

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 2, 2014

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, First Floor, Lee County Government Center, 106 Hillcrest Drive, Sanford, North Carolina, on said date. Commissioners present were Amy M. Dalrymple, Dr. Ricky D. Frazier, Dr. Andre Knecht, Charles T. Parks, Robert T. Reives, Kirk D. Smith, and James K. Womack.

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

Commissioner Dr. Ricky Frazier 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 House Bill 292 – Moratorium/Lawsuits for School Funds. 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, Knecht, Parks, Reives, Smith, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

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

- Minutes from the May 22, 2014 regular meeting, and
- Addendum Revision for increase of Family Planning money from the State in the amount of \$2,678 for the Health Department.

Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

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

1. Mr. Jay Calendine, 210 High Ridge Drive, Sanford (budget)
2. Mr. Charles Baker, 97 Oakleaf Road, Sanford (GKN agreement)
3. Mr. Larry (Doc) Oldham, 714 Clifton Lane, Sanford (GKN agreement)

The first order of business was to hold a public hearing on the proposed FY 2014-15 budget that was presented to the Board during their May 22, 2014 meeting.

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

No one present spoke in favor of the proposed FY 2014-15 Budget.

The following spoke in opposition to the proposed FY 2014-15 Budget:

1. Mr. Jay Calendine, 210 High Ridge Drive, Sanford

Chairman Parks closed the public hearing.

The Board next held a public hearing for the proposed FY 2014-15 fire district budgets. Mr. Donald Andrews, Chairman of the Lee County Fire Advisory Board presented recommended fire tax rates for the volunteer fire departments at the May 22, 2014 meeting of the Commissioners.

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

No one present spoke for or against the proposed FY 2014-15 fire district budgets.

Chairman Parks closed the public hearing.

Commissioner Reives discussed various items Commissioners had expressed an interest in funding for the upcoming year (from past budget work sessions) that were not included in the proposed FY 2014-15 budget due to funding issues. He stated he couldn't support a budget that excludes the County digging a deeper hole and the new Board coming on in December will have to fix due to what the current Board has done. Commissioner Reives moved that the 3 cent tax cut from last year be restored to replace the fund balance, provide a COLA for staff, fund new vehicle requests from the Sheriff's Department, and provide a teacher supplement for teachers. After further discussion, Commissioner Reives withdrew his motion.

The Board considered a recommendation from the Planning Board in reference to a petition by Conveyor Technologies of Sanford, Inc. to rezone 1.23 acres of land on Womack Road from Residential Agricultural district to Light Industrial district. Planner Althea Thompson stated that the Planning Board unanimously recommended Commissioners approve the above referenced rezoning petition. Commissioner Smith moved to accept the recommendation of the Planning Board and to approve an *Ordinance Amending the Official Zoning Map of 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, Knecht, Parks, Reives, Smith, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered an Agreement Regarding Incentive Funds by and between Lee County and GKN Driveline. County Manager John Crumpton stated a public hearing was held during the May 22, 2014 Commissioners meeting in reference to an economic development incentive grant for Project "Spring" which was later named GKN Driveline. The amount of the grant from the County is for \$153,900, and is to be used toward creating 105 new jobs at an average annual wage of \$38,096, and at least \$8,500,000 in new capital, in connection with the company's manufacturing operations in Lee County. County Attorney Kerry Schmid discussed changes to the proposed agreement. After discussion, Commissioner Reives moved to approve *An Agreement Regarding Incentive Funds by and between The County of Lee and GKN Driveline*, with the recommended changes noted during discussion, 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, and Reives
Nay: Knecht, Smith, and Womack

The Chairman ruled the motion had been adopted by a 4 to 3 vote.

Commissioner Womack stated he voted against the incentive but was happy that GKN wants to come back to Lee County and he commended the company on the good job they've done. He further stated he has voted against incentive requests his three years on the Board.

