

# LEE COUNTY

NORTH CAROLINA

*Committed Today for a Better Tomorrow*

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

JUNE 1, 2015

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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 when the meeting was called to order were Amy M. Dalrymple, Dr. Ricky D. Frazier, Larry "Doc" Oldham, Robert T. Reives, and Timothy S. Sloan. Commissioner Dr. Andre Knecht joined the meeting at 4:07 p.m. and Commissioner Kirk D. Smith arrived at 5:20 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. Chair Dalrymple stated an amendment to the Buggy Factory Lease would be added to Old Business, and a Closed Session to consider a personnel matter would be added. She also stated the report on Fire Department budgets would be moved to the end of New Business. With no other changes made, Commissioner Oldham moved to approve the *Agenda* as amended. Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously.

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

- Minutes from the May 18, 2015 regular meeting,
- Removal of a member from the Lee County Fire Advisory Board for non-attendance of meetings,
- Acceptance of Library LSTA EZ Literacy & Lifelong Learning Grant in the amount of \$25,936.06, and
- Fireworks Permit for the 4<sup>th</sup> of July celebration for Mr. Joel Ammons (copy attached).

Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously.

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

1. Mr. Keith Clark, 212 Acorn Drive, Sanford (budget)

The Board considered bids for demolition of the San-Lee Nature Center that burned on November 28, 2014. General Services Director Russell Spivey stated Commissioners approved demolition of the Nature Center at their February 2, 2015 meeting. Bids for demolition of the structure were received from four companies after a pre-bid meeting that was held on May 4, 2015. The following bids were received for the demolition project:

A-1 Salvage and Demolition, Archdale, NC	\$ 58,000
EHG, Morrisville, NC	\$169,500
D H Griffin, Raleigh, NC	\$170,750
Cary Reconstruction, Apex, NC	\$229,500
Sanford Contractors, Sanford, NC	No Bid

Mr. Spivey stated there was concern the low bid from A-1 Salvage had failed to take all aspects of the project into account since the range in bid amounts varied significantly. After speaking with a representative from A-1, it was stated they completely understood the project and took all factors of the job into account. A-1 Salvage submitted written notice they would stand by their bid if approved for the project. After discussion, Commissioner Oldham moved to accept the low bid from A-1 Salvage and Demolition, Archdale, NC, in the amount of \$58,000 for demolition of the San-Lee Park Nature Center. Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously.

Commissioner Knecht arrived during the beginning of the above discussion, at 4:07 p.m.

The Board considered an architectural services contract for the new San Lee Nature Center building. County Manager John Crumpton stated the following eight responses had been received for architectural services:

HH Architecture  
Little Architecture  
Frank Harmon Architect  
Szostak Design  
Smith Sinnett Architecture  
ESPA architects & Planners

Sherman Architecture  
Falcon Engineering

Responses were reviewed, using a matrix system to evaluate the proposals, and four firms were invited to make a presentation to a select committee. Mr. Crumpton stated that after the presentations, the committee recommended HH Architecture as the preferred architect for the project. After discussion, Commissioner Reives moved to approve an architectural services contract with HH Architecture for the San Lee Nature Center Building, not to exceed \$158,200. Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously.

The Board considered a Resolution and Amendment to the Buggy Factory that had been added at the beginning of the meeting. County Attorney Kerry Schmid outlined the changes and answered questions from the Board. Commissioner Reives moved to approve a *Resolution and Amendment for the Sanford Buggy Factory*, copies of which are 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: None  
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

The Board considered a Resolution reappointing Mary C. Yow as Lee County Tax Administrator. Human Resource Director Joyce McGehee stated Tax Administrator Mary Yow was appointed on November 19, 2012 by the Board with the appointment ending June 30, 2015. The Board was asked to approve a Resolution reappointing Ms. Yow for a 4-year term. After discussion, Commissioner Oldham moved to approve a *Resolution of Reappointment of Mary C. Yow as Lee County Tax Administrator*, 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: None  
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

At this time Clerk to the Board Gaynell Lee administered the Oath to Ms. Yow and Board members congratulated her on her job performance.

The Board considered the write-off of 10-year delinquent property taxes. Tax Administrator Mary Yow asked the Board to approve the write-off of delinquent property taxes in the amount of \$95,136.68 as allowed by Statute that precludes the Tax Collector from using enforced collection remedies for taxes greater than 10 years past due. All 2004 taxes became due on September 1, 2004, and unenforceable as of September 1, 2014, 10 years after the original due date. After discussion, Commissioner Frazier moved to approve the *10-year write-off of delinquent property taxes* as presented. Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously.

