



FRANKLIN COUNTY BOARD OF COMMISSIONERS

Monday January 6, 2020
County Administration Building
113 Market Street
Louisburg, NC

6:55 P.M. - Season of Prayer - Commissioner Cedric Jones

7:00 P.M. - Official Meeting Begins - Call to Order

Pledge of Allegiance

ITEM 1. CONSENT AGENDA

- A. December 2, 2019 Minutes
- B. December 5, 2019 Minutes
- C. Lease Assignment and Assumption Agreement with Total Flight Solutions, LLC and Total Flight Aircraft Leasing, LLC

ITEM 2. COMMENTS FROM THE PUBLIC

This is the time set aside by the Board of Commissioners to allow individuals five minutes to address the Board on issues concerning the county.

ITEM 3. RECOGNITION: COMMISSIONER SIDNEY E. DUNSTON

Vice-Chair Shelley Dickerson will present Commissioner Sidney E. Dunston with a plaque in recognition for his service as 2019 Chair of the Franklin County Board of Commissioners.

ITEM 4. BID FOR COUNTY OWNED REAL PROPERTY AVAILABLE FOR SALE

The county has received an Offer to Purchase for parcel 017230 - Perdues Rd, Louisburg in the amount of \$5,400. The Board is asked to consider approval of a resolution authorizing the upset bid process for Parcel 017230.

ACTION REQUESTED: Consider resolution authorizing the upset bid process for Parcel 017230.

ITEM 5. RESOLUTION PROVIDING FOR THE SALE AND ISSUANCE OF G.O. REFUNDING BONDS, SERIES 2020

On December 2, 2019, the Board adopted the Order authorizing \$12,450,000 General Obligation Refunding Bonds. We are now requesting the Board approve the Resolution Providing for the Sale and Issuance of not to Exceed \$12,450,000 General Obligation Refunding Bonds, Series 2020. The Local Government Commission will be meeting January 7, 2020 to approve the Bond sale. The bond sale date is scheduled for January 28, 2020.

ACTION REQUESTED: Consider approval of resolution.

ITEM 6. APPOINTMENTS

Board members are asked to consider appointments to the following boards/commissions.

A. Capital Area Metropolitan Planning Organization (CAMPO)

The Board is asked to consider reappointing Scott Hammerbacher (TCC member) and Jason Rogers (TCC alternate) to the TCC for CAMPO. The Board must also select an elected official to serve.

B. Child Fatality Prevention Team

The Board is asked to appoint Rev. Dr. Sally Dolch to the Child Fatality Prevention Team.

C. Economic Development Commission

Commissioner Bunn is asked to appoint a representative.

D. Franklinton Planning Board ETJ

The Board is asked to consider appointing Garland Hudgins and Antonio Perry to the Franklinton Planning Board ETJ.

E. Library Board

Commissioners Speed and Foy are asked to appoint representatives.

ITEM 7. OTHER BUSINESS

- Panhandling

ITEM 8. BOARD, MANAGER AND CLERK'S COMMENTS

This is the time set aside for the Board of County Commissioners, the County Manager, and the Clerk to the Board to report on various activities. The Board may also discuss other items of interest.

Item 1–A

December 2, 2019

The Board of Commissioners of Franklin County, North Carolina, met for its Regular Meeting at 7:00 P.M. in the Commissioner's Conference Room located in the County Administration Building with the following Commissioners present: Chairman Sidney E. Dunston, Vice-Chairman Shelley L. Dickerson, Commissioners Cedric K. Jones, Mark Speed, David T. Bunn and Harry L. Foy, Jr. Commissioner Michael S. Schriver was absent.

Chairman Dunston called the meeting to order and asked the board to remove an item on the agenda pertaining to panhandling. Commissioner Foy made the motion to remove the panhandling discussion from the agenda, seconded by Commissioner Bunn. The motion duly carried approval with all present voting "AYE."

Chairman Dunston then turned the meeting over to County Attorney Pete Tomlinson to conduct the Election of Officers.

1. ELECTION OF OFFICERS

Mr. Tomlinson opened the floor for nominations for Chairman.

Commissioner Jones nominated Commissioner Dunston to serve as Chairman. With no further nominations received, nominations were closed. The nomination was seconded by Commissioner Dickerson and duly carried approval with all present voting "AYE." Commissioner Dunston was elected to serve as Chairman by acclamation.

Mr. Tomlinson then opened the floor for nominations for Vice-Chairman.

Commissioner Speed nominated Commissioner Dickerson to serve as Vice-Chair. With no further nominations received, nominations were closed. The nomination was seconded by Commissioner Bunn and duly carried approval with all present voting "AYE." Commissioner Dickerson was elected to serve as Vice-Chairman by acclamation.

Mr. Tomlinson turned the meeting over to Chairman Dunston who then asked the Board to consider approval of the consent agenda.

Commissioner Bunn made a motion to approve the consent agenda. The motion was seconded by Commissioner Speed and duly carried approval with all present voting "AYE."

The items approved are as follows.

2. CONSENT AGENDA

- A. October 7, 2019 Minutes
- B. November 18, 2019 Minutes
- C. Amended Fiscal Year 2019 Audit Contract
- D. Public Officials and Employee Bonds
- E. Memorandum of Agreement regarding Cross Creek Charter School collaboration with Franklin County Library for participation in the Student Access Project
- F. Memorandum of Agreement regarding Youngsville Academy collaboration with Franklin County Library for participation in the Student Access Project
- G. Releases, Adjustments, Refunds, and Tax Collection Report

3. COMMENTS FROM THE PUBLIC

This was the time set aside by the Board of Commissioners to allow individuals five minutes to address the Board on issues concerning the county.

Akeem Bolarinwa, 1145 Lake Royale, Louisburg, NC

- Mr. Bolarinwa asked the Board to consider more options for recreation in the Town of Bunn.

Dwayne Cottrell, 2349 NC Highway 39 North, Louisburg, NC

- Mr. Cottrell stated he is the Assistant Chief of Epsom Fire Department. He made comments relative to the emergency radio system and said the fire department has not been pleased with its performance. He feels enough money has been spent on the current system and that other options should be explored such as Viper radio.

Susan Decker, 306 Northwick Road, Rolesville, NC

- Ms. Decker made comments relative to improvements she feels are needed at the Franklin County Animal Shelter. She thanked the Sheriff and animal shelter staff for spending time with volunteer rescues in working toward sustainable and substantial changes at the shelter in order to work collectively to improve the lives of pets.
- During Ms. Decker's comments, Commissioner Foy made a motion to extend time for comments, seconded by Commissioner Bunn. The motion duly carried approval with all present voting "AYE."

Carla Roshitsh, 7621 Kensington Manor Lane, Wake Forest, NC

- Ms. Roshitsh also made comments relative to requested improvements at the animal shelter. Since the last commissioner meeting, she said a meeting had been held with the Sheriff to discuss areas of improvement at the shelter. She stated she also has suggestions for the Board to consider regarding the county's Animal Control Ordinance.

Jessica Jones, 3109 Sledge Road, Louisburg, NC

- Ms. Jones is a volunteer for Second Chance Pet Adoptions. She believes animals at the county shelter deserve better treatment. She stated additional shelter staff and volunteers are needed and suggested stronger relationships between shelter staff and rescues are needed.

Mark Stone, 1238 Clifton Pond Road, Louisburg, NC

- Mr. Stone stated he has used the current (emergency) radio system since it was first implemented and stated he also serves on the 911 Advisory Board that continues to work to make system improvements. Despite negative feedback, he says he personally has only experienced one problem when using the radio system. He feels many of the issues reported have to do with user error. He admitted the system was not perfect from the start, but feels it has improved since that time. He feels commissioners and users need to support the system and report issues to those who can work toward solutions.

Kelly Harris, 58 Huford Harris Road, Spring Hope, NC

- Mr. Harris serves as Chief of Justice Fire Department. He said he agreed with comments made by Mr. Stone relative to the radio system.

Krista Duncan, 834 Duke Valentine Wynne Road, Louisburg, NC

- Ms. Duncan made suggestions relative to improvements she feels are needed at the animal shelter.

4. RESOLUTION IN SUPPORT OF HEALTHY OPPORTUNITIES PILOT

The Board was asked to consider approval of a resolution in support of the Healthy Opportunities Pilot RFP.

Commissioner Bunn made a motion to approve the resolution, seconded by Commissioner Speed. The motion duly carried approval with all present "AYE."

The resolution follows.

RESOLUTION TO SUPPORT THE ACTIONS TO BECOME A MEDICAID HEALTHY OPPORTUNITIES COMMUNITY AND THE DEVELOPMENT OF A SOCIAL DETERMINANTS OF HEALTH PROPOSAL TO NCDHHS

WHEREAS, the North Carolina Department of Health and Human Services (NC DHHS) has established a vision to transform Medicaid to improve the health of North Carolinians through an innovative, whole person centered, and well-coordinated system of care which addresses both medical and non-medical drivers of health, and

WHEREAS, while access to high quality medical care is critical, research shows that up to 80 percent of a person's health is determined by social and environmental factors and the behaviors that emerge as a result, and

WHEREAS, non-medical drivers of health or social determinants of health, are the conditions in which people are born, grow, live, work and age that affect a wide range of health, functioning, and quality of life outcomes and risks; and

WHEREAS, with this in mind, as part of Medicaid Transformation, NC DHHS has designed a Healthy Opportunities Pilot program and will select geographic areas of the state to serve as pilots to test evidence-based interventions designed to reduce costs and improve health by more intensely addressing housing stability, transportation insecurity, interpersonal violence and toxic stress, and food insecurity for qualifying Medicaid beneficiaries; and

WHEREAS, the Healthy Opportunities Pilot initiative can enhance the capacity of Franklin County human service organizations serving the most vulnerable populations as well as improve the infrastructure and value chain of each of the four major social determinant of health categories; and,

WHEREAS, Duke University and Duke's Medicaid Clinically Integrated Network (CIN) is leading an effort to submit a response to the Healthy Opportunities Pilot RFP on behalf of a six-county region, Wake, Durham, Franklin, Granville, Vance, and Warren, collectively called WD4C; and

NOW, THEREFORE BE IT RESOLVED, the Franklin County Board of County Commissioners, do hereby support the efforts of WD4C to be awarded a Healthy Opportunities Pilot designation to be supportive of strategies that strengthen individual, family, community and provider agencies to improve health outcomes across our region.

