

LEE COUNTY

NORTH CAROLINA

Committed Today for a Better Tomorrow

SPECIAL MEETING
OF THE
LEE COUNTY BOARD OF COMMISSIONERS
GORDON WICKER CONFERENCE ROOM
106 HILLCREST DRIVE
SANFORD, NORTH CAROLINA 27330

January 31, 2019
5:00 P.M.

A G E N D A

I. CALL TO ORDER – Amy Dalrymple, Chair

II. INVOCATION & PLEDGE OF ALLEGIANCE

III. OLD BUSINESS

- a. Consideration of a donation to Outreach Mission, Inc. of Property Located at Oakwood and South Third Street (PIN 9642-98-3679-00), Sanford, Lee County, North Carolina. – Whitney Parrish (Pages 1-15)

IV. NEW BUSINESS

- a. Lee County Libraries Food for Fines Program Approval. – Beth List (Pages 16-19)
- b. Request for approval of lease extension for space rented by the USDA at 2410 Tramway Road. – Lisa Minter (Pages 20-21)

V. ADJOURN



ITEM #:

III. A.

LEE COUNTY AGENDA ABSTRACT

BOARD OF COMMISSIONERS MEETING

(Use the Down or Up Arrows to move between fields of the Form)

MEETING DATE: January 31, 2019

SUBJECT: Consideration of a donation to Outreach Mission Inc. of property located at Oakwood and South Third Street (PIN 9642-98-3679-00), Sanford, Lee County North Carolina

DEPARTMENT: Administration

CONTACT PERSON: Whitney Parrish

TYPE: Consent Agenda Action Item Public Hearing Information

REQUEST	To consider a donation of property located at 304 Oakwood Avenue PIN 9642-98-3679-00
BUDGET IMPACT	N/A
ATTACHMENTS	map of the property, original deed, resolution, sample advertisement, NCGS 160A-279, NCGS 153A-149
PRIOR BOARD ACTION	The original offer to purchase the property by Outreach Mission was on the January 22, 2019 agenda, but after the agenda was published the Outreach Mission asked for a donation of the property instead.
SUMMARY	

The County of Lee and the City of Sanford foreclosed on the property located at PIN 9642-98-3679-00 in 2013. Currently, what is owed on the property is \$14,274.21, which includes the taxes and attorney fees owed. The Current tax value of the property is \$5,900.00. Outreach Mission contacted the City and the County wanting to purchase the property. The City of Sanford, at its January 15, 2019 Council Meeting voted to convey its interest to the County with the intent that the lot be received by the non-profit Outreach Mission to address homelessness. Upon further discussion, it was requested that the lot be donated to the Outreach Mission.

North Carolina General Statute 160A-279 allows a County to convey by private sale real property to a public entity which carries out a public purpose, for which the county has the legal authority to expend funds. North Carolina General Statute 153A-149(c)(3) authorizes the County to spend monies on social service programs which are not governed by the social services statute. However, if the County wishes to donate the property it will have to place covenants in the deed to ensure the entity continues to use the property for said public purpose. The proposed covenants include that the Outreach Mission Inc. will be seeking federal funds to erect the low barrier shelter, that the shelter will benefit the homeless population of Lee County and the Outreach Mission Inc. will not discriminate based on anyone's race, color, religion, sex, or national origin, the Outreach Mission will submit to the County the programs it offered throughout the year, and that if the property were to stop being used for said public purpose, it will revert back to the County.



If the County decides to donate the property, the Board needs to adopt the accompanying resolution and authorize the Clerk to advertise the intent of the donation in *The Sanford Herald*. The closing on the property cannot occur until at least 10 days after the advertisement, to allow citizens the opportunity to contact the Board if they wish. The Board can also go ahead and vote to authorize the Chair and the County Manager to sign any documents necessary to effectuate the transfer of the property after the ten days of advertisement.



Lee2
Printed January 11, 2019
See Below for Disclaimer



- Parcels
- Streets

- Railroad
- Lee County

- Sanford City Limits
- Broadway Town Limits

This site is prepared for the inventory of real property found within this jurisdiction and is compiled from recorded deeds, plats and other public records and data. Users of this site are hereby notified that the aforementioned public primary information sources should be consulted for verification of the information contained on this site. The County of Lee and Dude Solutions, Inc. assume no legal responsibility for the information contained on this site. Please be advised that you must contact the Lee County Tax Office for accurate tax values. Please contact the Lee County Appraisal Department if any building information is incorrect. The map, layer, data and website (collectively known as "the layer") are for graphical and illustration purposes only. The Lee County Strategic Services Department (hereinafter "the Department") provides the layer and the information contained within to the general public and has not customized the information for any specific or general purpose. Such information was generated from data maintained by different sources and agencies and as such, some limitations may apply based upon restrictions imposed by other sources or agencies supplying data to Lee County (hereinafter "the County"). While the Department strives to make the information on the GIS website as timely, reliable and accurate as possible, neither the Department nor the County local governments make any claims, promises, or guarantees about the accuracy, completeness or adequacy of the contents of the layer. Areas depicted are approximate and are not necessarily accurate to mapping, surveying or engineering standards. The County expressly disclaims liability for errors and omissions in the contents of this site and layer. No warranty of any type, implied, expressed, statutory, UCC or otherwise, including, but not limited to, the warranties of non-infringement of third party rights, title, accuracy of data, merchantability, or fitness for a particular purpose, is given with respect to the substantive content of this layer or its use in private or commercial financial transactions. The fact of distribution of the layer does not constitute any warranty, express, implied or otherwise. The user assumes the entire risk related to the use of this data. If the user intends to make any legal or financial decision based on this data, the user should independently verify the accuracy of the same. The Strategic Services Department and the Lee County local

