

LEE COUNTY

NORTH CAROLINA

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

SEPTEMBER 21, 2009

The regular meeting of the Board of Commissioners for the County of Lee, State of North Carolina, convened at 6 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, Richard B. Hayes, James C. Kelly, Larry "Doc" Oldham, Nathan E. Paschal, and Robert T. Reives. Commissioner Linda A. Shook was excused from the meeting due to visiting her daughter out of state.

Chairman Hayes presided and called the meeting to order. The following business was transacted:

County Attorney K. R. Hoyle delivered the invocation and asked for a moment of silence to honor the memory of lives lost on 9/11.

Ms. Debby Oldham from the Employee Selection Committee introduced Ms. Delisa Williams, Library Assistant II with the Lee County Library as the *September 2009 Employee of the Month*. Chairman Hayes presented Ms. Williams with her awards which included a framed certificate, a *Star Award*, a pizza compliments of Papa John's Pizza, Coca Cola products from Sanford Coca Cola Bottling Company, a movie rental from the Movie Gallery, and a day off with pay.

The Board considered additions/changes to the agenda. Chairman Hayes asked the Board to amend the agenda to (1) consider a request from the Sandhills Center in reference to the selection of a new Chief Executive Officer, (2) consider a Service Contract for a tabletop exercise through the Lee County Emergency Services Department, and (3) removal of the Consent Agenda item concerning debt capacity and the quarter cent sales tax (with a follow-up report to be given by the County Manager). Chairman Hayes moved to approve the agenda as amended. Upon a vote, the results were as follows:

Aye: Dalrymple, Hayes, Kelly, Oldham, Paschal, and Reives
Nay: None
Absent: Shook

The Chairman ruled the motion had been adopted unanimously.

Chairman Hayes moved to approve the Consent Agenda which consisted of the following items:

- Minutes from the August 17, 2009 meeting;
- 2009-2010 Application for State Aid to Public Libraries (copy attached)
- Agreement with Clean Harbors Environmental Services for 2009 Household

- Hazardous Waste Collection Day (copy attached);
- Proclamation for 2009 Fall *LITTER SWEEP* in Lee County (copy attached);
- Debt Capacity/Quarter Cent Sales Tax report given by County Manager at the August meeting (copy attached);
- Annual software maintenance renewal for Tax Appraisal System (copy attached);
- Annual software maintenance renewal for Finance and Tax software (copy attached);
- Tax Releases and Refunds for August 2009 (copy attached);
- ARRA New Beginnings Contract;
- SHIP Grant for FY 2009-2010 (copy attached);
- Bid and service contract for Homeland Security Exercise for Lee County Emergency Services (copy attached); and
- Change to the Lee County Personnel Policy to add a Safety Policy

Upon a vote, the results were as follows:

Aye: Dalrymple, Hayes, Kelly, Oldham, Paschal, and Reives
 Nay: None
 Absent: Shook

The Chairman ruled the motion had been adopted unanimously.

Pursuant to North Carolina General Statute 153A-52.1, Chairman Hayes opened the floor for *Public Comments*. The following signed up to speak and were allowed three (3) minutes:

1. Mr. Keith Clark, 233 Chris Cole Road, Sanford – asked the Board to consider reinstating the hours cut from the Library, and thanked the Board for planning a joint meeting with the City and Broadway to discuss the Lee County Economic Development Corporation.

The Board considered a request from the Soil and Water Conservation Office to hire a permanent full-time employee. County Manager John Crumpton stated that \$25,500 had been received from DENR-Division of Soil and Water to help fund the position of Administrative Support Assistant II that was not funded in the FY 2009-2010 budget when the person in the position retired. If approved, the remainder of the salary (\$11,728.40) would come from the General Fund. Commissioner Oldham moved to approve the position of Administrative Support Assistant II in the Soil and Water Conservation Office, using DENR funding of \$25,500, and \$11,728.40 from the General Fund. Upon a vote, the results were as follows:

Aye: Dalrymple, Hayes, Kelly, Oldham, Paschal, and Reives
 Nay: None
 Absent: Shook

The Chairman ruled the motion had been adopted unanimously.

The Board considered a contract amendment for engineering services provided by McKim & Creed for the San-Lee Dam modification project. County Manager John Crumpton stated that due to additional work needed to revise/correct the existing flood plain model, in order to meet local/FEMA requirements for flood plain development, and for addressing review comments from NCDENR – Land Quality Section – Dam Safety, McKim & Creed has respectfully asked to amend their contract by \$9,800 to cover these unforeseen expenditures. Commissioner Kelly moved to approve the contract amendment of \$9,800 with McKim & Creed as presented for the San-Lee Dam project, 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, Hayes, Kelly, Oldham, Paschal, and Reives
Nay: None
Absent: Shook

The Chairman ruled the motion had been adopted unanimously.