5. COMPLETION OF UPSET BID PROCESS ON PARCEL 017230

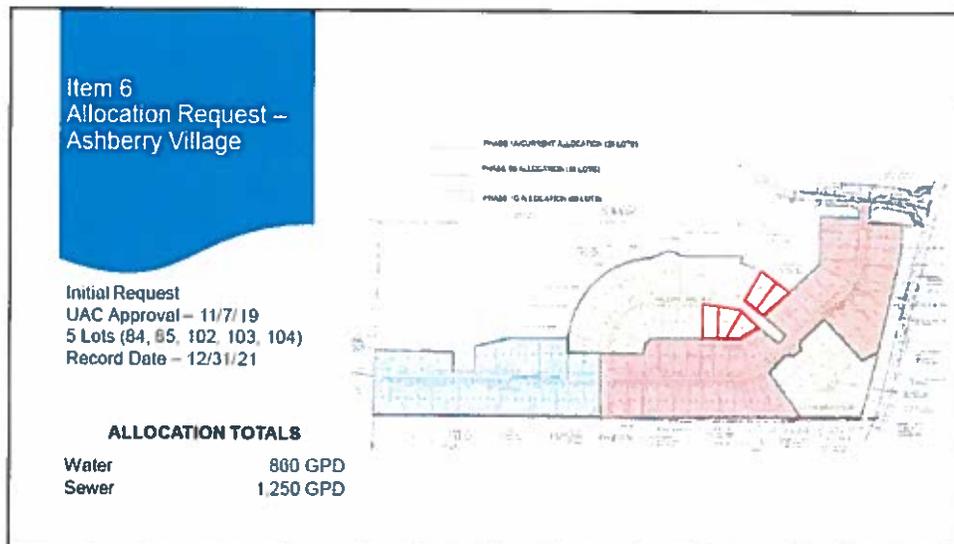
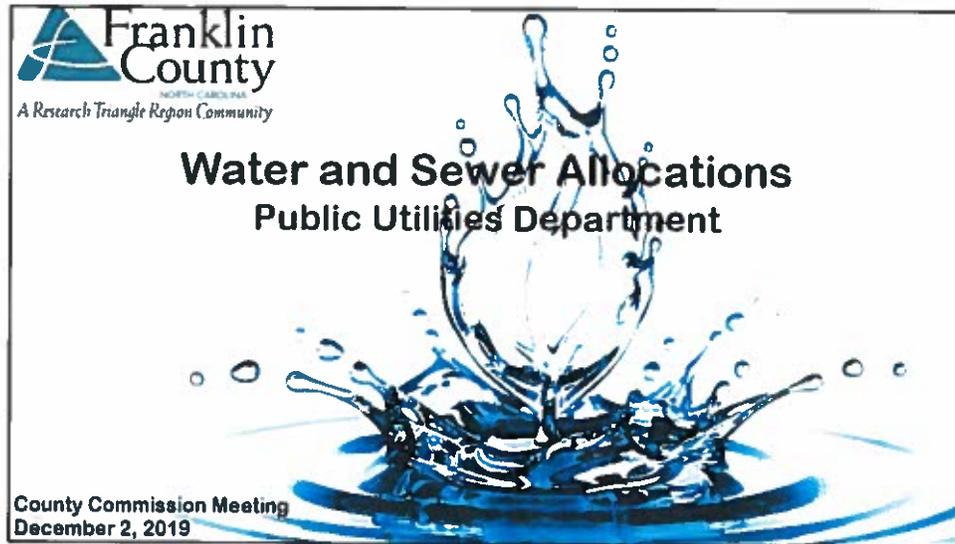
The Upset Bid process for Parcel 017230 has completed with the highest bid being \$5,019 by Akeem Bolarinwa of 1145 Lake Royale, Louisburg. This county-owned parcel is a 2.0 acre tract of land, located off Perdues Road, Louisburg with a 2018 tax value of \$4,680. The property is a vacant lot. At the October 21, 2019 meeting of the Board of Commissioners, it was resolved to initiate the upset bid process on this parcel. Pursuant to NCGS 160A-269, this process has been completed with the final bid amount being \$5,019.

Tax Administrator Dan Williams informed the Board it has the option to either accept or reject the final sale and reopen the bidding process. Mr. Williams stated he is aware there is at least one other party interested in the parcel and recommended the Board reject the current bid and reopen bidding to the public.

Commissioner Foy made a motion to reject the final sale for Parcel 017230. The motion was seconded by Commissioner Bunn and was approved 4 to 2 with Commissioners Dickerson and Speed voting in opposition.

6. ASHBERRY VILLAGE UTILITY ALLOCATION REQUEST

The Board was asked to consider water and sewer allocation for Ashberry Village Phase 1C for 5 lots with a plat recordation date of December 31, 2021. On November 7, 2019, the Utility Advisory Committee recommended to allocate water (860 gpd) and sewer (1,250 gpd). Public Utilities Director Chris Doherty presented the request.



Commissioner Bunn made a motion to approve the allocation request, seconded by Commissioner Foy. The motion duly carried approval with all present voting “AYE.”

7. CIVIL AIR PATROL’S REQUEST FOR REDUCED HANGAR LEASE

The Board was asked to consider a reduced hangar lease at Triangle North Executive Airport (TNEA) in order for the Civil Air Patrol (CAP) to base their specialized aircraft and FLIR camera equipment. The CAP requires the aircraft to be hangered inside away from the elements and for security purposes. Per FAA accepted regulations, federal funded airports can provide reduced lease rates for CAP as part of their grant assurances documentation. TNEA is requesting per similar lease agreements of other Airports with CAP a lease rate of \$1.00 per year per all other requirements TNEA enforces through the Rules and Regulations. Airport Manager Bo Carson presented the request. He stated the three-year lease was approved/recommended by the Airport Council on November 12, 2019.

Mr. Carson and Lieutenant Colonel Chris Bailey, CAP, provided detail about the aircraft and FLIR camera equipment and provided examples to the Board of how it is used.



Triangle North Executive Airport

Request to Support Civil Air Patrol with hangar lease comparable to others across North Carolina

December 2, 2019

Franklin County Composite Squadron 145

- Civil Air Patrol (U.S. Air Force Auxiliary)
- Charter in 1995 and based at Triangle North Executive Airport (111)
- Squadron Size: 102 (64 Cadets, 38 Senior Members)
3rd Largest Unit in N.C.
- Supported Missions: Search & Rescue Missions, Disaster Relief, Counterdrug, Homeland Security, Youth Mentorship and much more
- Supported Franklin County Missions:
 - 5 Missing Person Searches
 - 3 Emergency Locator Transmitter (ELT) Searches
 - 1 Plane Crash
- IRI A based aircraft by Civil Air Patrol
 - 1 Cessna 182T (HIR Camera System)
 - 1 Cessna 206
 - 1 1-21 Blanik Glider
 - 1 Chevrolet Extended 12 Passenger Van



Civil Air Patrol NC-145 (Franklin County)

Meets at TNEA weekly to instill leadership and aviation training in today's youth

- Develop Leadership Skills
- Test-fly Potential Careers
- Solidify Moral Values
- Succeed In School

Assists TNEA with educating youth about aviation (4H, High School Programs, Business Tours, Industry Day)

Provides tours of planes and equipment

Assists Airport Staff with Support and Technology

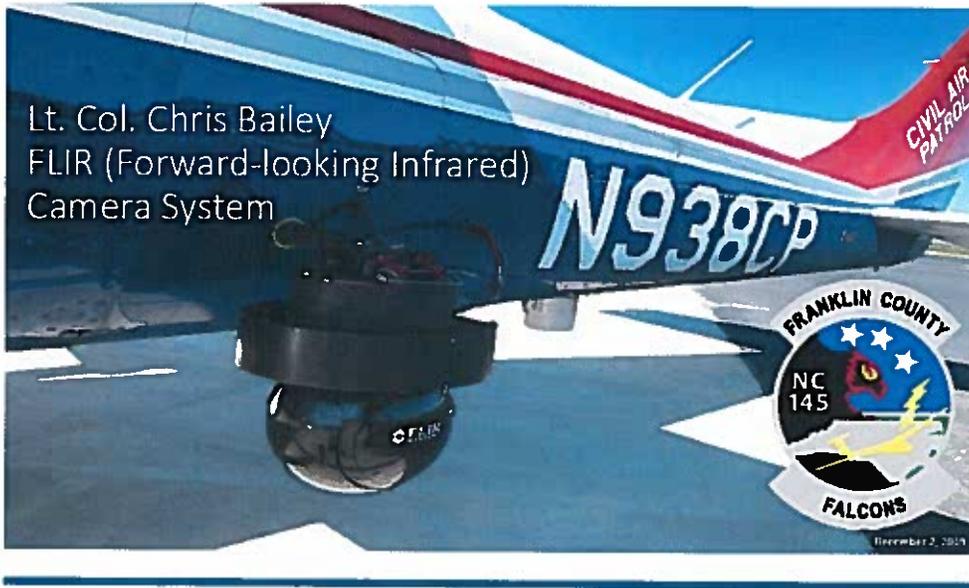


AirFest
at
Triangle North
Executive Airport

Provided Support for Event

- Air Marshal
- Parking Attendants
- Crowd Control
- Over 30 volunteers
- Display of aircraft and glider operations

Event: 800+ attendees on
September 28, 2019



Lt. Col. Chris Bailey
FLIR (Forward-looking Infrared)
Camera System

**Forward Looking
Infrared (FLIR)**



Civil Air Patrol, North Carolina Wing
United States Air Force Auxiliary

The 1st FLIR unit mounted on a CAP Cessna 182. This unit will be based at the Triangle North Executive Airport in Franklin County, NC



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The Thermal Imaging System Operator (TISO) will work for a station in the rear of the A/C with the video also being viewed from by the pilot and copilot via iPads mounted to the yoke.



The TISO's work station in the rear seat of the aircraft.



The view of the dam on Sharon Harris Lake from the co-pilot's seat. This is from the iPad mounted to the Yoke.



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Screen shots from the test flight. We were at ~1500' AGL cruising around 90 knots. These views are what can be live streamed back to the EQC to improve our situational awareness of an incident.



This is an example of being able to provide real time monitoring of a spillway/dam. This is the Sharon Harris spillway at approximately 50% zoom from around 1.5 miles out.



This is a thermal view in white hot (heat shows up lighter) of a water tower around Fuquay Varina. Notice the lighter color portion at the top, and the definitive line of darker color. This is showing the water line inside the tower.



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Benefits

- **Local, State and Federal Resource**
 - Request for support can be made through NC Emergency Management
- **Applications:**
 - Air and Ground Search and Rescue (SAR) Operations
 - Disaster Mitigation and Relief (DR) Operations
 - SAR/DR Training Missions
 - Homeland Security (HLS)
 - Aerial Imagery
 - Aerial Reconnaissance of Ground Conditions and Surface Traffic



• NCHART Rescue Shining Rock hiker rescue - Jan 7, 2017

• ND CAP Recon flight video. Flight for spring ice jam potential

December 2, 2019

QUESTIONS



Civil Air Patrol, North Carolina Wing
United States Air Force Auxillary

REQUEST: Support Civil Air Patrol with hangar lease comparable to others across North Carolina



Unanimously approved 11/2/19 by Airport Council

- NC Wing through CAP have chosen to base one of the planes at Triangle North Executive Airport (TNEA) and the other will operate out of Asheville Regional. (Handout.)
- In order to base their specialized aircraft and HIR camera equipment, CAP requires the aircraft to be hangared inside away from the elements and for security.
- Per FAA accepted regulations, federal funded airports can provide reduced lease rates for Civil Air Patrol as part of their grant assurances documentation. (Handout)
- TNEA is requesting per similar lease agreements of other Airports with CAP a lease rate of \$1.00 per year for three years. Most also follow all other Airport's Rules and Regulations. (Handout)

December 2, 2019

Commissioner Bunn made a motion to approve the reduced hangar lease rate (\$1 per year/three-year lease) per FAA permissions at TNEA for Civil Air Patrol. The motion was seconded by Commissioner Dickerson and duly carried approval with all present voting "AYE."