1335
0826

FILED
LEE COUNTY
MOLLIE A. MCINNIS
REGISTER OF DEEDS

BK:01335 PG:0826

Lee County 09-13-2013
NORTH CAROLINA
Real Estate
Excise Tax \$29.00

FILED Sep 13, 2013
AT 11:20:33 am
BOOK 01335
START PAGE 0826
END PAGE 0827
INSTRUMENT # 06350

\$ 29.00

Revenue Stamps \$26.00

Prepared by: Zacchaeus Legal Services
Return to: Zacchaeus Legal Services, P.O. Box 25, Trenton, NC 28585

STATE OF NORTH CAROLINA

COMMISSIONER'S DEED
ID# 9642-98-3679-00

COUNTY OF LEE

This deed, made this 9th day of September, 2013, by MARK D. BARDILL, Commissioner, to County of Lee and City of Sanford, held pursuant to NCGS Section 105-376 of P.O. Box 1968, Sanford, Lee County, North Carolina 27331-1968.

WITNESSETH:

That whereas the said MARK D. BARDILL was appointed Commissioner under an order of the District Court, in the tax foreclosure proceeding entitled Lee County and City of Sanford versus Jimmy Earl Jones and spouse, if any, Defendants and Lienholders, Suntrust Bank and Branch Banking and Trust Company, et al, File No. 09-CVD-583; and said MARK D. BARDILL was directed by said Order as Commissioner to sell the land hereinafter described at public sale after due advertisement according to law; and

Whereas, the said MARK D. BARDILL, Commissioner, did on the 12th day of July, 2013, offer the land hereinafter described at a public sale at the Lee County Courthouse door, in Sanford, North Carolina, and then and there the said County of Lee and City of Sanford became the last and highest bidder for said land for the sum of \$14,274.21; and no upset or increased bid having been made within the time allowed by law, and said sale having been confirmed by said Court, and said MARK D. BARDILL, Commissioner, having been ordered to execute a deed to said purchaser upon payment of the purchase money;

Now, therefore, for and in consideration of the premises and the sum of \$14,274.21, receipt of which is hereby acknowledged, the said MARK D. BARDILL, Commissioner, does by these presents, hereby bargain, sell, grant, and convey to the said County of Lee and City of Sanford and their successors, heirs and assigns that certain parcel or tract of land, situated in East Sanford Township, Lee County, North Carolina, and described as follows:

All that certain tract or parcel of land lying and being situate in City of Sanford, East Sanford, Lee County, North Carolina and more particularly described as follows:

Described as follows: Beginning at an iron pipe located in the southeast intersection of the right of way of Oakwood Avenue and Third Street and running thence as the eastern right of way of Third Street S. 11 deg. 49' 10" E. 114.50 feet to an iron pipe; thence S. 88 deg. 25' 43" E. 87.59 feet to an iron pipe; thence S. 11 deg. 50' 49" E. 12.91 feet to an iron pipe; thence N. 79 deg. 12' 27" E. 75.78 feet to an iron pipe; thence N. 11 deg. 49' 10" W. 148.96 feet to an iron pipe in the southern right of way line of Oakwood Avenue; thence as the southern

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0827

BK:01335 PG:0827

right of way line of Oakwood Avenue, S. 78 deg. 12' 52" W. 160.00 feet to the point of beginning.
Subject to restrictive covenants and easements of record.
Parcel Number: 9642-98-3679-00

To have and to hold the aforesaid tract of land, to the said County of Lee and City of Sanford, and their successors, heirs and assigns forever, in as full and ample manner as said MARK D. BARDILL, Commissioner as aforesaid, is authorized and empowered to convey the same.

In witness whereof, the said MARK D. BARDILL, Commissioner, hath hereunto set his hand and seal.




(SEAL)
MARK D. BARDILL, Commissioner

NORTH CAROLINA
CRAVEN COUNTY

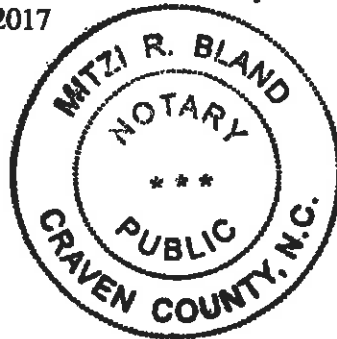
I, Mitzi R. Bland of said County, do hereby certify that MARK D. BARDILL, Commissioner, Grantor, personally appeared before me this day and acknowledged the execution of the foregoing deed.

