

# LEE COUNTY

NORTH CAROLINA

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

JUNE 3, 2013

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The regular meeting of the Board of Commissioners for the County of Lee, State of North Carolina, convened at 4:30 p.m., in the Commissioners' Room, Lee County Government Center, 106 Hillcrest Drive, Sanford, North Carolina, on said date. Commissioners present were Amy M. Dalrymple, Dr. Ricky D. Frazier, Charles T. Parks, Robert T. Reives, Kirk D. Smith, and James K. Womack. Dr. Andre Knecht was absent at the beginning of the meeting but joined the meeting at 5:10 p.m.

Chairman Parks called the meeting to order.

Commissioner Frazier delivered the invocation.

The pledge of allegiance was recited.

The Board considered additions/changes to the Agenda. Chairman Parks added a request for a fireworks permit as part of New Business. Commissioner Reives asked that the Board discuss a policy for county owned facilities under New Business. Commissioner Womack asked that the Home and Community Care Block Grant item on the Consent Agenda be moved to New Business. With no other changes made, Commissioner Womack moved to approve the Agenda as amended. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Parks, Reives, Smith, and Womack  
Nay: None  
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

Commissioner Dalrymple moved to approve the *Consent Agenda* which consisted of the following items:

- Minutes from the May 15, 2013 joint meeting with Economic Development,
- Minutes from the May 20, 2013 regular meeting, and
- Minutes from the May 23, 2013 budget work session.

Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Parks, Reives, Smith, and Womack  
Nay: None  
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

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

1. Ms. Kaycey McLaughlin, 512 1<sup>st</sup> Street, Broadway (Teacher Assistants)

The Board considered the TARPO Locally Coordinated Human Service Transportation Plan that had been deferred from the May 20<sup>th</sup> meeting. Matthew Day from the Triangle Area Planning Organization briefly discussed the Plan that includes Lee, Chatham, Moore and Orange Counties. Lee County must be included in an approved Local Coordinated Transportation Plan for organizations to apply for various federally funded grant programs. Commissioner Smith moved to approve the TARPO Locally Coordinated Human Service Transportation Plan as presented. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Parks, Reives, Smith, and Womack  
Nay: None  
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

The Board considered the FY 2013-14 Home and Community Care Block Grant for Older Adults that had been pulled from the Consent Agenda at the beginning of the meeting. Senior Services Director Debbie Davidson stated the total proposed funds allocated from this grant through Triangle J Area Agency on Aging are \$358,188 with a required local match of \$39,799. Funds are proposed to be used for general and medical transportation, congregate and home delivered meals, information and assistance, Senior Center operations, and minor home repair. After discussion, Commissioner Frazier moved to approve the FY 2013-14 Home and Community Care Block Grant for Older Adults 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, Parks, Reives, Smith, and Womack  
Nay: None  
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

The Board considered an agreement between Lee County and Waste Industries, LLC for solid waste services. Solid Waste Superintendent Joe Cherry asked the Board to approve an Agreement with Waste Industries, LLC to cover hauling and disposal of solid waste and recyclables from the County's convenience centers and schools and government buildings that will go into effect July 1st. Roll-off service (Convenience Centers) is estimated at \$155,540 for hauling and \$239,408 for disposal. Front loader service (schools and government buildings) is estimated at \$78,339 for hauling and disposal/recycling. It was noted the Commissioners approved the proposal from Waste Industries, LLC for solid waste services at their May 6, 2013 meeting. After discussion, Commissioner Smith moved to approve the Agreement between Lee County and Waste Industries, LLC for solid waste services 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, Parks, Reives, Smith, and Womack  
Nay: None  
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

The Board considered a Consulting Agreement with Nutrition That Works, LLC. Ms. Bettina Seymoure, on behalf of Health Director Terrell Jones, presented the Agreement to the Board for consideration. The Agreement would be a long term (18 – 36 months) arrangement between the Lee County Health Department and Nutrition That Works, LLC to provide a Registered Dietician (RD) to the Health Department's WIC (Women Infant Children) Nutrition program. Ms. Seymoure stated the Health Department has been without a Nutritionist III/WIC Director since February 2013. The previous person was a Nutritionist III, but not a Registered Dietitian (RD) as required by State education requirements. Extensive advertising for a RD has been done but no applications have been received from qualified individuals. After discussion, Commissioner Reives moved to approve the Consulting Agreement with Nutrition That Works, LLC 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, Parks, Reives, Smith, and Womack  
Nay: None  
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

The Board considered changes to the By-Laws for the Lee County Economic Development Corporation. County Manager John Crumpton stated the Lee County Economic Development Corporation was requesting the appointment of two (2) voting members from the Sanford Chamber of Commerce to their Board. Changes to the By-Laws must be approved by the Commissioners. It was noted this was one of many changes that needed to be made to the By-Laws and would need to be revisited in the near future. After discussion, Commissioner Womack moved to approve the revised By-Laws as presented under the condition that the By-Laws be updated and corrected within the next 180 days, 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, Parks, Reives, Smith, and Womack  
Nay: None  
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

The Board considered Budget Amendment # 06/03/13/18. County Manager John Crumpton presented the above referenced Budget Amendment which appropriates insurance funds in the amount of \$8,600 to the Sheriff's department to cover repairs to damaged vehicles. Commissioner Reives moved to approve Budget Amendment # 06/03/13/18 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, Parks, Reives, Smith, and Womack  
Nay: None  
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

The Board considered a Resolution for Lee County to Join America's Counties for Energy Independence (ACEI). Commissioner Womack presented the Resolution and asked the Board to consider joining this 501(C)3 organization that has been formed to help member counties efficiently maximize and sustain energy resources; advance unconventional and conventional energy development in the United States; support balanced and responsible state-level energy regulation; promote health and safety; promote member counties' social and economic growth; educate stakeholders; and collaborate to share best practices. Commissioner Womack stated he has been asked to serve on the national board of directors as a representative of an emerging energy-producing county. Annual fees to join are \$500 per year. Commissioner Womack moved to approve a Resolution for Lee County to join the America's Counties for Energy Independence (ACEI), a copy of which is attached to these Minutes and by this reference made a part hereof. Commissioner Frazier stated he would like to study the Resolution further and defer action until the next meeting. Upon a vote of Commissioner Womack's motion, the results were as follows:

Aye: Dalrymple, Knecht, Parks, Reives, Smith, and Womack  
Nay: Frazier

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

Commissioner Knecht joined the meeting at 5:10 p.m. – during the discussion and vote of the above item.