8. RESOLUTION REPEALING THE UNISSUED BALANCE OF \$1,460,000 FROM THE GENERAL OBLIGATION REFUNDING BOND ORDER

On August 21, 2017, the Board adopted an order authorizing \$9.5 million in General Obligation Refunding Bonds. The county issued \$8,040,000 of the General Obligation Refunding Bonds, however an authorized and unissued balance of \$1,460,000 remains and need to be repealed.

The Board was asked to consider approval of the resolution.

Commissioner Foy made a motion to approve the resolution, seconded by Commissioner Speed. The motion duly carried approval with all present voting "AYE."

A regular meeting of the Board of Commissioners for the County of Franklin, North Carolina was held in the Commissioners' Meeting Room at the County Administrative Building located at 113 Market Street in Louisburg, North Carolina, the regular place of meeting, at 7:00 p.m. on December 2, 2019.

Present: Chair Sidney E. Dunston, presiding, and Commissioners Shelley Dickerson, Mark Speed, Cedric Jones, David Bunn and Harry Foy, Jr.

Absent: Commissioners Mike Schriver

Also Present: County Manager Angela L. Harris, Assistant County Manager Kim Denton, Clerk to the Board Kristen G. King, Finance Director Jamie Holtzman and County Attorney Pete Tomlinson.

* * * * *

Chairman Dunston introduced the following resolution the title of which was read and a copy of which had been previously distributed to each Commissioner:

RESOLUTION REPEALING THE UNISSUED BALANCE OF A GENERAL OBLIGATION REFUNDING BOND ORDER ADOPTED BY THE BOARD OF COMMISSIONERS ON AUGUST 21, 2017

BE IT RESOLVED by the Board of Commissioner (the "Board") for the County of Franklin, North Carolina (the "County"):

Section 1. The Board has determined and does hereby find and declare as follows:

(a) An order authorizing \$9,500,000 General Obligation Refunding Bonds for the purpose of refunding a portion of the County's outstanding General Obligation School Bonds, Series 2009, dated September 10, 2009 (the "Series 2009 Bonds"), and paying certain expenses relating thereto was adopted by the Board on August 21, 2017, which order has taken effect.

(b) Pursuant to said order and a resolution adopted by the Board on October 2, 2017, the County has issued its \$8,040,000 General Obligation Refunding Bonds, Series 2017 (the "Series 2017 Bonds") and applied the proceeds thereof to the refunding of a portion of the outstanding Series 2009 Bonds.

(c) After the issuance of the Series 2017 Bonds, there remains an authorized and unissued balance of \$1,460,000 of general obligation refunding bonds authorized by said bond order.

(d) The County desires to repeal said bond order as it relates to the authorized and unissued balance of said refunding bonds.

Section 2. The County hereby repeals the bond order adopted by the Board at its August 21, 2017 meeting as it relates to the \$1,460,000 authorized and unissued balance of the general obligation refunding bonds authorized by said bond order.

Section 3. This resolution shall take effect upon its adoption.

Upon motion of Commissioner Foy, seconded by Commissioner Speed, the foregoing resolution entitled "RESOLUTION REPEALING THE UNISSUED BALANCE OF A GENERAL OBLIGATION REFUNDING BOND ORDER ADOPTED BY THE BOARD OF COMMISSIONERS ON AUGUST 21, 2017" was adopted by the following vote:

Ayes: unanimous

Noes: _____

Thereupon, Chairman Dunston introduced the following resolution the title of which was read and a copy of which had been previously distributed to each Commissioner:

RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND AUTHORIZING AND RATIFYING THE FILING OF AN APPLICATION WITH THE LOCAL GOVERNMENT COMMISSION IN CONNECTION WITH THE PROPOSED ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS BY THE COUNTY OF FRANKLIN, NORTH CAROLINA

BE IT RESOLVED by the Board of Commissioners (the "Board") for the County of Franklin, North Carolina (the "County"):

Section 1. The Board does hereby determine that:

(a) Preliminary analysis has been completed to demonstrate a benefit of refunding all or a portion of the County's outstanding General Obligation School Bonds, Series 2010B, dated November 9, 2010 (the "2010B Bonds").

(b) The Board wishes to commence the procedures for the issuance of not to exceed \$12,450,000 General Obligation Refunding Bonds of the County (the "Bonds") for the purpose of providing funds, together with any other available funds, to refund all or a portion of the outstanding 2010B Bonds.

(c) The annual audits of the County show the County to be in strict compliance with debt management policies and that the budgetary and fiscal management policies are in compliance with law.

Section 2. The filing by the County of an application with the North Carolina Local Government Commission for approval of the issuance of the Bonds in an aggregate principal amount not to exceed \$12,450,000 is hereby authorized, ratified and approved.

Section 3. The law firm of Womble Bond Dickinson (US) LLP is hereby appointed to serve, but solely at the pleasure of the Board, as bond counsel to the County in connection with the issuance of the Bonds.

Section 4. Davenport & Company LLC is hereby appointed to serve, but solely at the pleasure of the Board, as financial advisor to the County in connection with the issuance of the Bonds.

Section 5. This resolution shall take effect immediately upon its adoption.

Thereupon, the resolution entitled "RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND AUTHORIZING AND RATIFYING THE FILING OF AN APPLICATION WITH THE LOCAL GOVERNMENT COMMISSION IN CONNECTION WITH THE PROPOSED ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS BY THE COUNTY OF FRANKLIN, NORTH CAROLINA" was adopted by the following vote:

Ayes: unanimous

Noes: _____

Thereupon, Chairman Dunston introduced the following order authorizing bonds, the title of which was read and a copy of which had been previously distributed to each Commissioner:

ORDER AUTHORIZING \$12,450,000 GENERAL OBLIGATION REFUNDING BONDS

BE IT ORDERED by the Board of Commissioners for the County of Franklin, North Carolina:

1. That pursuant to The Local Government Bond Act, as amended, the County of Franklin, North Carolina, is hereby authorized to contract a debt, in addition to any and all other debt which said County may now or hereafter have power and authority to contract, and in evidence thereof to issue General Obligation Refunding Bonds in an aggregate principal amount not exceeding \$12,450,000 for the purpose of providing funds, together with any other available funds, to (a) refund all or a portion of the County's outstanding General Obligation School Bonds, Series 2010B, dated November 9, 2010, and (b) pay certain expenses related thereto.

2. That taxes shall be levied in an amount sufficient to pay the principal of and the interest on said bonds.

3. That a sworn statement of debt of said County has been filed with the Clerk to the Board of Commissioners for said County and is open to public inspection.

4. That this order shall take effect upon adoption.

The Board thereupon designated the Finance Director of the County to make and file with the Clerk to the Board the sworn statement of debt of the County which is required by The Local Government Bond Act, as amended, to be filed after the bond order has been introduced. The Board also designated the Finance Director of the County to file with the Clerk to the Board the statement of total estimated interest which is required by The Local Government Bond Act, as amended, to be filed with the Clerk to the Board at the time the bond order is introduced and further directed the Clerk to the Board to file a copy of such statement with the Local Government Commission.

Thereupon, the Finance Director of the County caused to be filed with the Clerk to the Board, in the presence of the Board, the sworn statement of debt and the statement of total estimated interest as so required.

Thereupon, the order entitled "ORDER AUTHORIZING \$12,450,000 GENERAL OBLIGATION REFUNDING BONDS" was adopted by the following vote:

Ayes: unanimous

Noes: _____

The Clerk to the Board was thereupon directed to publish the aforementioned order, together with the appended statement as required by The Local Government Bond Act, as amended, once in The Franklin Times.

* * * * *

I, Kristen G. King, Clerk to the Board of Commissioners for the County of Franklin, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the proceedings of said Board for said County at a regular meeting held on December 2, 2019, as relates in any way to the introduction and adoption of a resolution and a bond order authorizing the issuance of general obligation refunding bonds of said County and the filing of a sworn statement of debt and a statement of total estimated interest of said County and that said proceedings are to be recorded in the minutes of said Board.

I DO HEREBY FURTHER CERTIFY that proper notice of such regular meeting was given as required by North Carolina law.

WITNESS my hand and the official seal of said County this 2nd day of December, 2019.

Clerk to the Board of Commissioners

[SEAL]

9. **RESOLUTION TO SUBMIT LOCAL GOVERNMENT COMMISSION APPLICATION TO REFUND \$12.45 MILLION IN GENERAL OBLIGATION BONDS**

The County has the opportunity to refund \$12.45 million in General Obligation (G.O.) bonds and save approximately \$815,000 in interest payments over the remaining 10 years.

- A. The Board was asked to approve a resolution making certain findings and determinations and authorizing and ratifying the filing of an application with the Local Government Commission (LGC) in connection with the proposed issuance of G.O. refunding bonds by the County.

Commissioner Speed made a motion to approve the resolution (please see insert on page 4562). The motion was seconded by Commissioner Foy and duly carried approval with all present voting "AYE."

- B. The Board was asked to approve an order authorizing \$12.45 million in G.O. refunding bonds.

Commissioner Speed made a motion to adopt the order, seconded by Commissioner Foy. The motion duly carried approval with all present voting "AYE."

TO THE PUBLISHER OF THE FRANKLIN TIMES:

Please publish the following once in The Franklin Times on Thursday, December 12, 2019:

ORDER AUTHORIZING \$12,450,000 GENERAL OBLIGATION REFUNDING BONDS

BE IT ORDERED by the Board of Commissioners for the County of Franklin, North Carolina:

1. That pursuant to The Local Government Bond Act, as amended, the County of Franklin, North Carolina, is hereby authorized to contract a debt, in addition to any and all other debt which said County may now or hereafter have power and authority to contract, and in evidence thereof to issue General Obligation Refunding Bonds in an aggregate principal amount not exceeding \$12,450,000 for the purpose of providing funds, together with any other available funds, to (a) refund all or a portion of the County's outstanding General Obligation School Bonds, Series 2010B, dated November 9, 2010, and (b) pay certain expenses related thereto.

2. That taxes shall be levied in an amount sufficient to pay the principal of and the interest on said bonds.

3. That a sworn statement of debt of said County has been filed with the Clerk to the Board of Commissioners for said County and is open to public inspection.

4. That this order shall take effect upon adoption.

The foregoing order was adopted on the 2nd day of December, 2019, and is hereby published this 12th day of December, 2019. Any action or proceeding questioning the validity of the order must be begun within 30 days after the date of publication of this notice.

The Finance Director of said County has filed a statement estimating that the total amount of interest that will be paid on the proposed bonds over the expected term of the bonds, if issued, is \$2,922,500. The estimate is preliminary, is for general informational purposes only, and may differ from the actual interest paid on such bonds. Such statement of estimated interest includes certain assumptions upon which such estimate is based, and there is no assurance that the circumstances included in such assumptions will occur. The validity of the proposed bonds is not subject to challenge on the grounds that the actual interest cost on the bonds when issued is

different than the estimated interest amount set forth above.

Kristen G. King
Clerk to the Board of Commissioners for the
County of Franklin, North Carolina

Finance Director Jamie Holtzman filed a Sworn Statement of Debt and Statement of Estimated Interest with the Clerk to the Board. Both documents follow and are made part of the official record.