Witness my hand and official seal this the 9 day of September, 2013.



Notary Public

My commission expires: 02/12/2017





Committed Today for a Better Tomorrow

**RESOLUTION AUTHORIZING THE SALE OF A VACANT LOT LOCATED
AT 304 OAKWOOD AVENUE IN THE CITY OF SANFORD
TO OUTREACH MISSION, INC.**

WHEREAS, Lee County acquired title to a vacant lot located at 304 Oakwood Avenue, in the City of Sanford by Deed recorded in Book 1335 Page 826 in the Office of the Register of Deeds for Lee County with the property bearing the PIN Number of 9642-98-3679-00; and more particularly described as follows:

All that certain tract or parcel of land lying and being situate in the City of Sanford, East Sanford, Lee County, North Carolina and more particularly described as follows: BEGINNING at an iron pipe located in the southeast intersection of the right of way of Oakwood Avenue and Third Street and running thence as the eastern right of way of Third Street S. 11 deg. 49' 10" E. 114.50 feet to an iron pipe; thence S. 88 deg. 25' 43" E. 87.59 feet to an iron pipe; thence S. 11 deg. 50' 49" E. 12.91 feet to an iron pipe; thence N. 79 deg. 12' 27" E. 75.78 feet to an iron pipe; thence N. 11 deg. 49' 10" W. 148.96 feet to an iron pipe in the southern right of way line of Oakwood Avenue; thence as the southern right of way line of Oakwood Avenue, S. 78 deg. 12' 52" W. 160.00 feet to the point of beginning. Subject to restrictive covenants and easements of record.

WHEREAS, The City of Sanford, at its January 15, 2019 Regular Council Meeting, voted to convey its interest in 304 Oakwood Avenue to Lee County with the intent that the lot be received by the non profit, Outreach Mission, Inc. to address homelessness, by Deed recorded in Book 1518 Page 800 in the Office of the Register of Deeds for Lee County, and;

WHEREAS the Board of Commissioners of Lee County desires to dispose of the lot as being surplus to the County's needs, and;

WHEREAS, the County has the authority pursuant to North Carolina General Statutes 153A-176 to dispose of real property belonging to the County according to the procedures prescribed in North Carolina General Statutes, Chapter 160A, Article 12 and has the specific authority pursuant to North Carolina General Statute 160A-279 to convey by private sale real property to a public or private entity which carries out a public purpose, and;

WHEREAS, The County has North Carolina General Statute 153A-149(c)(30) authorizes the County to expend funds for providing for the public welfare through the maintenance and administration of public assistance programs not specifically authorized under the Department of Social Services Chapter such as addressing the homeless needs in the County, and;

WHEREAS, Outreach Mission Inc., is a non-profit corporation serving the public purpose of providing shelter for homeless persons in the City and the County, and;

WHEREAS, the Outreach Mission Inc., by and through its board of directors has sought a donation of the property located at 304 Oakwood Avenue in order to provide a new shelter for its clients and has agreed to use the property in furtherance of its public purpose and if the Outreach Mission no longer uses the property for the public purpose of addressing homelessness, then the property will revert back to the County.

NOW THEREFORE, BE IT RESOLVED by the Lee County Board of Commissioners as follows:

1. That the lot located at 304 Oakwood Avenue, PIN 9642-98-3679 is hereby declared to be surplus to the needs of Lee County.
2. That the consideration for the conveyance is based on the following set of conditions, covenants and restrictions which shall be incorporated in the deed given by the County to the Outreach Mission, Inc. and which include:
 - a. The Outreach Mission Inc. will seek federal grant funding to help erect a low barrier homeless shelter on the parcel.
 - b. Once the shelter is completed, Outreach Mission Inc. will operate said low barrier homeless shelter to benefit the homeless population and the Outreach Mission Inc. will not discriminate based on anyone's race, color, religion, sex or national origin.
 - c. The Outreach Mission Inc. will submit an annual report to the County summarizing the programs it has offered throughout the year.
 - d. The deed will contain a clause that the property must be used for the public purpose of providing a homeless shelter to the population of the County of Lee and in the event the property described above ceases to be used for the aforesaid public purpose, then in such event all right, title, and interest in the property will revert back to the County and the County shall have the right to immediately re-enter upon said premises and take and hold possession of said premises without let or hindrance.
3. That the Clerk to the Board is hereby authorized and directed to cause a notice summarizing the contents of this resolution to be published once in *The Sanford*

Herald after the resolution is adopted and the property may be sold at any time after the ten (10) days after publication of the notice.

4. That the County Manager and the Chair of the Board of Commissioners are hereby authorized and directed to dispose of the property described herein by private sale to the non-profit corporation, Outreach Mission, Inc. at no cost for the public purpose of providing a homeless shelter to the citizens of Lee County.

