

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 1, 2013

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 Dr. Ricky D. Frazier, Charles T. Parks, Kirk D. Smith, and James K. Womack. Commissioners Amy M. Dalrymple and Robert T. Reives were not present at the beginning of the meeting but did join the meeting shortly after it began. Commissioner Dr. Andre Knecht was absent due to being out of town on a family vacation.

Chairman Parks called the meeting to order.

Commissioner Frazier delivered the invocation.

The pledge of allegiance was recited.

Commissioner's Dalrymple and Reives joined the meeting at this time.

The Board considered additions/changes to the Agenda. Commissioner Smith moved that the *Language Access Plan* for the CDBGT Project be moved from the Consent Agenda to Old Business. With no other changes made, Commissioner Womack moved to approve the Agenda as amended. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Parks, Reives, Smith, and Womack
Nay: None
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

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

- Minutes from the March 11, 2013 joint committee meeting,
- Minutes from the March 15, 2013 budget kickoff work session, and
- Minutes from the March 18, 2013 regular meeting.

Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Parks, Reives, Smith, and Womack
Nay: None
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

No one signed up to speak during the *Public Comments* section of the meeting.

The Board considered a Language Access Plan for the Lee County CDBG Project that had been removed from the Consent Agenda at the beginning of the meeting. Planner Karen Kennedy from the City-County Community Development office stated that in order to be in compliance with Title VI of the Civil Rights Act of 1964 and with Executive Order 13166, signed August 2000, Lee County must adopt an updated Language Access Plan for all State and federally funded programs administered by the County. The Language Access Plan adopted in 2010 expired in 2012. The effective date of the new Plan will be September 2012 and expire in 2014. This requirement is relative to the 2011 Scattered Site Housing project currently being administered by staff. Ms. Kennedy answered questions from Board members in reference to the Plan. After discussion, Commissioner Smith moved to approve the *Language Access Plan for Lee County*, 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, Parks, Reives, Smith, and Womack
Nay: None
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

The Board considered a Resolution Opposing SB 127 to move Lee County into a new economic region. Action on this Resolution was deferred at the March 18th meeting until more information could be obtained from surrounding counties that will be involved in the switch and DOT representatives. A bill now in committee in the NC Senate would move Lee County into a new economic region based around Charlotte (2 ½ hours from Lee County). Currently Lee County is placed with the Raleigh-Durham Region and the Triangle J Council of Governments and the Research Triangle Regional Partnership. County Manager John Crumpton stated that Orange, Chatham and Moore counties are also in opposition to the switch. Commissioner Dalrymple moved to approve the *Resolution Opposing SB 127*. Commissioner Womack stated he had made calls to the Charlotte area, DOT and DENR. He stated he didn't think it was worth the time to fight the bill; not even sure the bill will pass legislation. The Bill is only for discussion at this time. He doesn't want to send mixed signals to Raleigh at this time. Commissioner Frazier stated the Board should go along with what the County Manager has provided; the Board needs to trust him. Commissioner Womack stated he would like to see the Resolution rewritten with a positive message to the legislature. County Attorney Neil Yarborough stated he would rewrite the Resolution for the April 15th meeting. After further discussion, Commissioner Dalrymple withdrew her motion and moved to defer action on the matter until the April 15th meeting. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Parks, Reives, Smith, and Womack
Nay: None
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously

The Board considered a Draft for Economic Incentives Guidelines. This item was discussed at the March 18th meeting but no action was taken until more information could be provided. County Manager John Crumpton stated the Board had expressed interest in updating its Economic Incentives Guidelines that involved existing industry incentives and by making the guidelines more flexible to Commissioners. Mr. Crumpton provided the Board with a copy of the Guideline from the last meeting, the original Guideline draft and comments from Tyler Mulligan from the School of Government. Comments from interim EDC Director Crystal Morphis and the Sanford Area Chamber of Commerce were also presented and discussed. Commissioner Womack and Commissioner Reives presented their revised Resolutions for the Board to review and consider. Commissioner Dalrymple stated she would like to see a couple of the Commissioners meet with leaders from the Sanford Area Chamber of Commerce and Economic Development Corporation to discuss the policy before a vote is taken by the Commissioners. Brad Simpson, Chairman of the Sanford Area Chamber of Commerce Board of Directors addressed the Board and stated he would like Lee County to be as competitive as possible. He suggested the Board look at policies from other counties to see if our policy goes along with theirs. After much discussion, no action was taken and it was agreed that the matter would be discussed again at the April 15th meeting for a possible vote.