**COUNTY OF FRANKLIN, NORTH CAROLINA
SWORN STATEMENT OF DEBT MADE PURSUANT TO THE
LOCAL GOVERNMENT BOND ACT, AS AMENDED**

I, Jamie Holtzman, Finance Director of the County of Franklin, North Carolina, having been designated by the Board of Commissioners for said County to make and file with the Clerk to the Board of Commissioners a statement of the debt of said County pursuant to The Local Government Bond Act, as amended, DO HEREBY CERTIFY that the following is a true statement as shown by the books in my office, not taking into consideration any debt incurred or to be incurred in anticipation of the collection of taxes or other revenues or in anticipation of the sale of bonds other than funding and refunding bonds:

(a) GROSS DEBT

a(1) Outstanding debt evidenced by bonds:

School Bonds, Series 2010A (QSCB)	\$ 1,440,000
School Bonds, Series 2010B	13,100,000
Refunding Bonds, Series 2015B	11,143,000
Refunding Bonds, Series 2017	8,040,000
School Bonds, Series 2017	<u>10,830,000</u>
Total	<u>\$44,553,000</u>

a(2) Bonds authorized by orders introduced,
but not yet adopted:

Refunding Bonds	<u>\$12,450,000</u>
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a(3) Unissued bonds authorized by
adopted orders:

\$ 0

a(4) Outstanding debt, not evidenced by bonds:

\$ 0

(a) GROSS DEBT, being the sum of a(1), a(2), a(3)
and a(4):

\$57,003,000

(b) DEDUCTIONS

b(1) Funding and refunding bonds authorized by orders
introduced but not yet adopted:

\$12,450,000

b(2) Funding and refunding bonds authorized but not
yet issued:

\$ 0

b(3) The amount of money held in sinking funds or
otherwise for the payment of any part of the
principal of gross debt other than debt incurred for
water, gas, electric light or power purposes or
sanitary sewer purposes (to the extent that the
bonds are deductible under G.S. 159-55(b)):

\$ -0-

Printed Name: _____

My Commission expires _____

* * * * *

I, Kristen G. King, Clerk to the Board of Commissioners for the County of Franklin, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of a statement which was filed with me at a meeting of said Board of Commissioners for said County held on December 2, 2019, after the introduction of an order authorizing bonds of said County, and that said statement is open to public inspection in my office.

WITNESS my hand and official seal of said County this 2nd day of December, 2019.

[SEAL]

Clerk to the Board of Commissioners

**COUNTY OF FRANKLIN, NORTH CAROLINA
STATEMENT OF TOTAL ESTIMATED INTEREST PURSUANT TO THE
LOCAL GOVERNMENT BOND ACT, AS AMENDED**

I, Jamie Holtzman, Finance Director of the County of Franklin, North Carolina (the "County"), having been designated by the Board of Commissioners for the County (the "Board") to make and file with the Clerk to the Board a statement of total estimated interest pursuant to The Local Government Bond Act, as amended, DO HEREBY CERTIFY as follows:

1. On December 2, 2019, the Board introduced and adopted a bond order authorizing the issuance by the County of \$12,450,000 General Obligation Refunding Bonds (the "Bonds").

2. If the Bonds are duly authorized and issued, I have estimated that the total amount of interest to be paid by the County over the expected term of the Bonds to be \$2,922,500. Such estimate is based on the following:

(a) The Bonds will be issued on February 19, 2020 in the aggregate principal amount of \$10,200,000.

(b) The Bonds will be sold with original issue premium of \$1,881,570.

(c) The Bonds will mature annually on April 1, \$935,000 2021, \$995,000 2022, \$985,000 2023, \$1,000,000 2024, \$1,010,000 2025, \$1,030,000 2026, \$1,040,000 2027, \$1,055,000 2028, \$1,070,000 2029 and \$1,080,000 2030.

(d) The Bonds will not be subject to optional redemption prior to their respective maturities.

(e) The Bonds will bear interest at various coupon rates resulting in a true interest cost of approximately 1.66%. Such true interest cost is a fair market estimate of interest rate(s) to be borne by the Bonds and used by the County for planning purposes. Interest on the Bonds will be payable semiannually on each April 1 and October 1, beginning October 1, 2020.

The total estimated amount of interest on the Bonds over the expected term of the Bonds is preliminary and for general purposes only. The County makes no assurances that the assumptions upon which such estimate is based will occur, and the occurrence of certain of such assumption is beyond the control of the County. Differences between the actual circumstances at the time the Bonds are issued and the assumptions set forth above could result in significant differences between the total amount of estimated interest and the total amount of actual interest to be paid on the Bonds if and when issued. The validity of the Bonds is not subject to challenge

on the grounds that the actual interest to be paid on the Bonds when issued is different than the total amount of estimated interest on the Bonds set forth above.

Signed this ____ day of December, 2019.

Finance Director

* * * * *

I, Kristen G. King, Clerk to the Board of Commissioners for the County of Franklin, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of a statement of total estimated interest which was filed with me at a meeting of said Board for said County held on December 2, 2019, after the introduction of an order authorizing bonds of said County, and that said statement is open to public inspection in my office.

WITNESS my hand and official seal of said County this 2nd day of December, 2019.

Clerk to the Board of Commissioners

[SEAL]

10. RADIO SYSTEM POLICY UPDATE

Emergency Communications Director Christy Shearin presented the updated radio system policy. She also made comments relative to the emergency communications radio system in response to comments made earlier in the evening by members of the public. She stated the system was not perfect, but said improvements are often being made to a system that meets the county's request of 95/95 coverage. She commented that she makes herself available at all times and is always available to discuss concerns. She stated problems cannot be remedied if she is not made aware.

Commissioner Foy made a motion to approve the updated policy, seconded by Commissioner Bunn. The motion duly carried approval with all present voting "AYE."

II. APPOINTMENTS

Board members were asked to consider appointments to the following boards/commissions.

A. Economic Development Commission

Commissioner Bunn was asked to appoint a representative. No appointment was made.

B. Library Board

Commissioners Speed and Foy were asked to appoint representatives. No appointments were made.

C. Parks & Recreation Advisory Board

Commissioner Foy was asked to appoint a representative.

Commissioner Foy nominated Lisa Thayer for appointment, seconded by Commissioner Jones. The motion duly carried approval with all present voting "AYE."

D. Tourism Development Authority

Commissioner Foy was asked to appoint a representative.

Commissioner Foy nominated Bobby Cooper for reappointment, seconded by Commissioner Speed. The motion duly carried approval with all present voting "AYE."

12. OTHER BUSINESS

• ~~Panhandling~~

13. BOARD, MANAGER AND CLERK'S COMMENTS

This was the time set aside for the Board of County Commissioners, the County Manager, and the Clerk to the Board to report on various activities. The Board may also discuss other items of interest.

County Clerk Kristen G. King: Ms. King reminded the Board of its joint session on December 5, 2019 with the Board of Education. She also invited the Board to attend the Employee Service Recognition Ceremony planned for December 19, 2019 in Louisburg.

Commissioner Foy: Commissioner Foy said he was pleased to hear positive feedback regarding improvements at the county's animal shelter. He said he was interested in reinstating the Animal Advisory Board.

Commissioner Bunn: No comments were offered.

Commissioner Jones: Commissioner Jones stated he visited the animal shelter the week prior following complaints the Board received at its last meeting. He said there is room for improvement and commented on the importance of communicating with shelter staff as the process of improvement moves forward. He stated his feeling the Board would reinstate the Animal Advisory if deemed necessary. Commissioner Jones also commented the Board of Commissioners were recently recognized by the North Carolina School Boards Association as the "County Commissioners of the Year."

Commissioner Dunston: Relative to the Board's recent recognition by the North Carolina School Boards Association as the "County Commissioners of the Year," Commissioner Dunston thanked the Board for its support of public schools. Commissioner Dunston also stated Commissioners would continue to encourage better working relationships between animal rescue groups and the county's animal shelter.

Commissioner Schriver: Commissioner Schriver was absent.

Commissioner Dickerson: Commissioner Dickerson said she appreciated those who came forward with the intent to improve the animal shelter. She said there seems to be a breakdown in relationships between staff and volunteers/rescues. She stated the Animal Advisory Board was disbanded in the past by its own request, but felt it might be a good time to discuss reinstating the group.

Commissioner Speed: No comments were offered.

County Manager Angela L. Harris: Mrs. Harris thanked the Board for its vote in favor of the lease with the Civil Air Patrol. She says it will be an asset to have the technology in Franklin County.

At approximately 8:27 P.M., Commissioner Speed made a motion to adjourn, seconded by Commissioner Bunn. The motion duly carried approval with all present voting "AYE."

Sidney E. Dunston, Chair

Kristen G. King, Clerk to the Board

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Item 1-B

December 5, 2019

The Board of Commissioners of Franklin County, North Carolina, met for a special called joint meeting with the Franklin County Board of Education at 11:30 A.M. on the campus of Franklin County Schools Central Office in Louisburg. The following Commissioners were present: Chairman Sidney E. Dunston, Vice Chairman Shelley L. Dickerson, Commissioner Cedric K. Jones and Harry L. Foy, Jr. Commissioners Michael S. Schriver, David T. Bunn and Mark Speed, were absent.

Present Board of Education members included Chair Paige Sayles, Debra Brodie, Rosemary Champion, Tommy Piper and Meghan Jordan.

The meeting was called to order by Franklin County School Board Chair Paige Sayles.

The meeting was called to order by Franklin County Board of Commissioner Chairman Sidney Dunston.

A luncheon was held and Superintendent Dr. Rhonda Schuhler expressed her appreciation for the partnership between both boards. Franklin County students provided musical entertainment.

At approximately 12:15 P.M., the School Board adjourned.

Commissioner Foy then made a motion to adjourn the meeting of the Franklin County Board of Commissioners. The motion was seconded by Commissioner Jones and duly carried approval with all present voting "AYE."

Sidney E. Dunston, Chair

Kristen G. King, Clerk to the Board

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LEASE ASSIGNMENT AND ASSUMPTION AGREEMENT

THIS LEASE ASSIGNMENT AND ASSUMPTION AGREEMENT ("Assignment") is made as of December __, 2019, (the "Effective Date"), among, TOTAL FLIGHT SOLUTIONS, LLC, a North Carolina limited liability company, (the "Assignor"), TOTAL FLIGHT AIRCRAFT LEASING, LLC., a North Carolina limited liability company (the "Assignee"), and THE COUNTY OF FRANKLIN, on behalf of the Triangle North Executive Airport Commission and Triangle North Airport, (the "Landlord").

Landlord is willing to consent to such assignment by Assignor in accordance with the terms and conditions herein set forth.

NOW, THEREFORE, in consideration of the covenants herein set forth and for other good and valuable consideration, the receipt and sufficiency of which Assignor hereby acknowledges, Assignor and Assignee covenant and agree as follows:

1. Assignor hereby grants, bargains, sells, conveys, and assigns to Assignee the Lease and all of Assignor's right, title, and interest in, to, and under the Lease, together with all of Assignor's right, title, and interest in and to the real property leased under the Lease and any buildings, structures, and other improvements situated on the Property.
2. Subject to the terms and provisions of this Assignment, Assignor shall indemnify, defend, and hold Assignee harmless from and against any and all liabilities, claims, demands, costs, and expenses of every kind and nature (including reasonable attorneys' fees and court costs) resulting from the failure of Assignor to perform its obligations under, or observe the covenants and conditions in, the Lease accruing prior to the Effective Date.
3. Assignee hereby assumes all obligations of Assignor under the Lease arising from and after the Effective Date, and agrees to perform and observe all of the covenants and conditions to be performed or observed by the tenant under the Lease accruing from and after the Effective Date. Subject to the terms and provisions of this Assignment, Assignee shall indemnify, defend, and hold Assignor harmless from and against all liabilities, claims, demands, costs, and expenses of every kind and nature (including reasonable attorneys' fees and court costs) resulting from the failure of Assignee to perform the tenant's obligations under, or observe the covenants and conditions in, the Lease accruing on or after the Effective Date.