Adopted this ____ day of _____, 2019.

Amy M. Dalrymple, Chair
Lee County Board of Commissioners

Jennifer Gamble, Clerk
Lee County Board of Commissioners

PUBLIC NOTICE OF SALE OF COUNTY OWNED REAL PROPERTY TO OUTREACH MISSION INC.

The Lee County Board of Commissioners at its January 31, 2019 special called meeting, and pursuant to its authority under NCGS 160A-279, resolved to sell by private sale through a donation to the Outreach Mission Inc., a vacant parcel known as 304 Oakwood Avenue, Sanford, North Carolina and further described as:

All that certain tract or parcel of land lying and being situate in the City of Sanford, East Sanford, Lee County, North Carolina and more particularly described as follows: BEGINNING at an iron pipe located in the southeast intersection of the right of way of Oakwood Avenue and Third Street and running thence as the eastern right of way of Third Street S. 11 deg. 49' 10" E. 114.50 feet to an iron pipe; thence S. 88 deg. 25' 43" E. 87.59 feet to an iron pip; thence S. 11 deg. 50' 49" E. 12.91 feet to an iron pipe; thence N. 79 deg. 12' 27" E. 75.78 feet to an iron pipe; thence N. 11 deg. 49' 10" W. 148.96 feet to an iron pipe in the southern right of way line of Oakwood Avenue; thence as the southern right of way line of Oakwood Avenue, S. 78 deg. 12' 52" W. 160.00 feet to the point of beginning. Subject to restrictive covenants and easements of record.

The property described hereinabove was acquired by Lee County through an instrument recorded in Book 1335 Page 826, Lee County Registry.

The Outreach Mission Inc. has requested a donation of the property. The outreach Mission Inc. is a non-profit organization that is requesting the donation of the property to build a new low barrier homeless shelter to serve the citizens of Lee County.

The deed or other instruments of conveyance shall contain covenants or conditions that the Outreach Mission shall use the property for the public purpose of serving the homeless community, it will apply for federal grants to help in building the shelter and will not discriminate based on anyone's race, color, religion, sex or national origin and if a anytime the property is no longer being used for the public purpose of serving the homeless community, title will revert back to the County.

The County intends to finalize the transfer of the property ten days after the publication of this notice.

Written comments may be submitted to the Lee County Board of Commissioners, 408 Summit Drive, Sanford, NC 27330, by fax at 919-718-4623, or by e-mail at jgamble@leecountync.gov.

Jennifer Gamble
Clerk to the Board

§ 160A-279. Sale of property to entities carrying out a public purpose; procedure.

(a) Whenever a city or county is authorized to appropriate funds to any public or private entity which carries out a public purpose, the city or county may, in lieu of or in addition to the appropriation of funds, convey by private sale to such an entity any real or personal property which it owns; provided no property acquired by the exercise of eminent domain may be conveyed under this section; provided that no such conveyance may be made to a for-profit corporation. The city or county shall attach to any such conveyance covenants or conditions which assure that the property will be put to a public use by the recipient entity. The procedural provisions of G.S. 160A-267 shall apply. Provided, however, that a city or county may convey to any public or private entity, which is authorized to receive appropriations from a city or county, surplus automobiles without compensation or without the requirement that the automobiles be used for a public purpose. Provided, however, this conveyance is conditioned upon conveyance by the public or private entity to Work First participants selected by the county department of social services under the rules adopted by the local department of social services. In the discretion of the public or private entity to which the city or county conveys the surplus automobile, when that entity conveys the vehicle to a Work First participant it may arrange for an appropriate security interest in the vehicle, including a lien or lease, until such time as the Work First participant satisfactorily completes the requirements of the Work First program. This subsequent conveyance by the public or private entity to the Work First participant may be without compensation. The participant may be required to pay for license, tag, and/or title.

(b) Notwithstanding any other provision of law, this section applies only to cities and counties and not to any other entity which this Article otherwise applies to.

(c) Repealed by Session Laws 1993, c. 491, s. 1.

(d) This section does not limit the right of any entity to convey property by private sale when that right is conferred by another law, public, or local. (1987, c. 692, s. 1; 1993, c. 491, s. 1; 1998-195, s. 1.)

§ 153A-149. Property taxes; authorized purposes; rate limitation.

(a) Pursuant to Article V, Sec. 2(5) of the Constitution of North Carolina, the General Assembly confers upon each county in this State the power to levy, within the limitations set out in this section, taxes on property having a situs within the county under the rules and according to the procedures prescribed in the Machinery Act (Chapter 105, Subchapter II).