The Board considered the request for a fireworks permit that had been added to the Agenda at the beginning of the meeting. Chairman Parks stated the permit was requested by Mr. Joel Ammons for a special fireworks event to be held at his home on Saturday, June 8, 2013. Commissioner Smith moved to approve the request as presented. County Attorney Neil Yarborough referenced the three (3) different names on paper work provided. The insurance policy is in a different name than the person asking to provide the fireworks. Mr. Yarborough suggested that in the future, the Board ask for proof of insurance showing that Mr. Ammons is covered. Commissioner Womack amended the motion to approve the fireworks permit contingent upon Mr. Ammons bringing in proof of adequate insurance, and proof of adequate licensure information by 5 p.m., Wednesday, June 5, 2013, a copy of which is attached to these Minutes and by this reference made a part hereof. Upon a vote of the amended motion, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Parks, Reives, Smith, and Womack  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board discussed a policy for county-owned facilities that had been added to the agenda at the beginning of the meeting. Commissioner Reives stated that any department that allows the use of county-owned property on weekends or off-hours should provide information as to how to reach staff after hours. Citizens using county-owned facilities should be given a name and contact number should a problem arise. It was decided that the County Manager would discuss this matter with department heads at their next regular monthly meeting. No action was taken.

County Manager John Crumpton shared a 5-minute video from the North Carolina Association of County Commissioners giving an update on the status of many of the county's legislative goals and an update on the State budget.

Chairman Parks called for a 10-minute recess at this time. Upon returning from recess, with all Commissioners present, the regular meeting resumed.

At this time the Board conducted a public hearing for comments in reference to the recommended FY 2013-14 Budget. County Manager John Crumpton stated he had presented his recommended Budget to the Board of Commissioners at their May 20<sup>th</sup> meeting, of which a copy can be viewed at the Library on Hawkins Avenue and in the County Clerk's office. The public hearing had been properly advertised for this date and time. Chairman Parks opened the public hearing and informed citizens they would be allowed 3 minutes for their presentations. The following spoke in reference to the recommended FY 2013-14 Budget:

1. Mark Hackett, 1492 Abercorn Lane, Sanford (HAVEN)
2. Lee West, 2001 Country Club Ct., Sanford (Temple Theater)
3. Keith Clark, 212 Acorn Drive, Sanford (County Budget)
4. Kate Rumely, 321 N. Steele Street (Funding for Non-Profits)
5. Jayne Hartman, 117 Tower Ridge Lane, Sanford (Temple Theater)
6. Rahne Hartman, 117 Tower Ridge Lane, Sanford (Temple Theater)
7. Kathy Davis, 658 Steel Bridge Road, Sanford (Temple Theater)
8. Beth Whitehead, 148 S. Moore Street, Sanford (Lee County Arts Council)
9. Bo Hedrick, 2659 Blackstone Road, Sanford (Boys & Girls Club)
10. Martha Underwood, 3309 Westcott Circle, Sanford (County Budget)
11. Kathy Guthrie, Siler City (Temple Theater)
12. Tom Dalton, Temple Education Leader (Temple Theater)
13. Rosa Portillo, HAVEN employee (HAVEN)
14. Amelia Guthrie, Siler City (Temple Theater)

Chairman Parks closed the public hearing.

The Board conducted a public hearing for the proposed FY 2013-14 fire district tax rates. County Manager John Crumpton stated the recommended rates are on file at the Library on Hawkins Avenue and in the County Clerk's Office.

Chairman Parks opened the public hearing that had been properly advertised for this date and time.

No one present spoke for or against the proposed FY 2013-14 fire district tax rates.

Chairman Parks closed the public hearing.

Commissioner Smith moved to go into closed session to (1) discuss matters relating to the location or expansion of a business in the area per North Carolina General Statute §143-318.11(a)(4), and (2) to discuss a personnel matter per North Carolina General Statute §143-318.11(a)(6). Upon a vote, the results were as follows:

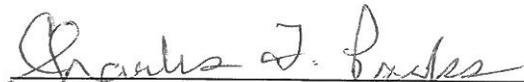
Aye: Dalrymple, Frazier, Knecht, Parks, Reives, Smith, and Womack  
Nay: None

The Chairman ruled the motion had been adopted unanimously and the Board was in closed session.

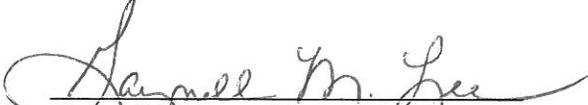
Upon returning from Closed Session, with all members present, the regular meeting resumed. With no further business to come before the Board, Commissioner Dalrymple moved to adjourn the meeting. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Parks, Reives, Smith, and Womack  
Nay: None

The Chairman ruled the motion had been adopted unanimously and the meeting adjourned at 7:40 p.m.

  
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Charles T. Parks, Chairman  
Lee County Board of Commissioners

ATTEST:

  
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Gaynell M. Lee, Clerk to the Board