

February 18, 2013

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 E. Shane Mitchell, Vice-Chairman Sidney E. Dunston, Commissioners Cedric K. Jones, David T. Bunn, Harry L. Foy, Jr., Don Lancaster and John M. May.

Chairman Mitchell called the meeting to order and asked the Board to consider adding the following two items to the agenda.

- Palziv North America Investment Substitution
- Closed Session pursuant to North Carolina General Statute 143-318.11 (a)(6), in order for the Board to discuss a personnel matter.

Commissioner Dunston made a motion to add the aforementioned items, seconded by Commissioner May. The motion duly carried approval with all present voting "AYE."

Chairman Mitchell made a motion to remove Item 1-C from the consent agenda for discussion. The motion was seconded by Commissioner Foy and duly carried with all present voting "AYE."

Chairman Mitchell asked the Board to consider approving the remaining items on the consent agenda.

Commissioner Dunston made a motion to approve the remainder of the consent agenda, seconded by Commissioner Bunn. The motion duly carried with all present voting "AYE."

The items approved follow.

1. **CONSENT AGENDA**

- A. February 4, 2013 Minutes
- B. Releases, Adjustments, Refunds, and Tax Collection Report
- ~~C. Resolution in support of Legislative Goals adopted by the membership of the North Carolina Association of County Commissioners~~

Chairman Mitchell presented a modified resolution to replace that which was presented in the agenda packet. The modified resolution would not support all 60 proposals submitted by counties to be included in the legislative goals package. Rather, the newly proposed resolution supports the top five goals for 2013-2014 which include the following:

- Oppose shift of state transportation responsibilities to counties
- Reinstate ADM and lottery funds for school construction
- Oppose unfunded mandates and shifts of state responsibilities to counties
- Ensure adequate mental health funding
- Preserve the existing local revenue base

Commissioner Mitchell made a motion to approve the modified resolution entitled "Resolution in support of Legislative Goals adopted by the membership of the North Carolina Association of County Commissioners." The motion was seconded by Commissioner Lancaster and duly approved with all present voting "AYE."

**RESOLUTION
IN SUPPORT OF LEGISLATIVE GOALS ADOPTED BY THE MEMBERSHIP OF THE
NORTH CAROLINA ASSOCIATION OF COUNTY COMMISSIONERS**

WHEREAS, the North Carolina Association of County Commissioners was founded in 1908 as a membership organization to represent the interests of counties before the General Assembly;

WHEREAS, all 100 counties are voluntary members of the North Carolina Association of County Commissioners, making the NCACC the official voice of North Carolina counties;

WHEREAS, every two years, the membership of the NCACC develops and approves a package of legislative proposals designed to protect and enhance the interests of county governments and the citizens who live in our 100 counties;

WHEREAS, the process to generate this package of legislative goals is deliberate and inclusive and provides extensive opportunities for counties to be involved;

WHEREAS, Franklin County is an active participant within the NCACC and participated in the process to develop these legislative proposals;

NOW, THEREFORE, BE IT RESOLVED that the Franklin County Board of Commissioners adopts this resolution in support of the top five goals for 2013-2014 adopted by the NCACC membership at its 2013 Legislative Goals Conference;

FURTHER BE IT RESOLVED that copies of this resolution be transmitted to the members of the General Assembly representing Franklin County to let them know of our support for these issues.

ADOPTED this the 18th day of February, 2013.

2. 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.

Roger Lytle, 571 Williams White Road, Zebulon, NC

- Mr. Lytle distributed a document highlighting suggested revisions to the "Procedures for Meetings of the Franklin County Board of Commissioners" including new rules for the public to ask questions during board meetings and then to have the questions answered. He said his suggestions would improve public relations between County Commissioners and the public they serve.

Jeremy Neal, 2859 White Level Road, Castalia, NC

- Mr. Neal inquired about an item that was tabled at the Board's January 22, 2013 meeting regarding final payment/settlement to Assessment Solutions, Inc., the County's revaluation contractor. He said the item was tabled to the February 18, 2013 meeting and questioned why the item was not on the evening's agenda. Mr. Neal also expressed his dissatisfaction with the length of time taken to complete the Emergency Communications radio project.