(b) Each county may levy property taxes without restriction as to rate or amount for the following purposes:

- (1) Courts. - To provide adequate facilities for and the county's share of the cost of operating the General Court of Justice in the county.
- (2) Debt Service. - To pay the principal of and interest on all general obligation bonds and notes of the county.
- (3) Deficits. - To supply an unforeseen deficiency in the revenue (other than revenues of public enterprises), when revenues actually collected or received fall below revenue estimates made in good faith and in accordance with the Local Government Budget and Fiscal Control Act.
- (4) Elections. - To provide for all federal, State, district and county elections.
- (5) Jails. - To provide for the operation of a jail and other local confinement facilities.
- (6) Joint Undertakings. - To cooperate with any other county, city, or political subdivision in providing any of the functions, services, or activities listed in this subsection.
- (7) Schools. - To provide for the county's share of the cost of kindergarten, elementary, secondary, and post-secondary public education.
- (8) Social Services. - To provide for public assistance required by Chapters 108A and 111 of the General Statutes.

(c) Each county may levy property taxes for one or more of the purposes listed in this subsection up to a combined rate of one dollar and fifty cents (\$1.50) on the one hundred dollars (\$100.00) appraised value of property subject to taxation. Authorized purposes subject to the rate limitation are:

- (1) To provide for the general administration of the county through the board of county commissioners, the office of the county manager, the office of the county budget officer, the office of the county finance officer, the office of the county assessor, the office of the county tax collector, the county purchasing agent, and the county attorney, and for all other general administrative costs not allocated to a particular board, commission, office, agency, or activity of the county.
- (2) Agricultural Extension. - To provide for the county's share of the cost of maintaining and administering programs and services offered to agriculture by or through the Agricultural Extension Service or other agencies.
- (3) Air Pollution. - To maintain and administer air pollution control programs.
- (4) Airports. - To establish and maintain airports and related aeronautical facilities.
- (5) Ambulance Service. - To provide ambulance services, rescue squads, and other emergency medical services.
- (6) Animal Protection and Control. - To provide animal protection and control programs.
- (6a) Arts Programs and Museums. - To provide for arts programs and museums as authorized in G.S. 160A-488.
- (6b) Auditoriums, coliseums, and convention and civic centers. - To provide public auditoriums, coliseums, and convention and civic centers.
- (7) Beach Erosion and Natural Disasters. - To provide for shoreline protection, beach erosion control, and flood and hurricane protection.

- (8) Cemeteries. - To provide for cemeteries.
- (9) Civil Preparedness. - To provide for civil preparedness programs.
- (10) Debts and Judgments. - To pay and discharge any valid debt of the county or any judgment lodged against it, other than debts and judgments evidenced by or based on bonds and notes.
- (10a) Defense of Employees and Officers. - To provide for the defense of, and payment of civil judgments against, employees and officers or former employees and officers, as authorized by this Chapter.
- (10b) Economic Development. - To provide for economic development as authorized by G.S. 158-7.1.
- (10c) Energy Financing. - To provide financing for renewable energy and energy efficiency in accordance with a program established under G.S. 153A-455.
- (11) Fire Protection. - To provide fire protection services and fire prevention programs.
- (12) Forest Protection. - To provide forest management and protection programs.
- (13) Health. - To provide for the county's share of maintaining and administering services offered by or through the local health department.
- (14) Historic Preservation. - To undertake historic preservation programs and projects.
- (15) Hospitals. - To establish, support and maintain public hospitals and clinics, and other related health programs and facilities, or to aid any private, nonprofit hospital, clinic, related facility, or other health program or facility.
- (15a) Housing Rehabilitation. - To provide for housing rehabilitation programs authorized by G.S. 153A-376, including personnel costs related to the planning and administration of these programs. This subdivision applies only to counties with a population of 400,000 or more, according to the most recent decennial federal census.
- (15b) Housing. - To undertake housing programs for low- and moderate-income persons as provided in G.S. 153A-378.
- (16) Human Relations. - To undertake human relations programs.
- (16a) Industrial Development. - To provide for industrial development as authorized by G.S. 158-7.1.
- (17) Joint Undertakings. - To cooperate with any other county, city, or political subdivision in providing any of the functions, services, or activities listed in this subsection.
- (18) Law Enforcement. - To provide for the operation of the office of the sheriff of the county and for any other county law-enforcement agency not under the sheriff's jurisdiction.
- (19) Libraries. - To establish and maintain public libraries.
- (20) Mapping. - To provide for mapping the lands of the county.
- (21) Medical Examiner. - To provide for the county medical examiner or coroner.
- (22) Mental Health. - To provide for the county's share of the cost of maintaining and administering services offered by or through the area mental health, developmental disabilities, and substance abuse authority.
- (23) Open Space. - To acquire open space land and easements in accordance with Article 19, Part 4, Chapter 160A of the General Statutes.
- (24) Parking. - To provide off-street lots and garages for the parking and storage of motor vehicles.
- (25) Parks and Recreation. - To establish, support and maintain public parks and programs of supervised recreation.

