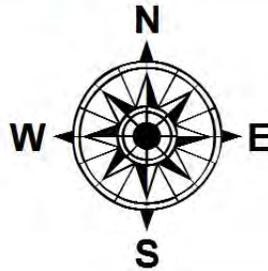
Legend



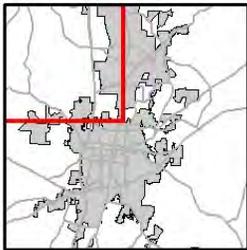
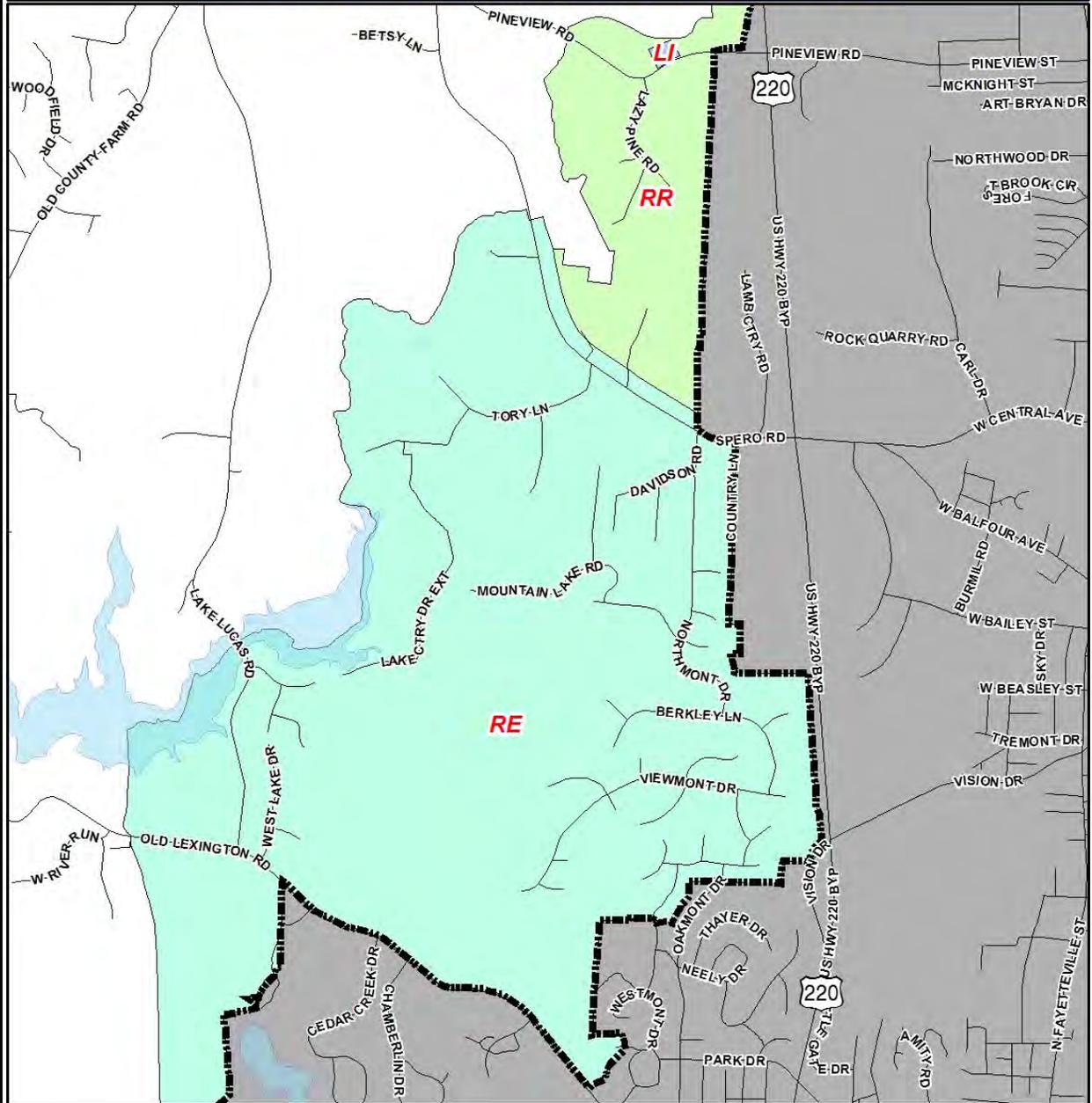
Proposed districts