At this time Chairman Hayes discussed with the Board a joint working meeting of the Lee County Board of Commissioners, City of Sanford Councilmen, Town of Broadway Commissioners, and Lee County Economic Development Board. As stated in a letter that was distributed to Commissioners earlier, a joint meeting is planned for 6 – 8 p.m., Thursday, November 5, 2009, at the McSwain Education Center to discuss the role of the Economic Development Board as it relates to all entities. In addition, discussion will include such items as the organization of the EDC Board, its goals, objectives, the budget and review of written agreements with Economic Development. The EDC Board will present a power-point presentation outlining their objectives and past accomplishments for Lee County that addresses how incentives are managed and promoted. Discussion followed but no action was taken.

The Board considered an appointment to the Mid-Carolina Workforce Development Board due to the resignation of Dr. Bud Marchant. Clerk to the Board Gaynell Lee informed the Board that Dr. Marchant could no longer remain a voting member of said board since Central Carolina Community College now administers and allocates funds for this program. An application from Mr. Wes McGee was considered for consideration and the floor was open for nominations. With no nominations submitted, Commissioner Reives moved to appoint Mr. Wes McGee to the unexpired term on the Mid-Carolina Workforce Development Board. Upon a vote, the results were as follows:

Aye: Dalrymple, Hayes, Kelly, Oldham, Paschal, and Reives
Nay: None
Absent: Shook

The Chairman ruled the motion had been adopted unanimously.

County Manager John Crumpton gave the Board an update on the debt capacity report from the August meeting concerning renovations to Lee County High School. Mr. Crumpton reported that he and the Finance Director, along with school personnel, had met with the Local Government Commission in August and received supportive recommendations from them in reference to borrowing money for renovations to Lee County High School. The Board of Education has instructed Hite Associates to work on plans for a special meeting that will be held on October 12, 2009, at the high school at which time design plans will be presented and a question-answer session will be held. It was hoped that the County could start issuing debt (from the banks) around the first of December for the project but that date has been extended for approximately 30-60 additional days. Lee County Schools were notified last week they have been approved for an additional \$2.5 million in no interest loans, now making the total at \$8.2 million. Mr. Crumpton also stated the payback time has been extended from 12 years to 15 years. No action was taken but a copy of the report presented to Commissioners at the August 17, 2009 meeting is attached and by this reference made a part hereof.

The Board considered a request from the Sandhills Center. County Manager John Crumpton stated that Mr. Michael Watson, Sandhills Center Chief Executive Officer will be leaving his position soon. The Sandhills Board of Directors has begun the process of appointing a Search Committee to hire a new chief Executive Office. Mr. Crumpton further stated that according to N.C. General Statute 122C-117(7) *“the appointment is subject to the approval of the board of county commissioners except that one or more boards of commissioners may waive its authority to approve the appointment. The appointment shall be based on a selection by a search committee of the area authority board.”* The Sandhills Center Board of Directors asked that the eight member county commissioners would choose to waive their authority to approve the Area Board’s selection for chief Executive Officer. This

waiver would allow the Search Committee and Board of Directors to expedite the hiring process. After some discussion, Chairman Hayes moved to waive Lee County's authority to approve the appointment of a new Sandhills Center Executive Director and allow the Sandhills Center Board of Directors to proceed with the hiring process. Upon a vote, the results were as follows:

Aye: Dalrymple, Hayes, Kelly, Oldham, Paschal, and Reives
Nay: None
Absent: Shook

The Chairman ruled the motion had been adopted unanimously.

Finance Director Lisa Minter presented the Monthly Financial Report for month ended August 2009. No action was taken.

Commissioner Dalrymple moved to go into closed session to consult with the County Attorney to protect the attorney-client privilege per N. C. General Statute 143-318.11(a) (3). Upon a vote, the results were as follows:

Aye: Dalrymple, Hayes, Kelly, Oldham, Paschal, and Reives
Nay: None
Absent: Shook

The Chairman ruled the motion had been adopted unanimously and the Board was in closed session. Upon completing business in closed session, with no action taken, Commissioner Dalrymple moved to go out of closed session. Upon a vote, the results were as follows:

Aye: Dalrymple, Hayes, Kelly, Oldham, Paschal, and Reives
Nay: None
Absent: Shook

The Chairman ruled the motion had been adopted unanimously.

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

Aye: Dalrymple, Hayes, Kelly, Oldham, Paschal, and Reives
Nay: None
Absent: Shook

The Chairman ruled the motion had been adopted unanimously and the meeting adjourned at 7:15 p.m.

Richard B. Hayes, Chairman
Lee County Board of Commissioners

ATTEST:

Gaynell M. Lee, Clerk