

# LEE COUNTY

NORTH CAROLINA

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

MAY 16, 2016

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The regular meeting of the Board of Commissioners for the County of Lee, State of North Carolina, convened at 5 p.m. in the Commissioners' Room, First Floor, Lee County Government Center, 106 Hillcrest Drive, Sanford, North Carolina, on said date. Commissioners present when the meeting was called to order were Amy M. Dalrymple, Dr. Ricky D. Frazier, Larry "Doc" Oldham, Robert T. Reives, and Timothy S. Sloan. Commissioner Dr. Andre Knecht arrived at 5:02 p.m. and Commissioner Kirk D. Smith arrived at 5:38 p.m.

Chair Dalrymple called the meeting to order.

Pastor Ray from Jehovah Jireh Christian Center delivered the invocation.

The pledge of allegiance was recited.

The Board considered additions/changes to the *Agenda*. With no changes made, Commissioner Oldham moved to approve the *Agenda* as presented. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Oldham, Reives, and Sloan  
Nay: None  
Absent: Knecht and Smith

The Chair ruled the motion had been adopted unanimously.

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

- A. Minutes from the May 2, 2016 regular meeting,
- B. Tax Releases and Refunds for April 2016 (copy attached),
- C. Acceptance of LSTA EZ Edge Grant for the Library,
- D. Resolution to Establish Multi-Bank Securities for Investments (copy attached), and
- E. Renewal Audit Contract with Thompson, Price, Scott, Adams & Co., P.A. (copy attached).

Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Oldham, Reives, and Sloan  
Nay: None  
Absent: Knecht and Smith

The Chair ruled the motion had been adopted unanimously.

Pursuant to N.C. General Statute 153A-52.1, Chair Dalrymple opened the floor for public comments. The following signed up to speak and were allowed 3 minutes for comments:

1. Dr. Lynn Smith, Chairman of the Lee County Board of Education (in support of purchasing vacant house on S. Vance Street along with Wicker School Complex property)

Architect Taylor Hobbs presented a report and update on the Central Carolina Community College Bond Projects. Commissioner Knecht arrived during the beginning of the presentation at 5:02 p.m. No action was taken.

Donald Andrews, Chairman of the Lee County Fire Advisory Board presented the FY 2016-17 Fire District Budgets, a copy of which is attached to these Minutes and by this reference made a part hereof. Commissioner Kirk D. Smith arrived at the beginning of this presentation at 5:38 p.m. Mr. Andrews discussed a flat tax rate for all county fire departments and explained briefly how that would work. Commissioner Reives stated he would like the Fire Marshal to check and see what other counties have a flat fire tax rate. He further stated he would like to ask the fire department chief's to let the Commissioners know (in writing) how they feel about this possible change in funding instead of going through the Fire Marshal's office. After discussion, Commissioner Smith moved to hold a public hearing on the proposed Fire District Budgets at the June 6<sup>th</sup> meeting of the Board of Commissioners. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith  
Nay: None

The Chair ruled the motion had been adopted unanimously.

The Board considered a Resolution prepared and presented by the Triangle Area Rural Planning Organization (TARPO) for ranking of local transportation projects. Community Development Director Marshal Downey stated the NC Department of Transportation is using a new system in which projects are awarded funding known as Strategic Transportation Investment (STI). NCDOT looks to regional transportation planning organizations, the Triangle Area Rural Planning Organization (TARPO), for assignment of local input. TARPO asked members from the four county area – Lee, Moore, Chatham, and certain unincorporated parts of Orange County, as well as the respective municipalities within each county – to submit a collective list of their top 10 projects for consideration. The 40 projects were trimmed down by TARPO to a total of 14 projects that will be assigned “local” points and forward to DOT. Each of the four counties is guaranteed to get a least two projects included in the group of 14. A copy of the Resolution approved by TARPO is attached to these Minutes and by this reference made a part hereof. No action was taken.

