

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 15, 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 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 4:05 p.m. and Commissioner Kirk D. Smith arrived at 6:05 p.m.

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

Commissioner Dalrymple delivered the invocation.

The pledge of allegiance was recited.

The Board considered additions/changes to the Agenda. County Manager John Crumpton asked the Board to consider an additional budget amendment and a closed session to the agenda. 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 Closed Session,
- Minutes from the May 26, 2015 Joint Budget Work Session,
- Minutes from the June 1, 2015 Regular Meeting,
- Minutes from the June 5, 2015 Budget Work Session,
- Minutes from the June 8, 2015 Budget Work Session, and
- Tax Releases and Refunds for May 2015 (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. Keith Clark, 212 Acorn Drive, Sanford (budget)

Commissioner Knecht arrived during Mr. Clark's comments at 4:05 p.m.

The Board considered the FY 2015-16 Budget Ordinance. County Manager John Crumpton addressed the three (3) changes made by the Board during the last budget work session which included changing the Deputy General Services Director position to a County Engineer and assigning that individual to Administration, changes to funding for non-profit groups, and funding of the Horticulture position at Cooperative Extension (which will not be filled until the MOU is revised). After discussion, Commissioner Reives moved to approve the *FY 2015-16 Budget Ordinance* with a tax rate of 79.5 cent per \$100.00 evaluation, 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, Oldham, Reives, and Sloan
Nay: Knecht
Absent: Smith

The Chair ruled the motion had been adopted by a 5 to 1 vote.

The Board considered a Resolution Adopting the Capital Improvements Program (CIP) for FY 2015/16 – FY 2019/20. County Manager John Crumpton outlined the proposed CIP. After discussion, Commissioner Reives moved to approve the *Resolution Adopting the Capital Improvements Plan for FY 2016-2020*, 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 Amendment # 6 to the Jail Health Services Renewal Contract with Southern Health Partners. Capt. Wade Barker from the Lee County Jail asked the Board to approve a renewal agreement with Southern Health Partners to provide inmates at the Lee County Jail with reasonable medical care. Annual renewal pricing for 2015-16 includes a 2% cost increase (\$3,784.85) and a per diem rate increase from \$2.06 to \$2.10 for an average daily inmate population above 125. The base renewal cost of \$193,027.32 is fixed for FY 2015-16. After discussion, Commissioner Frazier moved to approve *Amendment #6 with Southern Health Partners* 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, and Sloan
Nay: None
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

The Board considered renewal agreements for non-emergency Medicaid transportation. Social Services Director Brenda Potts stated there are two vendors in Lee County who provide the majority of non-emergency Medicaid transportations; COLTS (County of Lee Transportation System) and *Fleming Transportation*. The determination of which vendor provides the service is based on the less expensive cost and ability of services needed. Fleming Transportation made no changes in their contract and COLTS implemented a minimum of \$1.90 for a trip less than one (1) mile. Ms. Potts further stated a third vendor contract is with *Right Transportation* and is primarily for the handicapped and/or dialysis patients that require medical treatment transportation on week-ends and holidays, or any other time COLTS does not run or a taxi does not meet the needs of the client. After discussion, Commissioner Frazier moved to approve *renewal agreements for non-emergency Medicaid Transportation with COLTS Transportation, Fleming Transportation, and Right Transportation*, 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 renewal vendor contract with Fleming Transportation for the Work First Program. Social Services Director Brenda Potts stated TANF (Temporary Assistance to Needy Families) funds are federal funds used to operate the Work First program. Frequently services in the TANF program require that a client be provided gas for transportation. Gas is provided by way of a voucher the client takes to the vendor. After proper ID is provided, the client is allowed to pump gas in the amount of the voucher. The vendor will then submit the bill for payment based on the provisions in the contract. After discussion, Commissioner Frazier moved to approve the *renewal contract with Fleming Transportation for the Work First Program* 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, and Sloan
Nay: None
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

The Board considered a renewal attorney contract for Child Welfare Services, Adult Services, Fraud, Work First, Medicaid Transportation and Child Support. Social Services Director Brenda Potts asked the Board to consider the renewal of a temporary contract with Attorney Tron Faulk, Attorney at Law, for legal services for the Social Services programs listed above. A full-time staff attorney is requested in the FY 2015-16 budget, and a temporary contract to cover legal representation is needed until the position can be hired. Ms. Potts further stated since Social Service positions fall under the Office of State Personnel, the turnaround time on the State's approval of the position is not immediate upon the approve of the County budget. Contract for services will run from July 1, 2015 through August 31, 2015, unless the position is filled earlier. In the event the position is not approved by the Board of Commissioners, a contract will be brought back to the Board for approval. After discussion,

Commissioner Reives moved to approve a *temporary renewal contract for Legal Services for the Department of Social Services*, 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 presented results from ballots completed and signed by Board members for the following board appointments for the upcoming year:

<u>BOARD/COMMISSION</u>	<u>APPOINTED</u>
ADA Committee	Jerry Tuttle
Airport Authority	Thomas Dossenbach **
CCCC Board of Trustees	James French
Board of Health	Dicke Sloop **
Jury Commission	LaVerne Kinney
Library Board of Trustees	Ernest Morgan ** Norma Piestrak ** Susan Alexander ** Vadrin Colvin-King ** Jeff Hockaday Mary Dutton
Parks & Rec Commission	Greg Crowson LeVerne Kinney
Senior Services Advisory Board	Karen Oldham ** Mary Upchurch ** Donese Pulley ** Vera Marks
Rest Home-Nursing Home Adv. Board	Suzanne Rittenhouse ** Betty Lou Godfrey ** Shirley Clayton ** Mike Ridenhour ** Vera Marks
Transportation Advisory Board	Robert McCarthy ** Doug Doris

** Reappointed positions

Commissioner Sloan moved to approve the above referenced board appointments for FY 2015-16. 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 Project Budget Ordinances for the Central Carolina Community College (CCCC) projects. Finance Director Lisa Minter presented said Budget Ordinances for the following projects:

CCCC Health Sciences Center	\$9,000,000
CCCC Veterinary Medical Technology Renovation & Addition	\$5,000,000
CCCC Dennis A. Wicker Center Renovation & Addition	\$5,000,000
CCCC Main Campus & Emergency Services Training Center Renovations	\$4,000,000

Commissioner Frazier moved to approve the above referenced *CCCC Capital Project Budget Ordinances*, 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.

Finance Director Lisa Minter presented Budget Amendment # 06/15/15/17 for the following departments:

State Services – to budget \$60,000 to cover a substantial increase in the number of juveniles in detention centers and longer stays than anticipated

Senior Services-COLTS – to budget \$15,694 from fund balance to cover costs associated with moving the COLTS office to their new location on Hillcrest Drive

Youth Services – to budget \$2,925 from fund balance to cover closeout expenses for Youth Services and Youth Employment

Courthouse Renovations Capital Project – to transfer \$32,942 to close out the Project

After discussion, 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, and Sloan
Nay: None
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

The Board considered Budget Amendment # 06/15/15/18 that had been added at the beginning of the meeting. Finance Director Lisa Minter presented said Budget Amendment to appropriate funds to the fire departments to cover motor vehicle collection costs. Commissioner Knecht moved to approve Budget Amendment # 06/15/15/18 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, Knecht, Oldham, Reives, and Sloan
Nay: None
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

County Manager John Crumpton presented his *Monthly Report* for June 15, 2015, a copy of which is attached to these Minutes and by this reference made a part hereof. No action was taken.

The Board considered Agreements with Triangle South Workforce Development. County Manager John Crumpton stated the current Consortium with the Triangle South Workforce Development was established on July 1, 2009, when administration of the Workforce Development Board was transferred from Mid-Carolina Council of Governments to Central Carolina Community College. The counties of Harnett, Chatham, Sampson and Lee make up the regional area of the Triangle South Workforce Development Board. Due to new federal requirements the Board needs to renew the working agreement for said Board. Deadline to approve the new documents is July 1, 2015. After discussion, Commissioner Reives moved to approve the following documents:

- (1) Agreement of Counties to Create the Triangle South Workforce Development Consortium, and
- (2) Resolution to Join Workforce Development Consortium and Establish Chief Elected Official, and

Copies of the above referenced agreements 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.

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

The Chair 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.

Commissioner Frazier moved to approve renewal of the *County Manager's Employment Agreement*, 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 6 p.m. the Board conducted public hearings as advertised for this date and time. The first hearing was to hear comments from the public in reference to the proposed Fire District tax rates for FY 2015-16.

Chair Dalrymple opened the public hearing that had been advertised for this date and time.

The following spoke in favor of the proposed tax rates:

1. Donald Andrews, Chairman of the Lee County Fire Advisory Board

No one present spoke in opposition to the Fire District tax rates.

Chair Dalrymple closed the public hearing.

The second public hearing was to hear a proposed Amendment to the Unified Development Ordinance (UDO) for New Land Use and Development Regulations for Commercial and Residential Solar Collector Facilities. Amy McNeill, Design Review Coordinator with the Sanford-Lee County Community Development Office presented the proposed Amendment and answered questions from Board members.

Commissioner Smith arrived at 6:05 p.m., during Ms. McNeill's above presentation.

Chair Dalrymple opened the public hearing that had been advertised for this date and time.

The following spoke in favor of the proposed amendment:

1. Gerry Dudzik, 139 Kingston Drive, Chapel Hill (owner of Carolina Solar Energy)

No one present spoke in opposition to the revised UDO amendments.

Chair Dalrymple closed the public hearing.

At this time Planning Staff and Planning Board members retired to the Wicker Conference Room to continue discussion of the UDO matter. A recommendation will be presented to the Board of Commissioners for consideration at their July 13th meeting.

The Board considered the FY 2015-16 Fire District Budget Ordinance from the public hearing. Commissioner Sloan moved to approve the *FY 2015-16 Fire District Budget Ordinance* 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

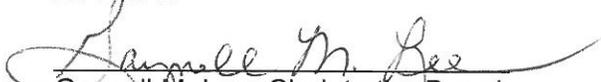
The Chair ruled the motion had been adopted unanimously.

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 6:42 p.m.

ATTEST:


Gaynell M. Lee, Clerk to the Board



Amy M. Dalrymple, Chair
Lee County Board of Commissioners