The Board considered a renewal lease agreement for the gymnastics facility located at Moore Business Park. Parks & Recreation Director John Payne stated the Board of Commissioners had approved a 5-year lease agreement in February 2008 which has expired. A renewal 3-year lease agreement was presented at an annual cost of \$36,000 per year to be paid in quarterly installments. After discussion, Commissioner Womack moved to approve the 3-year *Lease Agreement between Lee County and Dean Real Estate, Inc.* for the gymnastics facility located at Moore Business Park, a copy of which is attached to these Minutes and by this reference made a part hereof. Commissioner Womack also included as part of his motion that Mr. Payne try to negotiate an additional 3-year lease at the same annual rate. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Parks, Reives, Smith, and Womack
Nay: None
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

The Board considered Budget Amendment #04/01/13/13. Finance Director Lisa Minter presented the Budget Amendment which appropriates \$999 in additional funding from the State for the Energy Neighbor Program offered through the Department of Social Services. This program assists clients with their heating and cooling needs. After discussion, Commissioner Smith moved to approve *Budget Amendment # 04/01/13/13* 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, Parks, Reives, Smith, and Womack
Nay: None
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

The Board considered a request from the Lee County Health Department to receive additional funding for the Healthy Communities program. Health Director Terrell Jones stated that his office had been notified that \$12,479 in additional federal funding for the Healthy Communities (Health Promotion) had been awarded by the State. Funding will be used to support creation of or enhancing access to

places for physical activity combined with informational outreach in collaboration with Parks and Recreation. The Board of Health approved the request at their March 13th meeting. Commissioner Womack asked Mr. Jones to work with Parks and Recreation Director John Payne to see if any of the funds could be used for renovations at Horton Park (relocation of fencing and a walking trail). After discussion, Commissioner Dalrymple moved to accept \$12,479 in additional State (federal) funding for the Healthy Communities (Health Promotion) in 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: Dalrymple, Frazier, Parks, Reives, Smith, and Womack
Nay: None
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

The Board considered a request from the Lee County Health Department to accept State revenue for the Environmental Health Division. Health Director Terrell Jones stated that his office had been notified that \$5,229 in additional State funding for Environmental Health had been awarded. Funding will be used for the Environmental Health program to implement State-required sanitation regulations to support local food, lodging and institution programs and activities. It was noted that the Board of Health approved the request at their March 13th meeting. After discussion, Commissioner Frazier moved to accept \$5,229 in additional State funding for the Environmental Health 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, Parks, Reives, Smith, and Womack
Nay: None
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

The Board considered a Resolution addressing FY 2012-13 revenue shortfalls. County Manager John Crumpton asked the Board to adopt the Resolution implementing a hiring freeze and spending reductions for the remainder of FY 2012-13. Mr. Crumpton stated that each year when the departments submit their budget requests for the next year, they are asked to provide projections for the current fiscal year's revenues and expenditures. The projections for FY 2012-13 indicate some areas of concern. Based on sales tax revenues received through December 2012 collections may be 5 percent or \$432,000 below budget figures. Federal and State revenues are also coming in below budget due to program changes and sequestration. In some cases, expenditures are reduced to offset the decreases in the revenues, but that is not the case in all areas. The result is a projected shortfall of \$3.1 million. After discussion, Commissioner Reives moved to approve the *Resolution Addressing FY 2012-13 Budget Shortfalls*, 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, Parks, Reives, Smith, and Womack
Nay: None
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

The Board reviewed a summary report from the March 1st Economic Growth Summit. County Manager John Crumpton stated that Commissioners held an Economic Summit as part of their Strategic Planning process on March 1st at the McSwain Education Center. A report, provided by Dan Parks and Ted Abernathy (SBTDC), highlighted the survey results from the community that was conducted prior to the Summit. The report also covers the key issues covered at the Summit and comments received during the meeting. Mr. Crumpton stated there was still a "next step" to go through before the Plan can be finalized. Currently \$19,875 has been paid out to SBTDC with another \$4,750 invoice pending. It could cost an additional \$5,000-\$10,000 to complete the Plan and have metrics developed. Commissioner Womack stated he wanted to continue with the Plan but the Board needed to put a cap on the amount to be spent to finalize everything. The Board agreed they would like to see a finalized Plan by the end of the year. Commissioner Dalrymple stated she would like to see the Plan finalized by August. After further discussion, Commissioner Womack moved that the County Manager negotiate with SBTDC to complete the Strategic Plan, not to exceed \$50,000, and to obtain how the number of hours worked, hourly rate and general outline of the project will be used in the Plan. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Parks, Reives, Smith, and Womack
Nay: None
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously.

Commissioner Reives moved to reschedule the Board's meeting time to begin meetings at 4:30 p.m., beginning with the April 15th meeting through the June 17th meeting. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Parks, Reives, and Womack
Nay: Smith
Absent: Knecht

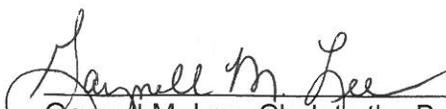
The Chairman ruled the motion had been adopted by a 5 to 1 vote (with 1 absent).

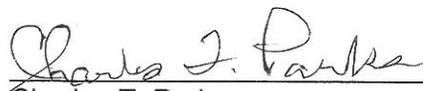
With no further business to come before the Board, Commissioner Reives moved to adjourn the meeting. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Parks, Reives, Smith, and Womack
Nay: None
Absent: Knecht

The Chairman ruled the motion had been adopted unanimously and the meeting adjourned at 8:40 p.m.

ATTEST:


Gaynell M. Lee, Clerk to the Board


Charles T. Parks
Lee County Board of Commissioners