- (26) Planning. - To provide for a program of planning and regulation of development in accordance with Article 18 of this Chapter and Article 19, Parts 3A and 6, of Chapter 160A of the General Statutes.
- (26a) Ports and Harbors. - To participate in programs with the North Carolina Ports Authority and provide for harbor masters.
- (27) Public Transportation. - To provide public transportation by rail, motor vehicle, or another means of conveyance other than a ferry, including any facility or equipment needed to provide the public transportation. This subdivision does not authorize a county to provide public roads in the county in violation of G.S. 136-51.
- (27a) Railway Corridor Preservation. - To acquire property for railroad corridor preservation as authorized by G.S. 160A-498.
- (28) Register of Deeds. - To provide for the operation of the office of the register of deeds of the county.
- (28a) Roads. - To provide for the maintenance of county roads as authorized by G.S. 153A-301(d).
- (29) Sewage. - To provide sewage collection and treatment services as defined in G.S. 153A-274(2).
- (30) Social Services. - To provide for the public welfare through the maintenance and administration of public assistance programs not required by Chapters 108A and 111 of the General Statutes, and by establishing and maintaining a county home.
- (31) Solid Waste. - To provide solid waste collection and disposal services, and to acquire and operate landfills.
- (31a) Stormwater. - To provide structural and natural stormwater and drainage systems of all types.
- (32) Surveyor. - To provide for a county surveyor.
- (33) Veterans' Service Officer. - To provide for the county's share of the cost of services offered by or through the county veterans' service officer.
- (34) Water. - To provide water supply and distribution systems.
- (35) Watershed Improvement. - To undertake watershed improvement projects.
- (36) Water Resources. - To participate in federal water resources development projects.
- (37) Armories. - To supplement available State or federal funds to be used for the construction (including the acquisition of land), enlargement or repair of armory facilities for the North Carolina National Guard.

(d) With an approving vote of the people, any county may levy property taxes for any purpose for which the county is authorized by law to appropriate money. Any property tax levy approved by a vote of the people shall not be counted for purposes of the rate limitation imposed in subsection (c).

The county commissioners may call a referendum on approval of a property tax levy. The referendum may be held at the same time as any other referendum or election, but may not be otherwise held within the period of time beginning 30 days before and ending 10 days after any other referendum or election to be held in the county and already validly called or scheduled by law at the time the tax referendum is called. The referendum shall be conducted by the county board of elections. The clerk to the board of commissioners shall publish a notice of the referendum at least twice. The first publication shall be not less than 14 days and the second publication not less than seven days before the last day on which voters may register for the referendum. The notice shall state the date of the referendum, the purpose for which it is being held, and a statement as to the last day for registration for the referendum under the election laws then in effect.

The proposition submitted to the voters shall be substantially in one of the following forms:

- (1) Shall ___ County be authorized to levy annually a property tax at a rate not in excess of ___ cents on the one hundred dollars (\$100.00) value of property subject to taxation for the purpose of ___?
- (2) Shall ___ County be authorized to levy annually a property tax at a rate not in excess of that which will produce \$ ___ for the purpose of ___?
- (3) Shall ___ County be authorized to levy annually a property tax without restriction as to rate or amount for the purpose of ___?

If a majority of those participating in the referendum approve the proposition, the board of commissioners may proceed to levy annually a property tax within the limitations (if any) described in the proposition.

The board of elections shall canvass the referendum and certify the results to the board of commissioners. The board of commissioners shall then certify and declare the result of the referendum and shall publish a statement of the result once, with the following statement appended: "Any action or proceeding challenging the regularity or validity of this tax referendum must be begun within 30 days after (date of publication)." The statement of results shall be filed in the clerk's office and inserted in the minutes of the board.

Any action or proceeding in any court challenging the regularity or validity of a tax referendum must be begun within 30 days after the publication of the results of the referendum. After the expiration of this period of limitation, no right of action or defense based upon the invalidity of or any irregularity in the referendum shall be asserted, nor shall the validity of the referendum be open to question in any court upon any ground whatever, except in an action or proceeding begun within the period of limitation prescribed herein.

Except for supplemental school taxes and except for tax referendums on functions not included in subsection (c) of this section, any referendum held before July 1, 1973, on the levy of property taxes is not valid for the purposes of this subsection. Counties in which such referendums have been held may support programs formerly supported by voted property taxes within the general rate limitation set out in subsection (c) at any appropriate level and are not subject to the former voted rate limitation.

(e) With an approving vote of the people, any county may increase the property tax rate limitation imposed in subsection (c) and may call a referendum for that purpose. The referendum may be held at the same time as any other referendum or election, but may not be otherwise held within the period of time beginning 30 days before and ending 30 days after any other referendum or election. The referendum shall be conducted by the county board of elections.

The proposition submitted to the voters shall be substantially in the following form: "Shall the property tax rate limitation applicable to ___ County be increased from ___ on the one hundred dollars (\$100.00) value of property subject to taxation to ___ on the one hundred dollars (\$100.00) value of property subject to taxation?"

If a majority of those participating in the referendum approve the proposition, the rate limitation imposed in subsection (c) shall be increased for the county.