Relative to Mr. Lytle's comments, Commissioner Lancaster said there should be a formal decorum as to how citizens address the Board. He said citizens should not be allowed to make personal, verbal attacks toward Commissioners.

3. AUDIT REPORT FOR FISCAL YEAR ENDING 2011-2012

Jim Winston of the Auditing Firm Winston, Williams, Creech, Evans and Company, LLP; Certified Public Accountants presented the Annual Audit Report for the Fiscal Year Ending 2012. His presentation follows.

Franklin County June 30, 2012

Audit Presentation

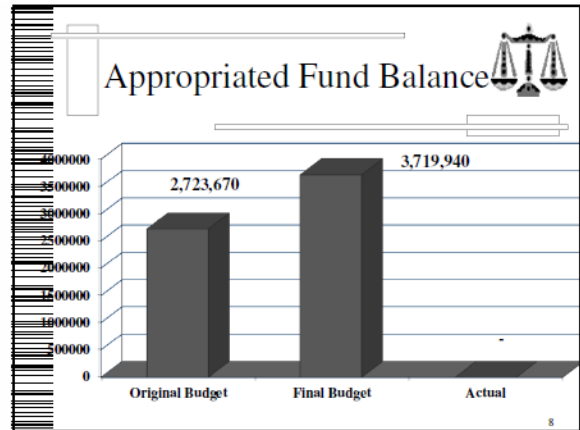
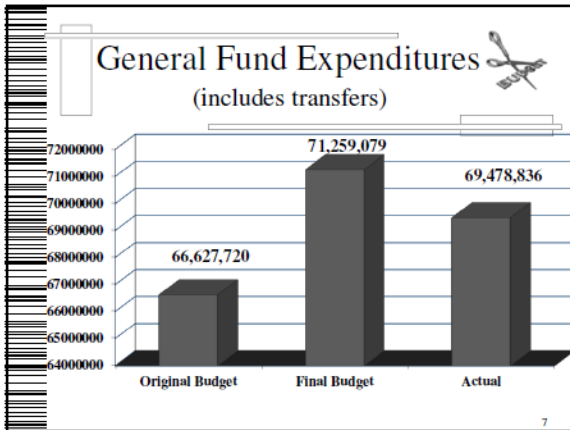
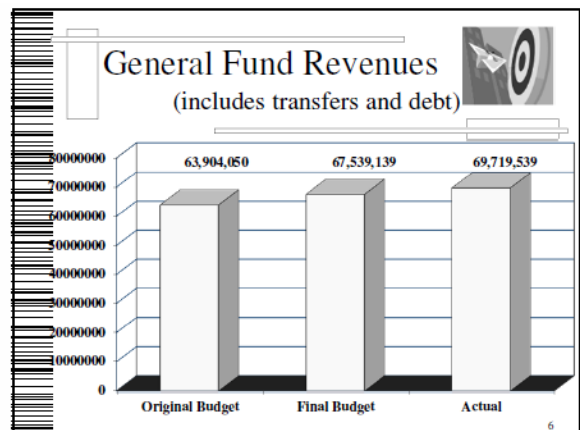
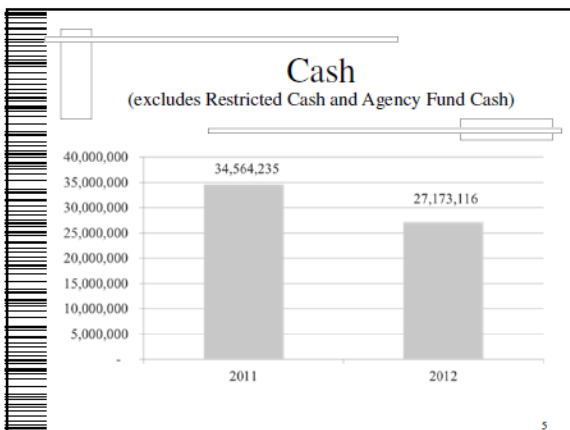
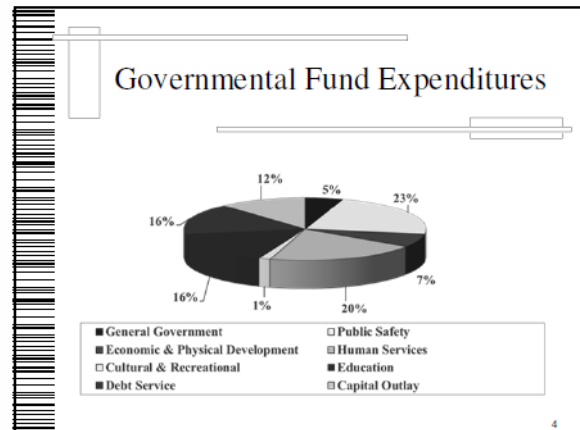
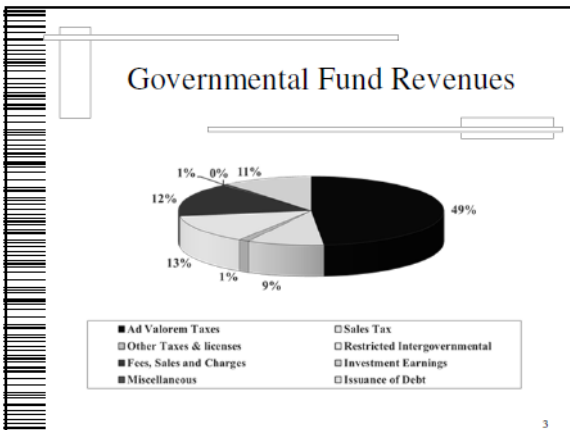
Winston, Williams, Creech, Evans & Co.
LLP