The Board considered a Renewal Contract for Legal Services for Child Support in the Department of Social Services. Social Service Director Brenda Potts stated legal services for Child Support services have been contracted out since 2002. The contract was awarded to Attorney Tron Faulk in February 2012 and is up for renewal. The proposed Contract shall begin July 1, 2014 and continue through June 30, 2015. A total of \$87,000 has been budgeted in the FY 2014-15 Budget for these services. After discussion, Commissioner Womack moved to approve the *Purchase of Legal Services for Child Support* with Attorney Tron Faulk 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, Parks, Reives, Smith, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered a Renewal Contract for Legal Services for Child Welfare Services, Adult Services, Fraud, Work First and Medicaid Transportation for the Department of Social Services. Social Services Director Brenda Potts stated that legal services for the above-referenced programs have been contracted out since 2002. In July 2009, Attorney Tron Faulk was awarded the contract for these services and has been in place since that time. The proposed Contract shall begin July 1, 2014 and continue through June 30, 2015. A total of \$85,000 has been budgeted in the FY 2014-15 Budget for these services. After discussion, Commissioner Reives moved to approve the *Contract for Legal Services Primary Attorney Adult Services, Children's Services, Fraud, Work First, and Medicaid Transportation*, 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, Parks, Reives, Smith, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered a Vendor Contract with Fleming Transportation for the Work First Program. Social Services Director Brenda Potts stated that TANF funds are federal funds used to operate the Work First Program. Frequently services in the TANF program require that Social Services provide client transportation. In incidents where the client does not have access to a vehicle, authorization is approved for other transportation. Fleming Transportation is one of those vendors that can/will provide needed transportation services. A maximum of \$24,000 has been budgeted in the FY 2014-15 Budget as part of the "Maintenance of Effort" required as the county's match for the TANF funds. After discussion, Commissioner Womack moved to approve a *Vendor Contract with Fleming Transportation for the Work First 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, Knecht, Parks, Reives, Smith, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered a Vendor Contract with Value Mart for the Work First Program. Social Services Director Brenda Potts stated TANF funds are federal funds used to operate the Work First Program. Frequently services in the TANF program require that Social Services provide a client gas for transportation. The gas is provided by way of a voucher that the client takes to the vendor. The client shows a picture ID and is allowed to pump gas in the amount of the voucher. The vendor then submits the bill for payment based on the provisions in the contract. A total of \$24,000 has been budgeted in the FY 2014-15 Budget under Work First expenses. This particular line item is used for this contract as part of the "Maintenance of Effort" required as the county's match for the TANF funds. After discussion, Commissioner Frazier moved to approve a *Vendor Contract with Value Mart for the Work First 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, Knecht, Parks, Reives, Smith, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered a Vendor Contract with Value Mart for Medicaid Transportation. Social Services Director Brenda Potts stated one of the methods of providing services in the Medicaid Transportation program is through a gas voucher. The client uses the voucher to purchase gas for transportation to medical appointments. The client takes the voucher to the vendor and the vendor allows the client to pump gas in the amount of the voucher after proper ID is provided. Funds for this contract have been budgeted in the FY 2014-15 Budget under Medicaid Transportation expense in the amount of \$200,000. Social Services has set the "not to exceed amount" of this contract at \$60,000, as this is the projected estimate based on prior years spending. After discussion, Commissioner Reives moved to approve the *Vendor Contract with Value Mart for Medicaid Transportation*, a copy of which is attached to these Minutes and by this reference made a part thereof. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

The Board considered Budget Amendment # 06/02/14/15. Finance Director Lisa Minter presented said Budget Amendment for the following:

Health Department – appropriate \$2,678 in additional revenue from the State to purchase contraceptives.

After a lengthy discussion, Commissioner Womack moved to approve *Budget Amendment # 06/02/14/15*, 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, Parks, Reives, Smith, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

County Manager John Crumpton introduced House Bill 292 – Moratorium/Lawsuit for School Funds that had been added to the Agenda at the beginning of the meeting. Mr. Crumpton stated the North Carolina Association of County Commissioners (NCACC) has endorsed the Resolution presented which addresses litigation between local boards of education and boards of county commissioners that has resulted in costly legal fees for both parties that have reduced the amount of taxpayers' dollars that are actually spent on education in the public schools. Litigation has also led to prolonged legal battles including appeals to the North Carolina appellate courts keeping the matters unresolved over several school years. If approved, the Resolution asked that Lee County be included in the Bill. After discussion, Commissioner Smith moved to approve *A Resolution of the Lee County Board of Commissioners Requesting that the North Carolina General Assembly Include Lee County on an act to Establish a Moratorium on Filing of Actions by Certain Local Boards of Education Challenging the Sufficiency of Local Funds Appropriated by Boards of County Commissioners*, a copy of which is attached to these Minutes and by this reference made a part hereof. After further discussion, Commissioner Womack asked Commissioner Smith to amend his motion to approve the Resolution by striking words in the last "Now, Therefore" section. Commissioner Smith amended his motion to approve the Resolution with the re-wording as suggested by Commissioner Womack. Upon a vote of the amended motion, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

County Manager John Crumpton gave a brief update on the Clyde Rhyne Road paving project, stated the Joint City-County Sub-Committee will be meeting at 11:30 a.m., Monday, June 9, 2014, in the Wicker Room at the Lee County Government Center. He also noted that Commissioners will hold a budget work session at 5 p.m., June 16, 2014, in the Gordon Wicker Conference Room.

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

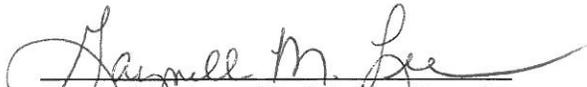
Aye: Dalrymple, Frazier, Knecht, Parks, Reives, Smith, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously and the meeting adjourned at 7:45 p.m.



Charles T. Parks, Chairman
Lee County Board of Commissioners

ATTEST:



Gaynell M. Lee, Clerk to the Board