

**PERSON COUNTY BOARD OF COMMISSIONERS**  
**MEMBERS PRESENT**

**OCTOBER 20, 2009**  
**OTHERS PRESENT**

Johnny Myrl Lunsford

Heidi York, County Manager

Jimmy B. Clayton

Kyle W. Puryear - ABSENT

Brenda B. Reaves, Clerk to the Board

B. Ray Jeffers

Samuel R. Kennington

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The Board of Commissioners for the County of Person, North Carolina, met in recessed session on Tuesday, October 20, 2009 at 12:00 noon for the purpose of joint session meeting with the City of Roxboro at the FEMA Room at the Human Services Building located at 355 S. Madison Boulevard, Roxboro.

Chairman Lunsford called the recessed meeting to order at 12:16 p.m. following the lunch provided by the City of Roxboro. Commissioner Puryear was absent.

**CONTRACT TO PROVIDE COUNTY FIRE PROTECTION SERVICES:**

The Board heard Mr. Nick Herman, Attorney for the Roxboro City Council summarize the City's view of the Contract to Provide County Fire Protection Services as a binding contract in force that calls for renewal in five-year cycles unless the Contract is terminated by unilateral resolution by one of the governing bodies or by mutual resolution of both governing bodies. Mr. Herman stated the City's desire to receive the outstanding contractual funding that had been withheld in the amount of 5% since July 1, 2009. Mayor Brown stated it was the consensus of the Roxboro City Council that the Contract had been broken by the County.

Chairman Lunsford stated the desire of the County is to renegotiate the Contract and noted the County Manager was directed by the Board of County Commissioners to reduce all fire protection services funding by 5%.

County Manager, Heidi York noted the County interpretation of Section 7 of the Contract relating to the term as a period of five-years, renewing for an additional five year period expiring September 1, 2009, further noting no specific language stating renewal for successive five-year periods. The County Manager noted previous discussions with the City Manager requesting renegotiating the terms of a revised Contract and funding at the same amount until the September 1, 2009.

A **motion** was made by Commissioner Clayton, **seconded** by Commissioner Kennington, and **carried** to reinstate the 5% funding that had been withheld by the County to the City of Roxboro for the months of July and August, 2009 to meet the contractual agreement.

It was the consensus of the Board of County Commissioners and was agreed upon by the City of Roxboro to direct the County Manager, the City Manager and the Attorneys representing both governing boards to meet and negotiate the terms for an amended Contract to Provide County Fire Protection Services and return to both boards with recommendations and options for consideration and approval. It was also the consensus of the Board of County Commissioners to restore the funding to meet the contractual requirements during the interim period until a negotiated Contract to Provide County Fire Protection Services is mutually agreed upon by both governing boards.

**CONTRACT TO PROVIDE E-911 COMMUNICATIONS:**

It was the consensus of the Board of County Commissioners and the City of Roxboro to direct the County Manager and the City Manager to negotiate revisions to the Contract to Provide E-911 Communications and bring such recommendations to each board for approval.

**UPDATE ON ECONOMIC DEVELOPMENT:**

The County Manager stated the Board of County Commissioners has a scheduled meeting on October 26, 2009 at 6:30 p.m. in the Commissioner's Room to discuss the future of economic development and invited the Roxboro City Council members to attend.

**OPEN DIALOGUE BETWEEN THE COUNCIL AND BOARD:**

Commissioner Kennington thanked the City of Roxboro for their efforts in recycling and suggested City Council member's input related to landfill discussions at a future meeting.

Commissioner Jeffers suggested both boards working together to further rejuvenate the downtown area.

Chairman Lunsford thanked the Roxboro City Council for providing lunch.

**RECESS:**

A **motion** was made by Commissioner Kennington, **seconded** by Commissioner Jeffers, and **carried** to recess the meeting at 1:23 p.m. until October 26, 2009 at 6:30 p.m. for the purpose of meeting with Mr. Jim Stovall to discuss economic development issues.

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Brenda B. Reaves  
Clerk to the Board

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Johnny Myrl Lunsford  
Chairman

**October 20, 2009**