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Overview

- ◆ Franklin County has received an unqualified opinion on their June 30, 2012 financial statements; this is also called a “clean” opinion.
- ◆ Franklin County again received the Certificate of Excellence in Financial Reporting for fiscal year 06/30/11 and has submitted the 6/30/12 report to GFOA.

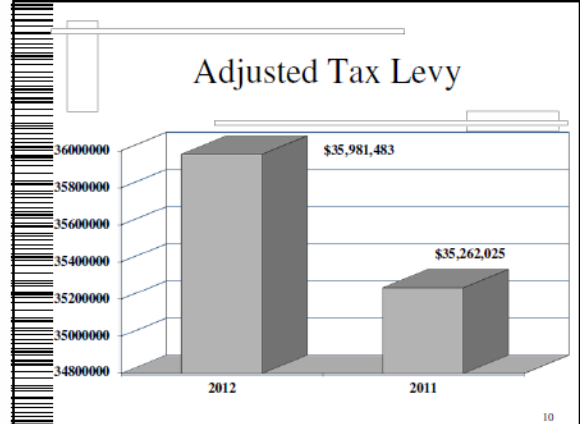
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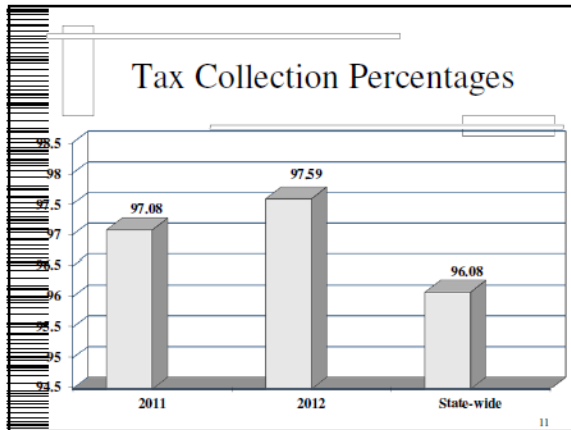


General Fund - Fund Balance Available for Appropriation Statistics

	2012	2011
Fund Balance Available for Appropriation	\$ 17,707,967	\$ 18,119,25
Expenditures (includes transfers)	69,478,836	67,626,840
FBA as a % of Expenditures	26.26%	26.79%
Statewide Avg (per LGC statistics)		26.27%

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Average Tax Rate and Debt per Capita

	Franklin County	Statewide	
Average Tax Rate	.8725/\$100	.5347/\$100	
	2012	2011	Change
Total Debt per Capita	\$ 1,737	\$ 1,799	(\$ 62)

Mr. Winston congratulated the Board and each department for successfully managing its expenses.

