LEE COUNTY

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

MARCH 1, 2010

The regular meeting of the Board of Commissioners for the County of Lee, State of North Carolina, convened at 3 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 Linda A. Shook. Commissioner Robert T. Reives joined the meeting later.

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

County Attorney K. R. Hoyle delivered the invocation.

The pledge of allegiance was recited.

Ms. Lesa Price from the Employee Selection Committee introduced the twelve *Employees of the Month for 2009* and announced that Ms. Andrea Currin from the Pre Trial Release Program had been selected as the *2009 Employee of the Year.* Mr. Hayes presented Ms. Currin with her awards which included a framed certificate, a *Star Trophy*, and a $300 gift certificate.

Commissioner Reives joined the meeting during the introduction of the Employees of the Month for 2009.

The Board considered additions/changes to the agenda. County Manager John Crumpton asked the Board to consider the purchase of a lift van for the County of Lee Transit System and a closed session to discuss matters relating to the location or expansion of a business to the area. Commissioner Reives asked that the Resolution in Support of Increased Enforcement against Perpetrators of Violent Crimes be pulled from the Consent Agenda for discussion. Commissioner Paschal moved to approve the agenda as amended. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

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

- Minutes from the February 15, 2010 regular meeting;
- Purchase of replacement DELL computers for Lee County offices at a total of $24,671;
- Resolution honoring retiree Debra Scott (copy attached);
- Resolution honoring retiree Glenda Douglas (copy attached);
- Changes to the Lee County Personnel Policy
  - Employee Benefits
  - Family Medical Leave
  - Addition of HIPAA Policy
- Recommendations from the Lee County Planning Board
  - Rezoning petition submitted by Wake Stone Corporation
  - Rezoning petition submitted by Solid Rock Community Church
- Resolution Requesting an Extension of Deer Hunting Season for Lee County (copy attached); and
- Purchase of a lift equipped van for the County of Lee Transit System in the amount of $38,548

Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Chairman Hayes read aloud and presented resolutions honoring retirees Ms. Debra Scott (Health Department) and Ms. Glenda Douglas (Social Services).

Pursuant to N.C. General Statute § 153A-52.1, Chairman Hayes 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

Mr. Keith Clark, 212 Acorn Drive, Sanford, provided the required paperwork to appear before the Board of Commissioners. Mr. Clark discussed with the Board the scope, advantages, and principles behind implementation of a comprehensive county government ethics program with emphasis on public participation and access to information.

Ms. Susan Condlin, Cooperative Extension Director and Mr. Donald Nicholson, Chairman of the Lee County Agriculture Advisory Board gave Commissioners an update on the Agriculture Advisory Board. Mr. Nicholson addressed the Board's operating procedures and bylaws, adoption of a sign design, promotional brochure that has been developed, and the established of procedures, forms and conservation agreement needed to apply to the VAD program. Commissioner Dalrymple moved to accept the report as presented. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

The Board considered changes to health insurance coverage for county employees for FY 2010-2011. Mr. Mark Browder from health provider Mark III presented proposed changes to the health

insurance plan. Mr. Browder and HR Director Joyce McGehee answered questions from Board members. After much discussion, Commissioner Dalrymple moved to defer action on the health insurance matter until the April 5, 2010, meeting in order to study the material more in detail. Upon a vote, the results were as follows:

Aye: Dalrymple, Kelly, Reives, and Shook
Nay: Hayes, Oldham and Paschal

The Chairman ruled the motion had been adopted by a four to three vote.

The Board considered appointments to the Lee County Board of Equalization and Review (Board of E & R). Tax Administrator Dwane Brinson told Board members there are currently six vacancies on the Board of E & R. An ad ran in *The Sanford Herald* on two occasions and letters and applications were mailed to individuals whose terms were expiring. After discussion and consideration of applications presented, Commissioners appointed the following to serve 3-year terms to the Lee County Board of Equalization and Review:

Albert Adcock – reappointed as regular member
Herb Hincks – reappointed as regular member
Drew Lucas – moved from alternate position to regular member
Cindy Ammons – moved from alternate position to regular member
Donese Pulley – appointed as alternate member
Gwyn Maples – appointed as alternate member
William Vogler – appointed as alternate member

Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

The Board discussed term limits for boards/commissions appointed by the Board of Commissioners in June every year. After discussion, it was agreed that Commissioner Reives would work with County Manager John Crumpton to amend the current policy on board/commission appointments.

The Board considered a request for reallocation of Recovery Zone Economic Development Bond authorization for the Lee County High School project. Finance Director Lisa Minter asked the Board to approve a resolution to request a reallocation of Recovery Zone Economic Development Bond authority not to exceed $12,000,000 to be used for the above-referenced project. In 2009, Recovery Zone Economic Development Bonds were made available via the American Recovery and Reinvestment Act. Lee County was authorized for $4,343,200 in these bonds. To use the bonds, a project had to be submitted in December 2009 or the authorization reverted back to the State. Based on interest rates at that time and the amount of authorization, it was decided to allow the authorization to revert. The Recovery Zone Economic Development Bonds are a taxable financing; however, the Federal government reimburses 45% of the interest paid annually. Based on the current interest rate market, the County could potentially save $1,000,000 in interest costs if we could obtain a $12,000,000 allocation. Based on these potential savings, the Board is asked to submit a request for reallocation to the N. C. Department of Commerce asking for up to a $12,000,000 allocation. The Tax Reform Allocation Committee meets on March 15, 2010 and the request must be submitted by that date.

Based on the committee's action on the County's request and the interest rate market at the time, the Recovery Zone Economic Development Bonds may be included as part of the financing for the high school project. After discussion, Commissioner Oldham moved to approve a *Resolution Granting Preliminary Approval of a Financing for Improvements to Lee County High School and Requesting Volume Cap Allocation from the North Carolina Tax Reform Allocation Committee for the Issuance of Recovery Zone Economic Development Bonds for such 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, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board discussed the Resolution in Support of Increased Enforcement against Perpetrators of Violent Crimes that had been pulled from the Consent Agenda at the beginning of the meeting. Commissioner Reives stated he had concerns with some of the wording in the resolution. After discussion, Commissioner Reives moved to refer the resolution to the Legal Department and share with Lee County delegates Representative Jimmy Love and Senator Bob Atwater before coming back to the Commissioners' for consideration. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Finance Director Lisa Minter presented information in reference to an *Assessment of Financial Condition* for Lee County. Ms. Minter stated that faculty members from the School of Government have developed a set of ratios to assist governmental entities in comparing their unit's financial condition to other units. An assessment of financial condition at the government-wide level and for the general fund for Lee County was provided for review. Discussion followed but no action was taken.

County Manager John Crumpton stated he would provide a written report to the Board on the Brookhaven Community project.

Mr. Crumpton stated he is waiting on a "draft" ethics policy from the School of Government. Commissioners that wish to submit suggestions for the policy may do so for consideration when the draft is received and Lee County's policy is written and submitted to the Board for approval.

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

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

The Chairman ruled the motion had been adopted unanimously and the Board was in closed session. After completing business in closed session, the meeting resumed, with all members present.

County Manager John Crumpton advised Board members the purchase had been completed for the 10-acre tract of land adjacent to San Lee Park (O'Quinn property).

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, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously and the meeting adjourned at 6:23 p.m.

Richard B. Hayes, Chairman
Lee County Board of Commissioners

ATTEST:

Gaynell M. Lee, Clerk