(f) With respect to any of the categories listed in subsections (b) and (c) of this section, the county may provide the necessary personnel, land, buildings, equipment, supplies, and financial support from property tax revenues for the program, function, or service.

(g) This section does not authorize any county to undertake any program, function, joint undertaking, or service not otherwise authorized by law. It is intended only to authorize the levy of property taxes within the limitations set out herein to finance programs, functions, or services authorized by other portions of the General Statutes or by local acts. (1973, c. 803, s. 1; c. 822, s. 2; c. 963; c. 1446, s. 25; 1975, c. 734, s. 17; 1977, c. 148, s. 5; c. 834, s. 3; 1979, c. 619, s. 4; 1981, c. 66, s. 2; c. 562, s. 11; c. 692, s. 1; 1983, c. 511, ss. 1, 2; 1985, c. 589, s. 57; 1987, c. 45, s. 2; c. 697, s. 2; 1989, c. 600, s. 5; c. 625, s. 25; c. 643, s. 1; 1989 (Reg. Sess., 1990), c. 1005, ss. 3-5; 1991 (Reg.

Sess., 1992), c. 764, s. 1; c. 896, s. 1; 1993, c. 378, s. 2; 1997-502, s. 6; 1999-366, s. 3; 2002-159, s. 50(a); 2002-172, s. 2.4(a); 2003-416, s. 2; 2009-281, s. 1; 2010-167, s. 4(b); 2013-360, s. 15.28(f.)



Committed Today for a Better Tomorrow

ITEM #:
 IV. A.

LEE COUNTY AGENDA ABSTRACT BOARD OF COMMISSIONERS MEETING

(Use the Down or Up Arrows to move between fields of the Form)

MEETING DATE: January 31, 2019

SUBJECT: Lee County Libraries Food for Fines Program Approval

DEPARTMENT: Library

CONTACT PERSON: Beth List, Director of Library Services

TYPE: Consent Agenda Action Item Public Hearing Information

REQUEST	To approve the Lee County Libraries Food for Fines Program which will collect non-perishable, unexpired food items in lieu of fines during the week of February 18 th – 23 rd , 2019 for the local food banks of Lee County.
BUDGET IMPACT	Unknown, but most likely minimal, impact on library revenue; nominal expenditure possible however, will be within the library's daily operating budget.
ATTACHMENTS	Program description
PRIOR BOARD ACTION	N/A
RECOMMENDATION	Approve the Lee County Libraries Food for Fines Program for the week of February 18 th – 23 rd , 2019.
SUMMARY	

There is a concern for a food bank shortages due, in part, to the Federal Government shutdown. Recipients of social service benefits received early deposits for their February benefits on January 20th, 2019. If the government shutdown is implemented after the three weeks, the potential will be a reality. In a commitment to our community, the Lee County Libraries would like to implement a Food for Fines program which will collect food in lieu of fines for one week. Please see the attached proposal for more details.



Food for Fines at Lee County Libraries Program

Week of February 18th – 23rd, 2019

Purpose:

To collect non-perishable unexpired food items for the local food pantries of Lee County, NC.

Details:

There is a concern for a food bank shortages due, in part, to the Federal Government shutdown. Recipients of social service benefits received early deposits for their February benefits on January 20th, 2019. If the government shutdown is implemented after the three weeks, the potential will be a reality. In a commitment to our community, the Lee County Libraries would like to implement a Food for Fines program. The Lee County Libraries will collect non-perishable, unexpired food items for the local food pantries within Lee County during the week of February 18th – 23rd, 2019. As an incentive to give, library patrons will have the opportunity to bring in these food items in lieu of paying their overdue library fines. Each item that meets the "acceptance criteria" will be worth \$1 toward Lee County Library overdue fines. Food items cannot be applied to damaged or lost item fees or fines from other libraries.

The objective of the program is twofold. First, to encourage those patrons with fines on their account to come back to the library and "pay down" their library fines and re-discover library services. Second, to collect food items for the local food banks of Lee County and give back to those needing assistance. Patrons without fines will be encouraged to drop off their food item donations at the Main Library during the week of the program as well. Donated items cannot be used as credit on library accounts. The program will end on February 23rd, 2019 at 5 pm. After this time, donation items should be dropped off directly at a food bank or shelter per their process.

Acceptance Criteria:

Food items must be non-perishable, unexpired and contained in original sealed packaging. Items will not be accepted if they are packaged in rusty, dented, unlabeled cans, non-commercial canned, homemade packaged items, alcoholic beverages, mixes or soda, opened or used items.

Example of items that can be accepted:

- baby food
- canned tuna

- peanut butter
- boxed cereal
- rice, beans, pasta and pasta sauce or canned spaghetti or ravioli

We will also accept “necessity” items for the local shelters including: shampoo, soap, diapers and cleaning supplies. All items must be unexpired and unopened in original packaging with labels intact.