Finance Director Chuck Murray stated the audit was one of the “cleanest” reports the County has received in some time. He too presented a brief financial overview of FYE 2012.

Franklin County North Carolina Fiscal Year 2011-2012 Comprehensive Annual Financial Report

- ### Performance of the County
- (Page 14-15) **Auditor's Opinion** – The County's financial statements present fairly, in all respects, the respective financial position of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information. **The county received an "Unqualified" opinion which is the best possible opinion.**
 - (Page 136) **Internal Control Over Financial Reporting** – Auditors found **no material weaknesses** in Internal Control over Financial Reporting.
 - (Page 140) **Compliance and Other Matters** – Auditors performed tests on the County's compliance with certain provisions of laws, regulations, contracts and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. **No material weaknesses** were noted.
 - Statistical Section: pg 110-134.** – Contains 10 consecutive years of financial and statistical information and in my opinion is the most interesting section for our readers.

Franklin County Financial Summary – All Governmental Funds (page 30)

Expenditures:

Gen. Govt.	Pub. Safety	Economic & Phys. Dev.	Human Services	Cultural & Recrea.	Education	Capital	Debt	Total
\$4,107,482	18,371,117	5,487,805	16,549,400	1,179,430	13,388,084	9,572,995	12,789,587	\$81,425,930

Revenues:

Prop. Taxes	Sales Tax	Other Taxes	Intergov. & E-911 Fees	Inverg. Sales & Serv.	Invest. Earn.	Misc. Rev.	Total
\$38,329,055	7,358,931	1,006,100	10,616,499	12,807,499	143,458	358,755	\$70,420,297

Other Financing Sources:

Issuance of Debt	8,838,480
Transfers in and (out) - (net)	440,815
Total of Other Financing Sources	9,079,095

Net Change to Fund Balance (all funds): \$(1,928,638)

Franklin County Fund Balance Summary

	General Fund	Other Govt. Funds	Total Fund Bal.
At 7/1/11	\$ 21,492,922	\$ 8,419,501	\$29,912,423
FY Changes	472,841	(2,389,304)	(1,916,463)
Fund Bal 6/30/12	\$21,965,763	\$ 6,030,197	\$27,995,960
Percent to Budget	30.4%		
Unassigned FB	\$13,201,066		
Percent to 2013 Budget	18.7%		

Breakdown of the General Fund Fund Balance for F.Y.E. 2012

Total Fund Balance	\$21,965,763
Budgeted to be spent for F.Y. 2012-2013 budget	\$ 3,073,786
Earmarked by Board of Commissioners for Emergency Medical Equipment through EMS Incentive Plan.	77,414
Reserved by State Statute – (Receivables, etc.,)	4,230,576
Rec in Lieu for recreation -	283,079
Capital Reserve	594,825
Other reserved items for Coop. Extension. ect.,)	51,249
Airport Fuel Inventory	27,220
Occupancy Tax	91,425
NOVO Incentive	201,875
Other Reserves	133,248
Undesignated and Unreserved	\$ 13,201,066

Summary of Unassigned General Fund Fund Balance

Fiscal Year	Amount of Fund Balance
Fiscal Year 2011-2012	13,201,066
Fiscal Year 2010-2011	12,757,375
Fiscal Year 2009-2010	13,312,790
Fiscal Year 2008-2009	14,545,686
Fiscal Year 2007-2008	11,455,767
Fiscal Year 2006-2007	11,730,851
Fiscal Year 2005-2006	12,146,678
Fiscal Year 2004-2005	12,870,944

Key Department Analysis- General Fund:

<u>Source</u>	<u>Budget</u>	<u>Actual</u>	<u>Difference</u>
Total Budgeted Exp.	\$71,259,079	\$69,478,836	\$1,780,243
Total Budgeted Rev.	<u>67,539,139</u>	<u>69,719,539</u>	<u>2,180,400</u>
Budget Impact		(+)	\$3,960,643
Part-Time Salaries	1,192,977	1,312,077	(119,100)
Full-Time Salaries	16,620,307	15,978,011	523,196
Employee Benefits	<u>6,951,281</u>	<u>6,737,937</u>	<u>213,344</u>
Budget Impact		(+)	\$ 617,440

Key Department Analysis:

<u>Source</u>	<u>Budget</u>	<u>Actual</u>	<u>Difference</u>
Tax Collections	\$ <u>35,221,325</u>	<u>35,957,537</u>	<u>736,212</u>
Budget Impact			(+) 736,212
Sales Tax	4,681,620	4,937,185	(+) 255,565
EMS Revenue	1,464,913	2,047,873	(+) 582,960
State Grants DSS	3,209,478	3,564,331	(+) 354,853

Key Department Analysis:

<u>Source</u>	<u>Budget</u>	<u>Actual</u>	<u>Difference</u>
Tax Office Exp.	\$1,218,863	\$1,060,664	\$158,199
Sheriff's Office	\$8,458,005	\$8,297,186	\$160,819
Debt Service	\$12,910,508	12,789,587	<u>\$120,921</u>
Budget Impact		(+)	\$439,939

Other Key Points:

- Deleted old information, should have not been included.
- After all the (+) and (-) = We had a excellent year.

<u>Actual Expenses</u>	<u>Actual Revenues</u>	<u>Difference</u>
\$69,478,836	\$69,719,539	\$240,703

Water and Sewer Fund Summary For F.Y.E. June 30th 2012

	<u>F.Y.E. 2011</u>	<u>F.Y.E. 2012</u>
Total Sales for water were:	\$4,989,284	\$ 5,353,346
Total Sales for sewer were:	887,235	1,480,924
Fees, Charges, and & Other were:	\$431,646	506,007
Transfer from General Fund:	235,283	0
Total Revenues and Transfers:	<u>\$6,543,448</u>	<u>\$7,340,277</u>
Water Purchases were:	\$2,791,751	\$2,691,772
Debt Service payments were:	2,134,935	1,936,154
Operating and Capital expenses:	1,811,222	1,954,434
Transfer to General Fund	-0-	<u>440,615</u>
Total Expenditures were:	6,737,908	7,022,975
Revenues over Expenditures:	<u>(\$ 194,460)</u>	<u>\$ 317,302</u>
Depreciation on system:	870,543	875,448
(Not Funded)		

County's Debt Service at 6/30/2012

Total Bonded Debt	\$ 64,945,000
Lease financings agreements	\$ 27,856,705
Water and Sewer	<u>\$ 14,288,139</u>
Total Debt at 6/30/2012	\$ 107,089,844

Statistical Section

- Statistical Section**
- Last ten year comparisons of budget and other good information.**
- Questions?**

Mr. Murray noted the County received an "Unqualified" opinion, which he said is the best possible opinion. Auditors found no material weaknesses in Compliance, Other Matters or Internal Control over Financial Reporting.

Mr. Murray said the General Fund balance on June 30, 2012 was \$21,965,763 or 30.4% to budget. He said undesignated/unassigned fund balance is \$13,201,066 or 18.7% to the 2013 budget. According to Mr. Murray, the Local Government Commission requires counties to maintain a minimum General Fund balance of 8%. Mr. Murray said Franklin County's goal is 24%.

Overall, actual expenses for FYE 2012 were \$69,478,836. Total revenues for FYE 2012 were \$69,719,539 for a difference of \$240,703. Total debt as of June 30, 2012 was \$107,089,844.

Commissioner Foy said Franklin County's tax rate is high compared to other counties and asked Mr. Murray how much excess would be brought in as a result of revaluation. Mr. Murray anticipates approximately \$600,000 to \$700,000. Mr. Murray stated a small amount of debt will go offline in 2014 representing approximately a penny and a half on the tax rate.

