

LEE COUNTY

NORTH CAROLINA

Committed Today for a Better Tomorrow

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

FEBRUARY 6, 2012

The regular meeting of the Lee County 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 Richard B. Hayes, Larry "Doc" Oldham, Nathan E. Paschal, Robert T. Reives, Linda A. Shook, and James K. Womack, Jr. Commissioner Charles T. Parks was absent, due to illness, but did participate in the meeting via teleconference.

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

A moment of silence was held in memory of Dr. Brian Torgerson who passed away on February 4th prior to the invocation being delivered by Commissioner Womack.

The pledge of allegiance was recited.

The Board considered additions/changes to the agenda. Chairman Shook stated she wished to amend the Agenda to allow Lee County Representative Mike Stone and Harnett County Representative David Lewis to speak to the Board. Commissioner Oldham asked that an appointment to the Rest Home-Nursing Home Advisory Board (Consent Agenda) be pulled for further discussion under New Business. Commissioner Parks asked that item V. A. (presentation by Mr. Keith Clark) be pulled from the agenda. Separate votes were taken for each item referenced above as follows: Commissioner Womack moved to add the redistricting presentation by Representatives Stone and Lewis to the agenda. Upon a vote, the results were as follows:

Aye: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Parks moved to remove Item V. A. from New Business (presentation by Mr. Keith Clark). Upon a vote, the results were as follows:

Aye: Parks, Shook, and Womack
Nay: Hayes, Oldham, Paschal, and Reives

The Chairman ruled the motion failed by a 4 to 3 vote.

Commissioner Oldham moved to remove Consent Agenda item II. B. (appointment to the Rest Home-Nursing Home Advisory Board) to New Business. Upon a vote, the results were as follows:

Aye: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Oldham moved to approve the Agenda as amended. Upon a vote, the results were as follows:

Aye: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
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 January 23, 2012 regular meeting,
- Purchase of a new 2012 vehicle for Emergency Services from Wilkinson Cadillac Chevrolet in the amount of \$28,459.26 (bid sheet attached) ,
- Audit contract with Martin Starnes & Associates, CPA's (copy attached),
- Budget amendment # 02/06/12/08 (copy attached), and
- Financing letter for Carolina Trace Fire Department (copy attached).

Upon a vote, the results were as follows:

Aye: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

At this time Lee County Representative Mike Stone and Harnett County Representative David Lewis who also serves as Chair of the Redistricting Committee for District 51, discussed with the Board the new redistricting districts that must be addressed every 10 years. Mr. Lewis stated this has been the most open and transparent redistricting process that anyone can recall, with 34 public hearings held across the State. Maps approved moved more than 6,700 voters in northern Lee County and Sanford into a newly-drawn District 54 with a portion of Chatham County. It was further stated that the county was divided because its population, along with Harnett County, was too large for two seats, but too small for a third seat. Commissioner Reives stated the Lee County Board of Commissioners should have been given the opportunity to voice their opinions – out of mutual respect. Commissioner Womack stated he was impressed with the redistricting process this year.

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

1. Ms. Sheila Barber, 232 Palace Drive, Sanford
2. Mr. Keith Clark, 212 Acorn Drive, Sanford

At this time the Board conducted a public hearing to consider an economic development incentive agreement between the Lee County Economic Development Corporation and Cloverleaf Cold Storage Company. Economic Development Director Bob Heuts outlined the request which included financial assistance for a \$12 million investment for a 40,000 square foot processing facility. Financial assistance is needed to move the existing railroad spur and to relocate sewer and water lines. A 5-year, 50% appropriation of \$206,807 from the County is recommended. Applications will also be submitted for various grants from the Rural Center and Golden Leaf to assist with the project. A total of 58 new jobs will be added at an annual average salary of \$22,519.

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

The following spoke in favor of the incentive request:

1. Mr. Bob Heuts, Lee County Economic Development Director
2. Mr. Keith Clark, 212 Acorn Drive, Sanford
3. Ms. Carol Carlson, Sanford

No one present spoke in opposition to the incentive request.