4. Assignor, for itself and its successors and assigns, warrants, and covenants to Assignee and its successors and assigns, that (a) Assignor is the sole tenant under the Lease and has the right and power to assign, sell, and transfer the same to Assignee and has obtained all consents from the landlord under the Lease which are required for such assignment, sale, and transfer, and (b) the leasehold interests of Assignor are free and clear of all security interests, title reservations, mortgages, mechanic, and other liens and encumbrances.

5. Assignor and Assignee shall, from time to time, execute and deliver or cause to be executed and delivered such further instruments of transfer, assignment, and conveyance, and perform such other acts, as Assignee or Assignor may reasonably require to more effectively carry out the sale, transfer, assignment, and conveyance to Assignee of the property and rights transferred hereby and to confirm and assure Assignee's title thereto.

6. This Assignment shall be governed by and interpreted in accordance with the laws of the State of North Carolina that are applicable to contracts executed and wholly performed in such State.

7. The guarantors under the Lease shall remain obligated notwithstanding the Assignment and Assumption of the Lease.

8. Landlord hereby consents to the foregoing assignment of Lease by Assignor to Assignee and the corresponding acceptance thereof by Assignee and assumption by Assignee of Assignor's covenants, agreements, provisions, terms, conditions, and obligations under the Lease. Landlord's consent to the foregoing assignment shall not be deemed a consent to any subsequent assignment or subletting or a waiver or relinquishment of any of the terms and conditions contained in the Lease.

Landlord represents and warrants that: (i) the Lease is in full force and effect and has not been amended; (ii) the Lease is the legal, valid, and binding obligation of Landlord, enforceable in accordance with its terms; (iii) to Landlord's knowledge, no default exists under the Lease, nor any claims against Assignor, nor any state of facts which, with the giving of notice, the passage of time, or both, might constitute a default on the part of either the tenant or Landlord under the Lease; (iv) the person executing this Assignment on behalf of Landlord is fully authorized to execute it.

To the extent that this Assignment or Assignor's request for Landlord's consent hereto gives rise to any rights that Landlord can or might exercise under the Lease (such as, for example, any Landlord right to recapture the Property), Landlord hereby waives such rights with respect to the transaction contemplated under this Assignment.

IN TESTIMONY WHEREOF, Assignor, Assignee, and Landlord have caused this instrument to be executed under seal and in such form as to be binding, this the day and year first above written.

ASSIGNOR:

TOTAL FLIGHT SOLUTIONS, LLC

By: _____
Phillip Green, Manager

ASSIGNEE:

TOTAL FLIGHT AIRCRAFT LEASING, LLC

By: _____
Phillip Green, Manager

LANDLORD:

FRANKLIN COUNTY

By: _____

Printed Name and Title

Attested: _____

Printed name and Title

GUARANTORS:

Phillip R. Greene

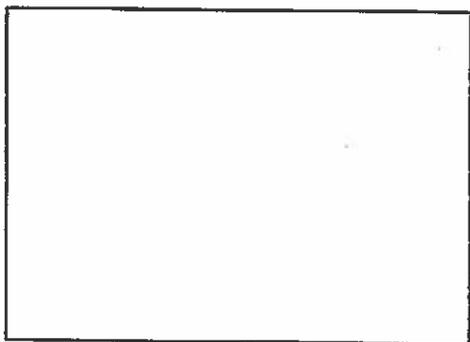
Albert Mattress, III

Timothy David Andrew Grant

NORTH CAROLINA
COUNTY OF _____

I, a notary public of _____ County, North Carolina, certify that on this date before me personally appeared Phillip Greene as Manager of TOTAL FLIGHT SOLUTIONS, LLC a limited liability company, personally known to me or who produced satisfactory evidence of identification and voluntarily signed the foregoing or attached instrument for the purposes therein expressed and in the capacity indicated.

WITNESS my hand and official stamp or seal this the _____ day of December, 2019.



Signature of Notary Public
My Commission Expires: _____

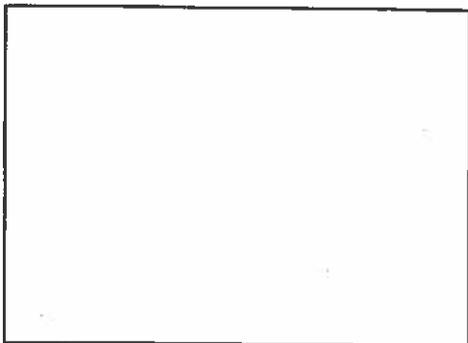
Typed or Printed Name of Notary Public

Notary seal or stamp must appear within this box.

NORTH CAROLINA
COUNTY OF _____

I, a notary public of _____ County, North Carolina, certify that on this date before me personally appeared Phillip Greene as Manager of TOTAL FLIGHT AIRCRAFT LEASING, LLC a limited liability company, personally known to me or who produced satisfactory evidence of identification and voluntarily signed the foregoing or attached instrument for the purposes therein expressed and in the capacity indicated.

WITNESS my hand and official stamp or seal this the _____ day of December, 2019.

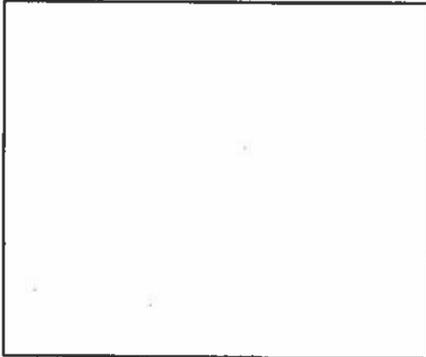


Signature of Notary Public
My Commission Expires: _____

NORTH CAROLINA
COUNTY OF _____

I, a Notary Public of _____ County, North Carolina, certify that on this day before me personally appeared TIMOTHY DAVID ANDREW GRANT, personally known to me or who produced satisfactory evidence of identification and voluntarily signed the foregoing or attached instrument for the purposes therein expressed and in the capacity indicated.

WITNESS my hand and official stamp or seal this the _____ day of December, 2019.



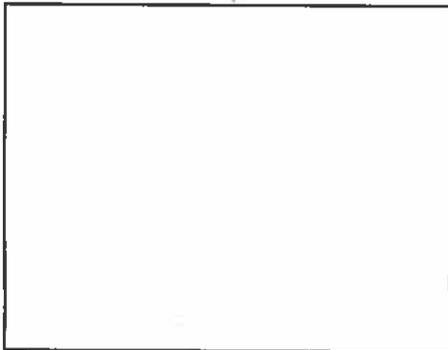
Signature of Notary Public
My Commission Expires: _____

Typed or Printed Name of Notary Public

NORTH CAROLINA
FRANKLIN COUNTY

I, Notary Public, do hereby certify that Kristen G. King personally came before me this day and acknowledged that she is the Clerk to the Board of Commissioners of Franklin County, a North Carolina Body Politic, and that by authority duly given and as the act of the County, the foregoing instrument was signed in its name by Sidney E. Dunston, Chairman, Franklin County Board of Commissioners, sealed with its County Seal and attested to by her as its Clerk to the Board.

Witness my hand and notarial seal, this the ____ day of December, 2019.

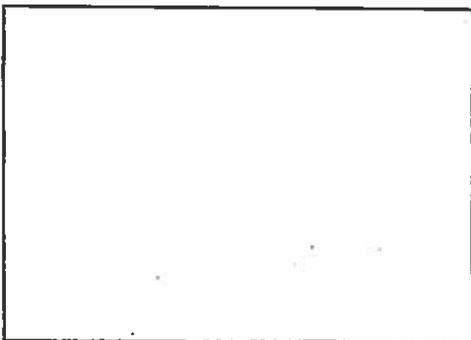


Notary Public
My Commission Expires: _____

NORTH CAROLINA
COUNTY OF _____

I, a Notary Public of _____ County, North Carolina, certify that on this day before me personally appeared Phillip R. Greene, personally known to me or who produced satisfactory evidence of identification and voluntarily signed the foregoing or attached instrument for the purposes therein expressed and in the capacity indicated.

WITNESS my hand and official stamp or seal this the _____ day of December, 2019.



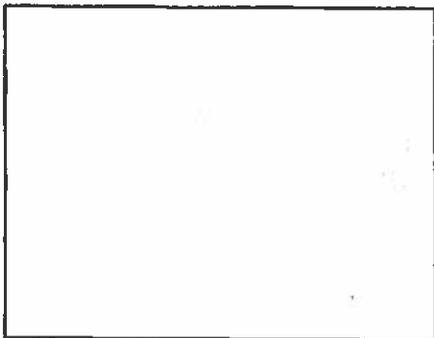
Signature of Notary Public
My Commission Expires: _____

Typed or Printed Name of Notary Public

NORTH CAROLINA
COUNTY OF _____

I, a Notary Public of _____ County, North Carolina, certify that on this day before me personally appeared ALBERT MATTRESS III, personally known to me or who produced satisfactory evidence of identification and voluntarily signed the foregoing or attached instrument for the purposes therein expressed and in the capacity indicated.

WITNESS my hand and official stamp or seal this the _____ day of December 2019.



Signature of Notary Public
My Commission Expires: _____

Typed or Printed Name of Notary Public

EXHIBIT A

LEASE

Lease dated August 5, 2019, between TOTAL FLIGHT SOLUTIONS, LLC, as Tenant, and FRANKLIN COUNTY, on behalf of Triangle North Executive Airport, as Landlord, which Lease, a memorandum of which is recorded in Book 2191 at page 342, Franklin County Registry.



Item 4

Board of County Commissioners
113 Market Street
Louisburg, NC 27549
Phone: 919.496.5994
Fax: 919.496.2683

www.franklincountync.us

RESOLUTION AUTHORIZING UPSET BID PROCESS PARCEL 017230 – PERDUES ROAD

WHEREAS, Franklin County owns certain property described as Parcel #017230, located off Perdues Road, Louisburg, NC and

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 has received an offer to purchase the property described above, in the amount of \$5,400, submitted by Elizabeth Seitz of 527 Perdues Road, Louisburg; and

WHEREAS, Elizabeth Seitz has paid the required five percent (5%) deposit on his offer;

THEREFORE, THE FRANKLIN COUNTY BOARD OF COMMISSIONERS RESOLVES THAT:

1. The Board hereby authorizes sale of the property described above through the upset bid procedure of North Carolina General Statute § 160A-269.
2. The Clerk to the Board shall cause a notice of the proposed sale to be published. The notice shall describe the property, the amount of the offer, and shall state the terms under which the offer may be upset.
3. Any person may submit an upset bid to the office of the Clerk to the Board within 10 days after the notice of sale is published. Once a qualifying higher bid has been received, that bid will become the new offer.
4. If a qualifying higher bid is received, the Clerk to the Board shall cause a new notice of upset bid to be published and shall continue to do so until a 10-day period has passed without any qualifying upset bid having been received. At that time, the amount of the final high bid shall be reported to the Board of Commissioners.