Commissioner Dunston made a motion to accept the audit report as presented. The motion was seconded by Commissioner Lancaster and duly carried approval with all present voting "AYE."

4. YOUTHBUILD 2013 APPLICATION

In May 2012, the Board approved support for a YouthBuild application to include providing staff support and use of meeting space. Unfortunately, the application was unsuccessful.

Bernard Hall, YouthBuild Application Coordinator, made a presentation about the upcoming application for 2013. He asked the County to consider contributing additional resources not actual dollars. He asked that meeting space be used twice per month rather than once per month which was approved in 2012.

Commissioner Lancaster made a motion to approve a letter of commitment, seconded by Commissioner Jones. The motion duly carried with all present voting "AYE."

A brief recess was called at approximately 7:55 P.M. before moving on to consider appointments.

5. APPOINTMENTS

The Board was asked to consider the following appointments.

A. 911 Advisory Board

An appointment was needed to the 911 Advisory Board.

Commissioner Dunston made a motion to appoint Sheriff Jerry Jones, seconded by Commissioner Bunn. The motion duly carried with all present voting "AYE."

Appointments to this Board are by position.

B. Board of Adjustment

Two appointments were needed to the Board of Adjustment. (Commissioners Mitchell and Lancaster)

No appointments were made at this time.

C. Emergency Medical Services Advisory Committee

Two appointments were needed to the Emergency Medical Services Advisory Committee. (Commissioners Mitchell and Lancaster)

Commissioner Lancaster nominated Bradley Grissom for reappointment. The Board approved unanimously.

Commissioner Mitchell's appointment will be made at a later date.

D. Franklin-Vance-Warren Opportunity, Inc. Board of Directors

Commissioner David Bunn was asked to select an alternate (representing a County Commissioner) on the Franklin-Vance-Warren Opportunity, Inc. Board of Directors.

No appointment was made at this time.

E. Industrial Facilities Pollution Control Financing Authority

There were two vacancies on the Industrial Facilities Pollution Control Financing Authority. Mr. Keith Smith and Mr. James Spangler expressed interest in serving.

Commissioner Lancaster made a motion to appoint Keith Smith and James Spangler to the Industrial Facilities Pollution Control Financing Authority. The motion was seconded by Commissioner Jones and duly carried approval with all present voting "AYE."

F. Juvenile Crime Prevention Council (JCPC)

Commissioner Dunston made a motion to approve the following reappointments to the JCPC. The motion was seconded by Commissioner Jones and duly carried approval with all present voting "AYE."

- Jeanette Richardson (Social Services Director or Designee)
- Kathy Harrelson (United Way or other non-profit)
- Becky Leonard (Health Director or Designee)
- Alice Faye Hunter (At Large)

Commissioner Dunston made a motion to approve the following appointments to the JCPC. The motion was seconded by Commissioner Bunn and duly carried approval with all present voting "AYE."

- Jerry Jones (Sheriff or Designee)
- Gena McCray (Juvenile Defense Attorney)
- Theo Snelling (Parks and Recreation Representative)

G. Kerr-Tar Workforce Development Board

Commissioner Dunston made a motion to reappoint the following individuals to the Kerr-Tar Workforce Development Board for two-year terms. The motion was seconded by Commissioner May and duly carried approval with all present voting "AYE."

Peggie Simpson (private industry)
 Dexter Williams (private industry)
 Ronnie Goswick (economic development representative)
 Chris Roark (organized labor)

H. Library Board

An appointment was needed to the Library Board. (Commissioner Lancaster)

No appointment was made at this time.

I. Parks and Recreation Advisory Board

Two appointments were needed to the Parks and Recreation Advisory Board. (Commissioners Mitchell and Lancaster)

Commissioner Lancaster nominated Jan Alford for reappointment. The Board approved the nomination unanimously.

Commissioner Mitchell's appointment will be made at a later date.

