

BOARD OF COUNTY COMMISSIONERS
MINUTES OF MEETING
FEBRUARY 28, 1990

The Board of County Commissioners met this date in special session for the purpose of a budget review, gas tax discussion and other related matters.

COMMISSIONERS PRESENT:

S. Donnell Whitfield, Chairman
James M. Dillard
Ellis Melvin
Truman Grant
Monroe Cox

PRESENT AND ACTING:

Willie D. Wise, Clerk
Gail O'Bryan, Administrative Assistant
J. David House, Attorney
William G. Smith, Sheriff

The meeting was called to order by Commissioner Whitfield for the purpose of a budget review, gas tax discussion and other related matters.

Mr. Mark Shiver was present at the meeting to discuss the possibility of his holding some six or seven soft ball tournamants at Sam Atkins Park and in return would give the county 40% of his profit after expenses with the condition the county would spend the money on recreation at the park. He said the concession stand could be operated by little league or other non profit organizations. Mr. Shiver also agreed to volunteer his services to help direct the park for other tournaments and park related activities.

The Board agreed by consensus.

Danny Ryals was present at the meeting to discuss recycling possibilities.

Attorney House reported he had spoken with Jake Belin, Nemours Foundation re; Health Department Lease and presented the Board with a revised lease and asked the Clerk to mail same to Mr. Belin for approval.

Motion by Commissioner Dillard seconded by Commissioner Cox and carried 4-1, Commissioner Melvin voting no to adopt and ordinance prohibiting destruction or defacing of county roads.

Attorney House presented a letter from Ned McNath, Baskerville-Donovan Engineers, re: river sand for Ag Park and also a release/Hold Harmless Clause for Neal Land and Timber Co; re; River Sand. (See attached)
Release Hold Harmless Clause

Motion by Commission Dillard seconded by Commissioner Grant and carried 5-0 to accept Release/Hold Harmless Clause between BCC and Neal Land and Timber.

Attorney House reported on meeting with John DeNada, re: his road. Attorney House presented a survey relating to the road and after discussion, Attorney House recommended that the board have Sam Brunner survey the property in order to find out if the county is right or wrong.

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After much discussion, Motion by Commissioner Cox seconded by Commissioner Dillard and carried 4-1 with Commissioner Melvin voting no to accept Commissioner Melvins recommendation to see if Mr. Denada would be agreeable for the County to move the fence back five feet and if unable to do so, to accept County Attorney's recommendation and have Sam Brunner survey the property to see if the County is right or wrong.

Clerk Wise stated unless the County has a gas tax the County would not be liable for a small county kicker.

Commissioner Dillard reported that unless the County has a gas tax, they are not eligible for DOT emergency funds.

Attorney H0use presented and the board discussed ordinance for gas tax. Sheriff Smith was present and stated he would vote for the tax. He said if you travel the roads you have to pay for them.

The Board by district proritized their worst roads needing resurfacing first and after discussion, agreed on as their first priority 3 7/10 miles of Hwy 69 S.

Total secondary miles per district are as follows:

District 1: 12.10 miles
District 2: 39.3
District 3: 38.7
District 4: 28
District 5: 29.8

The Board and Clerk reviewed the Revenue and Expenditure reports through January 21, 1190 on all funds.

The Board and Clerk discussed at length the Resolution for a 1¢ dsldr tax without refrendum which was tabled at the last regular board meeting.

Clerk Wise stated there is a proposed bill for a 1¢ sales tax for Criminal Justice Trust Fund only. He stated if passed, this bill would provide additional funding for the Fine and Forfeiture account, relieving the Ad Valorem Tax presently being used and without additional revenues, there would be a decrease in funding for fiscal year 1990-91 and the Board would be unable to fund the budget, therefore, he would recommend the Board adopt the Resolution.

After discussion, Motion by Commissioner Cox seconded by commissioner Dillard and motion carried 3-2 with Commissioners Melvin and Grant voting no to accept the Clerks recommendation and adopt a Resolution in support of a 1¢ sales tax for general use without refrenemdums.

The Board did adjourn.

ATTEST:

WILLIE D. WISE, CLERK

S. DONNELL WHITFIELD, CHAIRMAN