The Board considered proposed fees for the provision of Intrauterine Device (IUD) Contraception Services in the Health Department. Health Director Terrell Jones stated the Lee County Health Department, under guidance of the North Carolina Department of Health Human Services Branch, is strongly encouraged to offer long acting reversible contraceptive (LARC) methods of birth control. The Health Department is encouraged to make an effort to provide a broad range of contraceptive methods including LARC options to aid clients who wish to delay or prevent pregnancy. Mr. Jones further stated the ability to offer intrauterine devices within the health department will aid in sustaining provision of quality family planning services for client centered care. Surrounding counties and private vendors were surveyed to get pricing. The Board of Health approved the following fees at their May 13<sup>th</sup> meeting that match Medicaid reimbursement:

\$ 478.00 Intrauterine Device (IUD) Fee-MIRENA  
\$ 387.00 Intrauterine Device (IUD) Fee-PARAGUARD  
\$ 153.00 Insertion Fee for Intrauterine Device  
\$ 153.00 Removal Fee for Intrauterine Device

After discussion, Commissioner Frazier moved to approve the proposed fees referenced above for the *Provision of Intrauterine Device Contraception Services for the Lee County Health Department*. Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously.

The Board considered renewal contracts for the Department of Social Services. Social Services Director Brenda Potts presented the first renewal contract with Christian Healthcare Adult Day Care which is a day care for adults that are unable to stay alone during the day. These individuals would normally go to an Adult Care Home (Rest Home) if it were not for family members who care for them in the evenings and weekends. Commissioner Frazier moved to approve the renewal contract between the *Lee County Department of Social Services and Christian Healthcare Adult Day Care*, 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: None  
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

Ms. Potts next presented renewal home energy supplier agreements with Blossom Gas, PSNC, Central Electric Membership, Citgo Value Mart, Duke Energy Progress, and Hunter Oil. The Crisis Intervention Program (CIP) provides assistance to eligible households that are in a heating or cooling related emergency. The goal of the CIP program is to help families stay warm in the winter and cool in

the summer. By doing so, this reduces the risk of health and safety problems such as illness, fire, or eviction. The Low Income Energy Assistance Program (LIEAP) provides a one-time vendor payment to help eligible households pay their heating bills. Only households containing an elderly person age 60 and above or a disabled person receiving services through the Division of Aging and Adult Services (DAAS) are eligible to receive benefits from December 1<sup>st</sup> through January 31<sup>st</sup>, or until funds are exhausted. Commissioner Oldham moved to approve the above referenced *Home Energy Supplier Agreements* as presented, copies of which are 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: None  
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

The third renewal contact presented by Ms. Potts was with Value Mart (307 Carthage Street) for Non-Emergency Medicaid Transportation. Ms. Potts stated one of the methods of providing services in the Non-Emergency Medicaid Transportation Program is through a gas voucher. The client uses the gas voucher to purchase gas for transportation to medical appointments. The client takes the voucher to the vendor and the vendor allows the client to pump the gas amount of the voucher after proper ID is provided. Ms. Potts stated this contract cannot exceed \$60,000, as this is the projected estimate based on prior year spending. Commissioner Reives moved to approve the renewal contract with *Value Mart for Non-Emergency Medicaid Transportation*, 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: None  
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

The last renewal vendor contract presented by Ms. Potts was for Value Mart (307 Carthage Street) for the Work First Program. Ms. Potts stated frequently services in the TANF Program (Temporary Assistance for Needy Families) require that clients are provided gas for transportation. The gas is provided by way of a voucher that the client takes to the vendor. After proper identification is provided, the client is allowed to pump gas in the amount of the voucher. Commissioner Frazier moved to approve the renewal contract with *Value Mart for the Work First Program*, 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: None  
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

The Board considered Budget Amendment # 06/01/15/17 for the following departments:

Senior Services – appropriate Senior Health Insurance Information Program (SHIIP) Grant funds to be used for advertising, program supplies and capital, and

Health – Animal Control – acceptance of \$500 contribution from the local shag dance club to purchase patio furniture for the adoption area at the animal shelter.

Commissioner Frazier moved to approve *Budget Amendment # 06/01/15/17*, 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: None  
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

The Board considered a “Voting Delegate” for the upcoming 80<sup>th</sup> Annual NACo Conference scheduled in Mecklenburg County on July 10-13. Every county participating in the conference must appoint a voting delegate and an alternate delegate. Commissioner Sloan moved to appoint Commissioner Dalrymple as the Lee County voting delegate and Commissioner Frazier as alternate voting delegate for the upcoming NACo Conference. Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously.

Commissioner Knecht discussed a UDO Ordinance that was tabled approximately 2 years ago concerning RV's (recreational vehicles) used as housing while construction of new homes was going on. Commissioner Knecht stated he had been contacted by a gentleman that owned 5-7 acres of land that he planned on building a house on and living on site in his RV while the house is under construction. He asked if the matter tabled 2 years ago could be re-studied and considered again. Community Development Director Marshall Downey stated the matter could be re-studied but would have to go before the Joint City-County Planning Commissioner before coming to the Board of Commissioners for approval. After further discussion, Commissioner Knecht moved for the Planning Department to un-table the matter, re-study, and bring back before the Joint Planning Commission and Commissioners for consideration. Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously.