J. Planning Board

Two appointments were needed to the Planning Board. (Commissioner Mitchell)

Commissioner Mitchell nominated Ronnie Pearce and William Wallace for reappointment. The Board approved the nominations unanimously.

K. Solid Waste Education Task Force

An appointment was needed to the Solid Waste Education Task Force. (Commissioner Dunston)

Commissioner Dunston nominated Pierre Giani for reappointment. The Board approved the nomination unanimously.

L. Tourism Development Authority

Two appointments were needed to the Tourism Development Authority. (Commissioners Dunston and Bunn)

Commissioner Dunston nominated Dee Patel for reappointment. The Board approved the nomination unanimously.

Commissioner Bunn's appointment will be made at a later date.

6. PALZIV NORTH AMERICA INVESTMENT SUBSTITUTION

Palziv North America is requesting a substitution of collateral for the investment they plan to make to offset the requested funds from the County for repairing the water tank located on its site. The prior investment commitment by Palziv North America was construction of a 40,000 square foot warehouse, with an estimated investment of \$1,000,000. The new investment commitment by Palziv is now creation of a new extrusion production line in their existing building at an estimated investment of \$2.75 million and the creation of up to 15 new jobs. Richie Duncan, Existing Industry Coordinator, presented the request and asked the Board to consider approval of the proposed substitution.

Mrs. Duncan elaborated on Palziv's original commitment to construct on-site warehouse space. Palziv has remedied its storage needs and now has an arrangement to store product offsite at Bobbie's Bottling of Louisburg and thus building construction is no longer planned.

Commissioner May made a motion to approve the investment substitution which includes one-third of the cost to refurbish the water tower (\$45,000) and change the investment commitment to a new extrusion production line with the creation of up to 15

new jobs. The motion was seconded by Commissioner Dunston and was approved with a 6 to 1 vote, with Commissioner Lancaster voting "NO."

Commissioner Lancaster stated he would no longer vote to approve incentives.

7. OTHER BUSINESS

As cutover and testing of the radio system progresses, Chairman Mitchell asked for a demonstration of the new system versus the old. The demonstration was conducted by SSC representative Mike Browne, one of the site managers for the radio project. Also present were Greg Strader, Program Manager, Harris Corporation and Brian Smith, Operations Manager, Franklin County Emergency Communications.

Using a handheld radio, Mr. Browne communicated with law enforcement officers in five areas of the County including Louisburg, Pilot, Epsom, Centerville and Youngsville. Transmission via the new system was successful at each location with some background noise experienced in the Centerville area. Comparatively, transmission via the old system was unsuccessful at each test point with the exception of Louisburg.

As issues with the new system continue to be monitored and tested, Mr. Browne said he sees progress each day even though there are issues still being addressed. Regarding problems with interference, Mr. Browne said the origin has yet to be found and that the Federal Communications Commission has been brought in to assist at no cost. He said the new system will be successful, but that doing so is taking longer than planned. Representatives from Kimball did not attend the Board meeting, but Mr. Browne said they concur the problems pertain to interference.

Commissioner Lancaster suggested all parties involved in the radio project be present at the Board's next meeting on March 18, 2013. He said a considerable amount of taxpayer money was spent on the system and felt it should soon be finalized in order to share with the public that Franklin County has a good radio system.

Commissioner Dunston said he understood one of the main areas of concern was successful communication in the White Level community. Jack Joyner and William Mitchell (Franklin County Sheriff's Department) stated they were not aware of any current communication problems in the White Level area with the new system.

8. 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 it is only scheduled to meet once in the month of March 2013. The meeting will be held on March 18, 2013.

Commissioner Lancaster: No comments were offered.

Commissioner Jones: Commissioner Jones stated he attended the Emerging Issues forum.

Commissioner May: Commissioner May commented on the following.

- Commissioner May asked about security provided at schools in his district. Chief Deputy Jack Joyner stated road deputies from the SCOPE team routinely visit schools for security purposes.