5. A qualifying higher bid is one that raises the existing offer by not less than ten percent (10%) of the first \$1,000.00 of that offer and five percent (5%) of the remainder of that offer.
6. A qualifying higher bid must also be accompanied by a deposit in the amount of five percent (5%) of the bid; the deposit may be made by cashier's check or certified check. The County will return the deposit on any bid not accepted and will return the deposit on an offer subject to upset if a qualifying higher bid is received. The County will return the deposit of the final high bidder at closing.
7. The terms of the final sale are that
 - the Board of Commissioners must approve the final high offer before the sale is closed, which it will do within 30 days after the final upset bid period has passed, and
 - the buyer must pay with a cashier's check or certified funds at the time of closing.
8. The County reserves the right to withdraw the property from sale at any time before the final high bid is accepted and the right to reject at any time all bids.
9. If no qualifying upset bid is received after the initial public notice, the offer set forth above is hereby accepted. The appropriate county officials are authorized to execute the instruments necessary to convey the property to Akeem Bolarinwa.

Adopted January 6, 2020.

Kristen G. King, Clerk to the Board

Sidney E. Dunston, Chairman

OFFER TO PURCHASE

The undersigned hereby submits this Bid to purchase the following described property from Franklin County, North Carolina:

Franklin County Tax Parcel ID: 017230

Franklin County prior Deed Reference (if available): Book 1522 Page 373

Street Address: Perdues Rd.

My Bid Price is: 5,400

I submit the following deposit: \$ 270.00

A minimum of 5% of the bid amount. This must be certified or cashier's check made payable to Franklin County.

I understand that this bid is submitted to Franklin County under the terms of Franklin County's Resolution for the sale of real estate. It is sold "AS IS WHERE IS" with no warranties. I will comply with said terms and I understand that if I am the last and highest bidder, and if the Franklin County Board of Commissioners accepts my bid, title to said property will be conveyed by NON WARRANTY DEED and that the County does not make any warranties or I guaranties of any sort, kind or nature.

This bid must be advertised and is subject to upset bids as provided by said Resolution. If I am not the highest bidder, my deposit will be returned to me. If I am the last and highest bidder, I am required to close within 30 days of the Commissioners accepting my bid. The purchase price must be by cashier's or certified check made payable to Franklin County.

This the 13 day of December, 2019.

Bidder's name, address and phone #

Elizabeth Seitz (SEAL)

527 Perdues Rd

Louisburg, NC 27549

Phone #: 919 495 1778

DEC 13 2019

kgk

Franklin County Commissioner's Agenda Information Sheet

Requested Meeting Date: January 6, 2020

of attachment (s) 1

Item Title (as it should appear on the agenda): Resolution Providing for The Sale and The Issuance of GO Refunding Bonds, Series 2020

Initiated by (Name, Job Title): Jamie Holtzman, Finance Director

Board action proposed: Approve and Chairman to sign

Is a public hearing needed? No

Has this item been reviewed by the appropriate staff? Please note all that apply.

County Manager X County Attorney _____ Finance Director X

Summary of Request:

On December 2, 2019 the Board adopted the Order authorizing \$12,450,000 General Obligation Refunding Bonds. We are now requesting that the Board approve the Resolution Providing for the Sale and Issuance of not to Exceed \$12,450,000 General Obligation Refunding Bonds, Series 2020. The Local Government Commission will be meeting Tuesday, January 7, 2020 to approve the Bond sale. The bond Sale date is schedule for January 28, 2020.

FOR OFFICE USE ONLY:

- APPROVED
- DENIED

ACTION: _____ DATE: _____

sA regular meeting of the Board of Commissioners for the County of Franklin, North Carolina was held in the Commissioners' Meeting Room at the County Administrative Building located at 113 Market Street in Louisburg, North Carolina, the regular place of meeting, at 7:00 p.m. on January 6, 2020.

Present: Chair Sidney E. Dunston, presiding, and Commissioners

Absent: Commissioners

Also Present: _____

* * * * *

_____ introduced the following resolution the title of which was read and a copy of which had been previously distributed to each Commissioner:

RESOLUTION PROVIDING FOR THE SALE AND ISSUANCE OF NOT TO EXCEED \$12,450,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2020

BE IT RESOLVED by the Board of Commissioners (the "Board") for the County of Franklin, North Carolina (the "County"):

Section 1. The Board has determined and does hereby find and declare as follows:

(a) An order authorizing \$12,450,000 General Obligation Refunding Bonds was adopted by the Board for the County on December 2, 2019, which order has taken effect.

(b) None of said bonds have been issued, no notes have been issued in anticipation of the receipt of the proceeds of the sale of said bonds and it is necessary to issue not exceeding \$12,450,000 of such bonds at this time.

(c) The shortest period of time in which the outstanding General Obligation School Bonds, Series 2010B (the "2010B Bonds") of said County, dated November 9, 2010, to be refunded by said bonds can be finally paid without making it unduly burdensome on the taxpayers of the County as determined by the Local Government Commission of North Carolina (the "Commission") is a period which expires on April 1, 2030, and that the end of the unexpired period of usefulness of the school facilities improvements financed by the 2010B Bonds is estimated as a period of at least forty (40) years from November 9, 2010, the date of the 2010B Bonds, and that such period expires on November 9, 2050.

Section 2. Pursuant to said order, there shall be issued bonds of the County in the aggregate principal amount not to exceed \$12,450,000 designated "General Obligation Refunding Bonds, Series 2020" and dated the date of delivery thereof (the "Bonds"). The exact aggregate principal amount of the Bonds and the principal amount of each maturity of the Bonds to be issued shall be determined by the County at the time the Bonds are sold in accordance with the provisions of the Notice of Sale relating to the Bonds. The Bonds shall be issued in an amount sufficient to provide funds to (a) refund all or a portion of the Refunded Bonds (hereinafter defined) and (b) pay the fees and expenses incurred in connection with the sale and issuance of the Bonds. Subject to the provisions of this resolution, the Bonds shall mature at such times and in such amounts and bear interest at a rate or rates to be determined by the Commission, with the approval of the County, at the time the Bonds are sold, which interest to the respective maturities thereof shall be payable on each April 1 and October 1, beginning October 1, 2020, until payment of such principal sum.

The Bonds shall be offered and sold pursuant to the terms of the Notice of Sale relating to the Bonds; provided, however, that the Bonds shall be sold at a purchase price of not less than 99% or greater than 120% of the aggregate principal amount of the Bonds, and the interest rates on the Bonds shall not result in an aggregate true interest cost in excess of 2.75% per annum. The final maturity of the Bonds shall not be later than April 1, 2030.

Each Bond shall bear interest from the interest payment date next preceding the date on which it is authenticated, unless it is (a) authenticated upon an interest payment date, in which event it shall bear interest from such interest payment date or (b) authenticated prior to the first interest payment date, in which event it shall bear interest from its date; provided, however, that if at the time of authentication interest is in default, such Bond shall bear interest from the date to which interest has been paid.

The principal of and the interest on the Bonds shall be payable in any coin or currency of the United States of America which is legal tender for the payment of public and private debts on the respective dates of payment thereof.

The Bonds shall be issued by means of a book-entry system with no physical distribution of Bond certificates to be made except as hereinafter provided. One Bond certificate with respect to each date on which the Bonds are stated to mature, in the aggregate principal amount of the Bonds stated to mature on such date and registered in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC"), shall be issued and required to be deposited with DTC and immobilized in its custody. The book-entry system will evidence ownership of the Bonds in the principal amount of \$5,000 or any whole multiple thereof, with transfers of ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. The principal of each Bond shall be payable to Cede & Co. or any other person appearing on the registration books of the County hereinafter provided for as the registered owner of such Bond or her registered assigns or legal representative at such office of the Bond Registrar mentioned hereinafter or such other place as the County may determine upon the presentation and surrender thereof as the same shall become due and payable. Payment of the interest on each Bond shall be made by said Bond Registrar on each interest payment date to the registered owner of such Bond (or the previous Bond or Bonds evidencing the same debt as that

evidenced by such Bond) at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date, by check mailed to such person at his or her address as it appears on such registration books; provided, however, that for so long as the Bonds are deposited with DTC, the payment of the principal of and interest on the Bonds shall be made to DTC in same-day funds by 2:30 p.m. or otherwise as determined by the rules and procedures established by DTC. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC, and transfer of principal and interest payments to beneficial owners of the Bonds by participants of DTC will be the responsibility of such participants and other nominees of such beneficial owners. The County shall not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing records maintained by DTC, its participants or persons acting through such participants.

In the event that (a) DTC determines not to continue to act as securities depository for the Bonds or (b) the Finance Director of the County determines that continuation of the book-entry system of evidence and transfer of ownership of the Bonds would adversely affect the interests of the beneficial owners of the Bonds, the County will discontinue the book-entry system with DTC. If the County identifies another qualified securities depository to replace DTC, the County will make arrangements with DTC and such other depository to effect such replacement and deliver replacement Bonds registered in the name of such other depository or its nominee in exchange for the outstanding Bonds, and the references to DTC or Cede & Co. in this resolution shall thereupon be deemed to mean such other depository or its nominee. If the County fails to identify another qualified securities depository to replace DTC, the County shall deliver replacement Bonds in the form of fully-registered certificates in denominations of \$5,000 or any whole multiple thereof ("Certificated Bonds") in exchange for the outstanding Bonds as required by DTC and others. Upon the request of DTC, the County may also deliver one or more Certificated Bonds to any participant of DTC in exchange for Bonds credited to its account with DTC.

Unless indicated otherwise, the provisions of this resolution that follow shall apply to all Bonds issued or issuable hereunder, whether initially or in replacement thereof.

Section 3. The Bonds shall bear the manual or facsimile signatures of the Chair or Vice Chair of the Board and the Clerk or any deputy or assistant Clerk to the Board and the official seal or a facsimile of the official seal of the County shall be impressed or imprinted, as the case may be, on the Bonds.

The certificate of the Commission to be endorsed on all Bonds shall bear the manual or facsimile signature of the Secretary of the Commission and the certificate of authentication of the Bond Registrar to be endorsed on all Bonds shall be executed as hereinafter provided.

In case any officer of the County or the Commission whose manual or facsimile signature shall appear on any Bonds shall cease to be such officer before the delivery of such Bonds, such manual or facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery, and any Bond may bear the manual or facsimile signatures of such persons as at the actual time of the execution of such Bond shall be

the proper officers to sign such Bond although at the date of such Bond such persons may not have been such officers.

No Bond shall be valid or become obligatory for any purpose or be entitled to any benefit or security under this resolution until it shall have been authenticated by the execution by the Bond Registrar of the certificate of authentication endorsed thereon.

The Bonds and the endorsements thereon shall be in substantially the following form:

UNLESS THIS BOND IS PRESENTED BY AN AUTHORIZED REPRESENTATIVE OF THE DEPOSITORY TRUST COMPANY, A NEW YORK CORPORATION ("DTC"), TO THE COUNTY OF FRANKLIN, NORTH CAROLINA OR ITS AGENT FOR REGISTRATION OR TRANSFER, EXCHANGE, OR PAYMENT, AND ANY BOND ISSUED IS REGISTERED IN THE NAME OF CEDE & CO. OR IN SUCH OTHER NAME AS IS REQUESTED BY AN AUTHORIZED REPRESENTATIVE OF DTC (AND ANY PAYMENT IS MADE TO CEDE & CO. OR TO SUCH OTHER ENTITY AS IS REQUESTED BY AN AUTHORIZED REPRESENTATIVE OF DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL INASMUCH AS THE REGISTERED OWNER HEREOF, CEDE & CO., HAS AN INTEREST HEREIN.