- Districts**
- RA
 - RR
 - RM

- RE
- LI
- OI
- HC



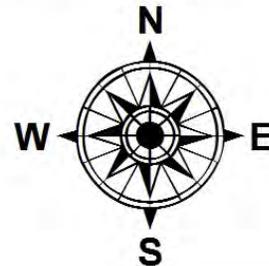
Proposed County Zoning Map for Released ETJ



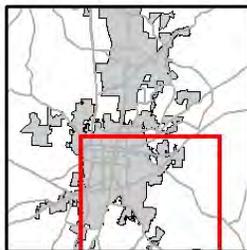
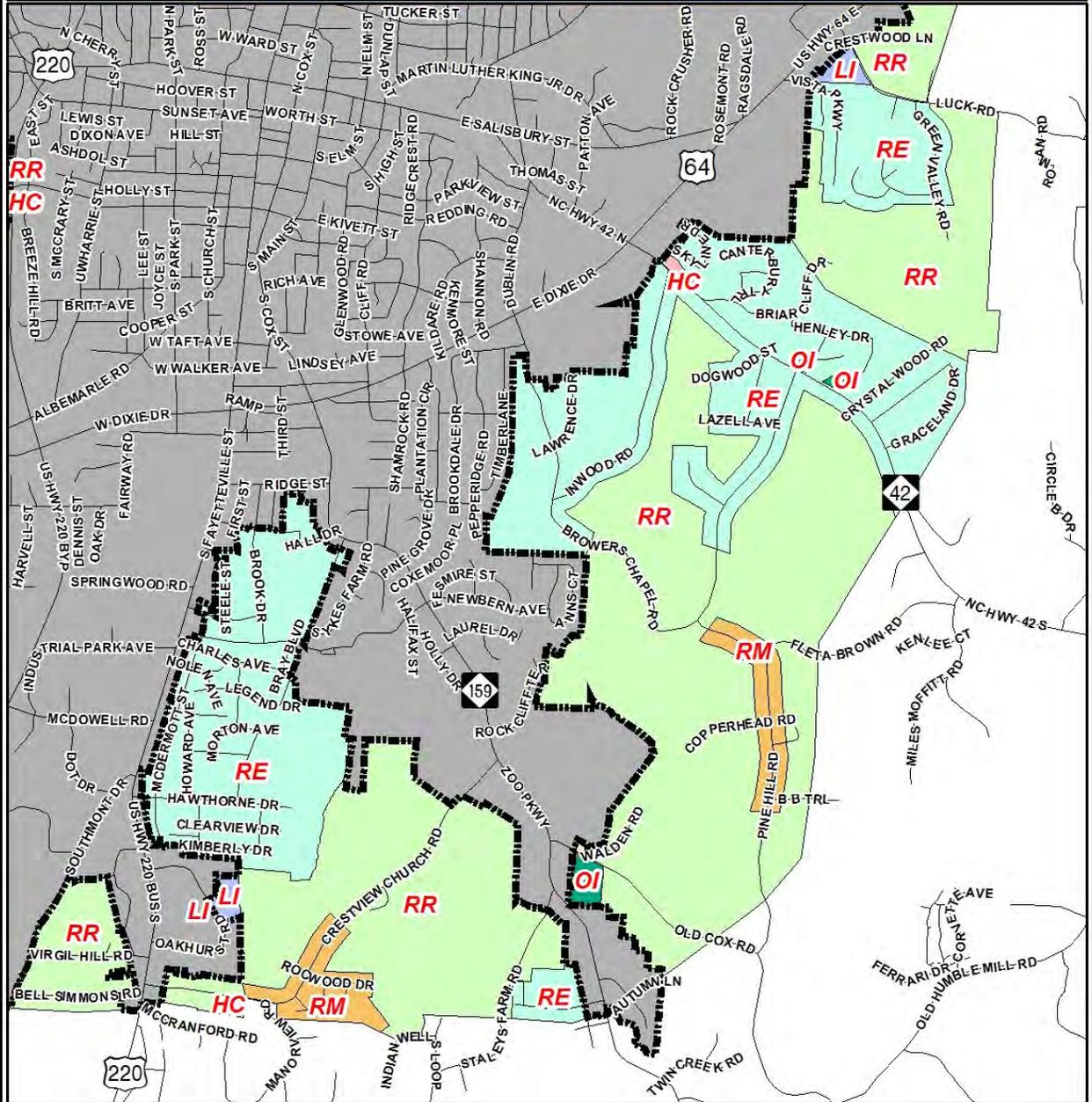
1 inch = 2,600 feet