At this time the Board of Commissioners conducted 4 public hearings, 3 being joint hearings with the Lee County Planning Board. The first application presented was from AGA Corporation to rezone from Residential Restricted (RR) district to General Commercial (C-2) district approximately 1.53 acres of vacant land located east of NC Highway 87 South and formerly addressed as 4953 and 4957 NC Highway 87 South. Zoning Administrator Althea Thompson outlined the rezoning request.

Chair Dalrymple opened the public hearing that had been advertised for this date and time.

The following spoke in favor of the rezoning request:

1. Van Groce, PO Box 2825, Sanford, NC (owner of said property). Stated he

felt this was the best zoning for the property.

No one present spoke in opposition to the rezoning request.

Chair Dalrymple closed the public hearing.

The second public hearing with the Planning Board was to consider an application submitted by Copper Ridge Development LLC. Zoning Administrator Althea Thompson outlined the rezoning request. Commissioner Reives asked if anything was in place to address erosion control issues in rural areas when new construction begins. Ms. Thompson stated that issue was addressed by the State. Commissioner Reives moved for the Planning Department to provide erosion control information with future rezoning application information along with State contact information. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith

Nay: None

The Chair ruled the motion had been adopted unanimously.

Chair Dalrymple opened the public hearing that had been advertised for this date and time.

The following spoke in favor of the rezoning application:

1. Mr. Van Groce, PO Box 2825, Sanford, NC (owner of said property). Stated this was better utilization of the land.

County Manager John Crumpton asked Mr. Groce if the location of the airport presented a problem with the proposed new development. Mr. Groce stated it did not since the development would not be in the flight path of the airport.

The following spoke in opposition to the rezoning request:

1. Mr. Fred Sloan, 3429 Farrell Road – has lived in the area his entire life and it has always been a rural, quiet area. He read a prepared statement addressing concerns for the area, which addressed flooding from heavy rains, safety where neighbors can walk and ride bicycles along the highway, and his house being in the flight path of the airport. Not trying to impede progress; only want to develop in a way consistent with what it is now for future family generations to enjoy as the community of which they are proud to be a part.
2. Mr. James Teal, 3687 Farrell Road, Sanford – not sure why the application is requesting an "RR" district; feels it is not needed. He assisted with developing the Deep River Long Range Plan and feels this rezoning request isn't a good fit for the area.

Chair Dalrymple closed the public hearing.

The third and final public hearing with the Planning Board was an application submitted by Mr. Charles Brown to rezone from Highway Commercial Conditional Use (HC-CU) district to Residential Agricultural (RA) district a 4.44 ± acre tract located at 304 Country Estates Drive. Zoning Administrator Althea Thompson outlined the requested request.

Chair Dalrymple opened the public hearing that had been advertised for this date and time.

The following spoke in favor of the rezoning request:

1. Mr. Charles Brown, 304 Country Estates (owner of said property). Stated the request was for a financial reason.

No one present spoke in opposition to the rezoning request.

Chair Dalrymple closed the public hearing.

At this time members of the Lee County Planning Board and staff retired to the Gordon Wicker Conference Room for further deliberation. Recommendations from these hearings will be presented to Commissioners for consideration at their June 6<sup>th</sup> meeting.

The fourth public hearing advertised was for the proposed FY 2016-17 Budget. County Manager John Crumpton outlined his proposed budget presented at the previous meeting.

Chair Dalrymple opened the public hearing that had been advertised for this date and time.

The following spoke in favor of the proposed FY 2016-17 Budget:

1. Dr. Andy Bryan, 1508 Winterlocken Drive, Sanford, Superintendent of the Lee County Schools. Dr. Bryan thanked Commissioners for their funding last year and what the County Manager was recommending for the upcoming current budget.

No one present spoke in opposition to the proposed Budget.