No. R- _____ \$ _____

United States of America
State of North Carolina

COUNTY OF FRANKLIN
GENERAL OBLIGATION REFUNDING BOND, SERIES 2020

<u>Maturity Date</u>	<u>Interest Rate</u>	<u>CUSIP No.</u>
April 1, 20__	_____%	_____

The County of Franklin, a body politic and corporate and a political subdivision of the State of North Carolina, is justly indebted and for value received hereby promises to pay to

CEDE & CO.

or registered assigns or legal representative on the date specified above, upon the presentation and surrender hereof, at the office of the Finance Director of said County (the "Bond Registrar"), in Louisburg, North Carolina, the principal sum of

_____ DOLLARS

and to pay interest on such principal sum from the date hereof or from April 1 or October 1 next preceding the date of authentication to which interest shall have been paid, unless such date of authentication is April 1 or October 1 to which interest shall have been paid, in which case from such date, such interest to the maturity hereof being payable on each April 1 and October 1, beginning October 1, 2020, at the rate per annum specified above, until payment of such

principal sum. The interest so payable on any such interest payment date will be paid to the person in whose name this bond (or the previous bond or bonds evidencing the same debt as that evidenced by this bond) is registered at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date, by check mailed to such person at his or her address as it appears on the bond registration books of said County; provided, however, that for so long as the Bonds (hereinafter defined) are deposited with The Depository Trust Company (“DTC”), the payment of the principal of and interest on the Bonds shall be made to DTC in same day funds by 2:30 p.m. or otherwise as determined by the rules and procedures established by DTC. Both the principal of and the interest on this bond shall be paid in any coin or currency of the United States of America that is legal tender for the payment of public and private debts on the respective dates of payment thereof. For the prompt payment hereof, both principal and interest as the same shall become due, the faith and credit of said County are hereby irrevocably pledged.

This bond is one of an issue of bonds designated “General Obligation Refunding Bonds, Series 2020” (the “Bonds”) and issued by said County for the purpose of providing funds, together with any other available funds, to refund certain outstanding general obligation bonds of said County. The Bonds are issued under and pursuant to The Local Government Bond Act, as amended, Article 7, as amended, of Chapter 159 of the General Statutes of North Carolina, an order adopted by the Board of Commissioners for said County, which order has taken effect, and a resolution duly adopted by said Board (the “Resolution”).

The Bonds are not subject to optional redemption prior to their respective maturities.

The Bonds are being issued by means of a book-entry system with no physical distribution of bond certificates to be made except as provided in the Resolution. One bond certificate with respect to each date on which the Bonds are stated to mature, in the aggregate principal amount of the Bonds stated to mature on such date and registered in the name of Cede & Co., as nominee of DTC, is being issued and required to be deposited with DTC and immobilized in its custody. The book-entry system will evidence ownership of the Bonds in the principal amount of \$5,000 or any whole multiple thereof, with transfers of ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC, and transfer of principal and interest payments to beneficial owners of the Bonds by participants of DTC will be the responsibility of such participants and other nominees of such beneficial owners. Said County will not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

In certain events, said County will be authorized to deliver replacement Bonds in the form of fully-registered certificates in the denomination of \$5,000 or any whole multiple thereof in exchange for the outstanding Bonds as provided in the Resolution.

At the office of the Bond Registrar, in the manner and subject to the conditions provided in the Resolution, Bonds may be exchanged for an equal aggregate principal amount of Bonds of the same maturity, of authorized denominations and bearing interest at the same rate.

The Bond Registrar shall keep at his or her office the books of said County for the registration of transfer of Bonds. The transfer of this bond may be registered only upon such books and as otherwise provided in the Resolution upon the surrender hereof to the Bond Registrar together with an assignment duly executed by the registered owner hereof or his or her attorney or legal representative in such form as shall be satisfactory to the Bond Registrar. Upon any such registration of transfer, the Bond Registrar shall deliver in exchange for this bond a new Bond or Bonds, registered in the name of the transferee, of authorized denominations, in an aggregate principal amount equal to the outstanding principal amount of this bond, of the same maturity and bearing interest at the same rate.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed precedent to and in the issuance of this bond have happened, exist and have been performed in regular and due form and time as so required; that provision has been made for the levy and collection of a direct annual tax upon all taxable property within said County sufficient to pay the principal of and the interest on this bond as the same shall become due; and that the total indebtedness of said County, including this bond, does not exceed any constitutional or statutory limitation thereon.

This bond shall not be valid or become obligatory for any purpose or be entitled to any benefit or security under the Resolution until this bond shall have been authenticated by the execution by the Bond Registrar of the certificate of authentication endorsed hereon.

IN WITNESS WHEREOF, the County of Franklin, North Carolina, by resolution duly adopted by its Board of Commissioners, has caused this bond to be manually signed by the [Vice] Chair of said Board and the [Deputy] Clerk to said Board for said the County and its official seal to be impressed hereon, all as of the ____ day of February, 2020.

[Do not sign] _____
[Vice] Chair of the Board of Commissioners

[SEAL]

[Do not sign] _____
[Deputy] Clerk to the Board of Commissioners

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

The issuance of the within bond has been approved under the provisions of The Local Government Bond Act of North Carolina.

[Do not sign] _____
Secretary, Local Government Commission

CERTIFICATE OF AUTHENTICATION

This bond is one of the Bonds of the series designated herein and issued under the provisions of the within-mentioned Resolution.

[Do not sign]
Finance Director, as Bond Registrar

Date of authentication: _____

ASSIGNMENT

FOR VALUE RECEIVED the undersigned registered owner thereof hereby sells, assigns and transfers unto _____

the within Bond and all rights thereunder and hereby irrevocably constitutes and appoints _____

_____, attorney to register the transfer of said bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

In the presence of:

NOTICE: The signature must be guaranteed by an institution which is a participant in the Securities Transfer Agent Medallion Program (STAMP) or similar program.

The signature to this assignment must correspond with the name as it appears on the face of the within Bond in every particular, without alteration of enlargement or any change whatever.

Certificated Bonds issuable hereunder shall be in substantially the form of the Bonds registered in the name of Cede & Co. with such changes as are necessary to reflect the provisions of this resolution that are applicable to Certificated Bonds.

Section 4. The Bonds are not subject to optional redemption prior to their respective maturities.

Section 5. Bonds, upon surrender thereof at the office of the Bond Registrar, together with an assignment duly executed by the registered owner or his attorney or legal representative

in such form as shall be satisfactory to the Bond Registrar, may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of Bonds of the same maturity, of any denomination or denominations authorized by this resolution and bearing interest at the same rate.

The transfer of any Bond may be registered only upon the registration books of the County upon the surrender thereof to the Bond Registrar together with an assignment duly executed by the registered owner or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar. Upon any such registration of transfer, the Bond Registrar shall authenticate and deliver in exchange for such Bond a new Bond or Bonds, registered in the name of the transferee, of any denomination or denominations authorized by this resolution, in an aggregate principal amount equal to the principal amount of such Bond so surrendered, of the same maturity and bearing interest at the same rate.

In all cases in which Bonds shall be exchanged or the transfer of Bonds shall be registered hereunder, the Bond Registrar shall authenticate and deliver at the earliest practicable time Bonds in accordance with the provisions of this resolution. All Bonds surrendered in any such exchange or registration of transfer shall forthwith be canceled by the Bond Registrar. The County or the Bond Registrar may make a charge for shipping and out-of-pocket costs for every such exchange or registration of transfer of Bonds sufficient to reimburse it for any tax or other governmental charge required to be paid with respect to such exchange or registration of transfer, but no other charge shall be made by the County or the Bond Registrar for exchanging or registering the transfer of Bonds under this resolution.

As to any Bond, the person in whose name the same shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Bond and the interest on any such Bond shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond, including the interest thereon, to the extent of the sum or sums so paid.

The County shall appoint such registrars, transfer agents, depositaries or other agents as may be necessary for the registration, registration of transfer, exchange and payment of the Bonds within a reasonable time according to then current commercial standards and for the timely payment of principal of and interest on the Bonds. The Finance Director of the County, or any person at anytime acting in such capacity, is hereby appointed the registrar, transfer agent and paying agent for the Bonds (collectively, the "Bond Registrar"), subject to the right of the Board for the County to appoint another Bond Registrar, and as such shall keep at his office in the County, the books of the County for the registration, registration of transfer, exchange and payment of the Bonds as provided in this resolution.

Section 6. The County covenants that, to the extent permitted by the Constitution and laws of the State of North Carolina, it will comply with the requirements of the Internal Revenue Code of 1986, as amended or as may be amended from time to time, and any Treasury regulations now or hereafter promulgated thereunder, to the extent necessary so that interest on

the Bonds will not be included in gross income of the owners of the Bonds for federal income tax purposes.

Section 7. All actions of the Chair of the Board, the County Manager, the Finance Director and the Clerk to the Board for said County in applying to the Commission to advertise and sell the Bonds are hereby approved, ratified and confirmed, and the Commission is hereby requested to ask for sealed bids for the Bonds by publishing notices and printing and distributing a Preliminary Official Statement, to be dated as of the date of delivery thereof, relating to the offering and sale of the Bonds. The printing and distribution of such Preliminary Official Statement, in substantially the form presented at this meeting, is hereby ratified, authorized and approved.

The preparation of a final Official Statement (the "Final Official Statement"), which will be in the form of the Preliminary Official Statement, but will include certain pricing and other information to be made available to the successful bidder for the Bonds by Commission, is hereby approved, and the Chair or Vice Chair of the Board, the County Manager and the Finance Director of the County are hereby authorized to execute and deliver the Final Official Statement for and on the behalf of the County, and such execution shall be conclusive evidence of the approval of the Board of the Final Official Statement.

Section 8. The County hereby undertakes, for the benefit of the beneficial owners of the Bonds, to provide to the Municipal Securities Rulemaking Board (the "MSRB"):

(a) by not later than seven months from the end of each fiscal year of the County, beginning with the fiscal year ending June 30, 2020, audited financial statements of the County for such fiscal year, if available, prepared in accordance with Section 159-34 of the General Statutes of North Carolina, as it may be amended from time to time, or any successor statute, or, if such audited financial statements of the County are not available by seven months from the end of such fiscal year, unaudited financial statements of the County for such fiscal year to be replaced subsequently by audited financial statements of the County to be delivered within fifteen (15) days after such audited financial statements become available for distribution;

(b) by not later than seven months from the end of each fiscal year of the County, beginning with the fiscal year ending June 30, 2020, (i) the financial and statistical data as of a date not earlier than the end of the preceding fiscal year for the type of information to be included under the headings "THE COUNTY - Debt Information and - Tax Information" (excluding any information on underlying units) in the Final Official Statement and (ii) the combined budget of the County for the current fiscal year, to the extent such items are not included in the audited financial statements referred to in (a) above.

