

LEE COUNTY

NORTH CAROLINA

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

APRIL 16, 2012

The regular meeting of the Lee County Board of Commissioners for the County of Lee, State of North Carolina, convened at 6 p.m. in the Commissioners' Room, First Floor, Lee County Government Center, 106 Hillcrest Drive, Sanford, North Carolina, on said date. Commissioners present were Richard B. Hayes, Larry "Doc" Oldham, Charles T. Parks, Nathan E. Paschal, Robert T. Reives, Linda A Shook, and James K. Womack.

Chairman Shook called the meeting to order and the following business was transacted:

Since the budget work session that began at 4 p.m. and concluded at 6 p.m. was adjourned to this specific place and time, the invocation and pledge of allegiance were not repeated.

The Board considered additions/changes to the agenda. County Manager John Crumpton asked the Board to add the following items to the agenda for the Health Department:

1. Changes to the Consolidated Contract with the State for FY 2012-13,
2. Memorandum of Understanding with the Cumberland County Health Department to receive Community Transformation Grant funds in the amount of \$35,000 to support a health promotions position,
3. Acceptance of Susan B. Komen grant in the amount of \$41,675, and
4. Budget Amendments for the above two grants.

Commissioner Womack moved to approve the above additions to the agenda. Upon a vote, the results were as follows:

Aye: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

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

- Minutes from the April 2, 2012 regular meeting, and
- Tax Releases and Refunds for March 2012 (copy attached)

Upon a vote, the results were as follows:

Aye: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Pursuant to N.C. General Statute 153A-42.1, Chairman Shook opened the floor for *Public Comments*. The following signed up to speak and were allowed 3 minutes for comments:

1. Mr. Donald Andrews, (Mayor, Town of Broadway), 126 Westlake Drive, Broadway (discussed what the sales tax distribution change would do to the Broadway budget),
2. Mr. Ron Hewett, 608 Valley Road, Sanford (asked that sales tax distribution change be delayed for one year to allow more discussion),
3. Ms. Rebecca Wyhof, 2006 Lee Avenue, Sanford (against change to sales tax distribution), and
4. Ms. Martha Underwood, 3309 Westcott Circle, Sanford (for the sales tax distribution change)

At this time, the Board conducted a public hearing that had been advertised in reference to refinancing of the 2004 Certificates of Participation (COPs) for construction of the Central Carolina Community College Training Center and Southern Lee High School. Mr. Ted Cole from Davenport & Co. stated the public hearing was in reference to Section 160A-20 of the General Statutes of North Carolina, which called for the purpose of refinancing all or a portion of the County's installment financing obligations relating to the Certificates of Participation Series 2004, dated January 7, 2004. The proceeds of the certificates were used to pay the costs of acquiring, constructing and equipping a new public high school and a new emergency services training center for CCCC. The County would be obligated to make installment payments under the Agreement in an aggregate principal amount not to exceed \$24,000,000, together with interest. If the County enters into the Agreement, it will secure its obligations by executing and delivering a deed of trust granting a lien on all of the facilities financed by the Series 2004 Certificates, together with any improvements or fixtures located or to be located thereon. Section 160A-20 of the General Statutes of North Carolina requires that the County hold a public hearing prior to entering into the Agreement. After the public hearing the Board will also be asked to approve a resolution to proceed with the project and a resolution with PNC Bank.

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

No one present spoke in favor of or in opposition to the refinancing request.

Chairman Shook closed the public hearing.

Commissioner Hayes moved to approve a *Resolution Making Certain Findings and Determinations Regarding the Refinancing of Certain Outstanding Installment Financing Obligations of the County Pursuant to an Installment Financing Contract and Requesting the Local Government Commission to Approve the Financing 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: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Parks moved to approve a *Resolution Accepting the Proposal of PNC Bank, National Association in Connection with the Refinancing of Certain Outstanding Installment Financing Obligations of the County Pursuant to an Installment Financing Contract*, 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: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Mr. John Anzivino and Ms. Stephanie Davis from Springsted, Inc. presented a power-point presentation and recommendations for implementation of the recent pay and classification study of county positions. Copies of the study were distributed to Board members for review. The Board of Commissioners approved Springsted, Inc. to conduct the study in October 2011. No action was taken.

The Board considered changes to the Lee County Health Insurance Plan. Human Resource Director Joyce McGehee asked the Board to approve a renewal agreement with Blue Cross Blue Shield (BCBS) of North Carolina for the upcoming year. It is recommended that the current PPO and HSA health insurance plans remain the same for FY 2012-13. Staff participating in the HSA Plan will receive a \$1,000 contribution by the County in August to defray costs because the HSA Plan does not have co-pays for office visits and pharmacy. Employees are responsible for 100% of charges up to \$1,500 before BCBS pays anything. The employee contribution will remain at \$0. It is also recommended that retirees who are pre-65 years of age have the option of choosing between the PPO and HSA plans. Post-65 retirees will remain on the MAPD Plan which is expected to increase in January 2013 by 12%. Ms. McGehee stated the health insurance costs increase to the County would be 11.29% with an overall increase of 12.05%. After discussion, Commissioner Oldham moved to approve the renewal agreement with Blue Cross Blue Shield of North Carolina for health insurance effective August 1, 2012 through July 31, 2013, and authorized the Chairman to sign required documents, 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: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered a request from the Lee County Board of Education to access the \$400,000 contingency funds for the Lee County High School Renovation Project. County Manager John Crumpton stated the Lee County High School Renovation Project is nearing completion and as the project comes to a close the Board of Education (BOE) is making decisions to complete certain items that either were removed or left out of the base bid/award. One project that was left out was the paving of the back student parking lot where one of the POD units was located during the construction. This unit has now been removed and placed at Central Carolina Community College. The other POD until will soon be removed and placed at Bragg Street Alternative School. The BOE is now requesting the use of \$195,527 from the contingency fund to pay for repaving of the back student parking lot. After discussion, Commissioner Oldham moved to table the request and ask school representatives to appear before the Board at the May 7th meeting to discuss. Upon a vote, the results were as follows:

Aye: Hayes, Oldham, Parks, Paschal, Reives, and Shook
Nay: Womack

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

The Board considered a *Resolution Amending the Method of Sales Tax Distribution for Lee County*. Commissioner Womack presented the Resolution asking the Board to change from the current per capita method of sales tax revenue distribution to the ad valorem method. Commissioner Womack stated this was one of the recommendations from the recent Evergreen Performance Audit and if approved, the County would receive approximately \$1,445,912 in additional sales tax distribution from the State. The City of Sanford would lose approximately \$1.4 million and the Town of Broadway would lose approximately \$89,000. In order to change the distribution method, during the month of April, the Board of County Commissioners would have to adopt a Resolution choosing the ad valorem method distribution for the next fiscal year and file a certified copy of the Resolution with the Secretary of State in Raleigh within 15 days of the adoption of the Resolution. Commissioner Womack moved to approve a *Resolution Amending the Method of Sales Tax Distribution of Lee County*. Commissioner Reives made a motion to reject the idea for this year and put the City of Sanford and Town of Broadway on notice for a possible change next year. After discussion, Commissioner Reives withdrew his motion. Upon a vote of Commissioner's Womack's motion, the results were as follows:

Aye: Parks, Shook, and Womack
Nay: Hayes, Oldham, Paschal, and Reives

The Chairman ruled the motion failed by a 4 to 3 vote.

The Board considered the first of four items for the Health Department that had been added to the agenda earlier in the meeting in reference to changes to the *Consolidated Agreement* between the Health Department and the State. Health Director Terrell Jones stated the agreement must be approved and signed or the State will not release their annual distribution to the County. Commissioner Oldham moved to approve changes to the *Consolidated Agreement* as presented. Upon a vote, the results were as follows:

Aye: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered the second Health Department request that had been added to the agenda earlier in the meeting in reference a *Community Transformation Grant* with the Cumberland County Health Department. Health Director Terrell Jones asked the Board to consider and approve a *Memorandum of Agreement* with the Cumberland County Health Department for dispersal of \$35,000 in regional Community Transformation Grant (CTG) funds for health promotion initiatives. Mr. Jones stated CDC has awarded North Carolina a \$7.4 million Community Transformation Grant that will support the planning and implementation of state and community projects proven to promote healthier lifestyles, reduce health disparities, control health care spending and reduce chronic diseases – such as diabetes, heart disease, stroke, and cancer. The State grant is divided between 10 regions across the State with Lee County being in Region 6 of which Cumberland County is the lead agency. The grant is expected to run for five years and the first cycle received is \$35,000 ending May 31, 2012, and \$80,000 annually thereafter to support a health promotion position, equipment, training and events. No local match is required. After discussion, Commissioner Hayes moved to approve the acceptance of the *Community Transformation Grant* in the amount of \$35,000 and the *Memorandum of Understanding*

between the Cumberland County Health Department and the Lee County Health Department, 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: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered the third item for the Health Department that had been added earlier in the meeting for acceptance of the *Susan G. Komen "Power of the Pink Partnership" Grant*. Health Director Terrell Jones asked the Board to accept the above referenced grant in the amount of \$41,675 that will be used to educate and provide screening mammograms to one hundred women age forty (40) and older. The project will address breast health needs through education, screening, diagnosis, treatment and follow-up. Power of the Pink Partnership is committed to work cooperatively with the health department, local hospital, physicians, local transportation services, schools, churches and other community health oriented organizations in an effort to promote breast cancer awareness and early detection screenings. The women receiving these lifesaving mammograms and services are uninsured and underinsured, low-income, and do not qualify for the NC Breast and Cervical Care Cancer Program guidelines. Commissioner Reives moved acceptance of the *Susan B. Komen Grant* in the amount of \$41,675 as presented. Upon a vote, the results were as follows:

Aye: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered budget amendments 04/16/12/13 and 04/16/12/14 that pertained to the acceptance of the *Susan B. Komen Grant* and the *Community Transformation Grant* for the Lee County Health Department approved above. Commissioner Womack moved to approve the two budget amendments 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: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

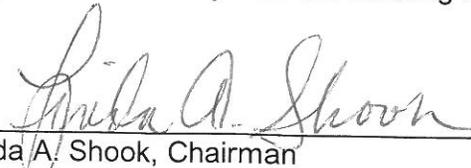
County Manager John Crumpton presented his *Monthly Report* for the month of April 2012, a copy of which is attached to these minutes and by this reference made a part hereof.

Commissioner Reives stated that due to the long meetings he would like the Board to consider changing the meeting time for the second meeting of the month to possibly begin at 4 p.m. instead of the current 6 p.m. time.

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

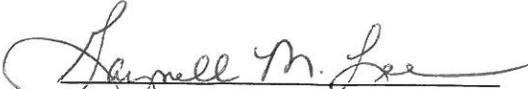
Aye: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously and the meeting adjourned at 8:25 p.m.



Linda A. Shook, Chairman
Lee County Board of Commissioners

ATTEST:


Gaynell M. Lee, Clerk