Economic Development Director Bob Joyce, 2003 Vantage Point, Sanford, stated he wished to make a comment – neither for against the budget – but on behalf of SAGA's request for additional funding. Gave some updates on economic development projects over the past couple of years and addressed the need for resources in marketing. Mr. Charles Welborn, 523 Chris Cole Road, Sanford, also spoke on behalf of SAGA's budget request that the County Manager did not recommend. His request was for Commissioners to fund SAGA at the increased level requested.

Chair Dalrymple closed the public hearing.

At this time Chair Dalrymple called for a 10-minute recess.

Upon returning from recess, with all members present, the regular meeting resumed.

The Board discussed added security for Board of Commissioner meetings. Commissioner Reives asked that the Board look into having a metal detector placed outside the Commissioners' Board Room. After discussion, the County Manager was asked to get a price for a metal detector and installation as discussed. Chair Dalrymple stated since the metal detectors are large and take up space maybe the meetings could be moved to Courtroom #4 at the old Lee County Courthouse where units are already in place. No action was taken.

Finance Director Lisa Minter presented Budget Amendment # 05/16/16/18 for the following departments:

Sheriff – appropriate \$3,226 from Insurance Refunds revenue to cover vehicle maintenance.

Drug Seizure Funds – appropriate \$31,580 from Federal Justice Drug Seizure Fund Balance to purchase tactical gear for the Drug Division.

Library – appropriate \$14,868 received from a State Library Grant Award, as well as a \$3,717 gift from Friends of the Library to purchase two self-service check-out Kiosks stations.

Health – appropriate \$3,225 of additional funding awarded by the State to purchase vaccines, as well as \$9,782 in TANF funds awarded by the State to support the Barbers and Beauticians Program (Teen Pregnancy).

Airport – correct FY 2015-16 Airport Operating Budget quarterly appropriation amount.

Commissioner Frazier moved to approve *Budget Amendment # 05/16/16/18* 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, Oldham, Reives, Sloan, and Smith  
Nay: None

The Chair ruled the motion had been adopted unanimously.

The Monthly Financial Report for the month of April 2016 was presented. No action was taken.

County Manager John Crumpton presented his *Monthly Report for May 2016*, a copy of which is attached to these Minutes and by this reference made a part hereof. The Budget Work Session scheduled for Monday, May 23, 2016 was discussed. It was noted that the Boys & Girls Club had incorrectly asked for the wrong amount of money for the upcoming year. Their request should have been for \$10,000 instead of the \$3,500 requested. After discussion, Commissioner Reives moved to support the amended amount of funds for the Boys & Girls Club from \$3,500 to \$10,000. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith  
Nay: None

The Chair ruled the motion had been adopted unanimously.

Commissioner Reives asked that a list be provided for the Budget Work Session of what SAGA has done over the past two years.

Chair Dalrymple discussed the Occupancy Tax (SB 874) that was recently introduced in the Senate. It was noted the Chair of the House Local Government Committee stated that SB 874, as currently drafted, will not pass the House. Commissioner Reives moved for the Chair to sign a letter, along with Sanford Mayor Chet Mann, asking that the Bill be re-written or re-drafted in order to pass in the Senate. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith  
Nay: None

The Chair ruled the motion had been adopted unanimously.

Commissioner Reives moved that a Resolution be prepared for former County Attorney Kenneth R. Hoyle's years of service to be presented to his family. Mr. Hoyle passed away Sunday, May 15, 2016. Upon a vote, the results were as follows:

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith  
Nay: None

The Chair ruled the motion had been adopted unanimously. A copy of the Resolution drafted and presented to the Hoyle family is attached to these Minutes and by this reference made a part hereof.

Commissioner Frazier asked that condolences be sent to School Board member and DSS Board member Ophelia Livingston for the recent loss of her daughter.

Commissioner Oldham asked that someone talk with our local representatives and DOT about a site distance issue at the intersection of Carbonton and Steel Bridge Road.

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

Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith  
Nay: None

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



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Amy M. Dalrymple, Chair  
Lee County Board of Commissioners

ATTEST:



Gaynell M. Lee, Clerk to the Board