Legend

Roads	Proposed districts	RE
Reservoirs	Districts	LI
City zoning	RA	OI
	RR	HC
	RM	



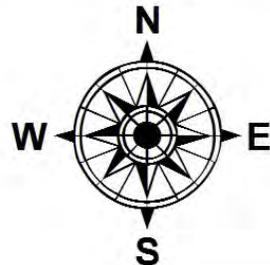
Proposed County Zoning Map for Released ETJ



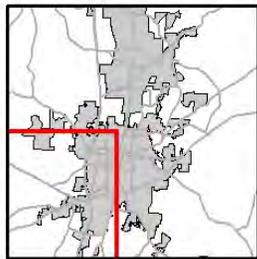
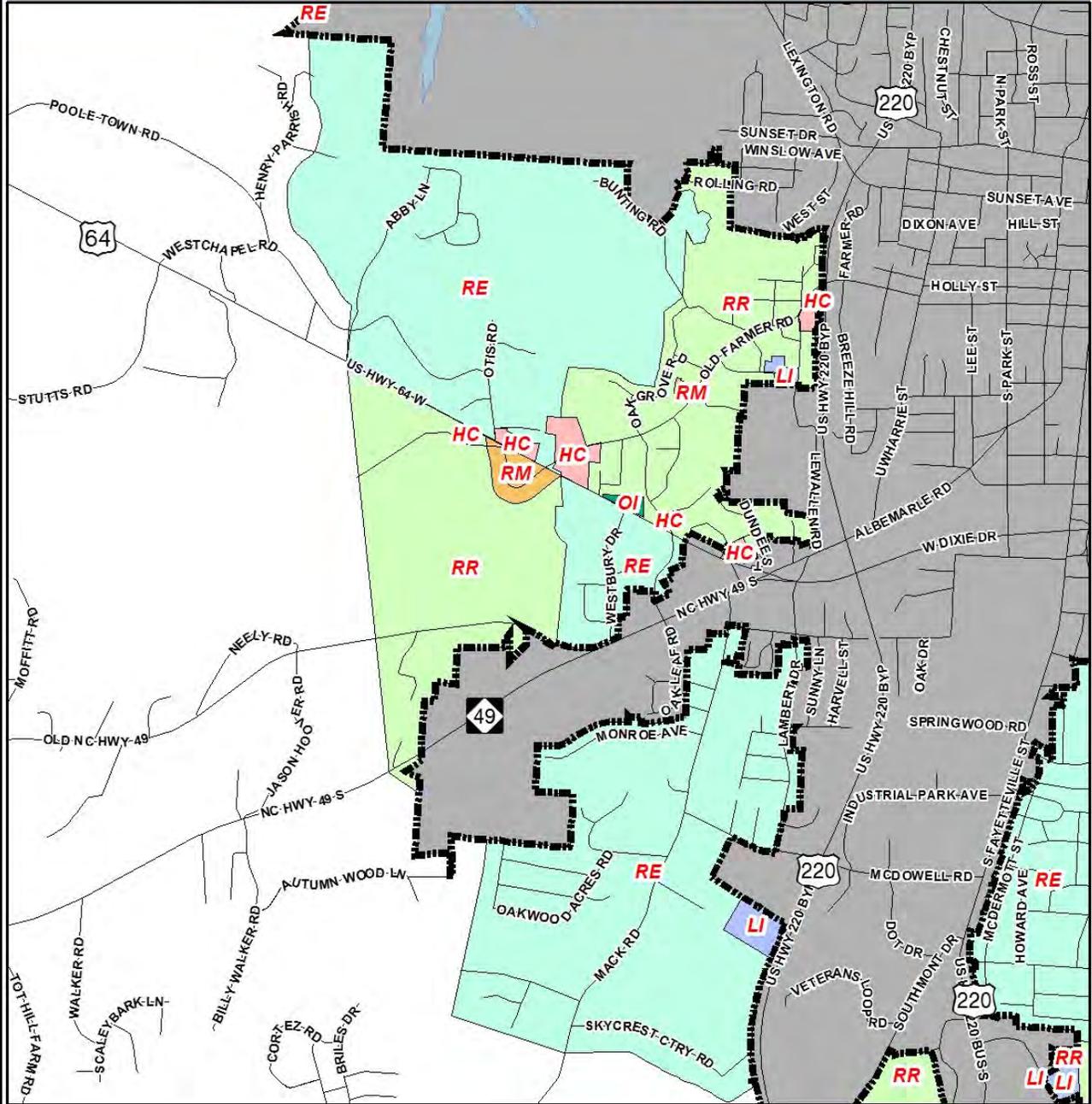
1 inch = 3,000 feet