(c) in a timely manner not in excess of ten business days after the occurrence of the event, notice of any of the following events with respect to the Bonds:

- (1) principal and interest payment delinquencies;
- (2) non-payment related defaults, if material;

- (3) unscheduled draws on debt service reserves reflecting financial difficulties;
 - (4) unscheduled draws on credit enhancements reflecting financial difficulties;
 - (5) substitution of credit or liquidity providers, or their failure to perform;
 - (6) adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the Bonds or other material events affecting the tax status of the Bonds;
 - (7) modification to the rights of the beneficial owners of the Bonds, if material;
 - (8) bond calls, if material, and tender offers;
 - (9) defeasances;
 - (10) release, substitution or sale of any property securing repayment of the Bonds, if material;
 - (11) rating changes;
 - (12) bankruptcy, insolvency, receivership or similar event of the County;
 - (13) the consummation of a merger, consolidation or acquisition involving the County or the sale of all or substantially all of the assets of the County, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material;
 - (14) appointment of a trustee or a successor or additional trustee or the change of name of a trustee, if material;
 - (15) incurrence of a financial obligation (as defined below) of the County, if material, or agreement to covenants, events of default, remedies, priority rights or other similar terms of a financial obligation of the County, any of which affect beneficial owners of the Bonds, if material; and
 - (16) default, event of acceleration, termination event, modification of terms, or other similar events under the terms of a financial obligation of the County, any of which reflect financial difficulties;
- (d) in a timely manner, notice of a failure of the County to provide required annual financial information described in (a) or (b) above on or before the date specified.

All information provided to the MSRB as described in this Section shall be provided in an electronic format as prescribed by the MSRB and accompanied by identifying information as prescribed by the MSRB.

The County may meet the continuing disclosure filing requirement described above by complying with any other procedure that may be authorized or required by the United States Securities and Exchange Commission.

For the purposes of this Section, “financial obligation” means (a) a debt obligation, (b) a derivative instrument entered into in connection with, or pledged as security or a source of payment for, an existing or planned debt obligation, or (c) a guarantee of either clause (a) or (b). The term “financial obligation” shall not include municipal securities as to which a final official statement has been provided to the MSRB consistent with Rule 15c2-12 issued under the Securities Exchange Act of 1934 (“Rule 15c2-12”).

If the County fails to comply with the undertaking described above, any beneficial owner of the Bonds may take action to protect and enforce the rights of all beneficial owners with respect to such undertaking, including an action for specific performance; provided, however, that failure to comply with such undertaking shall not be an event of default and shall not result in any acceleration of the Bonds. All actions shall be instituted, had and maintained in the manner provided in this paragraph for the benefit of all beneficial owners of the Bonds.

The County reserves the right to modify from time to time the information to be provided to the extent necessary or appropriate in the judgment of the County, provided that:

(a) any such modification may only be made in connection with a change in circumstances that arises from a change in legal requirements, change in law, or change in the identity, nature or status of the County;

(b) the information to be provided, as modified, would have complied with the requirements of Rule 15c2-12 as of the date of the Final Official Statement, after taking into account any amendments or interpretations of Rule 15c2-12, as well as any changes in circumstances; and

(c) any such modification does not materially impair the interests of the beneficial owners of the Bonds, as determined either by parties unaffiliated with the County (such as bond counsel), or by the approving vote of the registered owners of a majority in principal amount of the Bonds pursuant to the terms of this resolution, as this resolution may be amended from time to time, at the time of such amendment.

In the event that the County makes such a modification, the annual financial information containing the modified operating data or financial information shall explain, in narrative form, the reasons for the modification and the impact of the change in the type of operating data or financial information being provided.

The provisions of this Section shall terminate upon payment, or provision having been made for payment in a manner consistent with Rule 15c2-12, in full of the principal of and interest on all of the Bonds.

Section 9. U.S. Bank National Association is hereby appointed as escrow agent (the “Escrow Agent”) in connection with the refunding of the bonds to be refunded mentioned in

Section 10 hereof, subject to the right of the Board to appoint another Escrow Agent as provided in the Escrow Deposit Agreement (hereinafter mentioned), and as such shall perform its responsibilities as provided in the Escrow Deposit Agreement. The Escrow Deposit Agreement, to be dated as of February 1, 2020 (the "Escrow Deposit Agreement"), between the County and the Escrow Agent, in substantially the form presented at this meeting, and the creation of the Escrow Fund thereunder and the other arrangements to accomplish such refunding, is hereby approved, and the Chair and the Vice Chair of the Board, the County Manager and the Finance Director of the County are each hereby authorized to execute and deliver the Escrow Deposit Agreement for and on behalf of the County with such additions, deletions and changes as they, with the advice of counsel, deem necessary. Bingham Arbitrage Rebate Services, Inc. is hereby engaged as the verification agent to provide such verification reports as are necessary to effect the refunding of the Refunded Bonds.

Section 10. Subject to the next succeeding sentence, the County hereby determines to refund all of the outstanding 2010B Bonds maturing April 1, 2021 to 2030, inclusive (collectively, the "Refunded Bonds"). If, on or prior to the sale date of the Bonds, the Finance Director of the County shall determine that it is in the best economic interests of the County not to refund all or any portion of such bonds or to refund any additional outstanding bonds of such series, the Finance Director is hereby authorized to make changes in the amounts and maturities of such bonds of such series to be refunded, such changes to be set forth in the Escrow Deposit Agreement.

Subject to the issuance of the Bonds to refund the Refunded Bonds in accordance with this Section, all of the Refunded Bonds are hereby called for redemption on April 1, 2020 at a redemption price equal to 100% of the principal amount of such Refunded Bonds, plus accrued interest thereon to the redemption date, all in the manner provided in the Escrow Deposit Agreement. The Escrow Agent is hereby directed to provide a notice of such redemption at the time and in the manner set forth in the resolution authorizing the issuance of the 2010B Bonds and the Escrow Deposit Agreement.

Section 11. The Chair and the Vice Chair of the Board, the County Manager, the County Attorney, the Finance Director and the Clerk to the Board or any deputy or assistant Clerk to the Board are hereby authorized and directed to execute and deliver such closing and other documents and take such other actions as may be necessary for the purpose of facilitating the sale and issuance of the Bonds and the refunding of the Refunded Bonds in a manner consistent with the terms of this resolution.

Section 12. This resolution shall take effect upon its adoption.

Upon motion of Commissioner _____, seconded by Commissioner _____, the foregoing resolution entitled "RESOLUTION PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$12,450,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2020" was adopted by the following vote:

Ayes: _____

Noes: _____

* * * * *

I, Kristen G. King, Clerk to the Board of Commissioners for the County of Franklin, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the proceedings of said Board for said County at a regular meeting held on January 6, 2020, as relates in any way to the adoption of the foregoing resolution providing for the sale and issuance of general obligation refunding bonds of said County.

I DO HEREBY FURTHER CERTIFY that proper notice of such regular meeting was given as required by North Carolina law.

WITNESS my hand and the official seal of said County this 6th day of January, 2020.

Clerk to the Board of Commissioners

[SEAL]

Kristen King

From: burst@emailmeform.com on behalf of Sally Dolch <burst@emailmeform.com>
Sent: Thursday, January 02, 2020 9:32 AM
To: Kristen King
Subject: FRANKLIN COUNTY CITIZEN PARTICIPATION APPLICATION: Child Fatality Prevention Team

I am interested in serving on the following Board or Commission:* Child Fatality Prevention Team

Name*: Sally Dolch

Spouse Name: Ronald Dolch

Address*: 105 Normandy Road
Louisburg, NC 27549
United States

Home/Cell Phone*: 410-430-0248

Work Phone:

Email: sdolch@comcast.net

How many years have you been a resident of Franklin County?* 1

Present Employer*: Retired

Job Title: retired Elder-United Methodist Church

Age Group: Over 60

Current Civic / Community Participation:: On call preaching, labyrinth facil

Please provide any pertinent information which qualifies you for service on MSW - University of MD;
Social Work focus: Families, troubled children & families
Gov's Appt: MD Juvenile Justice Advisory Council 2001
Gov.'s appt & Chair MD State Child Fatality Review Team 1999-2008

this Board or Commission:** Wicomico Co. Council appt.- Wico.Co Health Planning Commission 1998-2002
Wicomico Co. Bd. Ed. - Human Relations Committee '95-'99

Education*: BA 1975, MSW 1989, MDiv 2002, DMin 2010

Are you available throughout the year? (If answering No...Explain when available below.)*:

Yes

When Available:** Immediately and retired with flexible schedule

If appointed, could you meet:** Anytime

What Boards or Commissions are you currently serving on, if any:** Recently retired from Maryland to Louisburg. Purchased property here in 2014.

Do you anticipate any conflicts of interest if appointed? If Yes, please explain:**

No.

Kristen King

From: burst@emailmeform.com on behalf of Garland Hudgins <burst@emailmeform.com>
Sent: Wednesday, January 01, 2020 8:53 AM
To: Kristen King
Subject: FRANKLIN COUNTY CITIZEN PARTICIPATION APPLICATION: Planning

I am interested in serving on the following Board or Commission:*

Planning

Franklinton Planning Board ETJ

Name*: Garland Hudgins

Spouse Name: Faith Hudgins

Address*: 132 Juniper trail
Franklinton, North Carolina 27525
United States

Home/Cell Phone*: 919-841-7537

Work Phone: 919-494-1500

Email: Trifoods@gmail.com

How many years have you been a resident of Franklin County?* 50

Present Employer*: Self employed

Job Title: President

Age Group: 35- 60

Current Civic / Community Participation::

Please provide any pertinent information which qualifies you for service on General business and management experience

**this Board or
Commission:***

Education*: HS Grad

**Are you available
throughout the
year? (If
answering
No...Explain when
available
below.)*:**

Yes

**When
Available:***

When scheduled

**If appointed,
could you meet:***

Anytime

**What Boards or
Commissions are
you currently
serving on, if
any?***

HOA

**Do you anticipate
any conflicts of
interest if
appointed? If Yes,
please explain:***

Not aware of any

Kristen King

From: burst@emailmeform.com on behalf of Antonio Perry <burst@emailmeform.com>
Sent: Tuesday, December 31, 2019 5:53 PM
To: Kristen King
Subject: FRANKLIN COUNTY CITIZEN PARTICIPATION APPLICATION: Planning Board

I am interested in serving on the following Board or Commission*:

Planning Board Franklinton Planning Board ETJ

Name*: Antonio Perry

Spouse Name: Theresa Perry

102 peach street

Address*: Franklinton, North Carolina 27525
United States

Home/Cell Phone*: 919-561-9744

Work Phone:

Email: Antoniopr52@gmail.com

How many years have you been a resident of Franklin County?* 45

Present Employer*: N/A

Job Title:

Age Group: 35- 60

Current Civic / Community Participation::

Please provide any pertinent information which qualifies you for service on Active member of the community, church, and town related events

**this Board or
Commission:***

Education*: Vance Granville Community College

**Are you available
throughout the
year? (If
answering
No...Explain when
available
below.)*:**

Yes

**When
Available:***

Throughout the year presently all hours

**If appointed,
could you meet:***

Anytime

**What Boards or
Commissions are
you currently
serving on, if
any?***

Parks and Recreation

**Do you anticipate
any conflicts of
interest if
appointed? If Yes,
please explain:***

No