

**GATES COUNTY BOARD OF COMMISSIONERS
SPECIAL MEETING MINUTES
DECEMBER 21, 2011**

The Gates County Board of Commissioners held a Special Meeting on Wednesday, December 21, 2011 at 1:00 p.m. in the Commissioners' Room, 202 Court Street, Gatesville. Commissioners Twine, Jordan, Hora, Owens and Jernigan were present. Also present was County Manager, Toby Chappell.

A prayer was led by Commissioner Jordan. Chairman Twine led the pledge of allegiance.

Chairman Twine called the meeting to order. He stated the agenda needed to be amended by moving Item C to the beginning of the meeting. The Board voted unanimously to approve the amended agenda.

Morgan Jethro, Planning Director, presented a request by Chad and Jennifer Hobbs to have the \$650 variance fee waived for the Board of Adjustment.

Chairman Twine made a motion to waive the \$650 Board of Adjustment variance fee for Chad and Jennifer Hobbs. Commissioner Owens seconded the motion, motion carried without opposition.

Chairman Twine discussed a one (1) acre property acquisition from Mrs. Linda Britt for property located on hwy. 158 and Honey Pot Road. The property will be used for a wastewater pump lift station. Mrs. Britt will accept three (3) sewer connections and three (3) water connections in exchange for the property. The sewer/water connections will be non-transferrable and are to be used by Mrs. Britt and her heirs only.

Commissioner Hora made a motion to proceed with the Deed of Trust for the property acquisition to be presented at the next meeting or as soon as possible.

Chairman Twine presented a Resolution authorizing the filing of an application for approval of a financing agreement authorized by NCGS 160A-20.

Commissioner Jernigan made a motion to adopt the Resolution as amended. Commissioner Jordan seconded the motion. Chairman Twine, Commissioners Jordan, Owens and Jernigan voted for the motion; Commissioner Hora voted against the motion. Motion carried by a majority vote.

The Resolution reads as follows:

RESOLUTION

**RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION
FOR APPROVAL OF A FINANCING AGREEMENT AUTHORIZED
BY NORTH CAROLINA GENERAL STATUTE 160A-20**

WHEREAS, The Board of Commissioners of Gates County, North Carolina desires to build a new County Library (the "Project") to better serve the citizens of Gates County; and

WHEREAS, The Board of Commissioners of Gates County, North Carolina desires to finance the Project by the use of an installment contract authorized under North Carolina General Statute 160A, Article 3, Section 20; and

WHEREAS, findings of fact by this governing body must be presented to enable the North Carolina Local Government Commission to make its findings of fact set forth in North Carolina General Statute 159, Article 8, Section 151 prior to approval of the proposed contract;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Gates County, North Carolina, meeting in special session on the 21st day of December, 2011, make the following findings of fact:

1. The proposed contract is necessary or expedient because the Board of Commissioners desires to build a new County library in order to reach a greater number of citizens, foster a more conducive environment to educational attainment, serve as a resource center for small businesses, and stop the use of a deteriorating current library that was built in 1836.
2. The proposed contract is preferable to a bond issue for the same purpose because the cost associated with issuing bonds would be excessive to Gates County for a project of this size.
3. The sums to fall due under the contract are adequate and not excessive for the proposed purpose because Gates County has had an extensive review of the proposed project by its architect, County Commissioners, and staff and the proposed project is deemed to be beneficial at the present time.
4. The Board of Commissioners of Gates County, North Carolina's debt management procedures and policies are good because Gates County has sought approval and guidance from the Local Government Commission on both existing and proposed projects.
5. The increase in taxes necessary to meet the sums to fall due under the proposed contract will be 0 cents per \$100 valuation and is not deemed to be excessive.
6. The Board of Commissioners of Gates County, North Carolina is not in default in any of its debt service obligations.
7. The attorney for the Board of Commissioners of Gates County, North Carolina has rendered an opinion that the proposed Project is authorized by law and is a purpose for which public funds may be expended pursuant to the Constitution and laws of North Carolina.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the County Manager and Finance Officer are hereby authorized to act on behalf of the Board of Commissioners of Gates County, North Carolina in filing an application with the North Carolina Local Government Commission for approval of the project and the proposed financing contract and other actions not inconsistent with this resolution.

This resolution is effective upon its adoption this 21st day of December, 2011.

The motion to adopt this resolution was made by Commissioner Jernigan, seconded by Commissioner Jordan and passed by a vote of 4 to 1.

Graham L. Twine, Chairman

ATTEST:

Diane R. Hendrix, Clerk to the Board

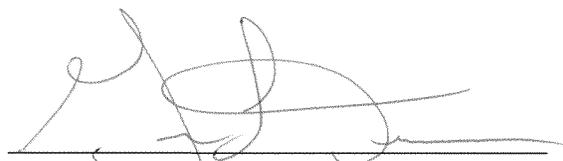
This is to certify that this is a true and accurate copy of Resolution No. N/A
Adopted by the

Board of Commissioners of Gates County, North Carolina on the 21st day of
December, 2011.

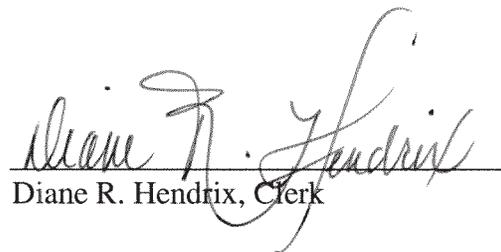
[Clerk/Secretary]

Date

Commissioner Owens made a motion to adjourn. Commissioner Hora seconded the motion, motion carried without opposition.



Graham L. Twine, Chairman



Diane R. Hendrix, Clerk

GATES COUNTY BOARD OF COMMISSIONERS

