# LEE COUNTY

*Committed Today for a Better Tomorrow*

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

JANUARY 19, 2010

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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 Linda A. Shook. Commissioner Robert T. Reives was absent due to health issues.

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.

The Board considered additions/changes to the agenda. Chairman Hayes asked that the Board consider a Proclamation honoring Lloyd W. Hoover on the Consent Agenda. With no other changes made, Commissioner Kelly moved to approve the agenda as amended. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Chairman Hayes read the Proclamation honoring Lloyd W. Hoover, a copy of which is attached to these minutes and by this reference made a part hereof.

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

- Minutes from the January 4, 2010 regular meeting;
- Tax Releases and Refunds for December 2009 (copy attached);
- Purchase of mobile command trailer for the Sheriff's Department at a cost of $23,535.00;
- Purchase of a video system for the jail, courtroom, and magistrates office at a cost of $21,757.00;
- Approval of FY 2010-11 Budget Procedure Calendar (copy attached);

- Budget Amendment # 01/19/10/07 (copy attached);
- Acceptance of USA Youth Football Grant and purchase of 20 youth football helmets;
- Resolution of Support for City of Sanford "Fit Community" Grant (copy attached);
- Approval for Emergency Services to apply for an Emergency Operations Center Grant; and
- Proclamation honoring Lloyd W. Hoover (copy attached)

Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

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. Mr. Russell Noel, 1413 Cherokee Trail, Sanford
2. Mr. Keith Clark, 212 Acorn Drive, Sanford

The Board considered a recommendation from the Lee County Fire Advisory Board in reference to the West Sanford Fire Department. Mr. Donald Andrews, Chairman of the Lee County Fire Advisory Board told Commissioners that during the FY 2009-10 budget process, the Fire Advisory Board was instructed to work with the West Sanford Fire Department on a long-range plan to merge with another department by January 1, 2010. Mr. Andrews stated that the West Sanford Fire Department Board of Directors' has voted to be acquired by the Northview Fire Department. The Northview Fire Department Board of Directors' has voted to move forward with acquiring the West Sanford Fire Department and to begin serving the West Sanford Fire District effective July 1, 2010. Mr. Andrews asked for approval and support of the Lee County Board of Commissioners for the above-referenced merger and asked that the County Attorney and Fire Marshal's Office assist in the process to expedite the transition. After discussion, Commissioner Oldham moved to accept the recommendation of the Lee County Fire Advisory Board to begin the merger process of the West Sanford and Northview Fire Departments effective July 1, 2010 and for the County Attorney's office and Fire Marshal's office to assist with the transition. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Health Director Howard Surface presented the *2009 State of the County Health Report.* After the presentation and questions, Commissioner Oldham moved to accept the report as presented. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

The Board considered bids for the San-Lee Park lower dam spillway repair project. County Manager John Crumpton presented the following single prime bids for the above-referenced project:

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| ASI Constructors, Inc., Pueblo West, CO | $1,097,375.00 |
| Crowder Construction Corp., Charlotte, NC | $1,011,145.00 |
| Hall Contracting Corporation, Charlotte, NC | $ 977,300.00 |
| Thalle Construction Co., Inc., Hillsborough, NC | $1,226,350.00 |

After discussion, Commissioner Kelly moved to accept the low bid of $977,300.00 from Hall Contracting Corporation, Charlotte, North Carolina, for the San-Lee Dam repair project and authorized staff to begin negotiations on a contract and the 3 alternate bids submitted. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

The Board considered an appointment to the Lee County Rest Home-Nursing Home Advisory Board. Clerk to the Board Gaynell Lee presented one application for consideration due to a recent resignation from said Board. Commissioner Paschal moved to accept the application and appointment of Ms. Deloris Jenkins to the Lee County Rest Home-Nursing Home Advisory Board. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Finance Director Lisa Minter presented the *Monthly Financial Report* for month ending December 2009. No action was taken.

County Manager John Crumpton discussed Federal Legislative issues for Lee County that will be presented to the North Carolina County Commissioners Association for the upcoming NACo Legislative Conference. Mr. Crumpton stated the number one priority for state-wide consideration should continue to be the opposition to mandatory collective bargaining in any capacity in the State. After discussion, and by unanimous vote, the Board approved the following federal issues:

1. North Carolina should oppose any law which would require mandatory collective bargaining in any capacity for State and Local Governments.
2. North Carolina counties should oppose any Healthcare reform bill that imposes a "tax" or surcharge on the Healthcare plans which counties provide to their employees. Counties should oppose any plan which imposes any financial responsibility for Healthcare reform on local governments.
3. Oppose any unfunded mandates from the Federal level.
4. Encourage any future economic stimulus packages to include tax incentives, capital gains tax cuts, or similar incentives to individuals, businesses and industries that invest and create new jobs in the United States.

County Manager John Crumpton reminded Board members of a joint meeting scheduled with the Central Carolina Community College Board of Trustees for Tuesday, January 26, 2010, beginning at 4 p.m. at the Dennis Wicker Civic Center. The meeting has been called to discuss FY 2010-11 budget matters.

Commissioner Dalrymple moved to go into closed session to instruct staff concerning the negotiation of the price and terms of a contract concerning the acquisition of real property per N.C. Gen Stat § 143-318.11(a)(5). Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously and the Board was in closed session.

Upon returning from Closed Session, the meeting resumed with all members present with the exception of Commissioner Reives.

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

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

The Chairman ruled the motion had been adopted unanimously and the meeting adjourned at 7:35 p.m.

LEE COUNTY NORTH CAROLINA ATTEST

Gaynell M. Lee, Clerk

Richard B. Hayes, Chairman
Lee County Board of Commissioners