

LEE COUNTY

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REGULAR MEETING
OF THE
LEE COUNTY BOARD OF COMMISSIONERS
106 HILLCREST DRIVE
SANFORD, NORTH CAROLINA 27330

JANUARY 5, 2015

The regular meeting of the Board of Commissioners for the County of Lee, State of North Carolina, convened at 4 p.m. in the Commissioners' Room, First Floor, Lee County Government Center, 106 Hillcrest Drive, Sanford, North Carolina, on said date. Commissioners present were Amy M. Dalrymple, Dr. Ricky D. Frazier, Larry "Doc" Oldham, Robert T. Reives, Timothy S. Sloan, and Kirk D. Smith. Dr. Andre Knecht was not present at the beginning of the meeting but joined the meeting at 4:10 p.m.

Chair Dalrymple called the meeting to order and the following business was transacted:

Commissioner Frazier delivered the invocation.

The pledge of allegiance was recited.

The Board considered additions/changes to the Agenda. Commissioner Reives asked the Board to consider a Resolution recognizing law enforcement. With no other changes made, Commissioner Frazier moved to approve the Agenda as amended. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Oldham, Reives, Sloan, and Smith
Nay: None
Absent: Knecht

The Chair ruled the motion had been adopted unanimously.

Commissioner Smith asked that the Consent Agenda item pertaining to Johnston-Lee-Harnett Community Action be pulled for discussion under New Business. Commissioner Smith moved to approve the *Consent Agenda* which consisted of the following items:

- Minutes from the December 15, 2014 regular meeting,
- Minutes from the December 15, 2014 closed session, and
- Resolution to add of Sabre Drive and Manassas Drive to the NC DOT State System (copy attached).

Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Oldham, Reives, Sloan, and Smith
Nay: None
Absent: Knecht

The Chair ruled the motion had been adopted unanimously.

Pursuant to N.C. General Statute §153A-52.1, the Chair opened the floor for *Public Comments*. The following signed up to speak and were allowed 3 minutes for comments:

1. Terica Luxton, 3616 Lee Avenue, Sanford (coal ash)
2. Donna Strickland, 1708 Woodridge Drive, Sanford (coal ash meeting)

Commissioner Knecht joined the meeting during Ms. Strickland's comments at 4:10 p.m.

The Board considered recommendations from the Lee County Planning Board in reference to public hearings held during the December 15th meeting. Zoning Administrator Althea Thompson stated the Planning Board recommended approval of the application by Sandra Fleming, Judy Leslie, James Clifton and Chris Layne to rezone from Residential Agricultural (RA) district to Highway Commercial (HC) district two adjoining lots located as 3309 and 3313 Hawkins Avenue. Commissioner Oldham moved to approve the recommendation of the Lee County Planning Board for the above referenced lots on Hawkins Avenue, and an *Ordinance Amending the Zoning Map of Lee County*, a copy of which is attached to these Minutes and by this reference made a part hereof . Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith
Nay: None

The Chair ruled the motion had been adopted unanimously.

Ms. Thompson stated the Planning Board recommended approval of the application by Wendell Johnson to rezone four adjoining parcels located at 4127 Jefferson Davis Highway from Light Industrial Conditional Use (LI-CU) district to Light Industrial (LI) district. Commissioner Oldham moved to approve the recommendation of the Lee County Planning Board for the above referenced lots on Jefferson Davis Highway, and an *Ordinance Amending the Zoning Map of Lee County*, a copy of which is attached to these Minutes and by this reference made a part hereof. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith
Nay: None

The Chair ruled the motion had been adopted unanimously.

The Board considered a Policy for Remote Participation for Board of Commissioner meetings. County Attorney Kerry Schmid stated she took recommendations made from Board members during the December 15th meeting and made changes to the Policy. The following changes were outlined:

1. Overall formatting to better organize the Policy,
2. Added a paragraph that stated, "Remote participation shall be used only in limited circumstances. After a Commissioner has remotely participated in three meetings in a calendar year, further remote participation shall only be allowed upon a majority vote by the Board of Commissioners."

3. Added a sentence that requires the Commissioner participating remotely to identify themselves and state the location from which they are participating remotely, and
4. Added a phrase that states any Commissioner participating remotely shall not be allowed to make motions.

Commissioner Smith stated with his new job at Fort Bragg he will be out of town occasionally for training and will have to miss some meetings. He asked the Board to consider removing the section requiring approval of the full Board after three remote participations. After further discussion, Commissioner Frazier moved to approve the *Remote Participation Policy for Meetings of the County Board of Commissioners*, a copy of which is attached to these Minutes and by this reference made a part hereof. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, and Sloan
 Nay: Smith

The Chair ruled the motion had been adopted by a 6 to 1 vote.

The Board considered two appointments to the Sanford-Lee County Partnership for Prosperity (SLCPP). Clerk to the Board Gaynell Lee presented five applications to the Board for consideration and asked Board members if they wished to vote by show of hand or ballot. Commissioner Knecht moved for the Board to vote using ballots that had been prepared. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith
 Nay: None

The Chair ruled the motion had been adopted unanimously.