Chairman Shook closed the public hearing.

Representatives from Fleming Transportation provided a request through the County Manager to appear before the Board to discuss privatizing of the COLTS Transportation System. Mr. Walter Antonell (Antonell Consulting Group) and Ms. Syvella Robinson discussed the privatization of the COLTS System under their organization. A similar presentation was presented to the Lee County Transportation Advisory Board in September 2011. Since that meeting staff has been reviewing other public/private partnerships in transportation across North Carolina. Mr. Antonell and Ms. Robinson asked that Commissioners consider the proposal prior to the upcoming budget process. No action was taken.

Mr. Keith Clark, 212 Acorn Drive, Sanford, completed the required paperwork to appear before the Board and discuss changes to the Boards' *Rules of Procedure*. Mr. Clark made several suggestions that, in his opinion, needed to be made to the Rules and asked that the County Attorney be allowed to work on revisions as submitted. After discussion, Chairman Shook asked Board members to review handouts presented by Mr. Clark and share comments/suggestions with County Attorney Dale Talbert. No action was taken.

The Board, at this time, heard a presentation from Tax Administrator Dwane Brinson in reference to the next revaluation that becomes effective January 1, 2013. Mr. Brinson stated that staff is currently working to successfully complete the County's first in-house countywide revaluation. Mr. Brinson stated the Tax office will be holding community presentations throughout the process, while also utilizing non-traditional methods of disseminating information such as YouTube videos and social media sites. No action was taken.

County Manager John Crumpton addressed a recent request for public information from Ms. Sheila Barber. Mr. Crumpton stated the Board needed to review how requests are received and handled. It was stated that staff recently handled a public request matter in error and there are not enough staff to handle the large number of requests being received. After discussion, Commissioner Womack moved that County Attorney Talbert and staff review the CD requested by Ms. Barber, with appropriate redactions, and release at no charge. Upon a vote, the results were as follows:

Aye: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Oldham discussed the appointment to the Rest Home-Nursing Home Advisory Board that had been pulled from the Consent Agenda earlier in the meeting. He expressed concern that the Board currently has 5 vacancies. After discussion, Commissioner Oldham moved to appoint Ms. Carol Villiers to the Rest Home-Nursing Home Advisory Board, instructed the Clerk to advertise vacancies, and contact alternate member Leon Hooker to see if he would be willing to move from the alternate position to a full time position on said board. Upon a vote, the results were as follows:

Aye: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Oldham moved to go into closed session to consider a personnel matter per N.C. General Statute 143-318.11(a) (6). Upon a vote, the results were as follows:

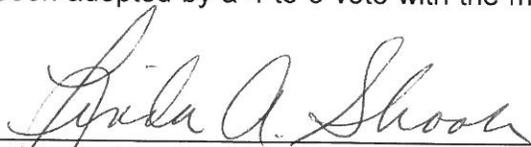
Aye: Hayes, Oldham, Parks, Paschal, Reives, Shook, and Womack
Nay: None

The Chairman ruled the motion had been adopted unanimously and Board was in closed session. Upon completing business in closed session, the meeting resumed, with all members present, including Mr. Parks on the teleconference call.

With no further business to come before the Board, Commissioner Reives moved to adjourn to reconvene at 9 a.m., Wednesday, February 8, 2012, in the Commissioners' Board Room for the purpose of further considering and acting on the proposed economic development incentive for Cloverleaf Cold Storage Company. Upon a vote, the results were as follows:

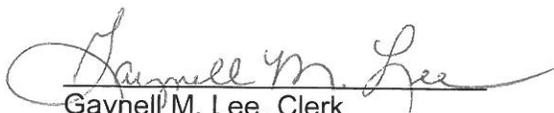
Aye: Hayes, Oldham, Paschal, and Reives
Nay: Parks, Shook, and Womack

The Chairman ruled the motion had been adopted by a 4 to 3 vote with the meeting adjourning at 7:25 p.m.



Linda A. Shook, Chairman
Lee County Board of Commissioners

ATTEST:



Gaynell M. Lee, Clerk