- He attended a recent meeting of the Franklin County Chamber of Commerce.
- He attended an Elected Officials Reception held at Century Link.
- He attended the Emerging Issues Forum and said it is crucial to invest in education and infrastructure. He also commented on the importance of water as a valuable resource. He said there will be a water shortage in North Carolina in the future.
- He attended a fundraiser at Duke Memorial Church.
- He attended a recent meeting of the Senior Democrats.
- He attended a fundraiser for Sidney Brooks Dement.

Commissioner Mitchell: No comments were offered.

Commissioner Dunston: No comments were offered.

Commissioner Bunn: No comments were offered.

Commissioner Foy: Commissioner Foy encouraged attendance at a fundraiser planned for the benefit of Ms. Portia Ross, a former employee of Franklin County who is battling lung cancer. He also encouraged attendance at an Adoptathon event on February 23, 2013 at the Franklin County Animal Shelter.

County Manager Angela L. Harris: Mrs. Harris commented on the following.

- Mrs. Harris received a letter of resignation from Larry Tetterton, Chairman of the Franklin County Board of Elections.
- Mrs. Harris also stated Board of Elections Director Amy Southerland had announced her retirement effective April 12, 2013.
- Mrs. Harris shared photographs from a recent father/daughter dance sponsored by Franklin County Parks and Recreation.
- Mrs. Harris also shared a video with the Board highlighting winners of the Innovation contest through N.C. State University's Institute for Emerging Issues. The Northern Vance High School Engineering Team won the award over four other finalists representing high schools from across North Carolina. The team's entry in the contest was the Sirocco Innovative Computer Cleaner, a device designed to dislodge and remove dust interfering with a computer's critical functioning parts. With their Prize for Innovation award, the team receives a \$5,000 cash award to use toward the development of their Sirocco creation.

9. CLOSED SESSION

Chairman Mitchell asked the Board to consider entering into closed session based on the following topics.

- A. Approval of Closed Session Minutes from January 22, 2013
- B. Approval of Closed Session Minutes from February 4, 2013
- C. Closed Session pursuant to NCGS 143-318.11 (a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged.
- D. Closed Session pursuant to NCGS 143-318.11 (a)(6), in order for the Board to discuss a personnel matter.

At approximately 9:13 P.M., Commission Dunston made the motion to enter into closed session pursuant to NCGS 143-318.11 (a)(3) and (a)(6), seconded by Commissioner Jones. The motion carried 6 to 1 with Commissioner Foy voting "NO."

At approximately 10:16 P.M., Commissioner Bunn made a motion to enter back into open session, seconded by Commissioner Dunston. The motion duly carried approval with all present voting "AYE."

Commissioner Lancaster made the motion to approve the closed session minutes of January 22, 2013 and February 4, 2013. The motion was seconded by Commissioner Dunston and duly carried approval with all present voting "AYE."

County Attorney Pete Tomlinson then provided a brief update on the status of the final payment owed to the County's revaluation contractor. Consulting with the Interim Tax Collector, Mr. Tomlinson negotiated with Tim Cain, Assessment Solutions, Inc. and reached a settlement of approximately \$18,000 which is half of the remaining payment due to Mr. Cain. He said approving the settlement would avoid any further legal proceedings and that it would also release the County from any further obligations outlined in the contract. Mr. Tomlinson pointed out the revaluation process had been extended several years and that Mr. Cain never asked for additional payment.

Commissioner Dunston made a motion to approve the suggested settlement, which is exactly half of the final payment owed. The motion was seconded by Commissioner Jones and duly carried approval with all present voting "AYE."

Commissioner Lancaster noted he supported the motion with much hesitation.

By settling, Commissioner Jones pointed out the Board is attempting to avoid additional expenses associated with legal fees. Mr. Tomlinson confirmed if the County elected not to pay the final payment to Assessment Solutions, Inc. it would be difficult for the County to prevail in litigation.

At approximately 10:21 P.M., Commissioner Dunston made a motion to adjourn, seconded by Commissioner Bunn. The motion duly carried approval with all present voting "AYE."

E. Shane Mitchell, Chair

Kristen G. King, Clerk to the Board

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