Chair Dalrymple stated a Budget Work Session would be held on Friday, June 5, 2015, beginning at 2 p.m. in the Commissioners' Board Room.

Commissioner Sloan moved to go into Closed Session to consider 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, Oldham, Reives, and Sloan  
Nay: None  
Absent: Smith

The Chair ruled the motion had been adopted unanimously and the Board was in Closed Session. Commissioner Smith arrived at the beginning of the Closed Session at 5:20 p.m.

Upon returning from Closed Session, with all members present, the regular meeting resumed.

At this time Donald Andrews, Chair of the Lee County Fire Advisory Board presented the FY 2015-16 Volunteer Fire Department Budgets. Mr. Andrews stated the Fire Advisory Board has completed its annual review of the fire department budget requests for the upcoming year by reviewing each budget by line item. Meetings were held with each department for a one-on-one question and answer session. Mr. Andrews asked the Board of Commissioners to schedule a public hearing on June 15, 2015 in reference to the Fire Department budgets. After discussion, Commissioner Smith moved to hold a public hearing at 6 p.m., June 15, 2015, for the recommended FY 2015-16 Lee County Fire District Budgets. Upon a vote, the results were as follows:

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

At 5:45 p.m., Chair Dalrymple recessed the meeting until 6 p.m.

At 6 p.m. Chair Dalrymple called the meeting back to order, with all members present for the purpose of conducting public hearings for the proposed FY 2015-16 Budget and Capital Improvement Plan (CIP) for FY 2016-2020.

The Chair opened the public hearing that had been advertised for this date and time on the recommended FY 2015-16 Budget.

The following spoke in favor of the proposed budget and were allowed 3 minutes for comments:

1. Irene Smith, 519 Walnut Drive, Sanford
2. Dr. Andy Bryan, Lee County School Superintendent, 1508 Winterlocken Drive, Sanford
3. Dr. Lynn Smith, Chairman, Lee County Board of Education, 1502 Gormly Circle, Sanford
4. Cynthia Wicker, 1636 Everett Dowdy Road, Sanford
5. Cindy Hall, 212 Wilkins Drive, Sanford
6. Paula Layton, 1019 Walker Road, Sanford
7. Jan Tart, 1406 Winterlocken Drive, Sanford
8. Justin Wilkinson, 822 N. Gulf Street, Sanford
9. Vickie Wilkins, 957 South Bay, Sanford

The following spoke in opposition to the proposed budget and were allowed 3 minutes for comments:

1. Jim Womack, 1615 Boone Trail Road, Sanford
2. Frank Thompson, 191 Covered Bridge Lane, Sanford
3. Reuhl Dabolt, 2435 S. Plank Road, Sanford
4. Celeste Bissell, 1759 Daiquiri Turn, Sanford
5. Pat Barnville, 84 Traceway, Sanford
6. Mildred Smith, 502 Richmond Drive, Sanford
7. Myrna Rodriguez, 416 Harbor Trace, Sanford

The Chair closed the public hearing for the recommended FY 2015-16 Budget.

Chair Dalrymple opened the public hearing that had been advertised for this date and time for the proposed Capital Improvement Plan (CIP) for FY 2016-2020.

The following spoke in opposition to the CIP and were allowed 3 minutes for comments:

1. Jim Womack, 1615 Boone Trail Road, Sanford

The Chair closed the public hearing for the Capital Improvements Plan.

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

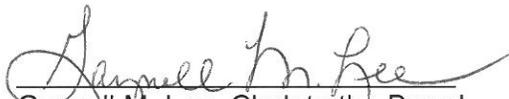
Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith  
Nay: None

The Chair ruled the motion had been adopted unanimously and the meeting adjourned at 6:53 p.m.



Amy M. Dalrymple, Chair  
Lee County Board of Commissioners

ATTEST:



Gaynell M. Lee, Clerk to the Board

STATE OF NORTH CAROLINA

PERMIT

COUNTY OF LEE

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Permit FOR USE OF PYROTECHNICS  
IN CONNECTION WITH THE CONDUCT OF  
A PUBLIC EXHIBITION IN  
LEE CUNTY, NORTH CAROLINA

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Pursuant to the authority contained in North Carolina General Statute § 14-413, and after satisfactory evidence has been produced to the effect that said pyrotechnics will be used in connection with a public exhibition described in the attached application and none other, the Board of Commissioners for Lee County, North Carolina, issues this permit to Mr. Joel Ammons, to use pyrotechnics for an aerial pyrotechnic display at Sanford Health and Rehab, 2702 Farrell Road, Sanford, North Carolina, on Saturday, July 4, 2015, (with a rain date of Sunday, July 5, 2015), in accordance with the attached application.

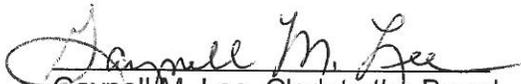
Adopted this 1<sup>st</sup> day of June 2015.



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Amy M. Dalrymple, Chair  
Lee County Board of Commissioners

ATTEST:



Gaynell M. Lee, Clerk to the Board