After ballots were completed and signed, the following results were presented to the Board.

<u>Commissioner</u>	<u>Applicants</u>
Dalrymple voted for	Carol Carlson and Faye Cameron
Frazier voted for	Carol Carlson and Faye Cameron
Knecht voted for	Brian McRae and Faye Cameron
Oldham voted for	Tommy Mann and Carol Carlson
Reives voted for	Carol Carlson and Faye Cameron
Sloan voted for	Carol Carlson and Faye Cameron
Smith voted for	Brian McRae and Faye Cameron

It was announced that Carol Carlson and Faye Cameron had been selected to fill the two vacant seats appointed by the Lee County Board of Commissioners to the Sanford-Lee County Partnership for Prosperity.

The Board considered a Resolution Opposing Coal Ash Disposal in Lee County. Commissioner Reives submitted additional provisions from 2007 Senate Bill 1492 the Board might want to include in the Resolution or possibly attach to the Resolution. Commissioner Frazier stated he wanted the citizens to know Commissioners are standing behind them and opposing the coal ash landfill. The recent discovery of a graveyard on the site is another item of concern. Commissioner Smith moved for the Board to go into Closed Session to discuss the Resolution before taking action. Upon a vote, the results were as follows:

Aye: Smith
Nay: Dalrymple, Frazier, Knecht, Oldham, Reives, and Sloan

The Chair ruled the motion failed with a 6 to 1 vote.

Commissioner Frazier moved to approve the *Resolution of the Lee County Board of Commissioners Opposing Coal Ash Disposal in Lee County*, a copy of which is attached to these Minutes and by this reference made a part hereof. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, and Sloan
Nay: Smith

The Chair ruled the motion had been adopted by a 6 to 1 vote.

The Board considered acceptance of additional Division of Public Health Family Planning Funds for the Health Department. Health Director Terrell Jones stated his office had been notified they would be receiving \$6,867.00 in additional Family Planning Program funding to support the Out-of-Wedlock-Pregnancy Prevention Program in Lee County. If approved, funds will be funneled to the Coalition for Families of Lee County for their Sister Love Program that supports African-American women at risk for poor birth outcomes in Lee County. Funding also supports an outreach worker for the Barbers and Beauticians program. After discussion, Commissioner Reives moved to approve the acceptance of \$6,867.00 in additional Family Planning Funds for the Health Department. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith
Nay: None

The Chair ruled the motion had been adopted unanimously.

The Board considered a Resolution honoring local law enforcement and public employees that had been added to the Agenda at the beginning of the meeting. Chair Dalrymple read a "draft" Resolution in honor of law enforcement and public employees. Commissioner Reives stated the Highway Patrol, EMS and fire fighters needed to be included as part of the Resolution as well as recognizing National Law Enforcement Day which will be celebrated on January 9th. After discussion, Commissioner Reives instructed staff to draft a *Resolution Honoring Public Employees and Local Law Enforcement* for the Chair to sign. A copy of said Resolution is attached to these Minutes and by this reference made a part hereof. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith
Nay: None

The Chair ruled the motion had been adopted unanimously.

The Board discussed 2015 Legislative Priorities as requested by the North Carolina Association of County Commissioners (NCACC). Federal issues are due back to the NCACC by January 16th with the top issues going to the North Carolina Congressional Delegation in Washington, DC, in February. The Board was asked to provide issues to the County Manager or Chair by January 16th. No action was taken.

The Board considered the FY 2015-16 Johnston-Lee-Harnett Community Action Services Block Grant that was removed from the Consent Agenda at the beginning of the meeting. Commissioner

Smith addressed various incorrect items listed in the grant. Commissioner Frazier stated he served on the Johnston-Lee-Harnett Community Action Board and would be happy to get explanations and corrections for Commissioner Smith. After further discussion, Commissioner Oldham moved to endorse the *FY 2015-16 Johnston-Lee-Harnett Community Action Services Block Grant*. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, and Sloan
Nay: Smith

The Chair ruled the motion had been adopted by a 6 to 1 vote.

The Board considered Budget Amendment # 01/05/15/08 to appropriate additional funding to Social Services from the State, for the Low Income Energy Assistance Program that assists eligible clients with their heating needs. Appropriation was in the amount of \$54,775.00. Commissioner Frazier moved to approve the above referenced *Budget Amendment* as presented, a copy of which is attached to these Minutes and by this reference made a part hereof. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith
Nay: None

The chair ruled the motion had been adopted unanimously.

County Manager John Crumpton discussed upcoming meeting dates for budget work sessions and a joint meeting with Trustees from Central Carolina Community College. No action was taken.

With no further business to come before the Board, Commissioner Reives moved to adjourn the meeting. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith
Nay: None

The chair ruled the motion had been adopted unanimously and the meeting adjourned at 5:30 p.m.



Amy M. Dalrymple, Chair
Lee County Board of Commissioners

ATTEST:



Gaynell M. Lee, Clerk to the Board