Locations for Collection:

Lee County Libraries – Main Branch
107 Hawkins Ave., Sanford, NC 27330

Lee County Libraries – Broadway Branch
206 S. Main St., Broadway, NC 27505

Method of Distribution:

Each day the items will be packed into boxes and distributed to the participating food banks within Lee County. Food Bank volunteers can pick up the boxed items. Library and DSS Adult Service staff will also assist with deliveries.

Partners:

The Lee County Libraries has established a partnership with the Department of Social Services to connect with local food banks of Lee County and the people in need. DSS Adult Services has offered to assist with deliveries during the week of the program.

Benefits:

The program’s intention is to promote library services and increase positive relationship with county residents. Our most important objective is to give back to our community and fill the shelves at our local food banks for those needing assistance. The library benefits by reintroducing library services to delinquent patrons by providing an alternative way to pay down their fines. Some of our community members are unable to pay and others simply decline. This program gives everyone a chance to clear their accounts and give back to their community. An additional benefit will be for the library to get back some of those “lost” library materials that may not be returned otherwise. The Food for Fines Program will reinforce the image of the library as the place for all our community members to connect, create and discover regardless of life circumstances. The County Government will be able to show its’ commitment to the betterment and wellbeing of the people in Lee County.

Impact on Budget:

Currently there is an unknown impact on library revenue. Preliminary assessment is that it will be minimal. Any expenditures for the program will be negligible, and will be within the limits of the library’s current budget. These costs may include a banner for the front of the library, posters, flyers and gas for making deliveries.



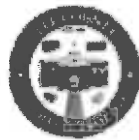
Food for Fines



Week of February 18th – 23rd, 2019

Pay down your overdue fines by helping us fill the shelves of the local food banks in Lee County.

Stop by the library for more information or check out our website at <https://library.lee-county-fl.gov>





Committed Today for a Better Tomorrow

ITEM #:
IV. B.

LEE COUNTY AGENDA ABSTRACT BOARD OF COMMISSIONERS MEETING

(Use the Down or Up Arrows to move between fields of the Form)

MEETING DATE: January 31, 2019

SUBJECT: Lease extension for space rented by USDA at 2410 Tramway Road

DEPARTMENT: Finance

CONTACT PERSON: Lisa G. Minter, Assistant County Manager/Finance Director

TYPE: Consent Agenda Action Item Public Hearing Information

REQUEST	To approve an amendment to the lease of 4,186 square feet of space at 2410 Tramway Road to the US Government for office space for the Farm Service Agency, Rural Development and Soil & Water
BUDGET IMPACT	Revenue of \$31,538 is included in the FY 19-20 budget for the lease of this space
ATTACHMENTS	Lease Amendment #4
PRIOR BOARD ACTION	Original lease was approved by the Board of Commissioners on March 20, 2006
RECOMMENDATION	Approve Lease Amendment #4
SUMMARY	

On March 20, 2006, the Board of Commissioners approved a lease to rent 4,186 square feet in the McSwain facility for offices for Farm Service Agency, Rural Development and Soil Water. We currently receive \$2,628.17 per month for that space. That lease has been extended three times with last one expiring December 31, 2018. The US Government has asked for the County to approve a fourth amendment extending the lease until December 31, 2020 at the same monthly rate.

GENERAL SERVICES ADMINISTRATION PUBLIC BUILDINGS SERVICE LEASE AMENDMENT	LEASE AMENDMENT No. 4
	TO LEASE NO. <u>Lee County, North Carolina</u>
ADDRESS OF PREMISES 240 Tramway Road Sanford, NC 27332	PDN Number: N/A

THIS AMENDMENT is made and entered into between **Lee County**
 whose address is: **106 Hillcrest Drive P.O Box 1968; Sanford, NC 27331-1968**

hereinafter called the Lessor, and the **UNITED STATES OF AMERICA**, hereinafter called the Government:

WHEREAS, the parties hereto desire to amend the above Lease to extend lease term.

NOW THEREFORE, these parties for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, covenant and agree that the said Lease is amended, effective upon execution by the Government as follows:

1. Effective upon execution by the Government, the lease period of the above described premises will be extended from **January 1st, 2019** through **December 31st, 2020**.
2. The Government will pay the Lessor annual rent of **\$31,538.04** payable at the rate of **\$2,628.17** per month (representing **\$7.53** per **4,186** net useable square feet) in arrears.
3. The Lessor must have an active/updated registration in the System for Award Management (SAM) System (<https://www.sam.gov>) upon receipt of this lease Amendment. The Government will not process rent payments to Lessors without an active/updated SAM Registration.

This Lease Amendment contains 1 pages.

All other terms and conditions of the lease shall remain in force and effect.
 IN WITNESS WHEREOF, the parties subscribed their names as of the below date.

FOR THE LESSOR:

FOR THE GOVERNMENT:

Signature: _____
 Name: _____
 Title: _____
 Entity Name: _____
 Date: _____

Signature: _____
 Name: Mary Katherine Miller
 Title: Lease Contracting Officer, USDA
 Date: _____

WITNESSED FOR THE LESSOR BY:

Signature: _____
 Name: _____
 Title: _____
 Date: _____