Legend

Roads	Proposed districts	RE
City zoning	Districts	LI
	RA	OI
	RR	HC
	RM	



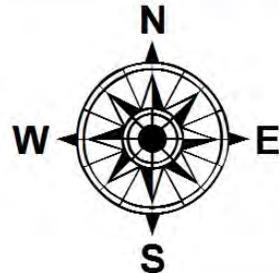
Proposed County Zoning Map for Released ETJ



1 inch = 2,700 feet

Legend

- | | | | |
|---|---------------------------|--|----|
|  | Roads |  | RE |
|  | Reservoirs |  | LI |
|  | City zoning |  | OI |
| | Proposed districts |  | HC |
| | Districts |  | RA |
| | |  | RR |
| | |  | RM |



Approval of Budget Amendment for 2013 Refunding Limited Obligation Bonds

Will Massie, Assistant County Manager/Finance Officer, said that on March 13, the County will finalize the refinancing of some of our existing debt, which should save the County a substantial amount in interest costs over the remaining terms. The existing debt to be refinanced is a portion of installment purchase obligations originally issued in 2000 for various school construction projects, the community college emergency training facility, and the new courthouse. The new debt proceeds will be invested in U.S. guaranteed securities and held by U.S. Bank as trustee until the outstanding certificates will be retired. The following amendment is necessary to record the issuance of the 2013 refunding debt and to budget the estimated costs associated with the refunding.

On motion of Kemp, seconded by Haywood, the Board voted unanimously to approve Budget Amendment #25, as follows:

2012-2013 Budget Ordinance-General Fund- Amendment #25		
Revenues	Increase	Decrease
<i>Other Financing Sources—Proceeds from 2013 Debt</i>	<i>\$26,000,000</i>	
Appropriations	Increase	Decrease
<i>Other Financing Uses—Payment to Escrow Agent</i>	<i>\$25,600,000</i>	
<i>Debt Service</i>	<i>\$400,000</i>	

Closed Session

At 8:23 p.m., on motion of Frye, seconded by Lanier, the Board voted unanimously to go into closed session pursuant to N.C.G.S.143-318.11(a)(4) and N.C.G.S.143-318.11(a)(5).

Regular Session Resumed

At 9:05 p.m., the Board returned to regular session.

Adjournment

At 9:05 p.m., on motion of Frye, seconded by Haywood, the Board voted unanimously to adjourn.

J. Harold Holmes, Chairman

Darrell L. Frye

Phil Kemp

Arnold Lanier

Stan Haywood

Cheryl A. Ivey, Clerk to the Board